

CLOSED

**U.S. District Court
Eastern District of Virginia (Norfolk)
CIVIL DOCKET FOR CASE #: 2:03-cv-00693-RBS-JEB**

Equal Employment v. Greenbrier, et al
Assigned to: District Judge Rebecca Beach Smith
Referred to: Magistrate Judge James E. Bradberry
Demand: \$0
Case in other court: 04-01567
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 09/30/2003
Date Terminated: 03/09/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Amy Elizabeth Garber**
Equal Employment Opportunity
Commission
200 Granby St
Suite 739
Norfolk, VA 23510
(757) 441-3134
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kenneth Michael Golski
Equal Employment Opportunity
Commission
200 Granby St
Suite 739
Norfolk, VA 23510
(757) 441-3505
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**Greenbrier Pontiac-Oldsmobile-GMC
Trucks-KIA, Inc.**

represented by **Aaron Scott Walters**
Williams Mullen
1021 E Cary St
PO Box 1320
Richmond, VA 23218-1320
(804) 643-1991
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David Christopher Burton
Williams Mullen
222 Central Park Ave
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/30/2003	1	COMPLAINT; jury demand (jcow) (Entered: 09/30/2003)
09/30/2003		CASE REFERRED to Magistrate Judge James E. Bradberry (jcow) (Entered: 09/30/2003)
10/02/2003		SUMMONS with one certified copy issued for Greenbrier Oldsmobile-GMC, mag notice and mailed to counsel (jcow) (Entered: 10/02/2003)
10/23/2003		Jury Trial Flag (jcow) (Entered: 10/23/2003)
11/04/2003	2	Financial Interest Disclosure Statement (Local Rule 7.1) by Greenbrier Oldsmobile (jcow) (Entered: 11/04/2003)
11/04/2003	3	ANSWER to Complaint by Greenbrier Oldsmobile (Attorney David Christopher Burton, Aaron Scott Walters), (jcow) (Entered: 11/04/2003)
11/04/2003		Referred for 16(b) Conference (jcow) (Entered: 11/04/2003)
11/07/2003	4	ORDER: 26(f) attorneys' conference set for 11/17/03; 16(b) scheduling conference set 9:00 a.m. on 12/5/03; initial disclosure 12/22/03; no party required to respond to discovery sooner than 1/2/04; entered 11/6/03 and filed 11/7/03 (Signed by Magistrate Judge James E. Bradberry) Copies Mailed: 11/7/03 (lbax) (Entered: 11/10/2003)
11/12/2003		16b conference reset 9:00 12/8/03 (jcow) (Entered: 11/12/2003)
12/08/2003		16(b) Conference held (jcow) (Entered: 12/09/2003)
12/08/2003	5	Consent to trial by Magistrate by Greenbrier Oldsmobile-GMC (jcow) (Entered: 12/09/2003)
12/09/2003	6	Rule 16(b) Scheduling Order: Jury trial set 11:00 5/24/04 at Norfolk. Expert witnesses to be identified by 1/23/04; disclosure outlined in Rule 26 (a)(2)(B) by 2/23/04; response to such disclosure by 3/23/04; rebuttal by 4/7/04; discovery by plaintiff on or before 3/15/04 and defendant on or before 4/12/04; discovery/deposition in lieu of witness at trial concluded by 4/19/04; pretrial disclosures to be delivered to all counsel and unrepresented parties on or before 4/30/04; objections delivered by 5/5/04; an attorney's conference is set for 4/30/04 at 2:00; a final pretrial conference shall be conducted on 5/7/04 at 10:30; trial by jury has been demanded, proposed voir dire and jury instructions shall be delivered to the clerk by 5/17/04, entered 12/8/03 filed 12/9/03 (signed by Magistrate Judge James E. Bradberry) Copies Mailed: 12/9/03 (jcow) (Entered: 12/09/2003)

