

CLOSED

**U.S. District Court [LIVE]
Western District of Texas (San Antonio)
CIVIL DOCKET FOR CASE #: 5:99-cv-01090-OLG**

EEOC v. University of the IW
Assigned to: Judge Orlando L. Garcia
Demand: \$0
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 09/30/1999
Date Terminated: 04/19/2001
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Connie Liem**
U.S. Equal Employment Opportunity
Commission
401 "B" St.
Suite 510
San Diego, CA 92101-3555
(619) 557-7284
Fax: 619/557-7274
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cynthia M. Cano
Cano & McKinney, P.C.
615 N. Upper Broadway
Suite 105
Corpus Christi, TX 78477
(361) 879-0300
Fax: 361/879-0303
Email: cmc@pmckinney.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Javier N. Maldonado
Law Office of Javier N. Maldonado, P.C.
8918 Tesoro, Suite 575
San Antonio, TX 78217
(210) 277-1603
Fax: (210) 587-4001
Email: jmaldonado.law@gmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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

Robert B. Harwin
Equal Employment Opportunity
Commission
San Antonio District Office
5410 Fredericksburg Road
Suite 200
San Antonio, TX 78229-3555
(210) 281-7643
Fax: (210) 281-7669

Email: robert.harwin@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Selena N. Solis
Assistant Public Defender
Richard C. White Federal Building
700 E. San Antonio
Suite D-401
El Paso, TX 79901-0700
(915) 534-6525
Fax: 915/534-6534
Email: Selena_Solis@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

University of the Incarnate Word

represented by **Donna K. McElroy**
Cox Smith Matthews Incorporated
112 E. Pecan Street
Suite 1800
San Antonio, TX 78205
(210) 554-5500
Fax: 210/226-8395
Email: dkm@coxsmith.com
TERMINATED: 06/26/2000
LEAD ATTORNEY

George J. Petras , IV
The Petras Law Firm, PLLC
1504 San Antonio Street
Austin, TX 78701
(512) 680-3216
Email: gpetras@petraslawfirm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Roger Dean Hepworth
The Fowler Law Firm
919 Congress Ave
Ste 900
Austin, TX 78701
(512) 441-1411
Email: rhepworth@thefowlerlawfirm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/30/1999		Case assigned to Honorable Orlando L. Garcia (wg) (Entered: 09/30/1999)
09/30/1999	1	Complaint filed. (Pages: 8) (wg) (Entered: 09/30/1999)
09/30/1999	1	Demand for jury trial by EEOC (wg) (Entered: 09/30/1999)
10/13/1999	<u>2</u>	ORDER Referring Case to a U.S. Magistrate Judge for disposition of all pretrial matters. (tr) (Entered: 10/14/1999)
10/13/1999		Case referred to Honorable John W. Primomo (wg) (Entered: 10/14/1999)
11/01/1999	3	Waiver of Service by University of the IW ; Notice and Request Mailed on 10/20/99 ; Answer due on 12/20/99 for University of the IW (tr) (Entered: 11/01/1999)

