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District of Utah (Central)
CIVIL DOCKET FOR CASE #: 2:05-cv-00546-TS

Equal Employment Opportunity Commission v. Micron
Technology
Assigned to: Judge Ted Stewart
Cause: 42:1981 Job Discrimination (Race)

Date Filed: 06/30/2005
Date Terminated: 02/27/2007
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **C. Emanuel Smith**
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OPPORTUNITY COMMISSION (AZ)
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TERMINATED: 04/10/2006
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Intervenor Plaintiff

Jose Artalejo

represented by **Lauren I. Scholnick**
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V.

Defendant

Micron Technology
a Delaware corporation

represented by **Matthew M. Durham**
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Intervenor Defendant

Micron Technology

Date Filed	#	Docket Text
06/30/2005	<u>1</u>	COMPLAINT against Micron Technology (Fee Status: waived), filed by Equal Employment Opportunity Commission. Assigned to Judge Ted Stewart (jwt,) (Entered: 07/01/2005)
07/01/2005	<u>2</u>	NOTICE OF REQUIREMENTS for appearance phv mailed to attorney C. Emanuel Smith (jwt,) (Entered: 07/01/2005)
07/05/2005	<u>3</u>	MOTION/ORDER granting motion for Admission Pro Hac Vice for of Sandra J. Padegimas for Equal Employment Opportunity Commission, Mary Jo O'Neill for Equal Employment Opportunity Commission. <i>Attorneys admitted pro hac vice may download a copy of the District of Utah's local rules from court's web site at http://www.utd.uscourts.gov</i> Signed by Judge Ted Stewart on 7/1/05. (jmr) (Entered: 07/05/2005)
07/11/2005	<u>4</u>	MOTION/ORDER granting motion for Admission Pro Hac Vice for of C. Emanuel Smith for Equal Employment Opportunity Commission. <i>Attorneys admitted pro hac vice may download a copy of the District of Utah's local rules from court's web site at http://www.utd.uscourts.gov.</i> Signed by Judge Ted Stewart on 7/8/05. (jmr) (Entered: 07/11/2005)
07/18/2005	<u>5</u>	**RESTRICTED DOCUMENT** SUMMONS Returned Executed by Equal Employment Opportunity Commission as to Micron Technology served on 7/15/2005, answer due 8/4/2005. (jmr) (Entered: 07/19/2005)
07/27/2005	<u>6</u>	ORDER REFERRING CASE to Magistrate Judge Samuel Alba under 28:636 (b)(1)(A), Magistrate to hear and determine all nondispositive pretrial matters. Signed by Judge Ted Stewart on 07/27/2005. (yre) (Entered: 07/27/2005)

