

CLOSED

**U.S. District Court
Western District of Virginia (Roanoke)
CIVIL DOCKET FOR CASE #: 7:00-cv-00757-jlk**

Equal Employment v. Optical Cable Corp.
Assigned to: Judge Jackson L. Kiser
Demand: \$0
Cause: 05:704 Labor Litigation

Date Filed: 09/27/2000
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**
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V.

Defendant

Optical Cable Corporation

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Date Filed	#	Docket Text
09/27/2000	1	COMPLAINT; 100 Day Notice due 1/5/01 for Optical Cable Corp. Service due 1/25/01 for Optical Cable Corp. (lfc) (Entered: 09/28/2000)
09/27/2000	1	JURY DEMAND by Equal Employment Opportunity Commission (lfc) (Entered: 09/28/2000)
10/23/2000	2	NOTICE of Attorney Appearance for Optical Cable Corp. by Thomas Richard Bagby, Bayard Easter Harris, Thomas M. Winn III (emh)
10/23/2000		CORPORATE DISCLOSURE LETTER; Response due 10/26/00 for Optical Cable Corp. (emh)
10/26/2000	3	CORPORATE DISCLOSURE STATEMENT by Optical Cable Corp. (rkc)
10/26/2000	4	ORDER reassigning case to the docket of the Honorable Jackson L. Kiser, Senior U. S. District Judge for the Western District of Virginia, for further action (signed by Chief Judge Samuel G. Wilson) [EOD Date 10/26/00] (lmh)
10/26/2000		CASE reassigned to Senior Judge Jackson L. Kiser (lmh)
11/22/2000	5	ANSWER to Complaint by Optical Cable Corp. (rkc)
11/22/2000	6	MOTION to Dismiss by Optical Cable Corp. (rkc)
11/22/2000	7	MEMORANDUM w/ exhibits in support of [6-1] motion to Dismiss by Optical Cable Corp. (rkc)
11/22/2000	8	MOTION for Protective Order by Optical Cable Corp. (rkc)
11/22/2000	9	MEMORANDUM w/ exhibit in support of [8-1] motion for Protective Order by Optical Cable Corp. (rkc)
12/04/2000	10	PRETRIAL ORDER for all pretrial discovery motions and issues and whatever else as set forth in Items 1-12 of re: trial date, status reports, jury instructions, motions, briefs, hearings discovery, witnesses, and settlement of case (signed by Senior Judge Jackson L. Kiser)[EOD Date 12/5/00] (rkc) (Entered: 12/05/2000)
12/07/2000	11	JOINT MOTION to Extend Time to file Opposition Memorandum by EEOC and deft's Reply Memorandum by Equal Employment, Optical Cable Corp. (rkc)
12/13/2000	12	MOTION to Compel by Equal Employment (emh)
12/13/2000	13	MEMORANDUM by Equal Employment in support of [12-1] motion to Compel by Equal Employment (emh)
12/13/2000	13	MEMORANDUM by Equal Employment in opposition to [8-1] motion for Protective Order by Optical Cable Corp. (emh)
12/13/2000	14	ORDER granting [11-1] joint motion to Extend Time to file Opposition Memorandum by EEOC and deft's Reply Memorandum, Resetting Brief deadline to 1/5/01 , Response Due Deadline to 2/2/01 (signed by Senior Judge Jackson L. Kiser) [EOD Date 12/13/00] (emh)