		11/01/1999)
12/20/1999	4	Answer and Affirmative Defenses by University of the IW (kc) (Entered: 12/21/1999)
01/18/2000	5	Jointe Recommendations for scheduling order by University of the IW, EEOC (tr) (Entered: 01/19/2000)
01/21/2000	<u>6</u>	SCHEDULING ORDER and ORDER Concerning Consent Trials, Discovery, Pretrial Matters, and Pretrial Order: setting Joining of parties, amending of pleadings on 4/20/00; Deadline for filing of all motions 10/2/00; Discovery cutoff 8/31/00; Pretrial order to be submitted on or before 11/27/00; Alternate Dispute Resolution Report due by 3/20/00; Jury Selection set for 9:00 12/11/00; Jury trial set for 9:00 12/11/00; Consent to Trial by Magistrate due by 3/20/00 (tr) (Entered: 01/24/2000)
02/02/2000	7	Notice of attorney appearance for EEOC by Javier N. Maldonado (fe) (Entered: 02/02/2000)
02/18/2000	8	Designation of potential witnesses by EEOC (fe) (Entered: 02/22/2000)
03/15/2000	9	Designation of Potential Witnesses by University of the IW (tr) (Entered: 03/15/2000)
03/20/2000	10	Alternate Dispute Resolution Report filed by EEOC, ; Party(s) do not agree to Alternate Dispute Resolution (tr) (Entered: 03/22/2000)
03/20/2000	11	Consent to trial by Magistrate by EEOC (tr) (Entered: 03/22/2000)
03/20/2000	12	Non-consent to proceed before a U.S. Magistrate by University of the IW (tr) (Entered: 03/22/2000)
03/20/2000	13	Alternate Dispute Resolution Report filed by University of the IW, ; Party(s) do not agree to Alternate Dispute Resolution (tr) (Entered: 03/22/2000)
03/21/2000	14	Motion by University of the IW for protective order on subpoena to Amalia Mondriguez's , and to quash the subpoena to Amalia Mondriguez's deposition (tr) (Entered: 03/22/2000)
03/23/2000	<u>15</u>	ORDER denying motion for protective order on subpoena to Amalia Mondriguez's [14-1], denying motion to quash the subpoena to Amalia Mondriguez's deposition [14-2] (tr) (Entered: 03/24/2000)
03/23/2000	16	Response by EEOC in opposition to motion for protective order on subpoena to Amalia Mondriguez's [14-1], motion to quash the subpoena to Amalia Mondriguez's deposition [14-2] (tr) (Entered: 03/24/2000)
04/20/2000	17	Motion by University of the IW for leave to file first amended answer attached as exhibit A (lp) (Entered: 04/24/2000)
04/20/2000	18	Partially opposed motion by EEOC for leave of court to amend original complaint (fe) (Entered: 04/24/2000)
04/20/2000		Received "Plaintiff's First Amended Complaint". (fe) (Entered: 04/24/2000)
04/26/2000	<u>19</u>	ORDER granting motion for leave of court to amend original complaint [18-1] (tr) (Entered: 04/27/2000)
04/26/2000	<u>20</u>	ORDER granting motion for leave to file first amended answer attached as exhibit A [17-1] (tr) (Entered: 04/27/2000)
04/26/2000	21	First Amended Answer by University of the IW : answer [4-1] (tr) (Entered: 04/27/2000)
04/26/2000	22	First Amended Complaint by EEOC , amending complaint [1-1] (Pages: 8) (tr) (Entered: 04/27/2000)
05/01/2000	23	Designation of expert witness and expert report filed by EEOC (tr) (Entered: 05/02/2000)

