

BOYLE, CLOSED, JURY

**U.S. District Court
Northern District of Texas (Dallas)
CIVIL DOCKET FOR CASE #: 3:97-cv-02322**

EEOC v. Multicare Fam Clinic, et al
Assigned to: Judge Sidney A Fitzwater
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 09/23/1997
Date Terminated: 12/10/1999
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff**Equal Employment Opportunity
Commission**

represented by **Jeffrey Charles Bannon**
Equal Employment Opportunity
Commission
Dallas District Office
207 S Houston
3rd Floor
Dallas, TX 75202
214/655-3300
Fax: 214/655-3331 FAX
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Suzanne M Anderson
Equal Employment Opportunity
Commission
Dallas District Office
207 S Houston
3rd Floor
Dallas, TX 75202
214/253-2740
Fax: 214/253-2749 FAX
Email: suzanne.anderson@eeoc.gov
TERMINATED: 04/30/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nancy S Brewer
Equal Employment Opportunity
Commission
Dallas District Office
207 S Houston
3rd Floor
Dallas, TX 75202
214/655-3300
Fax: 214/655-3331 FAX

Rick W Hightower

Biggers Beasley Earle & Hightower
1700 Pacific Ave
Suite 4450
Dallas, TX 75201
214/220-4700
Fax: 214/220-4747 FAX
ATTORNEY TO BE NOTICED

Robert A Canino, Jr

Equal Employment Opportunity
Commission
Dallas District Office
207 S Houston 3rd Floor
Dallas, TX 75202
214/253-2750
Email: robert.canino@eoc.gov

Sonji Dyer

Equal Employment Opportunity
Commission
Dallas District Office
207 S Houston
3rd Floor
Dallas, TX 75202
214/655-3300
Fax: 214/655-3331 FAX

V.

Defendant**Multicare Family Clinic**

represented by **Ann Marie Arcadi**
Carrington Coleman Sloman &
Blumenthal
901 Main St
Suite 5500
Dallas, TX 75202
214/855-3019
Fax: 214/758-3719
Email: aarcadi@ccsb.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jane Makela

Carrington Coleman Sloman &
Blumenthal
200 Crescent Court
Suite 1500
Dallas, TX 75201
214/855-3000

Fax: 214/855-1333 FAX

Defendant**Texas Healthcare Network***TERMINATED: 07/06/1998**doing business as*

Multicare Family Clinic

represented by **David N Kitner**

Strasburger & Price - Dallas

PO Box 50100

901 Main St Ste 4400

Dallas, TX 75250-100

214/651-4300

Fax: 214/651-4330 FAX

Email: david.kitner@strasburger.com

*TERMINATED: 07/06/1998**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Kimberly S Moore**

Strasburger & Price - Frisco

2801 Network Blvd

Suite 600

Frisco, TX 75034

469/287-3922

Email: kim.moore@strasburger.com

*TERMINATED: 07/06/1998***Defendant****Columbia HCA***TERMINATED: 07/06/1998**doing business as*

Multicare Family Clinic

represented by **Kimberly S Moore**

(See above for address)

TERMINATED: 07/06/1998

Date Filed	#	Docket Text
09/23/1997	1	COMPLAINT filed; (6) (alh) (Entered: 09/24/1997)
09/23/1997	1	DEMAND for jury trial by plaintiff EEOC (6) (alh) (Entered: 09/24/1997)
09/23/1997		PRELIMINARY ASSIGNMENT TO Magistrate Judge Jane J Boyle (alh) (Entered: 09/24/1997)
09/23/1997	2	SUMMONS(ES) issued for defendant Texas Healthcare Net, defendant Columbia HCA (ISS-1) (alh) (Entered: 09/24/1997)
09/23/1997	3	SUMMONS(ES) issued for defendant Multicare Fam Clinic, defendant Texas Healthcare Net, defendant Columbia HCA (ISS-3) (alh) (Entered: 09/24/1997)
10/07/1997	4	RETURN OF SERVICE executed as to defendant Texas Healthcare Net 9/23/97 by personal service; Answer due on 10/14/97 for Texas Healthcare Net (2) (lmm) (Entered: 10/08/1997)

