

CLOSED, JURYDEMAND

**U.S. District Court**  
**United States District Court for the Western District of Washington (Seattle)**  
**CIVIL DOCKET FOR CASE #: 2:00-cv-01651-TSZ-RSM**

EEOC, et al v. ABM Industries Inc, et al  
Assigned to: Hon. Thomas S. Zilly  
Referred to: Hon. Ricardo S. Martinez (MJ)  
Demand: \$0  
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/28/2000  
Date Terminated: 08/29/2001  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **A Luis Lucero, Jr**  
EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION  
SEATTLE DISTRICT OFFICE  
909 FIRST AVE  
STE 400  
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*TERMINATED: 10/14/2000*  
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**Zulema Hinojos-Fall**  
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V.

**Defendant****ABM Industries Incorporated**

represented by **Francis L VanDusen, Jr**  
MILLER NASH (SEA)  
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**Defendant****ABM Janitorial Services***a division of ABM Industries Incorporated*

represented by **Francis L VanDusen, Jr**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Susan Kathleen Stahlfeld**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****American Building Maintenance Co -  
West***doing business as*

ABM Janitorial Services

represented by **Susan Kathleen Stahlfeld**  
(See above for address)  
*LEAD ATTORNEY*  
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**Intervenor Plaintiff****Angela Mejia**

represented by **Daniel Foster Johnson**  
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*LEAD ATTORNEY*  
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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/28/2000	1	COMPLAINT and JURY DEMAND (Summons(es) issued) Receipt # fee waived (USA) (PM) (Entered: 10/02/2000)
10/10/2000	4	RETURN OF SERVICE of summons and complaint executed upon defendant ABM Industries Inc, defendant ABM Janitorial Svcs on 10/3/00 (MD) (Entered: 10/16/2000)
10/12/2000	<a href="#">2</a>	ORDER re: DISCOVERY and DEPOSITIONS by Judge Thomas S. Zilly (cc: counsel, Judge) (TG) (Entered: 10/12/2000)
10/12/2000	<a href="#">3</a>	ORDER/NOTICE OF JOINT STATUS REPORT Joint Status Report due 11/30/00 (cc: counsel, Judge) (TG) (Entered: 10/12/2000)
10/14/2000	5	SUBSTITUTION OF COUNSEL on behalf of EEOC substituting atty Zulema Hinojos-Fall for withdrawing attorney Michelle Gonzalez for EEOC (RS) (Entered: 10/18/2000)
10/18/2000	6	ATTORNEY APPEARANCE for defendants by Francis L VanDusen Jr (VK) (Entered: 10/24/2000)
10/23/2000	7	ATTORNEY APPEARANCE for defendants by Francis Van Dusen Jr (KERR) (Entered: 10/28/2000)
11/01/2000	8	WAIVER OF SERVICE of summons upon defendant ABM Industries Inc, defendant ABM Janitorial Svcs (RS) (Entered: 11/06/2000)

11/16/2000	9	MOTION to intervene by Angela Mejia NOTED FOR 12/8/00 (KERR) (Entered: 11/21/2000)
11/16/2000		PROPOSED COMPLAINT re: motion to intervene by Angela Mejia [9-1] (KERR) (Entered: 11/21/2000)
11/16/2000		LODGED ORDER: re: motion to intervene by Angela Mejia [9-1] (KERR) (Entered: 11/21/2000)
11/16/2000	10	AFFIDAVIT OF SERVICE of motion to intervene by Angela Mejia [9-1] etc (KERR) (Entered: 11/21/2000)
11/28/2000		LODGED STIPULATION AND ORDER CONTINUING DUE DATE FOR JOINT STATUS REPORT (CL) (Entered: 11/29/2000)
11/28/2000	11	WAIVER OF SERVICE of summons upon defendant ABM Industries Inc, defendant ABM Janitorial Svcs mailed on 10/31/00 (MD) (Entered: 11/29/2000)
11/30/2000	<a href="#">12</a>	STIPULATION and ORDER CONTINUING DUE DATE FOR JSR by Judge Thomas S. Zilly : ; joint status report ddl continued to 12/21/00 (cc: counsel, Judge) (KERR) (Entered: 12/01/2000)
12/04/2000	13	RESPONSE by defendant to motion to intervene by Angela Mejia [9-1] (MD) (Entered: 12/08/2000)
12/13/2000	<a href="#">14</a>	MINUTE ORDER is made by direction of the Court, the Honorable Thomas S. Zilly, US District Judge. The Court GRANTS pltf's motion to intervene by Angela Mejia [9-1] plaintiff Angela Mejia. The Court treats the pltf's mtn as both a mtn to intervene and a mtn to amend the complaint. Mtn to amend complaint is granted. (cc: counsel, Judge) (CL) (Entered: 12/14/2000)
12/21/2000	15	JOINT STATUS REPORT filed by all parties. Est. Trial Days: 5-7 (KERR) (Entered: 12/22/2000)
01/04/2001	16	MOTION by defendant to strike and dismiss for failure to sign and serve the amd complaint NOTED FOR 1/26/01 (Mtn noting letter sent) (KERR) (Entered: 01/04/2001)
01/04/2001	17	DECLARATION of Frances Van Dusen Jr by defendant re motion to strike and dismiss for failure to sign and serve the amd complaint [16-1] (KERR) (Entered: 01/04/2001)
01/04/2001		LODGED ORDER: re: motion to strike and dismiss for failure to sign and serve the amd complaint [16-1] (KERR) (Entered: 01/04/2001)
01/18/2001	23	REQUEST by defendants for entry of order dismissing Mejia's claim (KERR) (Entered: 01/25/2001)
01/19/2001	18	AMENDED COMPLAINT [1-1] by plaintiff Angela Mejia; jury demand (KERR) (Entered: 01/22/2001)
01/23/2001	19	ANSWER to intervenor-pltf's complaint [18-1] by defendants (KERR) (Entered: 01/24/2001)
01/23/2001	20	MOTION by defendants to compel intervenor-pltf to answer interrogatories and produce docs NOTED FOR 2/9/01 (KERR) (Entered: 01/24/2001)