08/15/2005	7	ANSWER to Complaint filed by Micron Technology.(jmr) (Entered: 08/17/2005)
08/18/2005	8	<u>NOTICE OF INITIAL PRETRIAL CONFERENCE:</u> (Notice generated by Chambers DN, LL)***The Attorneys Planning Meeting Report and Proposed Scheduling Order forms, available on the court web site at http://www.utd.uscourts.gov/documents/formpage.html , should be prepared 30 days before the Initial Pretrial Conference hearing date. The Court may enter a scheduling order and vacate the hearing if counsel (a) file a stipulated Attorneys Planning Meeting Report and (b) e-mail a Proposed Scheduling Order to ipt@utd.uscourts.gov 30 days before the scheduled hearing.*** Initial Pretrial Conference set for 10/5/2005 01:30 PM in Room 142 before Judge Ted Stewart. (jmr,) (Entered: 08/18/2005)
09/06/2005	9	MOTION for Leave to File Complaint in Intervention filed by Jose Artalejo. (jmr) (Entered: 09/07/2005)
09/06/2005	10	MEMORANDUM in Support re 9 MOTION for Leave to File Complaint in Intervention filed by Intervenor Plaintiff Jose Artalejo. (jmr) (Entered: 09/07/2005)
09/15/2005	11	NOTICE REMINDER of Attorneys' Planning Meeting Report due five days from receipt of this notice re [8] <u>NOTICE OF INITIAL PRETRIAL CONFERENCE:</u> (Notice generated by Chambers DN, LL)***The Attorneys Planning Meeting Report and Proposed Scheduling Order forms, available on the court web site at http://www.utd.uscourts.gov/documents/formpage.html , should be prepared 30 days before the Initial Pretrial Conference hearing date. The Court may enter a scheduling order and vacate the hearing if counsel (a) file a stipulated Attorneys Planning Meeting Report and (b) e-mail a Proposed Scheduling Order to ipt@utd.uscourts.gov 30 days before the scheduled hearing.*** Initial Pretrial Conference set for 10/5/2005 01:30 PM in Room 477 before Judge Nuffer. (jmr,) (tsh,) Modified on 9/27/2005-to correct Judge and room number (jmr). (Entered: 09/15/2005)
09/23/2005	12	REPORT OF ATTORNEY PLANNING MEETING. (jmr) (Entered: 09/26/2005)
09/28/2005	13	SCHEDULING ORDER and ORDER VACATING HEARING: Initial Pretrial Conference vacated. Motions Due by: 11/17/06. Amended Pleadings due by 11/4/2005. Discovery due by 7/31/06 for Fact and 9/26/2006 for Expert. Special Attorney or Settlement Conference by 3/19/07. Final Pretrial Conference set for 4/9/2007 02:30 PM in Room 142 before Judge Ted Stewart. FIVE day Jury Trial set for 4/23/2007 08:30 AM in Room 142 before Judge Ted Stewart. Signed by Judge David Nuffer on 9/28/05. (jmr) (Entered: 09/28/2005)
09/28/2005		Set/Reset Scheduling Order Deadlines: Motions due by 11/17/2006. (jmr) (Entered: 09/28/2005)
09/28/2005	14	Correspondence from Julissa I. Maloney @ Stoel Rives to Clerk dated 9/28/05 (jmr) (Entered: 09/29/2005)
10/04/2005	15	RESPONSE/Non-Opposition to Motion re 9 MOTION for Leave to File Complaint in Intervention filed by Defendant Micron Technology. (jmr) (Entered: 10/06/2005)

10/06/2005	16	CERTIFICATE OF SERVICE re: First Set of Interrogs and Requests for Prod of Docs to Pla EEOC by Micron Technology (jmr) (Entered: 10/11/2005)
10/24/2005	17	RESPONSE to Motion re 9 MOTION for Leave to File Complaint in Intervention filed by Defendant Micron Technology. (jmr) (Entered: 10/26/2005)
10/28/2005	18	ORDER granting 9 Motion for Leave to File. Signed by Judge Samuel Alba on 10/27/05. (cas) (Entered: 10/28/2005)
10/28/2005	19	Intervenor COMPLAINT against Micron Technology, filed by Jose Artalejo.(jmr) (Entered: 10/31/2005)
11/03/2005	20	ACKNOWLEDGEMENT OF SERVICE Executed Acknowledgement filed by Jose Artalejo.Micron Technology served on 11/1/2005, answer due 12/31/2005. (jmr) (Entered: 11/03/2005)
11/09/2005	21	NOTICE of Service of Plaintiff EEOC's Initial Rule 26(a)(1) Disclosure Statement by Equal Employment Opportunity Commission (Smith, C.) (Entered: 11/09/2005)
11/14/2005	22	CERTIFICATE OF SERVICE re: Initial Disclosures by Micron Technology (jmr) (Entered: 11/15/2005)
12/05/2005	23	NOTICE of Service of Responses to Defendant's First Set of Interrogatories and Requests for Production of Documents by Equal Employment Opportunity Commission (Padegimas, Sandra) (Entered: 12/05/2005)
12/07/2005	24	NOTICE of Change of Address by Erika Birch, April L. Hollingsworth, Lauren I. Scholnick, Ralph E. Chamness, Erik Strindberg (jmr) (Entered: 12/08/2005)
12/15/2005	25	NOTICE of Service of First Request for Production of Documents to Defendant by Equal Employment Opportunity Commission (Padegimas, Sandra) (Entered: 12/15/2005)
01/13/2006	26	NOTICE of Service of First Set of Non-Uniform Interrogatories to Defendant by Equal Employment Opportunity Commission (Padegimas, Sandra) (Entered: 01/13/2006)
01/13/2006	27	ANSWER to Intervenor Complaint with Jury Demand filed by Micron Technology.(jmr) (Entered: 01/17/2006)
01/31/2006	28	CERTIFICATE OF SERVICE re: dft's responses to pla's first request for prod of docs by Micron Technology (jmr) (Entered: 02/01/2006)
03/03/2006	29	CERTIFICATE OF SERVICE by Micron Technology of <i>Defendant's Responses to Plaintiff EEOC's First Set of Non-Uniform Interrogatories</i> (Palmer, Justin) (Entered: 03/03/2006)
04/03/2006	30	MOTION/ORDER granting motion for Admission Pro Hac Vice for of Sally C. Shanley for Equal Employment Opportunity Commission. <i>Attorneys admitted pro hac vice may download a copy of the District of Utah's local rules from court's web site at http://www.utd.uscourts.gov.</i> Signed by Judge Ted Stewart on 4/3/06. (kla,) (Entered: 04/04/2006)