05/05/2000	24	Motion by University of the IW for leave to file second amended answer (tr) (Entered: 05/08/2000)
05/05/2000		RECEIVED "Defendant's Second Amended Answer and Affirmative Defenses" (tr) (Entered: 05/08/2000)
05/12/2000	<u>25</u>	ORDER granting motion for leave to file second amended answer [24-1] (tr) (Entered: 05/15/2000)
05/12/2000	26	Second Amended Answer by University of the IW : answer [4-1] (tr) (Entered: 05/15/2000)
05/26/2000	27	Motion by University of the IW to quash , and for protective order (fe) (Entered: 05/30/2000)
05/30/2000	<u>28</u>	ORDER denying motion to quash [27-1], denying motion for protective order [27-2] It is ORDERED that discovery take place on such terms and conditions as are just. In additiona, because the UIW ahs acted in disregard of the Rules of Federal Procedure, the Local Rules, and of professional courtesy, it is ORDERED to show cause why sanctions should not be issued. (tr) (Entered: 05/31/2000)
05/31/2000	29	Notice of Appeal (to the District Court) of Order denying defendant's motion to quash and motion for protective order [28-1] (tr) (Entered: 06/01/2000)
06/06/2000	30	Opposition and Response by EEOC Defendant's Notice of Appeal of Order Denying Defendant's Motion to Quash and Motion for Quash and Motion for Protection Order [29-1] (tr) (Entered: 06/06/2000)
06/09/2000	31	Motion by University of the IW to strike plaintiff's opposition and response to defendant's notice of appeal of order denying defendant's motion to quash and for protective order (tr) Modified on 06/20/2000 (Entered: 06/12/2000)
06/09/2000	32	Reply by University of the IW to Plaintiff's Opposition and Response to Defendant's Notice of Appeal of Order Denying Defendant's Motion to Quash and Motion for Protective Order [29-1] (tr) (Entered: 06/12/2000)
06/12/2000	33	Motion by University of the IW to extend deadline for designation of expert witnesses and submission of written summary (tr) (Entered: 06/13/2000)
06/12/2000	34	Designation of expert witnesses and written summary filed by University of the IW (tr) (Entered: 06/13/2000)
06/16/2000	35	Notice of attorney appearance for EEOC by Cynthia M. Cano (tr) (Entered: 06/16/2000)
06/16/2000	36	Notice of attorney appearance for EEOC by Selena N. Solis (tr) (Entered: 06/16/2000)
06/19/2000	37	Motion by University of the IW for leave to file supplemental designations of fact witnesses (tr) (Entered: 06/20/2000)
06/19/2000		RECEIVED 'Defendant's Supplemental Designation of Potential Fact Witnesses' (tr) (Entered: 06/20/2000)
06/19/2000	38	Motion by University of the IW for Donna K. McElroy to withdraw as attorney , and to substitute attorney Roger D. Hepworth (tr) (Entered: 06/20/2000)
06/19/2000	39	Response by EEOC in opposition to motion to strike plaintiff's opposition and response to defendant's notice of appeal of order denying defendant's motion to quash and for protective order [31-1] (tr) (Entered: 06/20/2000)
06/19/2000	40	Motion by EEOC for leave of Court to file Supplemental Designation of Fact Witnesses (tr) (Entered: 06/20/2000)
06/22/2000	<u>41</u>	ORDER Affirming Order of Magistrate Judge and Denying motion to strike plaintiff's opposition and response to defendant's notice of appeal of order denying defendant's motion to quash and for protective order [31-1] The Court therefore DENIES UIW's appeal (docket no. 29) and affirms the magistrate judge's order (docket no. 28). UIW should respond to the magistrate judge's show cause order within two weeks of the date of this order. (tr) (Entered: 06/23/2000)

06/22/2000	42	Response by EEOC in opposition to motion to extend deadline for designation of expert witnesses and submission of written summary [33-1] (tr) (Entered: 06/23/2000)
06/26/2000	<u>43</u>	Order granting motion for Donna K. McElroy to withdraw as attorney [38-1] (Terminated attorney Donna K. McElroy for University of the IW, granting motion to substitute attorney Roger D. Hepworth [38-2] ; terminated; Roger D. Hepworth added (lp) (Entered: 06/27/2000)
06/26/2000	<u>44</u>	Order granting motion for leave to file supplemental designations of fact witnesses [37-1] (lp) (Entered: 06/27/2000)
06/26/2000	45	Supplemental Designation of potential fact witness filed by University of the IW (lp) (Entered: 06/27/2000)
06/26/2000	<u>46</u>	Order granting motion for leave of Court to file Supplemental Designation of Fact Witnesses [40-1] (lp) (Entered: 06/27/2000)
07/03/2000	47	Motion by University of the IW to reconsider order affirming order of Magistrate Judge and denying Defendant's motion to strike and response to show cause order (tr) (Entered: 07/03/2000)
07/07/2000	<u>48</u>	ORDER granting in part motion to extend deadline for designation of expert witnesses and submission of written summary [33-1] The UIW's deadline to designate expert witness and submit written summary is extended for the psychiatry expert, only. Such deadline is extended from 6/12/00, to 9/14/00. (tr) (Entered: 07/07/2000)
08/04/2000	49	Opposed Motion by EEOC for leave of court to file second supplemental designation of fact witnesses (tr) (Entered: 08/07/2000)
08/04/2000		RECEIVED "Plaintiff's Second Supplemental Designation of Fact Witnesses" (tr) (Entered: 08/07/2000)
08/07/2000	50	Stipulation filed by University of the IW, EEOC pursuant to Fed.R.Civ.P. 30(a)(2)(A) that each party may take more than ten depositions in this matter. (tr) (Entered: 08/08/2000)
08/07/2000	51	Response by University of the IW in opposition to motion for leave of court to file second supplemental designation of fact witnesses [49-1] (tr) (Entered: 08/08/2000)
08/07/2000	52	Notice of attorney appearance for University of the IW by George J. Petras IV (tr) (Entered: 08/08/2000)
08/15/2000	<u>53</u>	Order granting in part, denying in part motion for leave of court to file second supplemental designation of fact witnesses [49-1]. Plaintiff's request to provide addresses is GRANTED, plaintiff's request to supplement its designation of fact witnesses is DENIED. (sj) (Entered: 08/16/2000)
08/15/2000	54	Motion by EEOC for leave to file supplement to expert witness report of Keith Walters, PH.D. (sj) (Entered: 08/16/2000)
08/15/2000		Received Addendum to Expert Witness Report of Keith Walters, Ph.D. (sj) (Entered: 08/16/2000)
08/22/2000	55	Motion by EEOC to compel production of documents (tr) (Entered: 08/22/2000)
08/25/2000	56	Response by University of the IW in opposition to motion for leave to file supplement to expert witness report of Keith Walters, PH.D. [54-1] (tr) (Entered: 08/25/2000)
08/28/2000	57	Motion by EEOC for leave to file Second Amended Complaint (sj) (Entered: 08/29/2000)
08/28/2000		Received "Plaintiff's Second Amended Complaint" (sj) (Entered: 08/29/2000)
08/31/2000	58	Motion by University of the IW to extend time to respond to plaintiff's second set of interrogatories and second set of request for production of documents (sj) (Entered: 08/31/2000)