10/14/1997	5	RETURN OF SERVICE executed as to defendant Multicare Fam Clinic 9/30/97 by personal service; Answer due on 10/20/97 for Multicare Fam Clinic (1) (lmn) (Entered: 10/15/1997)
10/14/1997	6	MOTION with memorandum in support by defendant Texas Healthcare Net to dismiss for lack of subject matter jurisdiction (5) (lmn) (Entered: 10/15/1997)
10/15/1997	7	ORDER denying [6-1] motion to dismiss for lack of subject matter jurisdiction (signed by Judge Fitzwater) Copies to counsel: 10/15/97 Page(s) 1 (lmn) (Entered: 10/15/1997)
10/16/1997	8	RETURN OF SERVICE executed as to defendant Columbia HCA 10/2/97 by personal service; Answer due on 10/22/97 for Columbia HCA (2) (lmn) (Entered: 10/17/1997)
10/20/1997	9	ANSWER to Complaint by defendant Multicare Fam Clinic (Attorney Ann Marie Arcadi), (7) (lmn) (Entered: 10/21/1997)
10/27/1997	10	ANSWER to Complaint by defendant Texas Healthcare Net, defendant Columbia HCA (Attorney David Kitner) (5) (lmn) (Entered: 10/27/1997)
11/03/1997	11	Unopposed MOTION by plaintiff EEOC to amend [1-1] complaint (3) (lmn) (Entered: 11/04/1997)
11/03/1997	12	ORDER granting [11-1] motion to amend [1-1] complaint (signed by Judge Fitzwater) Copies to counsel: 11/4/97 Page(s) 1 (lmn) (Entered: 11/04/1997)
11/03/1997	13	AMENDED COMPLAINT by plaintiff EEOC , (Answer due 11/13/97 for Columbia HCA, for Texas Healthcare Net, for Multicare Fam Clinic) amending [1-1] complaint (6) (lmn) (Entered: 11/04/1997)
11/20/1997	14	ORDER REQUIRING PROPOSAL for Contents of Scheduling Order. Proposed scheduling order due 12/23/97 (signed by Judge Fitzwater) Copies to counsel: 11/21/97 Page(s): 3 (jas) (Entered: 11/21/1997)
11/26/1997	15	Joint STATUS REPORT by plaintiff EEOC, defendant Multicare Fam Clinic, defendant Texas Healthcare Net, defendant Columbia HCA (4) (lmn) (Entered: 12/01/1997)
12/01/1997	16	AMENDED ANSWER to Complaint by defendant Multicare Fam Clinic : amends [9-1] answer (7) (lmn) (Entered: 12/02/1997)
12/11/1997	17	SCHEDULING ORDER setting Joining of Parties on 4/6/98 ; Amending of Pleadings on 5/4/98 ; Discovery cutoff 8/3/98 ; Deadline for filing of dispositive motions 6/1/98 ; (signed by Judge Fitzwater) Copies to counsel: 12/11/97 Page(s): 3 (lmn) (Entered: 12/11/1997)
12/11/1997	17	Scheduling ORDER set status report due for 1/12/98 (signed by Judge Fitzwater) Copies to counsel: 12/11/97 Page(s) 3 (lmn) (Entered: 12/11/1997)
01/12/1998	18	REPORT Re: Status of Settlement Negotiations by plaintiff EEOC, defendant Multicare Fam Clinic, defendant Texas Healthcare Net, defendant Columbia HCA (2) (alh) (Entered: 01/13/1998)
03/20/1998	19	Agreed MOTION by defendant Multicare Fam Clinic to amend/modify [17-1] Scheduling order and extend pre-trial deadlines (5) (lag) (Entered: 03/23/1998)

03/23/1998	20	AGREED ORDER granting [19-1] motion to amend/modify [17-1] Scheduling order and extend pre-trial deadlines reset scheduling order deadlines: Deadline for filing of dispositive motions by 7/1/98 (signed by SAF) Copies to counsel: 03/23/98 Page(s) 3 (lag) (Entered: 03/23/1998)
04/07/1998	21	MOTION with memorandum in support by defendant Multicare Fam Clinic to compel (15+) (lag) (Entered: 04/08/1998)
04/08/1998	22	ORDER OF REFERENCE: [21-1] motion to compel referred to Magistrate Judge Jane J. Boyle; this order of reference also prospectively refers all procedural motions (See order for specifics) (Signed by SAF) Copies to counsel: 04/09/98 Page(s): 1 (lag) (Entered: 04/09/1998)
04/15/1998	23	ORDER...before a hearing will be scheduled on the motion to Compel, the court Orders the parties to meet face-to-face to fully confer on each of the items in dispute (See order for specifics) (signed by Magistrate Judge Boyle) Copies to counsel: 04/16/98 Page(s) 3 (lag) (Entered: 04/16/1998)
04/17/1998	24	MOTION with memorandum in support by plaintiff EEOC to quash, or in the alternative for a protective order (6) (lag) (Entered: 04/20/1998)
04/20/1998	25	EXHIBIT A TO PLA'S EXPEDITED MOTION TO QUASH, OR IN THE ALTERNATIVE FOR A PROTECTIVE ORDER, AND BRIEF THEREON by plaintiff EEOC (11) (lag) (Entered: 04/21/1998)
04/20/1998	26	ORDER OF REFERENCE: [24-1] motion to quash, or in the alternative for a protective order referred to Magistrate Judge Jane J. Boyle; this order of reference also prospectively refers all procedural motions (See order for specifics) (Signed by SAF) Copies to counsel: 04/21/98 Page(s): 1 (lag) (Entered: 04/21/1998)
04/24/1998	27	ORDER...For the reasons that follow, before a hearing will be scheduled on Plaintiff's expedited motion to quash, the court Orders the parties to meet face-to-face to fully confer on each of the items in dispute (See order for specifics)(signed by Magistrate Judge Boyle) Copies to counsel: 04/24/98 Page(s) 3 (lag) (Entered: 04/24/1998)
05/04/1998	28	Designation of Experts by defendant Multicare Fam Clinic (3) (lag) (Entered: 05/05/1998)
05/04/1998	29	ORDER Motion hearing set for 2:00 5/14/98 for [24-1] motion to quash, or in the alternative for a protective order, set for 2:00 5/14/98 for [21-1] motion to compel (See order for specifics) (signed by Magistrate Judge Boyle) Copies to counsel: 05/05/98 Page(s) 2 (lag) (Entered: 05/05/1998)
05/08/1998	30	MOTION with memorandum in support by defendant Texas Healthcare Net, defendant Columbia HCA for summary judgment (15+) (lag) (Entered: 05/08/1998)
05/14/1998		Motion hearing re: [24-1] motion to quash, or in the alternative for a protective order Motion hearing held, [21-1] motion to compel Motion hearing held before Magistrate Boyle. (jas) (Entered: 05/15/1998)
05/14/1998	31	Minute order: Motion hearing Held before Magistrate Judge Jane J. Boyle re: dft mt to compel and pla's mt to quash/mt for protective order Court Reporter:

		electronic; pla to submit proposed order (1) (jas) (Entered: 05/15/1998)
05/18/1998	32	STIPULATED PROTECTIVE ORDER...The provisions of this order shall survive and remain in full force and effect after the termination of this action (See order for specifics) (signed by SAFitzwater) Copies to counsel: 05/19/98 Page(s) 5 (lag) (Entered: 05/19/1998)
05/22/1998	33	Entry/NOTICE of attorney appearance for plaintiff EEOC by Suzanne Michel Anderson (2) (lag) (Entered: 05/22/1998)
05/22/1998	34	RESPONSE by plaintiff EEOC to [30-1] motion for summary judgment (15+) (lag) (Entered: 05/26/1998)
05/26/1998	35	Supplement to its response/Supplemental RESPONSE by plaintiff EEOC to [30-1] motion for summary judgment (5) (lag) (Entered: 05/27/1998)
06/01/1998	36	Designation of Experts by defendant Multicare Fam Clinic (15+) (lag) (Entered: 06/02/1998)
06/02/1998	37	AREED ORDER granting in part, denying in part [24-1] motion to quash, or in the alternative for a protective order, except to the extent set forth herein, granting in part, denying in part [21-1] motion to compel as set forth herein (see order for specifics (signed by Magistrate Judge Boyle) Copies to counsel: 06/03/98 Page(s) 6 (lag) (Entered: 06/03/1998)
06/03/1998	38	Agreed/JOINT MOTION to amend/modify [17-2] order, [20-2] order and to extend pre-trial deadlines by plaintiff EEOC, defendant Multicare Fam Clinic (6) (lag) (Entered: 06/04/1998)
06/04/1998	39	ORDER granting [38-1] joint motion to amend/modify [17-2] order, [20-2] order and to extend pre-trial deadlines reset motion filing deadline for 8/3/98 (See order for specifics) (signed by SAFitzwater) Copies to counsel: 06/04/98 Page(s) 4 (lag) (Entered: 06/04/1998)
06/04/1998	40	REPLY by defendant Texas Healthcare Net to response to [30-1] motion for summary judgment (8) (lag) (Entered: 06/04/1998)
07/02/1998	41	JOINT MOTION to extend time/to extend pre-trial deadlines and to modify scheduling order by plaintiff EEOC, defendant Multicare Fam Clinic, defendant Texas Healthcare Net, defendant Columbia HCA (5) (jrb) (Entered: 07/06/1998)
07/02/1998	42	***AMENDED WITH ORDER DATED 07/07/98***ORDER granting [41-1] joint motion to extend time/to extend pre-trial deadlines and to modify scheduling order reset motion filing deadline for 10/5/98 (signed by Judge Fitzwater) Copies to counsel: 7/6/98 Page(s) 3 (jas) (Entered: 07/06/1998)
07/06/1998	43	MEMORANDUM OPINION AND ORDER granting [30-1] motion for summary judgment...Dfts' motion for summary judgment is granted, and the actions against them are dismissed (See memorandum opinion and order for specifics) (signed by SAFitzwater) Copies to counsel: 07/07/98 Page(s): 8 (lag) (Entered: 07/07/1998)
07/07/1998	44	AMENDED AGREED ORDER granting [41-1] joint motion to extend time/to extend pre-trial deadlines and to modify scheduling order reset motion filing deadline for 10/5/98 , reset discovery due for 10/5/98 ; The court's July 2, 1998