04/05/2006	31	MOTION to Withdraw as Attorney <i>for the EEOC</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1 Text of Proposed Order)(Smith, C.) (Entered: 04/05/2006)
04/10/2006	32	ORDER granting 31 Motion to Withdraw as Attorney. Attorney C. Emanuel Smith withdrawn from case . Signed by Judge Ted Stewart on 4/10/06. (jmr) (Entered: 04/10/2006)
05/23/2006	33	Stipulated MOTION for Discovery <i>Cutoff</i> filed by Defendant Micron Technology. (Attachments: # 1 Text of Proposed Order Proposed Order)(Durham, Matthew) (Entered: 05/23/2006)
05/25/2006	34	ORDER REGARDING DISCOVERY CUTOFF-granting 33 Motion for Discovery from 7/31/06 until 9/29/06. Signed by Judge Ted Stewart on 5/25/06. (jmr) (Entered: 05/25/2006)
05/25/2006		Set/Reset Deadlines: Fact Discovery due reset by 9/29/2006. (jmr) (Entered: 05/25/2006)
05/31/2006	35	Stipulated MOTION for Protective Order filed by Defendant Micron Technology. (Attachments: # 1 Text of Proposed Order Protective Order Regarding Confidential Information)(Palmer, Justin) (Entered: 05/31/2006)
06/05/2006	36	PROTECTIVE ORDER REGARDING CONFIDENTIAL INFORMATION. Signed by Judge Samuel Alba on 6/5/06. (kla,) (Entered: 06/06/2006)
07/03/2006	37	CERTIFICATE OF SERVICE by Jose Artalejo <i>Plaintiff in Intervention's First Supplemental Disclosure Pursuant to Rule 26(A)(1)</i> (Chamness, Ralph) (Entered: 07/03/2006)
07/07/2006	38	CERTIFICATE OF SERVICE by Micron Technology <i>1st Set of Interrogatories and Request for Production of Documents to Plaintiff in Intervention Jose Artalejo</i> (Palmer, Justin) (Entered: 07/07/2006)
08/07/2006	39	Plaintiff's MOTION to Withdraw as Attorney filed by Intervenor Plaintiff Jose Artalejo. (Attachments: # 1 # 2)(Scholnick, Lauren) (Entered: 08/07/2006)
08/07/2006	40	ORDER ALLOWING WITHDRAWAL OF COUNSEL-granting 39 Motion to Withdraw as Attorney. Attorney Ralph E. Chamness withdrawn from case for Jose Artalejo . Signed by Judge Ted Stewart on 8/7/06.(jmr) (Entered: 08/08/2006)
08/10/2006	41	CERTIFICATE OF SERVICE by Micron Technology <i>of Deposition of Jose Artalejo</i> (Attachments: # 1)(Durham, Matthew) (Entered: 08/10/2006)
08/18/2006	42	CERTIFICATE OF SERVICE by Jose Artalejo <i>of Responses to Micron's First Set of Interrogatories and Requests for Production of Documents</i> (Scholnick, Lauren) (Entered: 08/18/2006)
08/18/2006	43	Stipulated MOTION for Scheduling Order <i>Amendment</i> filed by Intervenor Plaintiff Jose Artalejo. (Attachments: # 1 Text of Proposed Order)(Scholnick, Lauren) (Entered: 08/18/2006)
08/24/2006	44	ORDER TO AMEND SCHEDULING-IT IS HEREBY ORDERED/granting 43 Motion for Scheduling Order is amended to extend the deadline for the Rule 26(a)(2) reports from experts as follows: 30 days after a ruling on any dispositive

