

CLOSED

**U.S. District Court
Western District of Tennessee (Memphis)
CIVIL DOCKET FOR CASE #: 2:06-cv-02179-SHM-tmp**

Equal Employment Opportunity Commission v. A & I Products, Inc.

Assigned to: Judge Samuel H. Mays, Jr
Referred to: Magistrate Judge Tu M. Pham
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 03/24/2006
Date Terminated: 12/10/2007
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Adele Rapport**
EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION
1407 Union Avenue
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901-544-0113
TERMINATED: 08/09/2006
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V.

Defendant**A & I Products, Inc.**

represented by **Ralph T. Gibson**
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Date Filed	#	Docket Text
03/24/2006	<u>1</u>	COMPLAINT against A & I Products, Inc. (Filing fee \$ waived) , filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Civil Cover Sheet)(agj,) (Entered: 03/24/2006)
05/11/2006	<u>2</u>	NOTICE of Appearance by Ralph T. Gibson on behalf of all defendants (Gibson, Ralph) (Entered: 05/11/2006)
05/12/2006	<u>3</u>	SETTING LETTER: Scheduling Conference set for 6/15/2006 09:45 AM in Courtroom 6 - Memphis before Tu M. Pham. (bdg,) (Entered: 05/12/2006)
05/30/2006	<u>4</u>	ANSWER to Complaint with Jury Demand by A & I Products, Inc..(Gibson, Ralph) (Entered: 05/30/2006)
06/13/2006	<u>5</u>	REPORT of Rule 26(f) Planning Meeting. (Tuggle, Darin) (Entered: 06/13/2006)
06/14/2006	<u>6</u>	SCHEDULING ORDER: Amended Pleadings due by 9/15/2006. Discovery due by 12/15/2006. Joinder of Parties due by 9/15/2006. Dispositive Motions due by 1/15/2007. Jury trial to last 3-4 days. The Scheduling Conference set for 6/15/06 is canceled, Signed by Judge Tu M. Pham on 6/14/06. (Pham, Tu) (Entered: 06/14/2006)

07/31/2006	7	MOTION to Substitute Attorney <i>Proposed Order Submitted</i> , MOTION to Withdraw as Attorney <i>Proposed Order Submitted</i> by Equal Employment Opportunity Commission. (Tuggle, Darin) (Entered: 07/31/2006)
08/09/2006	8	ORDER granting 7 Motion to Substitute Attorney. Added attorney Faye A. Williams for Equal Employment Opportunity Commission. Attorney Adele Rapport terminated. Signed by Judge Samuel H. Mays Jr. on 8/8/06. (Mays, Samuel) (Entered: 08/09/2006)
11/27/2006	9	Joint MOTION to Extend Deadline <i>to modify scheduling order (proposed order submitted)</i> by A & I Products, Inc.. (Attachments: # 1 Memorandum in support of joint motion to modify scheduling order)(Gibson, Ralph) (Entered: 11/27/2006)
12/06/2006	10	SETTING LETTER: Jury Trial set for Tuesday, 5/29/2007 at 09:30 AM in Courtroom 2 - Memphis before Samuel H. Mays Jr. Pretrial Conference set for Friday, 5/18/2007 at 02:00 PM. Joint Pretrial order due 5/14/2007. (jl) (Entered: 12/06/2006)
12/13/2006	11	SETTING LETTER: Status/Scheduling Conference set for Thursday, 12/28/2006 at 10:30 AM in Courtroom 2 - Memphis before Samuel H. Mays Jr. (jl) (Entered: 12/13/2006)
12/28/2006	12	MINUTES: Status/Scheduling Conference held on 12/28/2006 before Judge Samuel H. Mays Jr. Atty Darin Tuggle appeared for pltf; Atty Ralph Gibson appeared for deft. Jury Trial currently set 5/29/2007 with a pretrial conference on 5/18/2007. MOTION 9 to Extend Deadlines & to modify scheduling order GRANTED. Joining parties/amending pleadings ddl 2/15/2007; Discovery due by 3/15/2007 ; Expert disclosures due 1/15/2007 from pltf; 2/15/2007 from deft; dispositive motions due 4/16/2007. Jury Trial RESET to Monday, 8/20/2007 at 9:30 a.m. (est 3-4 days); Pretrial Conference RESET to Friday, 8/10/2007 at 9:30 a.m. Joint Pretrial Order due 8/3/2007. Mediation deadline is 5/15/2007. (Court Reporter Diana Coleman) (jl) Modified on 1/30/2007 (jl,). (Entered: 01/04/2007)
01/04/2007	13	SETTING LETTER: Jury Trial RESET to Monday, 8/20/2007 at 09:30 AM in Courtroom 2 - Memphis before Samuel H. Mays Jr. Pretrial Conference RESET to Friday, 8/10/2007 at 09:30. Joint Pretrial Order due 8/3/2007. (jl) (Entered: 01/04/2007)
01/22/2007	14	SCHEDULING ORDER: Conference held 12/28/06 pursuant to motion 9 to modify schedule; motion GRANTED. Amended deadlines established: Joining parties and amending pleadings, 2/15/07; completing discovery, 3/15/07; expert disclosures, plaintiff, 1/15/07; expert disclosures, defendant, 2/15/07; dispositive motions, 4/16/07; mediation, 5/15/07. Pretrial Conference set for 8/10/2007 09:30 AM; Proposed Pretrial Order due by 8/3/2007; Jury Trial set for 8/20/2007 09:30 AM in Courtroom 2 - Memphis before Samuel H. Mays Jr. Trial 3 - 4 days. Signed by Judge Samuel H. Mays Jr. on 1/17/07. (Mays, Samuel) (Entered: 01/22/2007)
03/29/2007	15	Joint MOTION for Extension of Time to Complete Discovery <i>and to file dispositive motions (proposed order submitted)</i> by A & I Products, Inc.. (Attachments: # 1 Memorandum in support of joint motion extending deadline to complete discovery and to file dispositive motions)(Gibson, Ralph) (Entered: 03/29/2007)

