

CLOSED

**Eastern District of Washington
U.S. District Court (Spokane)
CIVIL DOCKET FOR CASE #: 2:99-cv-00169-EFS**

Equal Employment v. Kaiser Aluminum Chem, et al
Assigned to: Judge Edward F. Shea
Demand: \$0
Cause: 28:1343 Violation of Civil Rights

Date Filed: 06/11/1999
Date Terminated: 05/11/2001
Jury Demand: None
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 - SEA
Seattle District Office
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Seattle, WA 98104
206-220-6878
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TERMINATED: 12/08/2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Zulema Hinojos-Fall
Equal Employment Opportunity
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206-220-6883
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V.

Defendant

**Kaiser Aluminum & Chemical
Corporation**

represented by **Charles Williams**
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650-494-0600
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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Intervenor****April David**represented by **Jeffry Keith Finer**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Intervenor****Peggy Miller**represented by **Jeffry Keith Finer**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

| Date Filed | # | Docket Text |
|-------------------|--------------------------|--|
| 06/11/1999 | <u>1</u> | COMPLAINT (Summons(es) issued) Fee-status: wv Receipt #: wv (FmrEmp) (Entered: 06/11/1999) |

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| 06/15/1999 | | Law Clerk assigned to case is 02 KC (FmrEmp) Modified on 04/02/2001 (Entered: 06/15/1999) |
| 07/13/1999 | 2 | ANSWER by defendant Kaiser Aluminum Chem (FmrEmp) (Entered: 07/14/1999) |
| 07/23/1999 | 3 | MOTION by defendant Kaiser Aluminum Chem for attorney Charles Williams, John Fox to appear pro hac vice (FmrEmp) (Entered: 07/27/1999) |
| 07/23/1999 | 4 | Declaration by defendant Kaiser Aluminum Chem re motion for attorney Charles Williams, John Fox to appear pro hac vice [3-1] (FmrEmp) (Entered: 07/27/1999) |
| 07/23/1999 | 5 | Declaration by defendant Kaiser Aluminum Chem re motion for attorney Charles Williams, John Fox to appear pro hac vice [3-1] (FmrEmp) (Entered: 07/27/1999) |
| 07/23/1999 | 6 | PROPOSED RECEIVED Order re: motion for attorney Charles Williams, John Fox to appear pro hac vice [3-1] submitted by defendant Kaiser Aluminum Chem (FmrEmp) (Entered: 07/27/1999) |
| 08/17/1999 | 7 | ORDER by Judge Edward F. Shea granting motion for attorney Charles Williams, John Fox to appear pro hac vice [3-1] (cc: all counsel) (PP) (Entered: 08/18/1999) |
| 09/23/1999 | | Status Conference Notice ;telephonic status conf 11:00 10/14/99 Richland, WA (FmrEmp) (Entered: 09/23/1999) |
| 10/05/1999 | 8 | Joint Initial Disclosure by plaintiff Equal Employment, defendant Kaiser Aluminum Chem pur. to FRCP 26 (FmrEmp) (Entered: 10/07/1999) |
| 10/05/1999 | 9 | Joint Status Conference Certificate filed by plaintiff Equal Employment, defendant Kaiser Aluminum Chem (FmrEmp) (Entered: 10/07/1999) |
| 10/13/1999 | 10 | MOTION to intervene (FmrEmp) (Entered: 10/14/1999) |
| 10/13/1999 | 11 | PROPOSED RECEIVED Motion/Order re:intervention motion to intervene [10-1] (FmrEmp) (Entered: 10/14/1999) |
| 10/13/1999 | 12 | Affidavit of Jeffry K. Finer regarding motion to intervene (FmrEmp) (Entered: 10/14/1999) |
| 10/13/1999 | 13 | PROPOSED RECEIVED Stipulation & Order re: motion to intervene [10-1] (FmrEmp) (Entered: 10/14/1999) |
| 10/14/1999 | 14 | MINUTES: Tele sched conf held before Judge Edward F. Shea Hrg Location: Spokane; Mia Bohn court reporter. Bench trial set for 2/05/01 (S/EFS) est. 10 days. (FmrEmp) (Entered: 10/15/1999) |
| 10/21/1999 | 15 | Stipulation and ORDER by Judge Edward F. Shea : granting motion to intervene [10-1] plaintiff intervenors Kelly Flynn, April David, Peggy Miller COB: (cc: all counsel) (FmrEmp) (Entered: 10/25/1999) |
| 10/21/1999 | 16 | Status Conference Order by Judge Edward F. Shea Disp mtn ddl: 9/1/2000; Mtn in limine ddl: 11/6/2000 ;discovery to be complete 7/31/00 ;pretrial conference 1/16/00 Spokane, WA ;proposed PTO due 1/11/00 ;trial 9:00 2/5/00 Spokane, WA (cc:all counsel) (FmrEmp) (Entered: 10/25/1999) |