08/31/2000	59	Response by University of the IW to plaintiff's motion to compel production of documents [55-1] (sj) (Entered: 09/05/2000)
09/06/2000	60	Reply by EEOC to defendant's response in opposition to plaintiff's motion for leave to file supplement to expert witness report of Keith Walters, PH.D. [54-1] (sj) (Entered: 09/07/2000)
09/06/2000	61	Response by University of the IW in opposition to plaintiff's motion for leave to file Second Amended Complaint [57-1] (sj) (Entered: 09/07/2000)
09/06/2000	62	Motion by EEOC for payment of expert's fees (sj) (Entered: 09/07/2000)
09/07/2000	<u>63</u>	Order granting motion for leave to file supplement to expert witness report of Keith Walters, PH.D. [54-1] (sj) (Entered: 09/08/2000)
09/07/2000	64	Supplement to to the Expert Witness Report of Keith Walters, Ph.D. filed by EEOC (sj) (Entered: 09/08/2000)
09/07/2000	<u>65</u>	Order GRANTING motion to extend time to respond to plaintiff's second set of interrogatories and second set of request for production of documents [58-1]. It is further Ordered that defendant's objections and answers to plaintiff's second set of interrogatories and defendants objections and reponses to plaintiff's second set of request for production of documents be and hereby deemed to be timely filed pursuant to F.R.C.P. (sj) (Entered: 09/08/2000)
09/08/2000	66	Letter/Correspondence submitted by EEOC regarding receipt of photocopies of deposition transcripts rather than original copies as requested in plaintiff's Motion to Compel. (sj) (Entered: 09/11/2000)
09/08/2000	67	Motion by EEOC to compel production of original deposition transcripts (sj) (Entered: 09/11/2000)
09/11/2000	68	Letter brief filed by University of the IW re: motion for leave to file supplement to expert witness report of Keith Walters, PH.D. [54-1] (sj) (Entered: 09/12/2000)
09/11/2000	69	Response by University of the IW to plaintiff's motion for payment of expert's fees [62-1] (sj) (Entered: 09/12/2000)
09/12/2000	<u>70</u>	Order GRANTING IN PART motion to compel production of documents [55-1]. UIW is ORDERED to produce full complete responsive information and documents to the EEOC's First Request for Production of numbers 1, 15, 17 and 18. UIW must produce these documents within ten days from the date of this Order. UIW must submit to this Court for in camera inspection the unredacted document consisting of a page, dated June 21, 1995 taken from the planning calender of Andy Vasquez within ten days from the date of this Order. (sj) (Entered: 09/13/2000)
09/13/2000	71	Reply by EEOC to defendant's opposition response [61-1] to plaintiff's motion for leave to file second amended complaint. (sj) (Entered: 09/14/2000)
09/21/2000	72	Response by University of the IW to plaintiff's motion to compel production of original deposition transcripts [67-1] (sj) (Entered: 09/22/2000)
09/21/2000	73	Joint motion by University of the IW, EEOC to exceed twenty (20) page limit on parties' dispositive motions, responses and replies thereto (sj) (Entered: 09/22/2000)
09/25/2000	74	Response by University of the IW to plaintiff's motion to compel production of original deposition transcripts [67-1] (sj) (Entered: 09/26/2000)
09/25/2000	75	Motion by EEOC for partial summary judgment (sj) (Entered: 09/26/2000)
09/26/2000	76	Advisory to the court filed by EEOC regarding pending motion to compel production of deposition transcripts. Plaintiff has received said transcripts therefore pending motion is moot. (sj) (Entered: 09/27/2000)
09/29/2000	<u>77</u>	Order denying as moot motion to compel production of original deposition transcripts [67-1] (sj) (Entered: 10/02/2000)

