

CLOSED

**U.S. District Court
Western District of Tennessee (Memphis)
CIVIL DOCKET FOR CASE #: 2:06-cv-02383-JPM-dkv**

Equal Employment Opportunity Commission v. Athletes Building
Better Communities, LLC
Assigned to: Chief Judge Jon Phipps McCalla
Referred to: Magistrate Judge Diane K. Vescovo
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 06/20/2006
Date Terminated: 10/11/2007
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Carson L. Owen**
EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION
1407 Union Avenue
Ste. 621
Memphis, TN 38104
901-544-0133
Fax: 901-544-0111
Email: carson.owen@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Deidre Smith
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OPPORTUNITY COMMISSION
1407 Union Avenue
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TERMINATED: 06/08/2007
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Faye Williams
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Terry L. Beck
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V.

Defendant

**Athletes Building Better Communities,
 LLC**
doing business as
 Athletes Foot

represented by **Jonathan C. Hancock**
 GLANKLER BROWN, PLLC
 One Commerce Square
 Suite 1700
 Memphis, TN 38103
 901-525-1322
 Fax: 901-525-2389
 Email: jhancock@glankler.com
TERMINATED: 07/25/2007
LEAD ATTORNEY
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 Suite 1700
 Memphis, TN 38103
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 Fax: 901-525-2389
 Email: wharmon@glankler.com
TERMINATED: 07/26/2007
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/20/2006	<u>1</u>	COMPLAINT against Athletes Building Better Communities, LLC (Filing fee \$ 350.00 waived) , filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Civil Cover Sheet)(cas) (Entered: 06/21/2006)
09/15/2006	<u>2</u>	ANSWER to Complaint with Jury Demand by Athletes Building Better Communities, LLC.(Hancock, Jonathan) (Entered: 09/15/2006)

10/11/2006	3	SETTING LETTER: Scheduling Conference set for 10/26/2006 09:30 AM in Courtroom 5 - Memphis before Diane K. Vescovo. Please email the proposed joint scheduling order to ECF_Judge_Vescovo@tnwd.uscourts.gov by Monday, October 23, 2006. If the order is approved and filed, the conference will be canceled. Please see Judge Vescovo's Rule 16(b) instructions at www.tnwd.uscourts.gov under Instructions, Procedures and Attachments to Notices.(crv) (Entered: 10/11/2006)
10/23/2006	4	RULE 16(b)SCHEDULING ORDER: Amended Pleadings due by 12/24/2006. Discovery due by 8/10/2007. Joinder of Parties due by 12/24/2006. Motions due by 10/1/2007.. Signed by Judge Diane K. Vescovo on 10/23/06. (bag,) (Entered: 10/23/2006)
11/01/2006	5	ORDER SETTING TRIAL AND PRETRIAL DATES. Signed by Judge Jon Phipps McCalla on 11/1/06. (McCalla, Jon) (Entered: 11/01/2006)
11/01/2006		Set Deadlines/Hearings: Pretrial Order due by 1/7/2008. Jury Trial set for 1/21/2008 09:30 AM in Courtroom 4 - Memphis before Jon Phipps McCalla. Pretrial Conference set for 1/14/2008 09:00 AM before Jon Phipps McCalla. (jae,) (Entered: 11/02/2006)
11/08/2006	6	SETTING LETTER: Jury Trial set for 1/21/2008 09:30 AM in Courtroom 4 - Memphis before Jon Phipps McCalla. Pretrial Conference set for 1/14/2008 09:00 AM in Courtroom 4 - Memphis before Jon Phipps McCalla. Pretrial Order due by 4:30 PM on 1/7/2008.(jpw) (Entered: 11/08/2006)
12/21/2006	7	NOTICE by Athletes Building Better Communities, LLC <i>Stipulation to Extension of Time For Defendant to Respond to Plaintiff's Discovery Requests</i> (Hancock, Jonathan) (Entered: 12/21/2006)
06/05/2007	8	MOTION to Substitute Attorney (<i>Proposed Order Submitted</i>) by Equal Employment Opportunity Commission. (Owen, Carson) (Entered: 06/05/2007)
06/08/2007	9	ORDER granting 8 Motion to Substitute Attorney. Attorney Deidre Smith terminated . Signed by Magistrate Judge Diane K. Vescovo on 6/8/07. (Vescovo, Diane) (Entered: 06/08/2007)
07/12/2007	10	NOTICE by Athletes Building Better Communities, LLC of <i>Bankruptcy Filing</i> (Attachments: # 1 Exhibit A)(Harmon, Whitney) (Entered: 07/12/2007)
07/17/2007	11	NOTICE by Equal Employment Opportunity Commission <i>Response to Defendant's Notice of Bankruptcy Filing</i> (Owen, Carson) (Entered: 07/17/2007)
07/23/2007	12	SETTING LETTER: Telephone Conference in re: 10 and 11 set for 8/23/2007 *9:00 AM before Judge Jon Phipps McCalla. (jpw) *Modified on 7/25/2007 (jpw). (Entered: 07/23/2007)
07/24/2007	13	First MOTION to Withdraw as Attorney <i>proposed order submitted</i> by Athletes Building Better Communities, LLC. (Attachments: # 1 Certificate of Consultation)(Harmon, Whitney) (Entered: 07/24/2007)
07/24/2007	14	ORDER SETTING TELEPHONE CONFERENCE. Signed by Judge Jon Phipps McCalla on 7/24/07. (McCalla, Jon) (Entered: 07/24/2007)