12/13/2000		SEALED DOCUMENT Attachment Exhibit #3 to this pleading placed under seal by court order dated 01-19-01 (ssm) (Entered: 01/19/2001)
12/20/2000	15	NOTICE of Hearing Motion Hearing set for 9:30 2/28/01 for [6-1] motion to Dismiss by Optical Cable Corp. (emh) (Entered: 12/21/2000)
12/20/2000	16	NOTICE of Hearing Motion Hearing set for 10:00 1/19/01 for [12-1] motion to Compel, set for 10:00 1/19/01 for [8-1] motion for Protective Order by Optical Cable Corp. (emh) (Entered: 12/21/2000)
01/04/2001	17	JOINT MOTION to Extend Time for filing memoranda re: Protective Order and Motion to Compel by Equal Employment, Optical Cable Corp. (rkc)
01/05/2001	18	REPLY MEMORANDUM in Support of its [8-1] Motion for Protective Order by Optical Cable Corp. (rkc)
01/05/2001	18	MEMORANDUM by Optical Cable Corp. in opposition to [12-1] motion to Compel by Equal Employment (rkc)
01/05/2001	19	RESPONSE by Equal Employment in Opposition to [6-1] motion to Dismiss w/ exhibits by Optical Cable Corp. (rkc)
01/05/2001		SEALED DOCUMENT - Attachments 4 & 11 to Pltf's Opposition Filing this date placed under seal by order entered 01-19-01 UNSEALED EXHIBIT 4 PER 3/2/01 ORDER (ssm) Modified on 03/05/2001 (Entered: 01/19/2001)
01/11/2001	20	ORDER granting [17-1] joint motion to Extend Time for filing memoranda as follows: 1) Deft's Reply by 1-05-01 and Pltf's Reply by 1-17-01 (signed by Senior Judge Jackson L. Kiser) [EOD Date (rkc)
01/17/2001	21	EEOC'S REPLY MEMORANDUM in Support of its [12-1] Motion to Compel (rkc)
01/17/2001	21	SUR-REPLY by Equal Employment to [8-1] motion for Protective Order by Optical Cable Corp. (rkc)
01/19/2001		Motion hearing held re: [12-1] motion to Compel by Equal Employment, [8-1] motion for Protective Order by Optical Cable Corp. TIME IN COURT - 1 hr 30 mins. (Judge Conrad OCR Whitlock) (ssm)
01/19/2001	22	ORDER granting in part, denying in part [12-1] motion to Compel, granting in part, denying in part [8-1] motion for Protective Order, and Directing Clerk to Seal "settlement letter" and "employee chart" as attached to already filed pleadings. (signed by Magistrate Judge Glen E. Conrad) [EOD Date 1/19/01] (ssm)
02/02/2001	23	REPLY MEMORANDUM in support of [6-1] motion to Dismiss by Optical Cable Corp. (rkc)
02/16/2001		Deadline updated; Set Jury Trial for 9:30 2/4/02 Trial is expect to last 4 weeks. (sig)
02/27/2001	24	MOTION requesting inspection order by Equal Employment (mka)
02/27/2001	25	MEMORANDUM by Equal Employment in support of [24-1] motion requesting inspection order by Equal Employment (mka)