09/29/2000	<u>78</u>	It is ORDERED that UIW is to produce the unredacted document consisting of a page dated June 21, 1995, taken from the daily planning calendar of Andy Vasquez to be submitted within ten (10) days of this Order. (sj) (Entered: 10/02/2000)
09/29/2000	<u>79</u>	Order DENYING motion for leave to file Second Amended Complaint [57-1] (sj) (Entered: 10/02/2000)
09/29/2000	<u>80</u>	Order GRANTING IN PART joint motion to exceed twenty (20) page limit on parties' dispositive motions, responses and thereto [73-1]. Parties' dispositive motions and responses shall not exceed 30 pages; any other responses or replies shall not exceed 10 pages. (sj) (Entered: 10/02/2000)
10/02/2000	81	Motion by University of the IW for summary judgment (sj) (Entered: 10/02/2000)
10/02/2000	82	Motion by EEOC for partial summary judgment on defendant's claim to the affirmative defense to plaintiff's hostile work environment (sj) (Entered: 10/03/2000)
10/02/2000	83	Motion by University of the IW for reconsideration or in the alternative for leave to file amended dispositive motions (sj) (Entered: 10/03/2000)
10/02/2000	84	Motion by EEOC for partial summary judgment on defendant's defense of plaintiff's disparate impact claims (sj) (Entered: 10/03/2000)
10/04/2000	85	Motion by EEOC to strike defendant's motion for summary judgment (sj) (Entered: 10/05/2000)
10/04/2000	86	Motion by EEOC for parties to supplement summary judgment evidence (sj) (Entered: 10/05/2000)
10/04/2000	87	Affidavit by University of the IW in support of motion for summary judgment [81-1] (sj) (Entered: 10/05/2000)
10/06/2000	<u>88</u>	Order GRANTING motion to strike defendant's motion for summary judgment [85-1]. UIW's motion for summary judgment filed October 2, 2000 is ORDERED STRICKEN FROM THE RECORD; GRANTING IN PART motion for reconsideration or in the alternative for leave to file amended dispositive motions [83-1]. All responses and replies to any dispositive motion must not exceed 20 pages. UIW's deadline to file all dispositive motions is extend to October 13, 2000. (sj) Modified on 10/06/2000 (Entered: 10/06/2000)
10/06/2000	89	Motion by EEOC for reconsideration of Court's Order of 9/29/00 denying Plaintiff leave to file Second Amended Complaint (sj) (Entered: 10/06/2000)
10/10/2000	90	Response by University of the IW to plaintiff's motion for partial summary judgment [75-1] (sj) (Entered: 10/10/2000)
10/10/2000	<u>91</u>	Order granting motion for parties to supplement summary judgment evidence [86-1] (sj) (Entered: 10/10/2000)
10/10/2000	92	Supplement filed by EEOC to motion for partial summary judgment on defendant's defense of plaintiff's disparate impact claims [84-1]. (sj) (Entered: 10/10/2000)
10/13/2000	93	Motion by University of the IW for partial summary judgment on Maria Ferdin's claim of age discrimination (sj) (Entered: 10/16/2000)
10/13/2000	94	Motion by University of the IW for partial summary judgment on Armando Cedillo's claim of retaliation (sj) (Entered: 10/16/2000)
10/13/2000	95	Motion by University of the IW for partial summary judgment on claims of discrimination on the basis of national origin (sj) (Entered: 10/16/2000)
10/17/2000	96	Response by University of the IW to plaintiff's motion for partial summary judgment on defendant's defense of plaintiff's disparate impact claims [84-1] (sj) (Entered: 10/17/2000)
10/17/2000	97	Response by University of the IW to plaintiff's motion for partial summary judgment on defendant's claim to the affirmative defense to plaintiff's hostile work environment [82-1] (sj) (Entered: 10/17/2000)