07/25/2007		CORRECTED NOTICE OF SETTING/CLARIFICATION: Telephone Conference set for 8/23/2007 at 9:00 AM (not 8:45 AM) before Judge Jon Phipps McCalla. (jpw) (Entered: 07/25/2007)
07/25/2007	15	ORDER granting 13 Motion to Withdraw as Attorney. Attorney Jonathan C. Hancock terminated . Signed by Judge Jon Phipps McCalla on 7/25/07. (McCalla, Jon) (Entered: 07/25/2007)
07/26/2007	16	MOTION to Withdraw as Attorney <i>proposed order submitted</i> by Athletes Building Better Communities, LLC. (Attachments: # 1 Certificate of Consultation)(Harmon, Whitney) (Entered: 07/26/2007)
07/26/2007	17	ORDER granting 16 Motion to Withdraw as Attorney. Attorney Whitney M. Harmon terminated. Signed by Judge Jon Phipps McCalla on 7/26/07. (McCalla, Jon) (Entered: 07/26/2007)
08/08/2007	18	MOTION for Extension of Time to Complete Discovery (<i>Proposed Order Submitted</i>) by Equal Employment Opportunity Commission. (Owen, Carson) (Entered: 08/08/2007)
08/09/2007	19	TEXT-ONLY ORDER: ORDER granting 18 Plaintiff Equal Employment Opportunity Commission's Motion to Extend the Discovery Deadline. The discovery deadline is hereby extended to September 14, 2007. Signed by Judge Jon Phipps McCalla on 8/9/07. (McCalla, Jon) (Entered: 08/09/2007)
08/23/2007	20	Minute Entry for proceedings held before Judge Jon Phipps McCalla: Telephone Conference held on 8/23/2007 to discuss 10 Defendant's Notice of Bankruptcy Filing and 11 Plaintiff's Response to Defendant's Notice of Bankruptcy Filing. Jovanda Jones, comptroller for the Defendant appeared telephonically along with Carson Owen, counsel for the Plaintiff. Ms. Jones stated that all the inventory had been turned over to Bankruptcy court. Plaintiff's counsel intends on filing an Application for Entry of Default Judgment from the Clerk of Court which will include a damages determination. (Plaintiff: Carson Owen) (Defense: No counsel; Javonda Jones, Comptroller) (Court Reporter: Brenda Parker.) (jpw) (Entered: 08/23/2007)
08/24/2007	21	MOTION for Entry of Default " <i>Request for Entry of Default</i> " by Equal Employment Opportunity Commission. (Owen, Carson) (Entered: 08/24/2007)
08/27/2007	22	ORDER granting 21 Motion for Entry of Default . Signed by Clerk of Court on 8/27/07. (jae,) (Entered: 08/27/2007)
08/29/2007	23	ORDER ON TELEPHONE CONFERENCE. Signed by Judge Jon Phipps McCalla on 8/29/07. (McCalla, Jon) (Entered: 08/29/2007)
09/13/2007	24	ORDER SETTING DAMAGES HEARING. Signed by Judge Jon Phipps McCalla on 09/13/07. (McCalla, Jon) (Entered: 09/13/2007)
09/14/2007	25	SETTING LETTER: Damages Hearing set for 10/12/2007 09:30 AM in Courtroom 4 - Memphis before Judge Jon Phipps McCalla. (jpw) (Entered: 09/14/2007)
10/09/2007	26	MOTION to Dismiss <i>Without Prejudice (Proposed Order Submitted)</i> by Equal Employment Opportunity Commission. (Attachments: # 1 Memorandum in

		Support of Motion for Dismissal Without Prejudice# 2 Affidavit of Carson L. Owen in Support of Motion for Dismissal Without Prejudice)(Owen, Carson) (Entered: 10/09/2007)
10/11/2007	27	ORDER GRANTING VOLUNTARY DISMISSAL WITHOUT PREJUDICE. Signed by Judge Jon Phipps McCalla on 10/11/07. (McCalla, Jon) (Entered: 10/11/2007)
10/11/2007	28	JUDGMENT. Signed by Judge Jon Phipps McCalla on 10/11/07. (McCalla, Jon) (Entered: 10/11/2007)

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