02/28/2001		COURT HEARING: Parties present by counsel for hearing on [6-1] motion to Dismiss. Arguments. Memorandum tendered to Ct. for filing by pltf. Objection to filing of document by deft. Ct. rejects filing. Motion taken under advisement. Order forthcoming (Judge Jackson L. Kiser OCR Clara Whitlock) (emh)
03/01/2001	26	MEMORANDUM by Optical Cable Corp. in opposition to [24-1] motion requesting inspection order by Equal Employment (lmh) (Entered: 03/02/2001)
03/02/2001	27	ORDER granting [24-1] motion requesting inspection order as set forth in items 1-5 (signed by Senior Judge Jackson L. Kiser) [EOD Date 3/5/01] (lmh) (Entered: 03/05/2001)
03/02/2001	28	ORDER, Vacating [22-1] order to Seal "settlement letter" and "employee chart" to the extent that it orders that the chart be sealed (signed by Magistrate Judge Glen E. Conrad) [EOD Date 3/5/01] (lmh) (Entered: 03/05/2001)
03/02/2001		Unsealed Exhibit 4 "Employment Chart" per 3/2/01 order placed in binder with number 19 (lmh) (Entered: 03/05/2001)
03/16/2001	29	OBJECTIONS by Optical Cable Corp. [27-1] to order of Magistrate Judge granting pltf's Motion requesting inspection order (mka) (Entered: 03/19/2001)
03/27/2001	30	RESPONSE with attached exhibits by Equal Employment to [29-1] objection by Optical Cable Corp. (lmh) (Entered: 03/28/2001)
05/04/2001	31	SECOND MOTION to Compel and for Sanctions by Equal Employment (mka)
05/04/2001	32	MEMORANDUM by Equal Employment in support of [31-1] second motion to Compel by Equal Employment, [31-2] second motion for Sanctions by Equal Employment (mka)
05/04/2001	33	EXHIBIT LIST by Equal Employment (mka)
05/10/2001	34	JOINT NOTICE re: submission of matter on briefs by Equal Employment, Optical Cable Corp. (mka)
05/16/2001	35	ORDER Overruling deft. objection to USMJ 3/2/01 Order and Affirming Order (signed by Senior Judge Jackson L. Kiser) [EOD Date 5/17/01] (emh) (Entered: 05/17/2001)
05/18/2001	36	NOTICE of Hearing Motion Hearing set for 1:00 6/5/01 for [31-1] motion to Compel by Equal Employment (mka) Modified on 05/18/2001
05/24/2001	37	SECOND MOTION to Dismiss by Optical Cable Corp. (mka)
05/24/2001	38	MEMORANDUM by Optical Cable Corp. in support of [37-1] motion to Dismiss by Optical Cable Corp. (mka)
05/24/2001	39	MEMORANDUM by Optical Cable Corp. in opposition to [31-1] motion to Compel by Equal Employment, [31-2] motion for Sanctions by Equal Employment (mka)
06/01/2001	40	MEMORANDUM OPINION (signed by Senior Judge Jackson L. Kiser) (emh)
06/01/2001	41	ORDER denying [37-1] motion to Dismiss, denying [6-1] motion to Dismiss (signed by Senior Judge Jackson L. Kiser) [EOD Date 6/1/01] (emh)

06/04/2001	42	STIPULATION AND ORDER to Extend Time to file response to pltf. Second Motion to Compel and for Sanctions , Resetting Response Due Deadline to 5/24/01 (signed by Magistrate Judge Glen E. Conrad) [EOD Date 6/4/01] (emh)
06/05/2001	43	ORDER Substituting Attorney terminated attorney Victor M. Lawrence for Equal Employment Added Amy E. Garber (signed by Senior Judge Jackson L. Kiser) [EOD Date 6/5/01] (mka)
06/06/2001	44	ORDER to Extend Time for pltf. to file its Reply in Support of EEOC's Second Motion to Compel and for Sanctions Resetting Response Due Deadline to 6/7/01 (signed by Senior Judge Jackson L. Kiser) [EOD Date 6/6/01] (emh)
06/07/2001	45	RESPONSE by Equal Employment in Opposition to [37-1] second motion to Dismiss by Optical Cable Corp. (ssm)
06/07/2001	46	DECLARATION of Stephen P. O'Rourke in support of [45-1] opposition response by Equal Employment (ssm)
06/07/2001	47	EXHIBIT LIST by Equal Employment (ssm)
06/07/2001	48	REPLY MEMORANDUM by Equal Employment to response to [31-1] motion to Compel by Equal Employment, [31-2] motion for Sanctions by Equal Employment (ssm)
06/20/2001		Motion hearing held re: [31-1] motion to Compel by Equal Employment (Judge Conrad OCR Whitlock) (ssm) (Entered: 06/22/2001)
06/21/2001	49	ORDER granting pltf's [31-1] motion to Compel production of personnel files and computerized payroll records, defts shall submit documents subject to a claim of privilege for in camera review, denying [31-2] motion for Sanctions and whatelse as set forth in the order (signed by Magistrate Judge Glen E. Conrad) [EOD Date 6/21/01] (rkc)
06/25/2001	50	STIPULATION AND ORDER ent. 6/25/01 allowing Optical Cable up to and including 6/29/01 to serve its Reply in Support of Dft's Second Motion to Dismiss by agreement of counsel (signed Senior Judge Jackson L. Kiser) [EOD Date 6/26/01] (mka) (Entered: 06/26/2001)
06/25/2001		Deadline updated; Resetting Response Due Deadline to 6/29/01 (emh) (Entered: 06/26/2001)
06/27/2001	51	ORDER re: in camera document review ordered and entered on 6/20/01 (signed by Magistrate Judge Glen E. Conrad) [EOD Date 6/27/01] (mka)
06/29/2001	52	REPLY MEMORANDUM by Optical Cable Corp. in support of [37-1] Second Motion to Dismiss by Optical Cable Corp. (mka) (Entered: 07/02/2001)
06/29/2001	53	NOTICE of Hearing Motion Hearing set for 07/16/01 at 1:00 re: Dft's Second Motion to Dismiss by Optical Cable Corp. (mka) (Entered: 07/02/2001)
06/29/2001		Motion hearing re: [37-1] motion to Dismiss by Optical Cable Corp. set at 1:00 7/16/01 (mka) (Entered: 07/02/2001)
07/16/2001	54	AGREED ORDER ent. admitting Richard J. Mrizek to practice on behalf of plaintiff in this case (signed by Senior Judge Jackson L. Kiser) [EOD Date 7/16/01] (lmh)