		order is amended by entry of this order (signed by SAFitzwater) Copies to counsel: 07/08/98 Page(s) 1 (lag) (Entered: 07/08/1998)
07/28/1998	45	ORDER set telephone conference hearing for 10:30 8/6/98 ; Both sides must confirm their availability for the hearing at least two days prior to the scheduled hearing by contacting Mrs Judy Murray at 214-753-2393 <SEE ORDER FOR SPECIFICS> (signed by Magistrate Judge Boyle) Copies to counsel: 07.29.98 Page(s) 1 (lag) (Entered: 07/29/1998)
08/03/1998	46	MOTION with memorandum in support by defendant Multicare Fam Clinic for leave to file second amended answer/to amend [16-1] answer (15+) (lag) (Entered: 08/04/1998)
08/03/1998	47	Joint status REPORT pursuant to the Court's Scheduling Order dated December 11, 1997 by plaintiff EEOC, defendant Multicare Fam Clinic (4) (lag) (Entered: 08/04/1998)
08/13/1998	48	MOTION by defendant Multicare Fam Clinic for discovery sanctions (15+)(USC) (jrb) Modified on 08/17/1998 (Entered: 08/14/1998)
08/14/1998	49	ORDER OF REFERENCE: [48-1] motion for discovery sanctions referred to Magistrate Judge Jane J. Boyle; This order of reference also prospectively refers all procedural motions <SEE ORDER FOR SPECIFICS> (Signed by SAFitzwater) Copies to counsel: 08.17.98 Page(s): 1 (lag) (Entered: 08/17/1998)
08/18/1998	50	ORDER...before a hearing will be scheduled on the motion (Dft's Motion for Discovery Sanctions), the Court orders the parties to meet face-to-face to fully confer on each of the items in dispute;...This motion will be held in abeyance until 09/02/98; No later than 09/02/98, the movant must notify the court whether the motion has been resolved or a hearing is necessary <SEE ORDER FOR SPECIFICS> (signed by Magistrate Judge Boyle) Copies to counsel: 08.19.98 Page(s) 3 (lag) (Entered: 08/19/1998)
08/19/1998	51	RESPONSE by plaintiff EEOC to [48-1] motion for discovery sanctions (15+) (lag) (Entered: 08/20/1998)
08/26/1998	52	ORDER granting [46-1] motion for leave to file second amended answer/to amend [16-1] answer. Deft ordered to file original, signed copy of second amended answer w/Clerk. (signed by SAF) Copies to counsel: 08.27.98 Page(s) 1 (alh) (Entered: 08/27/1998)
08/28/1998	53	Second AMENDED ANSWER to Complaint by defendant Multicare Fam Clinic : amends [16-1] answer (7) (jas) (Entered: 08/31/1998)
09/02/1998	54	REPLY by defendant Multicare Fam Clinic to response to [48-1] motion for discovery sanctions (6) (lag) (Entered: 09/03/1998)
09/03/1998	55	Joint STATUS REPORT of face-to-face conference by plaintiff EEOC, defendant Multicare Fam Clinic (5) (lag) (Entered: 09/04/1998)
09/04/1998	56	TRIAL SETTING ORDER set docket call for 4/5/99 See order for specifics. (signed by SAF) Copies to counsel: 09.08.98 Page(s) 4 (alh) (Entered: 09/08/1998)

09/08/1998	57	ORDER setting hearing: Motion hearing set for 9:00 9/24/98 for [48-1] motion for discovery sanctions (signed by Mag. Boyle) Copies to counsel: 09.08.98 Page(s): 2 (alh) (Entered: 09/08/1998)
09/24/1998	58	Minute order: Motion hearaing Held before Magistrate Judge Jane J. Boyle re: dft motion for discovery sanctions Court Reporter: Electronic; Dft's motion for discovery santions is granted; Pla is to pay \$5,000 within 14 days for atty's fees and expenses to dfts; Dft to submit proposed order (1) (lag) (Entered: 09/24/1998)
09/24/1998		Motion hearing re: [48-1] motion for discovery sanctions Motion hearing held (lag) (Entered: 09/24/1998)
09/25/1998	59	ORDER granting [48-1] motion for discovery sanctions...Ordered that Pla the Equal Employment Opportunity Commission shall pay to Dft Fenyves & Nerenberg, MDPA, \$5,000 as discovery sanctions within fourteen (14) days from the date of this Order (signed by Magistrate Judge Boyle) Copies to counsel: 09.28.98 Page(s) 1 (lag) (Entered: 09/28/1998)
09/29/1998	60	Objections/RESPONSE and Motion to Quash by defendant Multicare Fam Clinic in opposition to Notice of Deposition Pursuant to Rule 30(b)(6) of the FRCP (7) (lag) (Entered: 10/01/1998)
09/29/1998	60	MOTION and Objections by defendant Multicare Fam Clinic to quash Notice of Deposition Pursuant to Rule 30(b)(6) of the FRCP (7) (lag) (Entered: 10/01/1998)
09/30/1998	61	ORDER OF REFERENCE: [60-1] motion to quash Notice of Deposition Pursuant to Rule 30(b)(6) of the FRCP referred to Magistrate Judge Jane J. Boyle; This order of reference also prospectively refers all procedural motions <SEE ORDER FOR SPECIFICS> (Signed by SAFitzwater) Copies to counsel: 10.01.98 Page(s): 1 (lag) (Entered: 10/01/1998)
10/05/1998	62	MOTION by plaintiff EEOC for partial summary judgment (2) (lag) (Entered: 10/06/1998)
10/05/1998	63	Brief/MEMORANDUM by plaintiff EEOC in support of [62-1] motion for partial summary judgment (13) (lag) (Entered: 10/06/1998)
10/05/1998	64	APPENDIX by plaintiff EEOC in support of [62-1] motion for partial summary judgment (15+) (lag) (Entered: 10/06/1998)
10/05/1998	65	MOTION by defendant Multicare Fam Clinic for partial summary judgment (15+) (lag) (Entered: 10/06/1998)
10/05/1998	66	Brief/MEMORANDUM by defendant Multicare Fam Clinic in support of [65-1] motion for partial summary judgment (15+) (lag) (Entered: 10/06/1998)
10/05/1998	67	APPENDIX by defendant Multicare Fam Clinic in support of [65-1] motion for partial summary judgment (15+) UNDER SEPARATE COVER (lag) (Entered: 10/06/1998)
10/06/1998	68	ORDER...before a hearing will be scheduled on the Motion to Quash Notice of Deposition, the court Orders the parties to meet face-to-face to fully confer on each of the items in dispute;...This motion will be held in abeyance until October