01/23/2001	21	DECLARATION of Francis L Van Dusen Jr by defendants re motion to compel intervenor-pltf to answer interrogatories and produce docs [20-1] (KERR) (Entered: 01/24/2001)
01/23/2001		LODGED ORDER: re: motion to compel intervenor-pltf to answer interrogatories and produce docs [20-1] (KERR) (Entered: 01/24/2001)
01/23/2001	<a href="#">22</a>	ORDER REGARDING SCHEDULING Other Pretrial Matters by Judge Zilly: Jury trial set for 1/28/02 ; Deadline to Join Additional Parties is 2/20/01 ; Disclosure of expert testimony due: 8/1/01 ; Disclose Rebuttal Expert Witnesses by 8/31/01 ; Discovery Motion filing ddl 8/31/01 ; Discovery deadline set for 9/30/01 ; Dispositive Motions to be filed by 10/30/01 ; Settlement conf. per CR 39.1(c)(2) by 11/29/01 ; 39.1 designation effective 12/29/01 ; Perpetuation depositions in Lim ddl 12/31/01 Agreed Pretrial Order set for 1/16/02 ; Pretrial Conference set for 3:00 1/18/02 ; Trial briefs and exhibits to be submitted by 1/23/02 ; Proposed Voir dire/jury instructions 1/23/02 ; Length of Trial: 5-7 days (cc: counsel, Judge) (KERR) (Entered: 01/24/2001)
01/25/2001	24	WITHDRAWAL by defendants of motion to strike and dismiss for failure to sign and serve the amd complaint [16-1] (KERR) (Entered: 01/26/2001)
02/08/2001	25	MOTION by defendant for protective order NOTED FOR 2/23/01 (KERR) (Entered: 02/09/2001)
02/08/2001	26	MEMORANDUM by defendants in support of motion for protective order [25-1] (KERR) (Entered: 02/09/2001)
02/08/2001	27	DECLARATION of Francis L Van Dusen JR by defendants re motion for protective order [25-1] (KERR) (Entered: 02/09/2001)
02/08/2001	28	DECLARATION of Michelle L Valier by defendants in support of motion for protective order [25-1] (KERR) (Entered: 02/09/2001)
02/08/2001		LODGED ORDER: re: motion for protective order [25-1] (KERR) (Entered: 02/09/2001)
02/08/2001		LODGED ORDER: re: motion to compel intervenor-pltf to answer interrogatories and produce docs [20-1] (KERR) (Entered: 02/09/2001)
02/08/2001	29	LETTER by plaintiff re: motion to compel intervenor-pltf to answer interrogatories and produce docs [20-1] was not brought in good faith. (KERR) (Entered: 02/09/2001)
02/09/2001	30	AMENDED COMPLAINT by plaintiff EEOC; jury demand (KERR) (Entered: 02/12/2001)
02/12/2001	31	REQUEST by plaintiff EEOC for conference call for clarification of the Court's mo of 12/13/00 (KERR) (Entered: 02/13/2001)
02/15/2001	32	MOTION by defendants to strike amd complaint NOTED FOR 3/2/01 (KERR) (Entered: 02/20/2001)
02/15/2001	33	MEMORANDUM by defendants in support of motion to strike amd complaint [32-1] (KERR) (Entered: 02/20/2001)