10/18/2000	98	Reply by EEOC to defendant's response to motion for partial summary judgment on defendant's defense of plaintiff's disparate impact claims [84-1] (sj) (Entered: 10/19/2000)
10/18/2000	99	Motion by EEOC to strike defendant's untimely responses to plaintiff's motions for partial summary judgment on defendant's affirmative defenses (sj) (Entered: 10/19/2000)
10/20/2000	100	Response by University of the IW to plaintiff's motion for reconsideration of Court's Order of 9/29/00 denying Plaintiff leave to file Second Amended Complaint [89-1] (sj) (Entered: 10/20/2000)
10/23/2000	101	Response by University of the IW to plaintiff's motion to strike defendant's untimely responses to plaintiff's motions for partial summary judgment on defendant's affirmative defenses [99-1] (sj) (Entered: 10/24/2000)
10/23/2000	101	Motion, in the alternative, by University of the IW to extend time to file it's responses from 10/16 and 10/17 in the event the Court deems defendant's responses untimely (sj) (Entered: 10/24/2000)
10/27/2000	102	Response by EEOC to defendant's motion for partial summary judgment on Armando Cedillo's claim of retaliation [94-1] (sj) (Entered: 10/30/2000)
10/27/2000	103	Response by EEOC to defendant's motion for partial summary judgment on claims of discrimination on the basis of national origin [95-1] (sj) (Entered: 10/30/2000)
10/31/2000	<u>104</u>	Order STRIKING motion to strike defendant's untimely responses to plaintiff's motions for partial summary judgment on defendant's affirmative defenses [99-1] (sj) (Entered: 11/01/2000)
10/31/2000	<u>105</u>	Order denying motion for reconsideration of Court's Order of 9/29/00 denying Plaintiff leave to file Second Amended Complaint [89-1] (sj) (Entered: 11/01/2000)
10/31/2000	<u>106</u>	Order continuing deadlines: reset Jury trial to 9:00am on 2/26/01 , reset Jury selection to 9:00am on 2/26/01 , parties shall file a joint proposed pretrial order by 2/12/01 (sj) (Entered: 11/01/2000)
10/31/2000		Mooted motions motion to extend time to file it's responses from 10/16 and 10/17 in the event the Court deems defendant's responses untimely [101-1] (sj) (Entered: 02/13/2001)
11/07/2000	107	Motion by EEOC for leave to file amended disputed material facts and exhibits in support of plaintiff's response in opposition to defendant's motion for partial summary judgment on plaintiff's national origin discrimination claims. (sj) (Entered: 11/07/2000)
11/07/2000		Received 'Plaintiff's amended statement of disputed material facts on national origin discrimination claims and exhibits to plaintiff's response in opposition to defendant's motion for partial summary judgment' (sj) (Entered: 11/07/2000)
11/08/2000	108	Letter/Correspondence submitted by EEOC regarding correction of error on page 8 of plaintiff's response filed 10/27/00. (sj) (Entered: 11/09/2000)
11/13/2000	109	Reply by University of the IW to plaintiff's response to University of the IW's motion for partial summary judgment on claims of discrimination on the basis of national origin [95-1] (fe) (Entered: 11/14/2000)
11/13/2000	110	Reply by University of the IW to plaintiff's response to University of the IW's motion for partial summary judgment on Armando Cedillo's claim of retaliation [94-1] (fe) (Entered: 11/14/2000)
11/16/2000	111	Reply by EEOC to defendant's response to motion for partial summary judgment on defendant's claim to the affirmative defense to plaintiff's hostile work environment [82-1] (sj) (Entered: 11/17/2000)
11/21/2000	112	Motion by EEOC for leave to accept as timely filed plaintiff's reply [doc. 111] filed 11/16/00. (sj) (Entered: 11/22/2000)

