

CLOSED, JURY

**U.S. District Court  
Eastern District of Virginia (Alexandria)  
CIVIL DOCKET FOR CASE #: 1:96-cv-01402- avb**

Equal Employment v. Omega World Travel  
Assigned to: District Judge Albert V. Bryan, Jr  
Demand: \$0  
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 10/01/1996  
Date Terminated: 06/03/1997  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff****Equal Employment Opportunity  
Commission**

represented by **Dennis E. Szybala**  
United States Attorney's Office  
2100 Jamieson Ave  
Alexandria, VA 22314  
(703)299-3700  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Omega World Travel, Inc.**

represented by **Elizabeth Land Lewis**  
Greenberg Traurig LLP  
1750 Tysons Blvd  
12th Fl  
McLean, VA 22102  
(703) 749-1300  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**ThirdParty Plaintiff****Omega World Travel, Inc.**  
*TERMINATED: 02/25/1997*

represented by **Elizabeth Land Lewis**  
(See above for address)  
*TERMINATED: 02/25/1997*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**ThirdParty Defendant****Thomas A. Dutcher**  
*United States Marine Corps Master  
Sergeant*  
*TERMINATED: 02/25/1997*

represented by **Jack Sherwood Rhoades**  
Cake & Rhoades, P.C.  
120 N. Alfred St.  
Alexandria, VA 22314-3047  
(703) 549-8181  
*TERMINATED: 02/25/1997*

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
10/01/1996	1	COMPLAINT; jury demand (clerk) (Entered: 10/02/1996)
10/01/1996	2	INTERROGATORIES propounded by Equal Employment to Omega World Travel (clerk) (Entered: 10/02/1996)
10/01/1996	3	REQUEST for Production of Documents by Equal Employment (clerk) (Entered: 10/02/1996)
10/01/1996	4	REQUEST for Admissions by Equal Employment (clerk) (Entered: 10/02/1996)
10/01/1996		SUMMONS(ES)(Org. & 1) issued and given to U.S. Marshals for service for Omega World Travel (clerk) (Entered: 10/02/1996)
10/22/1996	5	SUMMONS Returned Executed by U.S. Marshals as to Omega World Travel 10/21/96 Answer due on 11/12/96 for Omega World Travel (clerk) (Entered: 10/22/1996)
11/12/1996	6	ANSWER to Complaint by Omega World Travel (Attorney Elizabeth Land Lewis), (clerk) (Entered: 11/13/1996)
11/21/1996	7	OBJECTION by defendant Omega World Travel to Pltf's Interrogatories and Request for Production of Documents (clerk) (Entered: 11/22/1996)
11/26/1996	9	THIRD-PARTY COMPLAINT by Omega World Travel against Thomas A. Dutcher (clerk) (Entered: 12/09/1996)
11/27/1996		SUMMONS(ES) (orig. & 1) issued and given to Atty for service as to Thomas A. Dutcher for the Third Party Complaint (clerk) (Entered: 12/09/1996)
11/29/1996	10	AFFIDAVIT Re: Service on a non-resident, Mr. Thomas A. Dutcher (clerk) Modified on 12/09/1996 (Entered: 12/09/1996)
12/02/1996	8	SCHEDULING ORDER setting Discovery cutoff 3/28/97 ; Pretrial Conference for 10:05 4/17/97 ; ( signed by Judge Albert V. Bryan Jr. ) Copies Mailed: yes (ltun) (Entered: 12/03/1996)
12/06/1996	11	Certificate of Compliance of the Secretary of the Commonwealth as to Thomas A. Dutcher Answer due 12/26/96 for Thomas A. Dutcher (ltun) (Entered: 12/11/1996)
12/30/1996	12	MOTION by Thomas A. Dutcher to Extend Time to 2/24/97 to file Reply to 3rd-pty Complaint (ltun) (Entered: 12/30/1996)
12/30/1996	13	RESPONSE by Omega World Travel to [12-1] motion by Thomas A. Dutcher to Extend Time to 2/24/97 to file Reply to 3rd-pty Complaint (ltun) (Entered: 12/31/1996)
12/30/1996	14	ORDER granting in part, denying in part [12-1] motion by Thomas A. Dutcher to Extend Time to 2/24/97 to file Reply to 3rd-pty Complaint and the 3rd-pty deft.