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| 10/26/1999 | 17 | Stipulation and ORDER to shorten time for hearing on Motion to Approve Stipulation and Order for Intervention by Judge Edward F. Shea (cc: all counsel) (FmrEmp) (Entered: 10/28/1999) |
| 11/03/1999 | 18 | AMENDED SCHEDULING ORDER by Judge Edward F. Shea: Exchg of FRCP 26 by 11/12/99; Pla identify experts by 5/1/99, deft by 6/1/00; pla rebuttal experts by 6/16/00; Interragatories etc. by 6/21/00; Discovery to completed by 7/31/00; Disp mtn ddl filed and served by 9/1/00; Witness/Exhibit lists by 10/20/00; objs by 11/6/00 and will be heard at PTC; designations by 10/30/00, cross-designations by 11/9/00, objs by 11/16/00; Mtn in limine ddl: 11/6/00; Pretrial conference 10:00 1/16/01 WA; proposed PTO due 1/11/01 ; Bench Trial 9:00 2/5/01 Spokane, WA (cc:all counsel) (FmrEmp) (Entered: 11/08/1999) |
| 05/01/2000 | 19 | Stipulation for Amendment of Scheduling Order by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (FmrEmp) (Entered: 05/01/2000) |
| 05/01/2000 | 20 | PROPOSED RECEIVED Order re: stipulation [19-1] submitted by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (FmrEmp) (Entered: 05/01/2000) |
| 05/05/2000 | 21 | Amended Status Conference Order by Judge Edward F. Shea Disp mtn ddl: 1/19/2001; Mtn in limine ddl: 4/9/2001 ; discovery to be complete 12/18/00 ;pretrial conference 10:00 5/25/01 Spokane, WA ;proposed PTO due 5/28/01 ;trial 9:00 6/18/01 Spokane, WA (cc:all counsel) (FmrEmp) (Entered: 05/10/2000) |
| 08/29/2000 | 22 | Stipulation for Third Amendment of Scheduling Order by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (PP) (Entered: 08/30/2000) |
| 08/29/2000 | 23 | Declaration of Zulema Hinojos-Fall in Support of Joint Motion to Shorten Time. (PP) (Entered: 08/30/2000) |
| 08/29/2000 | 24 | PROPOSED RECEIVED Order re: stipulation [22-1] submitted by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (PP) (Entered: 08/30/2000) |
| 08/29/2000 | 25 | Proof of service by plaintiff Equal Employment of: 22-25 (PP) (Entered: 08/30/2000) |
| 08/29/2000 | 26 | MOTION by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller to expedite hearing on motion to approve stipulation to amend scheduling order (FmrEmp) (Entered: 08/30/2000) |
| 08/30/2000 | 27 | PROPOSED RECEIVED M.Order re: motion to expedite hearing on motion to approve stipulation to amend scheduling order [26-1] submitted by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (PP) (Entered: 08/30/2000) |
| 09/01/2000 | 28 | ORDER by Judge Edward F. Shea granting motion to expedite hearing on motion to approve stipulation to amend scheduling order [26-1] (cc: all counsel) (FmrEmp) (Entered: 09/06/2000) |