11/22/2000	113	Motion by University of the IW to continue trial date (sj) (Entered: 11/24/2000)
11/24/2000	114	Motion by EEOC for leave to file Second Amended Complaint (sj) (Entered: 11/27/2000)
11/24/2000		Received 'Plaintiff's Second Amended Complaint' (sj) (Entered: 11/27/2000)
11/24/2000	115	Motion by University of the IW to strike plaintiff's reply to defendant's respons to plaintiff's motion for partial summary judgment (sj) (Entered: 11/27/2000)
11/28/2000	116	Response by University of the IW to plaintiff's motion for leave to accept as timely filed plaintiff's reply [doc. 111] filed 11/16/00. [112-1] (sj) (Entered: 11/28/2000)
11/28/2000	<u>117</u>	Order granting motion for leave to file Second Amended Complaint [114-1] and Maria Ferdin's claim of age discrimination under the ADEA be dismissed with prejudice. (sj) (Entered: 11/29/2000)
11/28/2000	118	Second Amended Complaint by EEOC, amending complaint [1-1] (Pages: 7) (sj) (Entered: 11/29/2000)
11/28/2000		Mooted motions motion for partial summary judgment on Maria Ferdin's claim of age discrimination [93-1] (sj) (Entered: 02/13/2001)
11/30/2000	<u>119</u>	Order denying motion to reconsider order affirming order of Magistrate Judge and denying Defendant's motion to strike and response to show cause order [47-1] (sj) (Entered: 11/30/2000)
12/04/2000	120	Answer by University of the IW to Plaintiff's Second Amended Complaint; jury demand (sj) (Entered: 12/05/2000)
12/12/2000	<u>121</u>	Order canceling trial settin of 02/26/01 reset scheduling order deadlines: Pretrial order to be submitted on or before 3/5/01; Jury Selection set 9:00 3/19/01; Jury Trial set for 9:00 3/19/01 (sj) (Entered: 12/13/2000)
12/12/2000		Mooted motions motion to continue trial date [113-1] (sj) (Entered: 02/13/2001)
12/18/2000	122	Motion by EEOC to continuance of trial date (sj) (Entered: 12/19/2000)
01/02/2001	<u>123</u>	Order GRANTING IN PART motion to continue trial date [122-1] extend scheduling order deadlines: ; Joint Pretrial order to be submitted on or before 3/12/01 ; Jury Selection set for 3/26/01 ; Jury Trial set for 3/26/01 (sj) (Entered: 01/02/2001)
01/23/2001	124	Motion by EEOC to strike defendant's expert witnesses (sj) (Entered: 01/24/2001)
02/01/2001	125	Response by University of the IW motion to strike defendant's expert witnesses [124-1] (sj) (Entered: 02/02/2001)
02/02/2001	<u>126</u>	Report and recommendation of Judge John W. Primomo: motion for partial summary judgment on Armando Cedillo's claim of retaliation [94-1] should be granted. Sent via certified mail or fax if authorization is on file 2/5/01. (sj) (Entered: 02/05/2001)
02/07/2001		Acknowledgment receipt of EEOC magistrate report and recommendations on 2/6/01 (by attorney Cano, Harwin & Solis). (sj) Modified on 02/07/2001 (Entered: 02/07/2001)
02/09/2001	<u>127</u>	Order denying motion to strike plaintiff's reply to defendant's respons to plaintiff's motion for partial summary judgment [115-1], granting motion for leave to accept as timely filed plaintiff's reply [doc. 111] filed 11/16/00. [112-1], granting motion for leave to file amended disputed material facts and exhibits in support of plaintiff's response in opposition to defendant's motion for partial summary judgment on plaintiff's national origin discrimination claims. [107-1] (rg) (Entered: 02/12/2001)
02/12/2001	<u>128</u>	Report and recommendation of Judge John W. Primomo: to deny motion for partial summary judgment on claims of discrimination on the basis of national origin [95-1], motion for partial summary judgment on defendant's claim to the affirmative defense to plaintiff's hostile work environment [82-1]. Sent via certified return mail or fax if authorization is on file on 2/13/01. (sj) (Entered: 02/12/2001)