02/15/2001	34	DECLARATION of Gilda Malek by defendants re motion to strike amd complaint [32-1] (KERR) (Entered: 02/20/2001)
02/15/2001		LODGED ORDER: re: motion to strike amd complaint [32-1] (KERR) (Entered: 02/20/2001)
02/22/2001	35	SUPPLEMENTAL DECLARATION of Francis L Van Dusen Jr by defendants re motion for protective order [25-1] (KERR) (Entered: 02/23/2001)
02/22/2001	36	MINUTE ORDER: by Judge Thomas S. Zilly ; telephone conf set for 1:15 3/13/01 (cc: counsel, Judge) (KERR) (Entered: 03/05/2001)
03/01/2001	37	DECLARATION of Francis Van Dusen Jr by defendant re motion to strike amd complaint [32-1] (KERR) (Entered: 03/06/2001)
03/02/2001	38	MOTION by plaintiff EEOC for default judgment against ABM Industries Inc, ABM Janitorial Svcs NOTED FOR 3/30/01. Incorrectly noted-called cnsl (RS) (Entered: 03/06/2001)
03/02/2001	39	MEMORANDUM by plaintiff in support of motion for default judgment against ABM Industries Inc, ABM Janitorial Svcs [38-1] (RS) (Entered: 03/06/2001)
03/02/2001	40	DECLARATION of Zulema Hinojos-Fall by plaintiff re motion for default judgment against ABM Industries Inc, ABM Janitorial Svcs [38-1] (RS) (Entered: 03/06/2001)
03/02/2001		LODGED ORDER: re: motion for default judgment against ABM Industries Inc, ABM Janitorial Svcs [38-1] (RS) (Entered: 03/06/2001)
03/06/2001	41	SUBSTITUTION OF COUNSEL on behalf of Angela Mejia Stephen P Connor, Daniel Foster Johnson terminating attorney Ricardo A Guarnero (KERR) (Entered: 03/08/2001)
03/06/2001	42	DECLARATION of Anjela Mejia by plaintiff Angela Mejia re: attorney substitution [41-1] (KERR) (Entered: 03/08/2001)
03/06/2001	43	AFFIDAVIT OF SERVICE by plaintiff Angela Mejia of declaration [42-1] etc (KERR) (Entered: 03/08/2001)
03/07/2001	44	ANSWER to amd complaint [30-1] STRIKING motion for default judgment against ABM Industries Inc, ABM Janitorial Svcs [38-1] by defendant (KERR) (Entered: 03/08/2001)
03/07/2001	45	MOTION by defendants to exclude Terista Estrada from Angela Mejia's deposition NOTED FOR 3/23/01 (KERR) (Entered: 03/08/2001)
03/07/2001	46	MOTION AND MEMORANDUM IN SUPPORT by defendants to shorten time on motion to exclude Terista Estrada from Angela Mejia's deposition [45-1] FOR 3/9/01 (KERR) Modified on 03/08/2001 (Entered: 03/08/2001)
03/07/2001	47	DECLARATION of Francis L Van Dusen Jr by defendant re motion to exclude Terista Estrada from Angela Mejia's deposition [45-1], re motion to shorten time on motion to exclude Terista Estrada from Angela Mejia's deposition [45-1] [46-1] (KERR) (Entered: 03/08/2001)