		19, 1998; No later than October 19, 1998, the movant must notify the court whether the motion has been resolved or a hearing is necessary <SEE ORDER FOR SPECIFICS> (signed by Magistrate Judge Boyle) Copies to counsel: 10.07.98 Page(s) 3 (lag) (Entered: 10/07/1998)
10/16/1998	69	Application/MOTION by defendant Texas Healthcare Net, defendant Columbia HCA for recovery of attorney fees (10) (lag) (Entered: 10/16/1998)
10/16/1998	70	AFFIDAVIT of David Kitner by defendant Texas Healthcare Net, defendant Columbia HCA Re: [69-1] motion for recovery of attorney fees (4) (lag) (Entered: 10/16/1998)
10/20/1998	71	Memorandum from Office of Mag Boyle...the parties have reached an agreement on dft's mtn to quash notice of deposition filed 9/29/98...please close the order of reference. (1) (jrb) (Entered: 10/22/1998)
10/20/1998		WITHDRAWAL of (Motion termed: [60-1] motion to quash Notice of Deposition Pursuant to Rule 30(b)(6) of the FRCP) (jrb) (Entered: 10/22/1998)
10/26/1998	72	Agreed ORDER Extending deadlines Response to motion reset to 10/28/98 for [65-1] motion for partial summary judgment , Response to motion reset to 10/28/98 for [62-1] motion for partial summary judgment (signed by Judge Fitzwater) Copies to counsel: 10/27/98 Page(s) 3 (jas) (Entered: 10/27/1998)
10/28/1998	73	RESPONSE by defendant Multicare Fam Clinic to [62-1] motion for partial summary judgment (2) (lag) (Entered: 10/29/1998)
10/28/1998	74	Brief/MEMORANDUM by defendant Multicare Fam Clinic in support of [73-1] motion response (15+) (lag) (Entered: 10/29/1998)
10/28/1998	75	APPENDIX by defendant Multicare Fam Clinic in support of [73-1] motion response (15+) UNDER SEPARATE COVER (lag) (Entered: 10/29/1998)
10/28/1998	76	RESPONSE by plaintiff EEOC to [65-1] motion for partial summary judgment (2) (lag) (Entered: 10/29/1998)
10/28/1998	77	Brief/MEMORANDUM by plaintiff EEOC in support of [76-1] motion response (15+) (lag) (Entered: 10/29/1998)
10/28/1998	78	APPENDIX by plaintiff EEOC in support of [76-1] motion response (15+) UNDER SEPARATE COVER (lag) (Entered: 10/29/1998)
11/03/1998	79	RESPONSE by plaintiff EEOC to [69-1] motion for recovery of attorney fees (15+) (lag) (Entered: 11/04/1998)
11/12/1998	80	REPLY by defendant Multicare Fam Clinic to response to [65-1] motion for partial summary judgment (15+) (lag) (Entered: 11/13/1998)
11/12/1998	81	Objections to pla's summary judgment evidence/RESPONSE and Motion to Strike by defendant Multicare Fam Clinic in opposition to [77-1] support memorandum (9) (lag) (Entered: 11/13/1998)
11/12/1998	81	MOTION with memorandum in support and Objections by defendant Multicare Fam Clinic to strike [77-1] support memorandum/pla's summary judgment evidence (9) (lag) (Entered: 11/13/1998)