		motion, or if no such motion is filed, 30 days after the dispositive motion deadline for Plaintiffs' Report and 15 days after Plaintiffs' Report or if no such report is filed, 45 days after ruling on any dispositive motion or, if no such motion is filed, 45 days after the dispositive motion deadline for Dft's Report . Signed by Judge Samuel Alba on 8/24/06.(jmr,) (Entered: 08/25/2006)
08/30/2006	45	CERTIFICATE OF SERVICE by Jose Artalejo of <i>First Set of Written Discovery to Micron</i> (Scholnick, Lauren) (Entered: 08/30/2006)
08/30/2006	46	CERTIFICATE OF SERVICE by Micron Technology of <i>Second Set of Interrogatories and Requests for Production of Documents to Plaintiff Equal Employment Opportunity Commission</i> (Durham, Matthew) (Entered: 08/30/2006)
09/01/2006	47	CERTIFICATE OF SERVICE by Micron Technology of <i>Subpoena Duces Tecums</i> (Palmer, Justin) (Entered: 09/01/2006)
09/08/2006	48	NOTICE of Appearance by Elizabeth M. Peck on behalf of Jose Artalejo (Peck, Elizabeth) (Entered: 09/08/2006)
09/08/2006	49	ERRATA to 19 Intervenor Complaint filed by Intervenor Plaintiff Jose Artalejo (<i>Corrigendum</i>). (Peck, Elizabeth) (Entered: 09/08/2006)
09/20/2006	50	MOTION to Quash Subpoenas filed by Intervenor Plaintiff Jose Artalejo. (Peck, Elizabeth) Modified on 9/21/2006-see [52]notice of deficiency(jwt,). (Entered: 09/20/2006)
09/20/2006	51	MEMORANDUM in Support re 50 MOTION to Quash Subpoenas <i>and for Protective Order</i> filed by Intervenor Plaintiff Jose Artalejo. (Attachments: # 1 Exhibit A)(Peck, Elizabeth) (Entered: 09/20/2006)
09/20/2006	52	NOTICE OF DEFICIENCY re 50 MOTION to Quash Subpoenas <i>and for Protective Order</i> . The document requests two seperate motion reliefs but was filed under only one motion event (motion to quash). The image of the document should be filed again by counsel as a motion for protective order so that both motions may appear on the record. The new pleading will receive a new document number on the docket. Additional text from the motion to quash regarding the protective order has been removed. (jwt,) (Entered: 09/21/2006)
09/21/2006	53	MOTION for Protective Order filed by Intervenor Plaintiff Jose Artalejo. (Peck, Elizabeth) (Entered: 09/21/2006)
09/21/2006	54	MEMORANDUM in Support re 53 MOTION for Protective Order filed by Intervenor Plaintiff Jose Artalejo. (Attachments: # 1 Exhibit A)(Peck, Elizabeth) (Entered: 09/21/2006)
09/22/2006	55	Stipulated MOTION to Amend/Correct 13 Scheduling Order, filed by Intervenor Plaintiff Jose Artalejo. (Attachments: # 1 Text of Proposed Order)(Scholnick, Lauren) (Entered: 09/22/2006)
09/27/2006	56	AMENDED SCHEDULING ORDER: Fact discovery due by 10/27/2006. Motions due by 12/1/2006. Signed by Judge Ted Stewart on 9/27/06. (kla) (Entered: 09/27/2006)
09/27/2006	57	CERTIFICATE OF SERVICE by Equal Employment Opportunity Commission of <i>Second Request for Production of Documents</i> (Padegimas, Sandra) (Entered: 09/27/2006)

