

U.S. District Court
United States District Court for the Western District of Washington (Seattle)
CIVIL DOCKET FOR CASE #: 2:99-cv-00733-RSL

EEOC v. McNab Mfg Inc
Assigned to: Judge Robert S. Lasnik
Demand: \$0
Cause: 28:451 Employment Discrimination

Date Filed: 05/10/1999
Date Terminated: 06/28/2000
Jury Demand: P
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Claire Cordon**
KELLER ROHRBACK
1201 3RD AVE
STE 3200
SEATTLE , WA 98101-3052
206-623-1900
Fax: FAX 623-3384
Email: ccordon@kellerrohrback.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

Julie Stroh

represented by **Carmen R Rowe Hoogkamer**
JAY A. GOLDSTEIN LAW OFFICE,
PLLC
1800 COOPER POINT ROAD SW
NO. 8
OLYMPIA , WA 98502
360-352-1970
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LEAD ATTORNEY
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V.

Defendant

McNab Manufacturing Inc

represented by **Robin Williams Phillips**
LASHER HOLZAPFEL SPERRY
&EBBERSON
601 UNION ST
STE 2600
SEATTLE , WA 98101-4000
206-624-1230
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Intervenor Plaintiff

Maureen Bendixen

represented by **William Candler Smart**
KELLER ROHRBACK
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206-623-1900
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Intervenor Plaintiff

Calvin Bendixen

represented by **William Candler Smart**
(See above for address)
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Intervenor Plaintiff

Beverly Campbell

represented by **William Candler Smart**
(See above for address)
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Intervenor Plaintiff

Christine Huestis

represented by **William Candler Smart**
(See above for address)
LEAD ATTORNEY
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Intervenor Plaintiff

James Huestis

represented by **William Candler Smart**
(See above for address)
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Counter Claimant

McNab Manufacturing Inc

represented by **Robin Williams Phillips**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|---|--|
| 05/10/1999 | 1 | COMPLAINT JURY TRIAL DEMANDED (Summons(es) issued) Receipt # fee waived (PM) (Entered: 05/15/1999) |
| 05/13/1999 | 2 | RETURN OF SERVICE of summons and complaint executed upon defendant McNab Mfg Inc on 5/11/99 (VK) (Entered: 05/18/1999) |
| 05/13/1999 | 3 | MOTION to intervene by Maureen and Calvin Bendixen, Beverly Campbell, and Christine and James Huestis NOTED FOR 5/28/99(VK) Modified on 05/20/1999 (Entered: 05/18/1999) |
| 05/13/1999 | 4 | MEMORANDUM in support of motion to intervene [3-1] (VK) (Entered: 05/18/1999) |
| 05/13/1999 | 5 | AFFIDAVIT of William C. Smart regarding motion to intervene [3-1] (VK) (Entered: 05/18/1999) |
| 05/13/1999 | | PROPOSED COMPLAINT IN INTERVENTION re: motion to intervene [3-1] (VK) (Entered: 05/18/1999) |
| 05/13/1999 | | LODGED ORDER: re: motion to intervene [3-1] (VK) (Entered: 05/18/1999) |
| 05/24/1999 | 6 | RESPONSE in opposition by defendant to pltf's motion to intervene by Maureen and Calvin Bendixen, Beverly Campbell, and Christine and James Huestis [3-1] (VK) (Entered: 05/27/1999) |