07/16/2001		COURT HEARING: re: Dft's Second Motion to Dismiss (Judge Kiser OCR Cindy Stiles) (mka)
08/02/2001	55	MEMORANDUM OPINION (signed by Senior Judge Jackson L. Kiser) (lmh)
08/02/2001	56	ORDER ent. denying defendant's second motion to dismiss (signed by Senior Judge Jackson L. Kiser) [EOD Date 8/2/01] (lmh)
11/16/2001	57	JOINT MOTION to Continue trial by Equal Employment, Optical Cable Corp. (lmh) (Entered: 11/19/2001)
11/19/2001	58	ORDER ent., resetting Jury Trial for 9:30 7/1/02 (Expected to last thirty days (signed by Senior Judge Jackson L. Kiser) [EOD Date 11/19/01] (lmh)
01/14/2002		COURT REPORTER NOTES filed in Roanoke Division by Court Reporter Cynthia Stiles, Pierce Reporting Carton CR #555 for hearing date 7/16/01 for Motion hearing (lmh)
02/14/2002	59	JOINT MOTION for entry of consent decree by Equal Employment, Optical Cable Corp. (lmh)
02/14/2002	60	MEMORANDUM by Equal Employment in support of [59-1] joint motion for entry of consent decree by Optical Cable Corp., Equal Employment (lmh)
02/20/2002	61	CONSENT DECREE IN FULL SETTLEMENT OF CIVIL ACTION granting [59-1] joint motion for entry of consent decree (signed by Senior Judge Jackson Kiser) [EOD Date 2/20/02] (rkc)
02/20/2002		Case closed (rkc) (Entered: 02/22/2002)
10/15/2002	62	EEOC'S ROPOSED DISTRIBUTION OF RACE AND GENDER FUND by Equal Employment (mka) (Entered: 10/18/2002)
01/27/2003	63	SUPPLEMENTAL PROPOSED DISTRIBUTION OF RACE AND GENDER FUND by Equal Employment (emh) (Entered: 01/31/2003)
01/27/2003	64	RESPONSE by Equal Employment to Objection of Erica Kasey (emh) (Entered: 01/31/2003)
01/27/2003	65	RESPONSE by Equal Employment to Objection of Shirley Paxton Van Dyke (emh) (Entered: 01/31/2003)
01/27/2003	66	RESPONSE by Equal Employment to Objection of Jeffrey T. White (emh) (Entered: 01/31/2003)
01/27/2003	67	OPPOSITION TO OBJECTION Of Michelle C. Darden by Equal Employment (emh) (Entered: 01/31/2003)
01/27/2003	68	OPPOSITION TO OBJECTION of Edward Hunter by Equal Employment (emh) (Entered: 01/31/2003)
05/20/2003	69	ORDER Granting objections to the original plan by Kasey, Van Dyke and White , Accepting the Supplemental Proposed Distribution , and Denying objections of Darden and Hunter (signed by Senior Judge Jackson L. Kiser) [EOD Date 5/20/03] (emh)

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