04/03/2007	16	ORDER granting 15 Motion for Extension of Time to Complete Discovery and to File Dispositive Motion. The deadline for discovery and for filing dispositive motion is extended to 4/30/07. Signed by Judge Samuel H. Mays Jr. on 4/2/07. (Mays, Samuel) (Entered: 04/03/2007)
04/30/2007	17	DEPOSITION of Brian Van Der Vliet taken on April 13, 2007 by A & I Products, Inc.. (Attachments: # 1 Exhibit to deposition of Vliet)(Gibson, Ralph) (Entered: 04/30/2007)
04/30/2007	18	DEPOSITION of George David Waller taken on April 10, 2007 by A & I Products, Inc.. (Attachments: # 1 Exhibit to deposition of Waller)(Gibson, Ralph) (Entered: 04/30/2007)
04/30/2007	19	DEPOSITION of Eddie Lee Bonner taken on April 10, 2007 by A & I Products, Inc..(Gibson, Ralph) Modified on 4/30/2007 (fsh,). (Entered: 04/30/2007)
04/30/2007	20	DEPOSITION of Kevin Ray Culver taken on April 10, 2007 by A & I Products, Inc..(Gibson, Ralph) Modified on 4/30/2007 (fsh,). (Entered: 04/30/2007)
04/30/2007	21	COURTESY NOTICE: Pursuant to Rule 5 of the Federal Rules of Civil Procedure, document 19 Deposition filed by A & I Products, Inc., 20 Deposition filed by A & I Products, Inc., has been filed. The wrong deponent's name was entered as to the deposition filed. The names have been corrected accordingly in the text of the docket. Filer is not required to resubmit document. (fsh,) (Entered: 04/30/2007)
04/30/2007	22	DEPOSITION of Ann Boyd taken on April 4, 2007 by A & I Products, Inc..(Gibson, Ralph) (Entered: 04/30/2007)
04/30/2007	23	DEPOSITION of Jennifer Wilson taken on April 4, 2007 by A & I Products, Inc..(Gibson, Ralph) (Entered: 04/30/2007)
04/30/2007	24	MOTION for Summary Judgment by A & I Products, Inc.. (Attachments: # 1 Memorandum in support of motion for summary judgment)(Gibson, Ralph) (Entered: 04/30/2007)
06/04/2007	25	RESPONSE in Opposition re 24 MOTION for Summary Judgment (<i>nd Memorandum in Support</i>) filed by Equal Employment Opportunity Commission. (Attachments: # 1 Exhibit No. 1 Brian Van Der Vliet depo excerpts# 2 Exhibit No. 2 Ann Boyd depo excerpts# 3 Errata No. 3 Jennifer Wilson depo excerpts# 4 Exhibit No. 4 Kevin Culver depo excerpts# 5 Exhibit No. 5 George Waller depo excerpts# 6 Errata No. 6 Laura Bosler depo excerpts# 7 Exhibit No. 7 Boyd Charge of Discrimination# 8 Exhibit No. 8 Responses to RFI# 9 Exhibit No. 9 Declaration of Jeannie Robinson Hurt# 10 Errata No. 10 Eddie Bonner depo excerpts# 11 Exhibit No. 11 Harassment Policy# 12 Errata No. 12 Notice of Charge of Discrimination)(Tuggle, Darin) (Entered: 06/04/2007)
06/04/2007	26	RESPONSE in Opposition re 24 MOTION for Summary Judgment (<i>Plaintiff's Response to Defendant's Statement of Undisputed Facts</i>) filed by Equal Employment Opportunity Commission. (Attachments: # 1 Exhibit No. 1 Eddie Bonner depo excerpts# 2 Exhibit No. 2 A & I Products Exit Interview (Bates AI 0152-0153)# 3 Exhibit No. 3 George Waller depo excerpts# 4 Exhibit No. 4 Declaration of Jeannie Robinson Hurt# 5 Exhibit No. 5 Jennifer Wilson depo excerpts# 6 Errata No. 6 Ann Boyd depo excerpts# 7 Errata No. & Laura Bosler