03/07/2001		LODGED ORDER: re: motion to shorten time on motion to exclude Terista Estrada from Angela Mejia's deposition [45-1] [46-1] (KERR) (Entered: 03/08/2001)
03/08/2001		LODGED ORDER: re: stipulated protective order re: Bellevue police file (KERR) (Entered: 03/09/2001)
03/08/2001	49	LETTER by plaintiff EEOC re: motion for default judgment against ABM Industries Inc, ABM Janitorial Svcs [38-1] is noted for 3/30/01 (KERR) (Entered: 03/12/2001)
03/08/2001	50	WITHDRAWAL by defendants of motion to strike amd complaint [32-1] on the understanding that the EEOC has withdrawn its amd complaint. Dfts still request a telephone confr on 3/13/01. (KERR) (Entered: 03/12/2001)
03/08/2001	51	LETTER by defendants re: stipulated protective order [48-1] (KERR) (Entered: 03/12/2001)
03/09/2001	<a href="#">48</a>	STIPULATED PROTECTIVE ORDER RE BELLEVUE POLICE FILE by Judge Thomas S. Zilly : (cc: counsel, Judge) (KERR) (Entered: 03/09/2001)
03/09/2001	52	WITHDRAWAL by plaintiff of motion for default judgment (KERR) (Entered: 03/12/2001)
03/13/2001	53	RESPONSE by plaintiff to motion to exclude Terista Estrada from Angela Mejia's deposition [45-1] (KERR) (Entered: 03/13/2001)
03/13/2001	54	DECLARATION of Daniel Johnson by plaintiff re: motion response [53-1] (KERR) (Entered: 03/13/2001)
03/13/2001	55	DECLARATION of Anjela Mejia by plaintiff re: motion response [53-1] (KERR) (Entered: 03/13/2001)
03/13/2001		LODGED ORDER: re: motion response [53-1] re: denying dft's mtn to exclude Teresita Estrada from pltf's deposition (KERR) (Entered: 03/13/2001)
03/13/2001	56	AFFIDAVIT OF SERVICE by plaintiff of motion response [53-1] etc (KERR) (Entered: 03/13/2001)
03/13/2001	58	MINUTES OF TELEPHONE CONFR: TSZ; Dep Clerk: CC; Pla Counsel present; Def Counsel present; The court will allow Ms Estrada to be present at the deposition of Angela Mejia (KERR) (Entered: 03/15/2001)
03/14/2001	<a href="#">57</a>	MINUTE ORDER: by Judge Thomas S. Zilly - Dft has requested an award of atty's fees against pltf resulting from the filing of two disc mtns. Dft's request is DENIED (cc: counsel, Judge) (KERR) (Entered: 03/14/2001)
04/13/2001		LODGED STIPULATED PROTECTIVE ORDER RE IMMIGRATION AND NATURALIZATION RECORDS (CL) (Entered: 04/16/2001)
04/17/2001	<a href="#">59</a>	STIPULATED PROTECTIVE ORDER by Judge Thomas S. Zilly : re: Immigration and Naturalization Records (cc: counsel, Judge) (KERR) (Entered: 04/17/2001)
05/16/2001		LODGED ORDER: re: stipulation re: amd complaints (KERR) (Entered: 05/17/2001)

05/18/2001	<a href="#">60</a>	STIPULATION and ORDER RE AMD COMPLAINTS by Judge Thomas S. Zilly : Pltfs may amd their complaints as set forth in tht attached Exhibits A and B respectfully and that the amd complaints must be filed w/in 10 court days after entry of this order and it is further ordered that the clerk amd the caption of this lawsuit consistent with the captions on the amd complaints (cc: counsel, Judge) (KERR) (Entered: 05/18/2001)
05/21/2001	<a href="#">61</a>	ORDER of Reference by Judge Thomas S. Zilly to Magistrate Judge Ricardo S. Martinez for purpose of conducting a settlement conf (cc: counsel, Judge, Mag. Judge) (VK) (Entered: 05/22/2001)
05/21/2001	62	FIRST AMENDED COMPLAINT: Intervention by intervenor-plaintiff (RS) (Entered: 05/22/2001)
05/22/2001	63	AMENDED COMPLAINT by plaintiff EEOC; jury demand (MH) Modified on 05/23/2001 (Entered: 05/23/2001)
06/12/2001	64	ANSWER to first amd complaint [63-1] by defendants (KERR) (Entered: 06/13/2001)
06/12/2001	65	ANSWER to intervenor-pltf's first amd complaint [62-1] by defendants (KERR) (Entered: 06/13/2001)
06/14/2001	66	NOTICE of Unavailability of counsel Susan Kathleen Stahlfeld for defendant American Building from 7/30/01 to 8/6/01 (KERR) (Entered: 06/18/2001)
07/11/2001	<a href="#">67</a>	AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Edgar Vasquez on 7/7/01 (MD) (Entered: 07/12/2001)
08/28/2001		LODGED ORDER: Consent Decree (ZG) (Entered: 08/28/2001)
08/29/2001	<a href="#">68</a>	CONSENT DECREE by Judge Thomas S. Zilly. It is hereby ordered that the foregoing Consent Decree be, and the same hereby is, approved as the final decree of this COurt in full settlement of this action. This lawsuit is hereby dismissed with prejudice, and all claims the EEOC asserted or could have asserted on Angela Mejia's behalf against the dfts are also dismissed with prejudice. The Court retains jurisdiction of this matter for purposes of enforcing the Consent Decree approved herein. (cc: counsel, Judge, CC) (CL) (Entered: 08/30/2001)
09/12/2001	<a href="#">69</a>	STIPULATION of dismissal (ZG) (Entered: 09/13/2001)

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