		09/27/2006)
09/29/2006	58	CERTIFICATE OF SERVICE by Micron Technology <i>Responses to Plaintiff in Intervention's First Set of Written Discovery Requests</i> (Palmer, Justin) (Entered: 09/29/2006)
10/13/2006	59	CERTIFICATE OF SERVICE by Micron Technology <i>of Amended Subpoena Duces Tecum to Sam's Club</i> (Palmer, Justin) (Entered: 10/13/2006)
10/27/2006	60	CERTIFICATE OF SERVICE by Micron Technology <i>of Defendant Micron TEchnology Inc's Responses to Plaintiff EEOC's Second Request for Production of Documents</i> (Palmer, Justin) (Entered: 10/27/2006)
10/30/2006	61	Stipulated MOTION for Extension of Time to Complete Discovery filed by Intervenor Plaintiff Jose Artalejo. (Peck, Elizabeth) (Entered: 10/30/2006)
11/01/2006	62	ORDER granting 61 Motion for Extension of Time to Complete Discovery . Signed by Judge Samuel Alba on 11/1/06.(cas) (Entered: 11/01/2006)
11/30/2006	63	Stipulated MOTION for Extension of Time For Dispositive Motion Cutoff filed by Defendant Micron Technology. (Attachments: # 1 Text of Proposed Order Order)(Durham, Matthew) (Entered: 11/30/2006)
12/01/2006	64	ORDER granting 63 Motion for Extension of Time re: Dispositive Motion Cutoff until 1/12/07. Signed by Judge Ted Stewart on 12/1/06.(kla) (Entered: 12/01/2006)
12/01/2006	65	Set/Reset Scheduling Order Deadlines: Motions due by 1/12/2007 per order 64 . (kla) (Entered: 12/01/2006)
01/11/2007	66	Stipulated MOTION for Scheduling Order <i>Regarding Dispositive Motion Cutoff and Trial Date</i> filed by Defendant Micron Technology. (Attachments: # 1 Text of Proposed Order Proposed Order) Motions referred to Samuel Alba.(Durham, Matthew) (Entered: 01/11/2007)
01/16/2007	67	ORDER granting 66 Motion for Scheduling Order. Motions due by 2/23/2007. Signed by Judge Samuel Alba on 01/16/2007. (asp) (Entered: 01/16/2007)
01/17/2007		Final Pretrial Conference on 4/9/07, and jury trial on 4/23/07 are terminated. A status conference will be scheduled to track case. (slm) (Entered: 01/17/2007)
01/17/2007	68	<u>NOTICE OF HEARING</u> : (Notice generated by Chambers/slm)Status Conference set for 4/19/2007 03:00 PM in Room 142 before Judge Ted Stewart. (slm) (Entered: 01/17/2007)
02/26/2007	69	Stipulated MOTION Regarding Consent Decree filed by Defendant Micron Technology. (Attachments: # 1 Text of Proposed Order Proposed Consent Decree# 2 Exhibit Attachments to Consent Decree) Motions referred to Samuel Alba.(Durham, Matthew) (Entered: 02/26/2007)
02/27/2007	70	CONSENT JUDGMENT/Decree. Case Closed. Signed by Judge Ted Stewart on 02/27/2007. (asp) (Entered: 02/28/2007)
02/27/2007		Case no longer referred to Samuel Alba. (asp) (Entered: 02/28/2007)

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