		depo excerpts# 8 Exhibit No. 8 Brian Van Der Vliet depo excerpts# 9 Exhibit No. 9 Kevin Culver depo excerpts)(Tuggle, Darin) (Entered: 06/04/2007)
06/05/2007	27	DEFICIENCY NOTICE: Pursuant to Rule 5 of the Federal Rules of Civil Procedure, document 26 Response in Opposition to Motion, filed by Equal Employment Opportunity Commission, has been filed. However, the following deficiency has been found: Entry 26 is not a Reply to the 24 Motion for Summary Judgment. It is a Response to the Statement of Undisputed Facts which is contained in the body of an attachment to 24 . The document 26 should have been filed as a Notice of Additional Attachments to 25 . If any assistance is needed in filing please call the ECF Help Desk at 901-495-1200. The filer has one business day to correct the deficiency. (cas,) (Entered: 06/05/2007)
06/06/2007	28	NOTICE by Equal Employment Opportunity Commission re 24 MOTION for Summary Judgment -- <i>Plaintiff's Response to Defendant's Statement of Undisputed Facts</i> -- (Attachments: # 1 Exhibit No. 1 - Eddie Bonner depo excerpts# 2 Exhibit No. 2 - A & I Products Exit Interviews Bates # AI 0152-0153# 3 Exhibit No. 3 - George Waller depo excerpts# 4 Exhibit No. 4 - Declaration of Jeannie Robinson Hurt# 5 Exhibit No. 5 - Jennifer Wilson depo excerpts# 6 Exhibit No. 6 - Ann Boyd depo excerpts# 7 Exhibit No. 7 - Laura Bosler depo excerpts# 8 Errata No. 8 - Brian Van Der Vliet depo excerpts# 9 Errata No. 9 - Kevin Culver depo excerpts)(Tuggle, Darin) (Entered: 06/06/2007)
06/08/2007	29	NOTICE of Appearance by William A. Cash, Jr on behalf of Equal Employment Opportunity Commission (Cash, William) (Entered: 06/08/2007)
06/13/2007	30	MOTION for Leave to File <i>Reply Brief (Proposed Order Submitted)</i> by A & I Products, Inc.. (Attachments: # 1 Memorandum in support of Motion for Leave to File Reply Brief)(Gibson, Ralph) (Entered: 06/13/2007)
06/13/2007	31	CERTIFICATE of Counsel by Ralph T. Gibson on behalf of A & I Products, Inc. (Gibson, Ralph) (Entered: 06/13/2007)
06/19/2007	32	ORDER Granting 30 defendant's Motion for Leave to File Reply in further support of motion for summary judgment. Signed by Judge Samuel H. Mays Jr. on 6/18/07. (Mays, Samuel) (Entered: 06/19/2007)
07/13/2007	33	ORDER denying 24 Defendant's Motion for Summary Judgment. Signed by Judge Samuel H. Mays, Jr. on 07/13/2007. (Mays, Samuel) (Entered: 07/13/2007)
07/18/2007	34	NOTICE of Appearance by William A. Cash, Jr on behalf of Equal Employment Opportunity Commission (Cash, William) (Entered: 07/18/2007)
07/23/2007	35	NOTICE by Equal Employment Opportunity Commission of <i>Filing Plaintiff's Rule 26 (a)(3) Disclosures</i> (Tuggle, Darin) (Entered: 07/23/2007)
07/23/2007	36	CERTIFICATE OF SERVICE by A & I Products, Inc. of <i>the filing of Defendant's Rule 26(a)(3) PRETRIAL disclosures</i> (Gibson, Ralph) (Entered: 07/23/2007)
08/06/2007	37	MOTION in Limine (<i>proposed order submitted</i>) by Equal Employment Opportunity Commission. (Attachments: # 1 Memorandum in Support of Plaintiff's Motion in Limine# 2 Exhibit 1 Judicial Diversion# 3 Affidavit Declaration of Ann Boyd)(Tuggle, Darin) (Entered: 08/06/2007)

11/28/2007	38	CONSENT DECREE settling case. Signed by Judge Samuel H. Mays Jr. on 11/23/07. (Mays, Samuel) (Entered: 11/28/2007)
12/10/2007	39	JUDGMENT, signed by Judge Samuel H. Mays Jr. on 12/07/2007. This action is dismissed in accordance with the Consent Decree, docketed November 28, 2007. Each party shall bear their own costs, attorneys fees and expenses. (Mays, Samuel) (Entered: 12/10/2007)

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