11/18/1998	82	REPLY by defendant Texas Healthcare Net, defendant Columbia HCA to response to [69-1] motion for recovery of attorney fees (8) (lag) (Entered: 11/19/1998)
11/18/1998	83	MOTION by defendant Multicare Fam Clinic to compel compliance with court order and for further discovery sanctions (9) (lag) (Entered: 11/19/1998)
11/19/1998	84	ORDER OF REFERENCE: [83-1] motion to compel compliance with court order and for further discovery sanctions referred to Magistrate Judge Jane J. Boyle (Signed by SAF) Copies to counsel: 11/20/98 Page(s): 1 (jrb) (Entered: 11/20/1998)
11/24/1998	85	ORDER Motion hearing set for 9:00 12/10/98 for [83-1] motion to compel compliance with court order and for further discovery sanctions to be held in Magistrate's courtroom in Room 15C32, 1100 Commerce, Dallas, TX;...Both sides must confirm their attendance at the hearing at least two days prior to the scheduled hearing by contacting Mrs Judy Murray at 214-753-2393 <SEE ORDER FOR SPECIFICS> (signed by Magistrate Judge Boyle) Copies to counsel: 11.25.98 Page(s) 2 (lag) (Entered: 11/25/1998)
11/25/1998	86	MOTION by plaintiff EEOC for partial non-suit (5) (lag) (Entered: 11/30/1998)
11/25/1998	87	ORDER...Accordingly, the court directs that the EEOC file a brief that conforms to the requirements of Rule 7.2; Dft's response to the EEOC's motion is not due until 20 days after the pla's supporting brief is filed <SEE ORDER FOR SPECIFICS> (signed by SAFitzwater) Copies to counsel: 11.30.98 Page(s) 2 (lag) (Entered: 11/30/1998)
12/01/1998	88	RESPONSE by plaintiff EEOC to [81-1] motion to strike [77-1] support memorandum/pla's summary judgment evidence (15+) (jas) (Entered: 12/02/1998)
12/08/1998	89	TRANSCRIPT filed Court Reporter: Betty Tate Date(s): September 24, 1998 Volume(s): I Type of proceeding: Hearing on motion for Discovery Sanctions (15+) <UNDER SEPARATE COVER> (lag) (Entered: 12/09/1998)
12/09/1998	90	RESPONSE by plaintiff EEOC to [83-1] motion to compel compliance with court order and for further discovery sanctions (15+) (lag) (Entered: 12/10/1998)
12/10/1998		Motion hearing re: [83-1] motion to compel compliance with court order and for further discovery sanctions Motion hearing held (lag) (Entered: 12/10/1998)
12/10/1998	91	Minute order:Motion hearing Held before Magistrate Judge Jane J. Boyle Court Reporter: electronic; dft's motion to compel is denied; pla to submit proposed order (1) (lag) (Entered: 12/10/1998)
12/16/1998	92	REPLY by defendant Multicare Fam Clinic to response to [81-1] motion to strike [77-1] support memorandum/pla's summary judgment evidence (10) (lag) (Entered: 12/16/1998)
12/16/1998	93	ORDER denying [83-1] motion to compel compliance with court order and for further discovery sanctions...Accordingly, it is ordered, adjudged & decreed that the dft's Motion for further discovery sanctions is denied; Further, it is hereby Ordered, adjudged & decreed that the EEOC will ensure payment to the Dft of discovery sanctions ordered on 09/25/98 by 12/16/98, or the EEOC will file a

		request w/the court for an extension of time to pay <SEE ORDER FOR SPECIFICS> (signed by Magistrate Judge Boyle) Copies to counsel: 12.17.98 Page(s) 1 (lag) (Entered: 12/17/1998)
03/09/1999	94	MEMORANDUM OPINION AND ORDER granting in part, denying in part [65-1] motion for partial summary judgment, granting in part, denying in part [62-1] motion for partial summary judgment, denying [69-1] motion for recovery of attorney fees <SEE MEMORANDUM OPINION & ORDER FOR SPECIFICS> (signed by SAFitzwater) Copies to counsel: 03.10.99 Page(s): 19 (lag) (Entered: 03/10/1999)
03/11/1999	95	Application/MOTION by defendant Texas Healthcare Net, defendant Columbia HCA for recovery of attorneys' fees (15) (lag) (Entered: 03/11/1999)
03/22/1999	97	Designation of Depositions by defendant Multicare Fam Clinic (8) (lag) (Entered: 03/23/1999)
03/22/1999	98	Proposed voir dire questions by defendant Multicare Fam Clinic (7) (lag) (Entered: 03/23/1999)
03/22/1999	99	Witness list by plaintiff EEOC (4) (lag) (Entered: 03/23/1999)
03/22/1999	100	Proposed jury charge/Proposed issues and jury instructions by plaintiff EEOC (15+) (lag) (Entered: 03/23/1999)
03/22/1999	101	MOTION by plaintiff EEOC in limine (4) (lag) Modified on 04/01/1999 (Entered: 03/23/1999)
03/22/1999	102	Brief/MEMORANDUM by plaintiff EEOC in support of [101-1] motion in limine (15+) (lag) (Entered: 03/23/1999)
03/22/1999	103	Proposed voir dire questions by plaintiff EEOC (4) (lag) (Entered: 03/23/1999)
03/22/1999	104	Exhibit list by plaintiff EEOC (4) (lag) (Entered: 03/23/1999)
03/29/1999	106	RESPONSE by defendant Multicare Fam Clinic to [101-1] motion in limine (15+) (lag) (Entered: 03/30/1999)
03/29/1999	105	SEALED DOCUMENT placed in sealed area (djd) (Entered: 03/31/1999)
03/30/1999	107	AFFIDAVIT OF ANN MARIE ARCADY by defendant Multicare Fam Clinic (15+) (lag) (Entered: 03/31/1999)
04/05/1999	108	Objections/RESPONSE by plaintiff EEOC in opposition to dft's exhibits (8) (lag) (Entered: 04/06/1999)
04/05/1999	109	Objections/RESPONSE by defendant Multicare Fam Clinic in opposition to [99-1] witness list, [104-1] exhibits list (15+) (lag) (Entered: 04/06/1999)
04/13/1999	110	ORDER...the court did not reach this civil action for trial during the scheduled trial docket; Accordingly, the court now resets the case for trial for the two-week docket of Monday, 10/04/99 reset docket call for 10/4/99 (signed by SAFitzwater) Copies to counsel: 04.14.99 Page(s) 1 (lag) (Entered: 04/14/1999)
04/19/1999	111	ORDER denying [95-1] motion for recovery of attorneys' fees <SEE ORDER FOR SPECIFICS> (signed by SAFitzwater) Copies to counsel: 04.20.99 Page(s) 2 (lag) (Entered: 04/20/1999)