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| 05/24/1999 | 7 | DECLARATION of Robin Williams Phillips by defendant re: motion response [6-1] (VK) (Entered: 05/27/1999) |
| 05/24/1999 | 8 | ATTORNEY APPEARANCE for defendant by Robin Williams Phillips (RS) (Entered: 06/02/1999) |
| 05/27/1999 | 9 | REPLY by pltf/intervenors TO RESPONSE to motion to intervene by Maureen and Calvin Bendixen, Beverly Campbell, and Christine and James Huestis [3-1] (RS) (Entered: 06/02/1999) |
| 05/27/1999 | 10 | DECLARATION of A. Luis Lucero Jr by plaintiff (RS) (Entered: 06/02/1999) |
| 05/28/1999 | 11 | ANSWER to complaint [1-1] by defendant (RS) (Entered: 06/02/1999) |
| 06/03/1999 | <u>12</u> | ORDER/NOTICE OF JOINT STATUS REPORT Joint Status Report due 8/16/99 (cc: counsel, Judge) (RS) (Entered: 06/04/1999) |
| 06/14/1999 | 13 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Harry Lang on 6/10/99 (VK) (Entered: 06/17/1999) |
| 07/08/1999 | <u>14</u> | ORDER ALLOWING LIMITED INTERVENTION by Judge Robert S. Lasnik GRANTING motion to intervene by Maureen and Calvin Bendixen, Beverly Campbell, and Christine and James Huestis [3-1], but MacNab Manuf shall remain the sole dft. The proposed complaint in intervention is rejected and intervenors are granted leave to file an amended complaint (cc: counsel, Judge) (RS) (Entered: 07/09/1999) |
| 07/29/1999 | 15 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Leonard's Metal on 7/26/99 (KERR) (Entered: 08/02/1999) |
| 08/13/1999 | <u>16</u> | MINUTE ORDER: by direction of Judge Robert S. Lasnik ; joint status report ddl continued to 8/20/99 (cc: counsel, Judge) (dktclk) (Entered: 08/16/1999) |
| 08/16/1999 | 17 | MOTION by intervenor-plaintiffs to amend complaint in intervention to comply with court's order and to add party Julie Stroh NOTED FOR 9/3/99 (RS) (Entered: 08/18/1999) |
| 08/16/1999 | | LODGED ORDER: re: motion to amend complaint in intervention to comply with court's order and to add party Julie Stroh [17-1] (RS) (Entered: 08/18/1999) |
| 08/16/1999 | | PROPOSED amended complaint in intervention re: motion to amend complaint in intervention to comply with court's order and to add party Julie Stroh [17-1] (RS) (Entered: 08/18/1999) |
| 08/16/1999 | 18 | AFFIDAVIT OF SERVICE by intervenor-plaintiff of motion to amend complaint in intervention to comply with court's order and to add party Julie Stroh [17-1] etc (RS) (Entered: 08/18/1999) |
| 08/20/1999 | 19 | JOINT STATUS REPORT filed by all parties. Est. Trial Days: 18 (VK) (Entered: 08/24/1999) |
| 08/24/1999 | 20 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Julie Stroh on 8/23/99 (RS) (Entered: 08/27/1999) |
| 08/25/1999 | 21 | MINUTE ORDER SETTING TRIAL DATE &RELATED DATES PURSUANT TO LR 16: by Judge Robert S. Lasnik ; jury trial 10/30/00 ; discovery ddl 7/10/00 ; mtn filing ddl 6/8/00 ; disp mtn ddl 8/3/00; pretrial order ddl 10/10/00 ; trial brief ddl 10/25/00 ; Voir dire/jy inst 10/25/00 ; 39.1 designation effective 7/10/00 (cc: counsel, Judge) (RS) (Entered: 08/27/1999) |
| 08/30/1999 | 22 | RESPONSE (MEMORANDUM IN OPPOSITION) by defendant to motion to amend complaint in intervention to comply with court's order and to add party Julie Stroh [17-1] (RS) (Entered: 09/01/1999) |
| 08/30/1999 | 23 | MOTION by intervenor-plaintiffs to quash dft's depo notices and to compel production of docs NOTED FOR 9/17/99 (RS) (Entered: 09/01/1999) |

