

CLOSED

**U.S. District Court  
SOUTHERN DISTRICT OF TEXAS (Houston)  
CIVIL DOCKET FOR CASE #: 4:01-cv-00216**

EEOC v. Nite Moves  
Assigned to: Judge Ewing Werlein, Jr  
Demand: \$0  
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 01/19/2001  
Date Terminated: 10/30/2001  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Elizabeth Trevino**  
Rios & Asoc  
3555 Timmons Ln  
Ste 1250  
Houston, TX 77027  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Rodolfo Lucio Sustaita**  
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*TERMINATED: 05/04/2001*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Nite Moves**

represented by **Christopher C Pappas**  
Godwin Gruber LLP  
5 Houston Center  
1401 Mckinney  
Ste 2700  
Houston, TX 77010  
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*LEAD ATTORNEY*

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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
01/19/2001	1	COMPLAINT by EEOC filed; (psmith) (Entered: 01/24/2001)
01/19/2001	2	Order setting Initial Pretrial and Scheduling Conference on 4:30 4/13/01 and Order to Disclose Interested Persons, filed. Parties notified. (psmith) (Entered: 01/24/2001)
02/12/2001	3	RETURN OF SERVICE executed as to John Heshmati, President Nite Moves 2/6/01 filed Answer due on 2/26/01 for Nite Moves (sguevara) (Entered: 02/14/2001)
02/23/2001	4	ANSWER to Complaint by Nite Moves (Added attorney Christopher C Pappas), filed.; jury demand (psmith) (Entered: 02/26/2001)
03/07/2001	5	CERTIFICATE OF INTERESTED PARTIES by Nite Moves , filed. (sguevara) (Entered: 03/07/2001)
03/09/2001	6	CERTIFICATE OF INTERESTED PARTIES by EEOC , filed. (hlerma) (Entered: 03/12/2001)
04/03/2001	7	JOINT DISCOVERY/Case Management Plan by EEOC, Nite Moves , filed. (mlerma) (Entered: 04/04/2001)
04/06/2001	<a href="#">8</a>	ORDER; scheduling conference is reset for 2:45 pm on 5/4/01 before Judge Ewing Werlein, Jr , entered; Parties notified. ( signed by Judge Ewing Werlein, Jr ) (sguevara) (Entered: 04/06/2001)
05/04/2001	9	INITIAL DISCLOSURE by EEOC , filed. (sguevara) (Entered: 05/04/2001)
05/04/2001	10	MOTION to substitute attorney Elizabeth Trevino in place of Rudy L. Sustaita by EEOC, Motion Docket Date 5/24/01 [10-1] motion , filed. (sguevara) (Entered: 05/07/2001)
05/04/2001	<a href="#">11</a>	ORDER granting pltf's [10-1] motion to substitute attorney Elizabeth Trevino in place of Rudy L. Sustaita, entered; Parties notified. ( signed by Judge Ewing Werlein, Jr ) (sguevara) (Entered: 05/10/2001)
05/04/2001	<a href="#">12</a>	Minute Entry Order: Rule 16 scheduling conference held. Appearances: A. Sarne f/pltf; E. Trevino f/deft. Docket control order entered. The parties will complete all discovery required for purposes of ADR, including mediation, within 90 days and no later than 8/2/01, advise the court of the identity of a mediator to whom they jointly agree that this case can be referred for mediation . Ct Reporter: None , entered. Parties ntfd. ( Signed by Judge Ewing Werlein, Jr ) (sguevara) (Entered: 05/10/2001)
05/04/2001	<a href="#">13</a>	SCHEDULING ORDER setting Pltf expert witness list submitted by 9/15/01 ; Deft expert witness list submitted by 10/15/01 ; Discovery cutoff 11/15/01 ; Deadline for filing all dispositive motions 12/1/01 ;

		Deadline for filing non-dispositive motions 12/1/01 ; Joint Pretrial order to be submitted on or before 3/1/02 ; Docket call to be held at 4:00 pm on 4/5/02 before Judge Ewing Werlein, Jr , entered. Parties notified. ( Signed by Judge Ewing Werlein, Jr ) (sguevara) (Entered: 05/10/2001)
05/10/2001	<a href="#">14</a>	ORDER granting pltf's [10-1] motion to substitute attorney Elizabeth Trevino in place of Rudy L. Sustaita Added , entered; Parties notified. ( signed by Judge Ewing Werlein, Jr ) (sguevara) (Entered: 05/11/2001)
06/28/2001		Letter agreement between the parties accepting the offer of judgment. (sguevara) (Entered: 06/29/2001)
07/19/2001	15	Notice of change of address by Chris Pappas, atty for deft Nite Moves , filed. (sguevara) (Entered: 07/20/2001)
10/26/2001	16	AGREED MOTION to enter agreed final judgment by EEOC, Nite Moves, Motion Docket Date 11/15/01 [16-1] motion , filed. (fmrem) (Entered: 10/26/2001)
10/30/2001	<a href="#">17</a>	AGREED FINAL JUDGMENT: Pltf EEOC (on behalf of Natalie Williams) to have and recover judgment against Deft \$2,000 which sum includes costs and attorney's fees accrued or incurred through the date of this offer; Deft shall comply with all requirements of Title VII of the Civil Rights Act, 1964, as amended; Nite Moves is to permit EEOC to review compliance with any provision of this Agreed Final Judgment; the settlement in this case is intended to be w/o prejudice to other cases Nite Moves may have pending before the Commission; Deft will comply with the provisions of this Agreed Final Judgment for a period of 3 years from the date of entry; all other relief requested herein is denied; all costs are taxed to the party incurring them, entered. Ptys ntfd. ( signed by Judge Ewing Werlein, Jr ) (fmrem) (Entered: 10/31/2001)
10/30/2001		Case closed (fmrem) (Entered: 10/31/2001)

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