		file his reply to the 3rd-pty complaint no later than 1/24/97 - ent. & filed ( signed by Judge Leonie M. Brinkema ) Copies Mailed: yes (ltun) (Entered: 12/31/1996)
01/15/1997	15	OBJECTION by plaintiff Equal Employment to deft Omega World Travel, Inc.'s First Interrogatories and First Requests for Production of Documents (clerk) (Entered: 01/16/1997)
01/24/1997	16	MOTION by Thomas A. Dutcher to Dismiss (clerk) (Entered: 01/27/1997)
01/24/1997	17	MEMORANDUM by Thomas A. Dutcher in support of [16-1] motion by Thomas A. Dutcher to Dismiss by Thomas A. Dutcher (clerk) (Entered: 01/27/1997)
01/24/1997	18	NOTICE of Hearing: Motion Hearing set for 10:00 2/7/97 for [16-1] motion by Thomas A. Dutcher to Dismiss (clerk) (Entered: 01/27/1997)
01/24/1997	19	MOTION by Omega World Travel to file a more definite statement (clerk) (Entered: 01/27/1997)
01/24/1997		Deadline updated; Motion Hearing set for 10:00 12/7/97 for [19-1] motion by Omega World Travel to file a more definite statement (clerk) (Entered: 01/27/1997)
01/24/1997	20	ANSWER by Thomas A. Dutcher (Attorney Jack Sherwood Rhoades) to [9-1] third-party complaint by Omega World Travel (clerk) (Entered: 01/28/1997)
01/30/1997	21	MOTION by Omega World Travel to Continue hearing date on third-party deft's motion to dismiss (clerk) (Entered: 01/30/1997)
01/30/1997	22	MEMORANDUM by Omega World Travel in support of [21-1] motion by Omega World Travel to Continue hearing date on third-party deft's motion to dismiss by (clerk) (Entered: 01/30/1997)
02/03/1997	23	STIPULATED DISCOVERY ORDER, for Protective Order re: the handling and labeling of confidential materials. (See order for details) Entered & Filed. ( signed by Judge Leonie M. Brinkema ) Copies Mailed: yes (clerk) (Entered: 02/04/1997)
02/04/1997	24	ORDER granting [21-1] motion by Omega World Travel to Continue hearing date on third-party deft's motion to dismiss, set Hearing Deadline for 10:00 2/20/97 ( signed by Judge T. S. Ellis III ) Copies Mailed: yes (clerk) (Entered: 02/05/1997)
02/06/1997		Deadline updated; Motion Hearing set for 10:00 2/14/97 for [16-1] motion by Thomas A. Dutcher to Dismiss (clerk) (Entered: 02/06/1997)
02/07/1997	25	MEMORANDUM of POINTS and AUTHORITIES by Third Party-Pltf, Omega World Travel, in opposition to [16-1] motion by Thomas A. Dutcher to Dismiss (clerk) (Entered: 02/10/1997)
02/13/1997	26	REPLY BRIEF IN SUPPORT OF MOTION TO DISMISS by Thomas A. Dutcher to [25-1] opposition memorandum to motion to dismiss by Omega World Travel (clerk) (Entered: 02/14/1997)
02/14/1997		Motion hearing re: [16-1] motion by Thomas A. Dutcher to Dismiss set at 10:00 2/21/97 (clerk) (Entered: 02/14/1997)