01/27/2004	7	AGREED ORDER that the defendant's name be properly reflected as Greenbrier Pontiac-Oldsmobile-GMC Trucks-KIA, Inc., and that all previous pleadings filed are deemed amended to reflect the proper defendant, entered and filed 1/27/04 (signed by Judge Rebecca B. Smith) Copies Mailed: 1/28/04 [EOD Date: 1/28/04] (jcow) (Entered: 01/28/2004)
03/09/2004	8	STIPULATED FINAL ORDER that this action is dismissed with prejudice, entered and filed 3/9/04 (signed by Judge Rebecca B. Smith) Copies Mailed: 3/9/04 [EOD Date: 3/9/04] (jcow) (Entered: 03/09/2004)
03/09/2004		Case closed (jcow) (Entered: 03/09/2004)
03/09/2004		Disposable Record (jcow) (Entered: 03/09/2004)
03/09/2004		**Remove Jury Flag** (jcow) (Entered: 03/09/2004)
03/12/2004	9	MOTION by Greenbrier Pontiac-Oldsmobile-GMC for Attorney Fees (jcow) (Entered: 03/12/2004)
03/12/2004	10	MEMORANDUM in support of [9-1] motion by Greenbrier Pontiac-Oldsmobile-GMC for Attorney Fees, received (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Anthony Bell re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Robert Brown re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Patrick Costello re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Esther Frank re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of David Hough re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of James Lapp re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Austin Litchfield re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Mitch Tate re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Gregory Mosher re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Raleigh Taylor re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	Declaration of Foster Venturini re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)

03/12/2004	10	Declaration of Larry Wills re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	10	AFFIDAVIT of Scott Kezman Re: [10-1] support memorandum by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/12/2004	11	Request for hearing filed by defendant Greenbrier Pontiac re: [9-1] motion by Greenbrier Pontiac-Oldsmobile-GMC for Attorney Fees (jcow) (Entered: 03/12/2004)
03/12/2004	12	Bill of costs in the amount of \$2,554.29 by Greenbrier Pontiac-Oldsmobile-GMC (jcow) (Entered: 03/12/2004)
03/12/2004	12	AFFIDAVIT of David C. Burton Re: [12-1] bill of costs by Greenbrier Pontiac (jcow) (Entered: 03/12/2004)
03/22/2004	13	AGREED ORDER that the plaintiff's response time for a response to the motion for attorney fees is extended to 3/26/04, Response to Motion reset to 3/26/04 for [9-1] motion by Greenbrier Pontiac-Oldsmobile-GMC for Attorney Fees , entered and filed 3/22/04 (signed by Judge Rebecca B. Smith) Copies Mailed: 3/22/04 [EOD Date: 3/22/04] (jcow) (Entered: 03/22/2004)
03/26/2004	14	MEMORANDUM by Equal Employment Opportunity Commission in opposition to [9-1] motion by Greenbrier Pontiac-Oldsmobile-GMC for Attorney Fees, received (jcow) (Entered: 03/29/2004)
03/31/2004	15	REPLY to response to [9-1] motion by Greenbrier Pontiac-Oldsmobile-GMC for Attorney Fees, received (jcow) (Entered: 04/01/2004)
04/14/2004	16	OPINION AND ORDER denying [9-1] motion by Greenbrier Pontiac-Oldsmobile-GMC for Attorney Fees and granting Greenbrier Pontiac-Oldsmobile-GMC's bill of costs in the amount of \$2,554.29, entered and filed 4/14/04 (signed by Judge Rebecca B. Smith) Copies Mailed: 4/14/04 [EOD Date: 4/14/04] (jcow) (Entered: 04/14/2004)
05/04/2004	17	NOTICE OF APPEAL by Greenbrier. FILING FEE \$ 255.00 (jcow) (Entered: 05/04/2004)
05/04/2004		Copy of Notice of Appeal, Final Order and docket sheet to USCA re: [17-1] appeal by Greenbrier Pontiac-Oldsmobile-GMC Trucks-Kia; copy of notice of appeal to defendant/ appellant; copy of notice of appeal to counsel of record (jcow) (Entered: 05/04/2004)
05/04/2004		Receipt # 43395 for filing fee paid on 5/4/04 (jcow) (Entered: 05/04/2004)
05/14/2004		USCA Case Number Re: [17-1] appeal by Greenbrier Pontiac- Oldsmobile-GMC Trucks-KIA, CASE MANAGER: Joy Hargett USCA NUMBER: 04-1567 (jcow) (Entered: 05/17/2004)
06/02/2004	18	Copy of USCA Order (certified copy) dismissing the appeal pursuant to Rule 42(b) of FRAP re: [17-1] appeal, issued as and for the mandate, filed. (jcow) (Entered: 06/03/2004)

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