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| | | 09/01/1999) |
| 08/30/1999 | 24 | AFFIDAVIT of William Smart regarding motion to quash dft's depo notices and to compel production of docs [23-1] (RS) (Entered: 09/01/1999) |
| 08/30/1999 | 25 | AFFIDAVIT OF SERVICE by intervenor-plaintiff of motion to quash dft's depo notices and to compel production of docs [23-1]etc (RS) (Entered: 09/01/1999) |
| 09/01/1999 | 26 | REPLY by plaintiff TO RESPONSE to motion to amend complaint in intervention to comply with court's order and to add party Julie Stroh [17-1] (VK) (Entered: 09/03/1999) |
| 09/01/1999 | 27 | AFFIDAVIT OF SERVICE by plaintiff of motion reply [26-1] (VK) (Entered: 09/03/1999) |
| 09/13/1999 | 28 | RESPONSE (OPPOSITION) by defendant to motion to quash dft's depo notices and to compel production of docs [23-1] (RS) (Entered: 09/15/1999) |
| 09/13/1999 | 29 | DECLARATION of Robin Williams Phillips by defendant re: motion response [28-1] with exhibits attached (RS) (Entered: 09/15/1999) |
| 09/13/1999 | | LODGED ORDER: re: motion to quash dft's depo notices and to compel production of docs [23-1] (RS) (Entered: 09/15/1999) |
| 09/14/1999 | 30 | DECLARATION of EEOC by plaintiff re pltf-intervenors' motion to quash dft's depo notices and to compel production of docs [23-1] (VK) (Entered: 09/17/1999) |
| 09/16/1999 | 31 | REPLY by defendant TO RESPONSE in support of motion to quash dft's depo notices and to compel production of docs [23-1] (VK) (Entered: 09/20/1999) |
| 09/16/1999 | 32 | AFFIDAVIT of William C. Smart re: motion reply [31-1] (VK) (Entered: 09/20/1999) |
| 09/16/1999 | 33 | SUPPLEMENTAL AFFIDAVIT of William C. Smart re: motion reply [31-1] (VK) (Entered: 09/20/1999) |
| 09/16/1999 | 34 | AFFIDAVIT of David R. Rogers re: motion reply [31-1] (VK) (Entered: 09/20/1999) |
| 09/16/1999 | 35 | SUPPLEMENTAL DECLARATION of Claire Cordon by defendant re: motion reply [31-1] (VK) (Entered: 09/20/1999) |
| 09/16/1999 | 36 | AFFIDAVIT OF SERVICE by defendant of motion reply [31-1] etc. (VK) (Entered: 09/20/1999) |
| 09/16/1999 | 37 | SUPPLEMENTAL MEMORANDUM by defendant to motion to quash dft's depo notices and to compel production of docs [23-1] (VK) (Entered: 09/20/1999) |
| 09/17/1999 | 38 | AMENDED REPLY by intervenor-plaintiff TO RESPONSE in support to motion to quash dft's depo notices and to compel production of docs [23-1] (VK) (Entered: 09/20/1999) |
| 09/17/1999 | 39 | AFFIDAVIT OF SERVICE by intervenor-plaintiff of motion reply [38-1] (VK) (Entered: 09/20/1999) |
| 09/20/1999 | 40 | SUPPLEMENTAL DECLARATION of Robin Williams Phillips by defendant Mcnab Mfg Inc in opposition to pltf-intervenors' motion to quash and to compel production of ducuments [29-1] (VK) (Entered: 09/21/1999) |
| 09/21/1999 | <u>41</u> | ORDER by Judge Robert S. Lasnik DENYING pltf's motion to quash dft's depo notices and to compel production of docs [23-1] (cc: counsel, Judge) (VK) (Entered: 09/21/1999) |