02/21/1997		Minute entry: Judge Ellis. Reporter: Rodriguez. Appearances: counsel. Matter came on for hearing on 3rd party-def. Thomas Dutcher's motion to dismiss - argued and taken under advisement. (clerk) (Entered: 02/24/1997)
02/24/1997	27	ORDER that third-party def. motion to dismiss the third-party complaint is taken under advisement. The Court will decide this matter without further oral argument, ent - filed ( signed by Judge T. S. Ellis III ) Copies Mailed: yes (clerk) (Entered: 02/25/1997)
02/25/1997	28	ORDER granting [16-1] motion by Thomas A. Dutcher to Dismiss third-party complaint. Entered & Filed. ( signed by Judge T. S. Ellis III ) Copies Mailed: yes (clerk) (Entered: 02/26/1997)
03/14/1997	29	MOTION by Omega World Travel for Rule 35 Mental Examination , by Omega World Travel to Compel Discovery (clerk) (Entered: 03/14/1997)
03/14/1997	30	MEMORANDUM by Omega World Travel in support of [29-1] motion for Rule 35 Mental Examination by Omega World Travel, [29-2] motion to Compel Discovery (clerk) (Entered: 03/14/1997)
03/14/1997	31	NOTICE of Hearing: Motion Hearing set for 10:00 3/21/97 for [29-1] motion by Omega World Travel for Rule 35 Mental Examination, set for 10:00 3/21/97 for [29-2] motion by Omega World Travel to Compel Discovery (clerk) (Entered: 03/14/1997)
03/17/1997	32	MOTION by Equal Employment for Protective Order (clerk) (Entered: 03/18/1997)
03/17/1997	33	STATEMENT pursuant to Local Rule 11(I) (clerk) (Entered: 03/18/1997)
03/17/1997	34	MEMORANDUM by Equal Employment in support of [32-1] motion by Equal Employment for Protective Order by Equal Employment (clerk) (Entered: 03/18/1997)
03/17/1997	35	NOTICE of Hearing: Motion Hearing set for 10:00 3/21/97 for [32-1] motion by Equal Employment for Protective Order (clerk) (Entered: 03/18/1997)
03/19/1997	36	Submission of Supplemental Authority in Support of Def. Motion for Rule 35 Mental Examination and Motion to Compel Discovery filed by defendant Omega World Travel (Itun) (Entered: 03/19/1997)
03/21/1997		Minute entry: Magistrate Judge Sewell. Reporter: Casamo & Assoc. (Tape 87) Appearances: counsel for Pltf. & Def. This matter came on for Def.'s. Motion for Rule 35 Mental Exam - Matter argued & Granted. Def.'s Motion to Compel - Matter argued & Granted. Pltf.'s Motion for Protective Order - Matter argued & Denied. Order to be entered. (jsch) (Entered: 03/25/1997)
03/21/1997	38	ORDERED, The Motion of Defendant for a Mental Examination of Plaintiff Gazewitz is Granted. Defendant's Motion to Compel a Further Response to Request for Document 13 and Interrogatory 5 is Granted in part in accord with specific rulings from the bench. Plaintiff's Motion for a Protective Order is Denied. The Joint Motion of the Parties to Depose Defendant's Expert after discovery cut off, but not to interfere with pretrial or trial, is Granted. (Signed by W. C. Sewell ) - entered and filed. Copies Mailed: y (jsch) (Entered: 03/25/1997)