08/19/1999	112	Unopposed MOTION by defendant Multicare Fam Clinic to continue/for continuance of trial setting (5) (lag) (Entered: 08/20/1999)
08/23/1999	113	ORDER granting [112-1] motion to continue/for continuance of trial setting reset docket call for 11/15/99 ...this case is reset to the 2-week civil docket of Monday, 11/15/99 <SEE ORDER FOR SPECIFICS> (signed by SA Fitzwater) Copies to counsel: 08.24.99 Page(s) 1 (lag) (Entered: 08/24/1999)
11/30/1999	114	Entry/NOTICE of attorney appearance for plaintiff EEOC by Sonji Herron Dyer (2) (lag) (Entered: 12/01/1999)
11/30/1999	115	Joint proposed juror questionnaire/ Proposed issues and jury instructions by plaintiff EEOC, defendant Multicare Fam Clinic (9) (lag) (Entered: 12/01/1999)
12/01/1999	116	JOINT STIPULATION REGARDING PRE-TRIAL MATTERS by plaintiff EEOC, defendant Multicare Fam Clinic (4) (lag) (Entered: 12/02/1999)
12/01/1999	117	PRETRIAL ORDER filed <SEE ORDER FOR SPECIFICS> (signed by SA Fitzwater) Copies to counsel: 12.02.99 Page(s): 16 (lag) (Entered: 12/02/1999)
12/02/1999	118	Revised Exhibit list by defendant Multicare Fam Clinic (3) (lag) (Entered: 12/02/1999)
12/02/1999	119	Revised Proposed issues and jury instructions by defendant Multicare Fam Clinic (15+) (lag) (Entered: 12/02/1999)
12/06/1999	120	Jury roll (7) (lag) (Entered: 12/07/1999)
12/06/1999		1st day of Jury trial held (lag) (Entered: 12/07/1999)
12/06/1999	121	Minute order: 1st day of jury trial Held before Judge Sidney A. Fitzwater Court Reporter: Pam Wilson; Voir Dire begins, jury selected & seated; opening statements; adjourned until 12/07/99 @ 9:00am (1) (lag) (Entered: 12/07/1999)
12/07/1999		2nd day of Jury trial held (lag) (Entered: 12/09/1999)
12/07/1999	124	Minute order: 2nd day of jury trial Held before Judge Sidney A. Fitzwater Court Reporter: Pam Wilson; witness testimony; testimony cont'd; adjourned until 12/08/99 @ 9:00am (1) (lag) (Entered: 12/09/1999)
12/08/1999	122	MOTION by defendant Multicare Fam Clinic for Judgment as a Matter of Law (9) (lag) (Entered: 12/09/1999)
12/08/1999	123	Objections/RESPONSE by defendant Multicare Fam Clinic in opposition to [100-1] instructions jury/to court's charge to the jury (6) (lag) (Entered: 12/09/1999)
12/08/1999		3rd day of Jury trial held (lag) (Entered: 12/09/1999)
12/08/1999	125	Minute order: 3rd day of jury trial Held before Judge Sidney A. Fitzwater Court Reporter: Pam Wilson; witness testimony; testimony cont'd; adjourned until 12/09/99 @ 9:00am (1) (lag) (Entered: 12/09/1999)
12/09/1999	126	CERTIFICATION OF TRIAL EXHIBITS by plaintiff EEOC, defendant Multicare Fam Clinic (1) (lag) (Entered: 12/10/1999)

