

CLOSED

**U.S. District Court [LIVE]  
Western District of Texas (El Paso)  
CIVIL DOCKET FOR CASE #: 3:97-cv-00171-DB**

EEOC v. Gail Darling  
Assigned to: Judge David Briones  
Demand: \$0  
Cause: 42:12101 Americans with Disabilities Act of 1990

Date Filed: 04/24/1997  
Date Terminated: 12/17/1997  
Jury Demand: None  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Linda Gutierrez**  
E.E.O.C.  
5410 Fredericksburg Rd.  
200 Mockingbird Plaza II  
San Antonio, TX 78229  
(210) 281-7637  
Fax: 210/281-7669  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Gail Darling**  
*Inc.*  
*doing business as*  
Gail Darling Temporaries

represented by **James T. McNutt, Jr.**  
Scott, Hulse, Marshall, Feuille, Finger &  
Thurmond, P.C.  
P.O. Box 99123  
El Paso, TX 79999-9123  
(915) 533-2493  
Fax: 915/546-8333  
Email: jmcn@scotthulse.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
04/24/1997	1	Complaint filed. Filing Fee: \$ Receipt # (Pages: ) (rd) (Entered: 04/24/1997)
04/24/1997		Summons issued for Gail Darling (rd) (Entered: 04/24/1997)
06/20/1997	2	Waiver of Service by Gail Darling ; Notice and Request Mailed on 6/10/97 ; Answer due on 8/11/97 for Gail Darling (mt) (Entered: 06/20/1997)
07/31/1997	3	Answer by Gail Darling (mt) (Entered: 07/31/1997)

07/31/1997	4	Scheduling order setting Joining of parties, amending of pleadings on 11/13/97 Deadline for filing of all motions 11/28/97 Discovery cutoff 12/8/97 Pretrial order to be submitted on or before 2/2/98 ; Alternate Dispute Resolution Report due by 10/2/97 (mt) (Entered: 07/31/1997)
07/31/1997	5	Letter from the Court. (mt) (Entered: 07/31/1997)
07/31/1997		Jury trial set at 9:30 4/20/98 (mt) (Entered: 07/31/1997)
08/25/1997	6	Alternate Dispute Resolution Report filed by EEOC, ; Party(s) agree to Alternate Dispute Resolution (mm1) (Entered: 08/27/1997)
08/25/1997	7	Non-consent to proceed before a U.S. Magistrate by EEOC (mm1) (Entered: 08/27/1997)
08/27/1997	8	Alternate Dispute Resolution Report filed by EEOC, Gail Darling, ; Party(s) do not agree to Alternate Dispute Resolution (mt) (Entered: 08/28/1997)
08/27/1997	9	Order striking the scheduling order of the parties filed on 8/27/97. (mt) (Entered: 08/28/1997)
09/18/1997	10	Notice of filing advisory to the court regarding plaintiff; s settlement offer and defts. response to plaintiff's offer by EEOC (mt) (Entered: 09/18/1997)
10/15/1997	11	Notice of filing designation of fact witnesses, testifying experts, and trial exhibits by EEOC (mt) (Entered: 10/16/1997)
10/15/1997	12	Motion by EEOC for leave to file plaintiff's amended complaint (mt) (Entered: 10/17/1997)
10/20/1997	13	Order granting motion for leave to file plaintiff's amended complaint [12-1] (mt) (Entered: 10/20/1997)
11/13/1997	14	Notice of filing designation of fact witnesses, testifying experts and trial exhibits by Gail Darling (mt) (Entered: 11/13/1997)
12/04/1997		Jury trial resetting to 9:30 2/2/98 (mt) (Entered: 12/05/1997)
12/16/1997	16	Joint motion by EEOC, Gail Darling to dismiss (mt) (Entered: 12/17/1997)
12/16/1997	17	Notice of filing settlement agreement by EEOC, Gail Darling (mt) (Entered: 12/17/1997)
12/17/1997	18	Order granting joint motion to dismiss [16-1] (mt) (Entered: 12/17/1997)
12/17/1997		Case closed (mt) (Entered: 12/17/1997)

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