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| 09/01/2000 | 29 | AMENDED SCHEDULING ORDER re: Rule 26(a) material, discovery, mediation and dispositive motions by Judge Edward F. Shea (cc: all counsel) (FmrEmp) (Entered: 09/06/2000) |
| 11/21/2000 | 30 | ORDER granting in part and denying in part plaintiff's motion to compel discovery and for sanctions by Judge Edward F. Shea (cc: all counsel) (FmrEmp) (Entered: 11/22/2000) |
| 11/22/2000 | 31 | MINUTES: Telephone conference before Judge Edward F. Shea Hrg Location: Richland; Mark Snover court reporter (FmrEmp) (Entered: 11/24/2000) |
| 11/27/2000 | 32 | PROPOSED RECEIVED Order re: to compel Discovery and for Sanctions submitted by plaintiff Equal Employment (PP) (Entered: 11/30/2000) |
| 11/27/2000 | 33 | PROPOSED RECEIVED memsup/Order re: Ct. Rec. 32 submitted by intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (PP) (Entered: 11/30/2000) |
| 11/27/2000 | 34 | PROPOSED RECEIVED M/Order re:To shorten Time submitted by intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (PP) (Entered: 11/30/2000) |
| 11/27/2000 | 35 | PROPOSED RECEIVED M/Order re:Compelling Discvoery andf or Sanctions submitted by intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (PP) (Entered: 11/30/2000) |
| 11/27/2000 | 36 | Declaration of Zulema Hinojos-Fall by intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller re document proposed [32-1] (PP) (Entered: 11/30/2000) |
| 12/08/2000 | 37 | Substitution of counsel: Zulema Hinojos-Fall replacing attorney A Luis Lucero for Equal Employment (PP) (Entered: 12/11/2000) |
| 01/17/2001 | 38 | STIPULATED MOTION(and proposed order) to shorten time on joint motion to approve stipulation and order for fourth amended scheduling order (LAM) (Entered: 01/17/2001) |
| 01/17/2001 | 39 | PROPOSED RECEIVED 4th Amd. Sched Order re: (FmrEmp) (Entered: 01/18/2001) |
| 01/17/2001 | 40 | Stipulation to Amend Scheduling Order by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (FmrEmp) (Entered: 01/18/2001) |
| 01/17/2001 | 41 | Declaration of Zulema Hinojos-Fall by plaintiff Equal Employment re stipulation [40-1] (FmrEmp) (Entered: 01/18/2001) |
| 01/17/2001 | 42 | Proof of service by plaintiff Equal Employment, defendant Kaiser Aluminum Chem, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller of: documents 39-41 (FmrEmp) (Entered: 01/18/2001) |
| 01/22/2001 | 43 | FOURTH AMENDED SCHEDULING ORDER by Judge Edward F. Shea ; reset Discovery 3/15/01 ;Dft's disp mtn ddl set 3/26/01 (cc: all counsel) (FmrEmp) (Entered: 01/23/2001) |