		02/13/2001)
02/12/2001	129	Motion by EEOC for leave to file third amended complaint (sj) (Entered: 02/13/2001)
02/12/2001		Received 'Plaintiff's Third Amended Complaint' (sj) (Entered: 02/13/2001)
02/14/2001	130	Advisory to the court filed by University of the IW, EEOC regarding pending settlement. (sj) (Entered: 02/14/2001)
02/15/2001		Acknowledgment receipt of EEOC magistrate report and recommendations on 2/14/01 (Z 577 703 317, Z 577 703 321, Z 577 703 318 & Z 577 703 312). (sj) Modified on 02/15/2001 (Entered: 02/15/2001)
02/15/2001		Acknowledgment receipt of University of the IW magistrate report and recommendations on 2/14/01 (Z 577 103 313 & Z 577 703 316) (sj) (Entered: 02/15/2001)
02/16/2001		Acknowledgment receipt of EEOC magistrate report and recommendations 2/14/01 (Z 577 703 315, Z 577 703 314). (sj) Modified on 02/16/2001 (Entered: 02/16/2001)
02/16/2001		Acknowledgment receipt of EEOC magistrate report and recommendations on 2/14/01 (Z 577 703 314 & Z 577 703 315) (sj) (Entered: 02/20/2001)
02/26/2001	131	Joint motion by University of the IW, EEOC to continue (sj) (Entered: 02/27/2001)
02/28/2001	<u>132</u>	Order granting joint motion to continue [131-1] reset Jury trial to 6/25/01 , reset Jury selection to 6/25/01 , pretrial order due by 6/11/01 (sj) (Entered: 03/01/2001)
03/15/2001	133	Join Advisory to the court filed by University of the IW, EEOC regarding settlement (sj) (Entered: 03/15/2001)
04/19/2001	<u>134</u>	Notice of filing Consent Decree by University of the IW, EEOC (sj) (Entered: 04/20/2001)
04/19/2001		CASE NO LONGER REFERRED TO Honorable John W. Primomo (sj) (Entered: 04/20/2001)
04/19/2001	<u>135</u>	FINAL JUDGMENT ORDER entering Consent Decree: It is therefore ORDERED that the Consent Decree is hereby entered. The Court shall retain jurisdiction to enforce the conditions and terms set forth in the Consent Decree. (Pages: 1) (sj) (Entered: 04/20/2001)
04/19/2001		Case closed (sj) (Entered: 04/20/2001)
04/19/2001	136	Joint motion by University of the IW, EEOC to enter consent decree (sj) (Entered: 04/20/2001)
04/19/2001		Mooted motions joint motion to enter consent decree [136-1] (sj) (Entered: 04/20/2001)
07/10/2001	137	Motion by University of the IW to substitute attorney Donna McElroy of cox & Smith in place of Roger Hepworth (lp) (Entered: 07/12/2001)
08/07/2001	<u>138</u>	Order denying motion to substitute attorney Donna McElroy of cox & Smith in place of Roger Hepworth [137-1] (lp) (Entered: 08/08/2001)
05/25/2004	139	Advisory to the court filed by University of the IW (lp) (Entered: 05/26/2004)