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| 10/06/1999 | <u>42</u> | ORDER by Judge Robert S. Lasnik. The Court GRANTS pltf-intervenors's motion to amend complaint in intervention to comply with court's order and to add party Julie Stroh [17-1] (cc: counsel, Judge) (CL) (Entered: 10/07/1999) |
| 10/06/1999 | 43 | AMENDED COMPLAINT [1-1] by plaintiff EEOC; adding Julie Stroh as pltf-intervenor (CL) (Entered: 10/07/1999) |
| 10/13/1999 | 44 | AMENDED COMPLAINT in intervention: Intervention by intervenor-plaintiffs (dktclk) (Entered: 10/18/1999) |
| 10/18/1999 | 45 | RETURN OF SERVICE of summons and amended complaint in intervention executed upon Claire Cardin on 10/14/99 (RS) (Entered: 10/22/1999) |
| 10/18/1999 | 46 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Precision Aerospace on 10/5/99 (RS) (Entered: 10/22/1999) |
| 10/19/1999 | 47 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of North Amer Crane on 10/15/99 (RS) (Entered: 10/22/1999) |
| 10/28/1999 | 48 | RETURN OF SERVICE of summons and amended complaint in intervention executed upon defendant Mcnab Mfg Inc on 10/18/99 (VK) (Entered: 11/03/1999) |
| 11/08/1999 | 49 | ANSWER to complaint in intervention with affirmative defenses [44-1] and COUNTERCLAIMS by defendant (VK) (Entered: 11/09/1999) |
| 01/13/2000 | | LODGED ORDER: stipulated protective order (RS) (Entered: 01/14/2000) |
| 01/14/2000 | 51 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Toys R Us on 1/7/00 (KERR) (Entered: 01/19/2000) |
| 01/18/2000 | <u>50</u> | STIPULATED PROTECTIVE ORDER re confidentiality of documents produced by the parties by Judge Robert S. Lasnik (cc: counsel, Judge) (VK) (Entered: 01/19/2000) |
| 01/19/2000 | 52 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Jo Powers on 1/13/00 (KERR) (Entered: 01/24/2000) |
| 01/21/2000 | 53 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of John Marti on 1/12/00 (RS) (Entered: 01/27/2000) |
| 02/18/2000 | 54 | MOTION by defendant for confidential designation pursuant to the stipulated protective order NOTED FOR 3/10/00 (VK) (Entered: 02/23/2000) |
| 02/18/2000 | 55 | DECLARATION of Lisa Ann Sharpe by defendant re motion for confidential designation pursuant to the stipulated protective order [54-1] (VK) (Entered: 02/23/2000) |
| 02/18/2000 | | LODGED ORDER: re: granting deft's motion for confidential designation pursuant to the stipulated protective order [54-1] (VK) (Entered: 02/23/2000) |
| 03/06/2000 | 56 | RESPONSE by plaintiff, intervenor-plaintiffs to motion for confidential designation pursuant to the stipulated protective order [54-1] (KERR) (Entered: 03/07/2000) |
| 03/06/2000 | 57 | DECLARATION of David R Rogers by plaintiff, intervenor-plaintiffs in support of motion response [56-1] (Exhibits 1-9 Attached) (KERR) (Entered: 03/07/2000) |
| 03/06/2000 | 58 | AFFIDAVIT OF SERVICE by plaintiff, intervenor-plaintiffs of motion response [56-1], etc. (KERR) (Entered: 03/07/2000) |
| 03/09/2000 | 59 | REPLY by defendant TO RESPONSE to motion for confidential designation pursuant to the stipulated protective order [54-1] (KERR) |

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| | | (Entered: 03/10/2000) |
| 03/09/2000 | 60 | DECLARATION of Robin Williams Phillips by defendant re: motion reply [59-1] (KERR) (Entered: 03/10/2000) |
| 04/04/2000 | <u>61</u> | ORDER by Judge Robert S. Lasnik re deft's motion for confidential designation pursuant to the stipulated protective order [54-1] (cc: counsel, Judge) (VK) (Entered: 04/05/2000) |
| 05/11/2000 | 62 | WITNESS LIST/DISCLOSURE OF EXPERT WITNESS submitted by defendant (MD) (Entered: 05/15/2000) |
| 06/08/2000 | 63 | EXPERT WITNESS DISCLOSED by plaintiff and intervenor-plaintiffs (VK) (Entered: 06/12/2000) |
| 06/13/2000 | 64 | AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Target Corp on 6/8/00 (MD) (Entered: 06/14/2000) |
| 06/28/2000 | <u>65</u> | ORDER OF DISMISSAL by Judge Robert S. Lasnik : Counsel having notified the Court of settlement of this case, and it appearing that no issue remains for the Court's determination, IT IS ORDERED that this action and all claims asserted herein are DISMISSED with prejudice and without costs to any party. In the event that settlement is not perfected, any party may move to reopen the case within 90 days of the date of this order (cc: counsel, Judge, GG) (VK) (Entered: 06/29/2000) |
| 08/02/2000 | | LODGED ORDER: consent decree and (proposed) order of dismissal (VK) (Entered: 08/03/2000) |
| 08/03/2000 | <u>66</u> | CONSENT DECREE and order of dismissal by Judge Robert S. Lasnik: consent decree approved and case dismissed with prejudice and without costs (cc: counsel, Judge, GG, Jgm. Book) Entered on: 8/3/00 (VK) (Entered: 08/03/2000) |