03/24/1997	37	ORDER that Ms. Gazewitz submit to a Rule 35 Mental examination on 3/25/97 at 1:30 by Dr. Brian Schulman at 4400 East-West Highway, Suite G. Bethesda MD 20814, such examination to consist of Ms. Gazewitz's comprehensive examination of mental functioning that will include a clinical, health, social and occupational history and a mental status examination and that pltf produce to deft any and all medical records relating to any (1) mental or emotional illness or condition from which Ms. Gazewitz suffered in the past or is presently suffering;; and (2) any drugs prescribed for Ms. Gazewitz to treat such illness or condition. Entered & Filed. ( signed by Judge Claude M. Hilton ) Copies Mailed: yes (clerk) (Entered: 03/24/1997)
04/17/1997		Pre-Trial Conference held; Judge Bryan; appearances of counsel; case set for trial by JURY on 6/2/97 at 10:00. (clerk) (Entered: 04/17/1997)
04/17/1997		Jury Trial Flag (clerk) (Entered: 04/17/1997)
04/17/1997		Jury Trial set at 10:00 6/2/97 (clerk) (Entered: 04/17/1997)
04/17/1997	39	RULE 26 (A)(3) DISCLOSURES Witness list and Exhibit List by Omega World Travel (clerk) (Entered: 04/17/1997)
04/17/1997	40	PRETRIAL DISCLOSURES; Exhibit list and Witness List by pltf EEOC. (clerk) (Entered: 04/17/1997)
04/25/1997	41	OBJECTION by defendant Omega World Travel to [40-1] exhibits list by Equal Employment (clerk) (Entered: 04/28/1997)
04/25/1997	42	OBJECTION by plaintiff Equal Employment to [39-1] Exhibit list by Omega World Travel (clerk) (Entered: 04/28/1997)
05/02/1997	43	MOTION by Omega World Travel for Summary Judgment (clerk) (Entered: 05/05/1997)
05/02/1997	44	MEMORANDUM by Omega World Travel in support of [43-1] motion by Omega World Travel for Summary Judgment by Omega World Travel (clerk) (Entered: 05/05/1997)
05/02/1997	45	NOTICE of Hearing: Motion Hearing set for 10:00 5/16/97 for [43-1] motion by Omega World Travel for Summary Judgment (clerk) (Entered: 05/05/1997)
05/02/1997		Exhibits to motion for Summary judgment received by Omega World Travel (1 bound volume) (clerk) (Entered: 05/05/1997)
05/08/1997		Case Settled per Dennis Szybala, order to Enter (clerk) (Entered: 05/08/1997)
05/12/1997		Dispute in Settlement case not settled per Dennis Szybala (clerk) (Entered: 05/12/1997)
05/13/1997	46	MEMORANDUM by Equal Employment in opposition to [43-1] motion by Omega World Travel for Summary Judgment by Omega World Travel (w/ Exhibits Attached, 1 large bound volume) (clerk) (Entered: 05/13/1997)
05/13/1997	47	MOTION for Summary Judgment filed by defendant Omega World Travel (Duplicate of 5/2/97 Filing. Revised Font) (clerk) (Entered: 05/13/1997)

05/13/1997	48	MEMORANDUM by Omega World Travel in support of [47-1] by Omega World Travel Motion for Summary Judgment) (clerk) (Entered: 05/13/1997)
05/14/1997	49	MOTION by Equal Employment to Strike [44-1] support memorandum by Omega World Travel, [43-1] motion by Omega World Travel for Summary Judgment by Omega World Travel (clerk) (Entered: 05/15/1997)
05/15/1997	50	REPLY by Omega World Travel to response to [43-1] motion by Omega World Travel for Summary Judgment by Omega World Travel (clerk) (Entered: 05/15/1997)
05/16/1997		Minute entry: Judge Williams. Reporter: Linnell. Appearances of counsel. Motion by Omega World Travel for summary judgment - argued and denied. (clerk) (Entered: 05/16/1997)
05/16/1997	51	ORDER denying [43-1] motion by Omega World Travel for Summary Judgment ( signed by Judge Richard L. Williams ) Copies Mailed: y (clerk) (Entered: 05/16/1997)
06/02/1997	52	SETTLEMENT AGREEMENT filed by plaintiff Equal Employment, defendant Omega World Travel, third-party plaintiff Omega World Travel, third-party defendant Thomas A. Dutcher (clerk) (Entered: 06/03/1997)
06/03/1997	53	STIPULATION AND ORDER, Dismissing case with prejudice pursuant to 41 (a)(1) of the FRCP and that each party shall bear its own costs and attys' fees. Entered & Filed ( signed by Judge Albert V. Bryan Jr. ) Copies Mailed: y (clerk) (Entered: 06/03/1997)
06/03/1997		CASE assigned to Judge Albert V. Bryan Jr. (clerk) (Entered: 06/03/1997)
06/03/1997		Case closed (clerk) (Entered: 06/03/1997)

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