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| 01/22/2001 | 44 | ORDER by Judge Edward F. Shea granting motion to shorten time on joint motion to approve stipulation and order for fourth amended scheduling order [38-1] (cc: all counsel) (FmrEmp) (Entered: 01/23/2001) |
| 02/12/2001 | 45 | MOTION by plaintiff Equal Employment, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller for order to Take Perpetuation Video Dep. of Kearns and Stamford via tele. Richland, WA (PP) (Entered: 02/13/2001) |
| 02/12/2001 | 46 | Affidavit of Jeffrey Finer by Equal Employment, Kelly Flynn, April David, Peggy Miller re: motion for order to Take Perpetuation Video Dep. of Kearns and Stamford via tele. Richland, WA [45-1] (PP) (Entered: 02/13/2001) |
| 02/12/2001 | 47 | PROPOSED RECEIVED Order re: motion for order to Take Perpetuation Video Dep. of Kearns and Stamford via tele. Richland, WA [45-1] submitted by plaintiff Equal Employment, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller (PP) (Entered: 02/13/2001) |
| 02/12/2001 | 48 | Notice by plaintiff Equal Employment, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller of hearing setting motion for order to Take Perpetuation Video Dep. of Kearns and Stamford via tele. Richland, WA [45-1] (tele argument) 9:30 3/6/01 (PP) (Entered: 02/13/2001) |
| 02/12/2001 | 49 | MOTION by plaintiff Equal Employment, intervenor Kelly Flynn, intervenor April David, intervenor Peggy Miller to expedite Richland, WA (PP) (Entered: 02/13/2001) |
| 02/12/2001 | 50 | Affidavit of Jeffry Finer by Equal Employment, Kelly Flynn, April David, Peggy Miller re: motion to expedite Richland, WA [49-1] (PP) (Entered: 02/13/2001) |
| 02/12/2001 | 51 | Affidavit of Mailing of Jeffry Finger by Equal Employment re: affidavit [50-1], motion to expedite Richland, WA [49-1], hearing notice [48-1], document proposed [47-1], affidavit [46-1], motion for order to Take Perpetuation Video Dep. of Kearns and Stamford via tele. Richland, WA [45-1] (PP) (Entered: 02/13/2001) |
| 02/14/2001 | 52 | ORDER by Judge Edward F. Shea granting motion to expedite Richland, WA [49-1], setting motion for order to Take Perpetuation Video Dep. of Kearns and Stamford via tele. Richland, WA [45-1] 9:30 3/6/01 Richland, WA (cc: all counsel) (FmrEmp) (Entered: 02/16/2001) |
| 03/02/2001 | 53 | Memorandum by defendant Kaiser Aluminum Chem in opposition to motion for order to Take Perpetuation Video Dep. of Kearns and Stamford via tele. Richland, WA [45-1] (FmrEmp) (Entered: 03/05/2001) |
| 03/02/2001 | 54 | Declaration of Charles G. Williams by defendant Kaiser Aluminum Chem re memorandum [53-1] (FmrEmp) (Entered: 03/05/2001) |
| 03/06/2001 | 55 | MINUTES: Motion hearing before Judge Edward F. Shea Hrg Location: Richland; Sara Migas court reporter (FmrEmp) (Entered: 03/07/2001) |
| 03/09/2001 | 56 | Status Conference Order by Judge Edward F. Shea Disp mtn ddl: 6/8/01; Mtn in limine ddl: 7/20/01 ;discovery to be complete 5/25/01; telephonic pretrial conference 10:00 8/28/01 Spokane, WA ;proposed PTO due 8/23/01 ;trial 9:00 9/17/01 Spokane, WA (cc:all counsel) (FmrEmp) (Entered: 03/13/2001) |

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| 05/04/2001 | 57 | MINUTES: Telephonic status conference before Judge Edward F. Shea Hrg Location: Richland; Sue Haney court reporter (FmrEmp) (Entered: 05/07/2001) |
| 05/04/2001 | 58 | Offer of Judgment by defendant Kaiser Aluminum Chem (FmrEmp) (Entered: 05/07/2001) |
| 05/04/2001 | 59 | Acceptance of Offer of Judgment by plaintiff Equal Employment (FmrEmp) (Entered: 05/07/2001) |
| 05/11/2001 | 60 | PROPOSED RECEIVED Consent Decree re: (PP) (Entered: 05/14/2001) |
| 05/11/2001 | 61 | DECREE by Judge Edward F. Shea granting document proposed [60-1] COB: Y-33/30 (cc: all counsel) (PP) (Entered: 05/14/2001) |
| 05/14/2001 | 62 | ORDER by Judge Edward F. Shea terminating case COB: Y-33/31 (cc: all counsel) (PP) (Entered: 05/15/2001) |
| 05/14/2001 | 63 | JUDGMENT: (cc: all counsel) COB: Y-33/31 (PP) (Entered: 05/15/2001) |
| 05/22/2001 | 64 | SATISFACTION OF JUDGMENT as to defendant Kaiser Aluminum Chem (PP) (Entered: 05/23/2001) |

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