12/09/1999		4th day of Jury trial held (lag) (Entered: 12/10/1999)
12/09/1999	127	Minute order:4th day of jury trial Held before Judge Sidney A. Fitzwater Court Reporter: Pam Wilson; closing arguments, court's charge to jury; jury begins deliberations; adjourned until 12/10/99 @ 11:30am (1) (lag) (Entered: 12/10/1999)
12/10/1999	128	Jury notes and answers (1 brown envelope) (lag) (Entered: 12/13/1999)
12/10/1999	129	Court's charge to jury (15+) (lag) (Entered: 12/13/1999)
12/10/1999	129	JURY VERDICT...in favor of the EEOC concerning the EEOC's claim on behalf of Moore, & a verdict in favor of Fenyves & Nerenberg concerning the EEOC's claim on behalf of Aguirre (15+) (lag) (Entered: 12/13/1999)
12/10/1999	130	JUDGMENT...the jury, returned a verdict in favor of the EEOC concerning the EEOC's claim on behalf of Moore, & returned a verdict in favor of Fenyves & Nerenberg concerning the EEOC's claim on behalf of Aguirre; Accordingly, it's ordered & adjudged that the EEOC's claims against dfts TX Healthcare Network, Inc & Columbia/HCA Healthcare Corp are dismissed w/prejudice; THC & Columbia shall recover from the EEOC their taxable costs of court, as calculated by the clerk of court; It's further ordered & adjudged that the EEOC shall recover judgment from Fenyves & Nerenberg, on behalf of Moore, in the amt of \$52,500 together w/post-judgment interest thereon at the rate of 5.670% per annum; It's further ordered & adjudged that the EEOC's claims against Fenyves & Nerenberg, on behalf of Aguirre, is dismissed w/prejudice;...It's further ordered & adjudged that the EEOC shall recover from Fenyves & Nerenberg 75% of its taxable costs of court, as calculated by the clerk of court, & shall be responsible for 25% of its taxable costs of court <SEE JUDGMENT FOR SPECIFICS> (signed by SAFitzwater) Copies to counsel: 12.13.99 Page(s): 2 (lag) (Entered: 12/13/1999)
12/10/1999		5th day of Jury trial held (lag) (Entered: 12/13/1999)
12/10/1999	131	Minute order: 5th day of jury trial Held before Judge Sidney A. Fitzwater Court Reporter: Pam Wilson; jury deliberations continued; verdict returned for pla-Moore (1) (lag) (Entered: 12/13/1999)
12/10/1999		Case closed (lag) (Entered: 12/13/1999)
12/27/1999	132	Renewed MOTION with brief/memorandum in support by defendant Multicare Fam Clinic for Judgment as a Matter of Law and motion to alter or amend judgment (15+) (lag) (Entered: 12/28/1999)
12/27/1999	133	Application/MOTION with brief/memorandum in support by defendant Multicare Fam Clinic for recovery of attorney fees (15+) (lag) (Entered: 12/28/1999)
12/30/1999	134	SIGNED AFFIDAVIT of Ann Marie Arcadi (9) (mlh) (Entered: 01/03/2000)
01/18/2000	135	RESPONSE by plaintiff EEOC to [133-1] motion for recovery of attorney fees (9) (lag) (Entered: 01/19/2000)
01/18/2000	136	RESPONSE by plaintiff EEOC to [132-1] motion for Judgment as a Matter of Law and motion to alter or amend judgment (14) (lag) (Entered: 01/19/2000)

02/01/2000	137	Bill of costs in the amount of \$8,532.99 filed by the Plaintiff (2) (lch) Modified on 02/04/2000 (Entered: 02/02/2000)
02/02/2000	138	REPLY by defendant Multicare Fam Clinic to response to [132-1] motion for Judgment as a Matter of Law and motion to alter or amend judgment (8) (lch) (Entered: 02/03/2000)
02/02/2000	139	REPLY by defendant Multicare Fam Clinic to response to [133-1] motion for recovery of attorney fees (5) (lch) (Entered: 02/03/2000)
02/03/2000		Costs \$ 8,532.99 taxed for plaintiff EEOC (2) (lch) Modified on 02/04/2000 (Entered: 02/03/2000)
02/04/2000	140	ORDER denying [133-1] motion for recovery of attorney fees, denying in part [132-1] motion for Judgment as a Matter of Law; grants in part and denies in part motion to alter or amend judgment...see order for specifics (signed by Judge SAFitzwater) Copies to counsel: 2/7/00 Page(s) 3 (lch) (Entered: 02/07/2000)
02/04/2000	141	AMENDED JUDGMENT...It ordered the EEOC's claims against defendants Texas Healthcare Network Inc. and Columbia/HCA Healthcare Corp are dismissed with prejudice...see order for specifics (signed by Judge SAFitzwater) Copies to counsel: 2/7/00 Page(s): 2 (lch) (Entered: 02/07/2000)
04/25/2002	142	MOTION by plaintiff EEOC to substitute Rick W Hightower for Suzanne M. Anderson (2) (djd) (Entered: 04/26/2002)
04/29/2002	143	ORDER granting [142-1] motion to substitute Rick W Hightower for Suzanne M. Anderson ; terminated Suzanne M. Anderson as attorney for EEOC. (Signed by Judge Sidney A. Fitzwater) Copies to counsel: 4/30/02 Page(s) 1 (djd) (Entered: 04/30/2002)

PACER Service Center

Transaction Receipt

06/13/2007 10:12:43

PACER Login:	hs0328	Client Code:	eeoc
Description:	Docket Report	Search Criteria:	3:97-cv-02322
Billable Pages:	9	Cost:	0.72