

CLOSED

**United States District Court
Eastern District of Wisconsin (Milwaukee)
CIVIL DOCKET FOR CASE #: 2:02-cv-00920-RTR**

EEOC v. MagneTek Inc
Assigned to: Chief Judge Rudolph T Randa
Demand: \$0
Case in other court: 05-1479
USCA 02/23/05 EEOC, 05-1479
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/17/2002
Date Terminated: 09/10/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Jean P Kamp**
United States Equal Employment
Opportunity Commission
Milwaukee District Office
310 W Wisconsin Ave - Ste 800
Milwaukee, WI 53203-2292
414-297-1112
LEAD ATTORNEY
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V.

Defendant

MagneTek Inc
Drives & Systems

represented by **Anna M Pepelnjak**
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TERMINATED: 01/14/2004
LEAD ATTORNEY

Intervenor Plaintiff

Debbie Gibbons

represented by **Shannon D McDonald**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/17/2002	1	COMPLAINT (Summons(es) issued); jury demand Consent Forms Distributed for Magistrate Judge Gorence (jll,) (Entered: 09/18/2002)
09/19/2002	2	CONSENT to Proceed before Magistrate Judge by plaintiff EEOC (cms,)
10/08/2002	3	Rule 7.4 expedited non-dispositive MOTION to intervene by Debbie Gibbons (jll,) (Entered: 10/09/2002)
10/08/2002	4	AFFIDAVIT of Nola J. Hitchcock Cross; attachment (jll,) (Entered: 10/09/2002)
10/08/2002	5	CERTIFICATE of service by Debbie Gibbons (jll,) (Entered: 10/09/2002)

10/21/2002	6	DECISION AND ORDER by Chief Judge Rudolph T. Randa granting Gibbons' motion to intervene [3-1] add party; adding intervenor plaintiff Debbie Gibbons (cc: all counsel) (jll,) (Entered: 10/22/2002)
10/22/2002	7	ANSWER and affirmative defenses by defendant MagneTek Inc to plaintiff's complaint [1-1] (jll,)
10/22/2002	7	ATTORNEY APPEARANCE for defendant MagneTek Inc by Remzy D Bitar (jll,)
10/22/2002	8	REFUSAL to Consent to Proceed before Magistrate Judge by defendant MagneTek Inc (jll,)
10/22/2002	9	CERTIFICATE of interest by defendant MagneTek Inc (jll,)
12/06/2002	10	NOTICE of Hearing: Scheduling Conference Call set for 2/4/2003 09:30 AM before Chief Judge Rudolph T Randa. (jll,) (Entered: 12/09/2002)
01/17/2003	11	NOTICE of Appearance by Anna M Pepelnjak on behalf of MagneTek Inc (jll,) (Entered: 01/21/2003)
01/28/2003	12	Joint REPORT of Rule 26(f) Plan by all parties (jll,)
01/28/2003	13	CERTIFICATE OF SERVICE by Defendant MagneTek Inc (jll,)
02/04/2003	14	Minute Entry for proceedings held before Judge Rudolph T Randa : Scheduling Conference Call held on 2/4/2003 Amended Pleadings due by 3/1/2003. Pltf's lay witnes list due: 4/15/03; Deft's lay witness list due: 6/15/03; Discovery due by 10/31/2003. Dispositive motions due by 11/15/03 Plaintiffs Expert Witness Reports due by 7/15/2003. Defendants Expert Witness Reports due by 9/15/2003. Final Pretrial Conference set for 3/29/2004 02:00 PM before Chief Judge Rudolph T Randa. Jury Trial set for 5/10/2004 09:00 AM in Courtroom 320 before Chief Judge Rudolph T Randa. (jll,) (Entered: 02/05/2003)
02/04/2003	15	SCHEDULING ORDER: (See hearing minutes above) signed by Judge Rudolph T Randa on 2/4/03. (cc: all counsel)(jll,) (Entered: 02/05/2003)
06/06/2003	16	NOTICE of Appearance by Robert F Tomlinson on behalf of Equal Employment Opportunity Commission (jll,)
09/23/2003	17	STIPULATION AND ORDER for leave to file first amended answer signed by Judge Rudolph T Randa on 9/23/03. (cc: all counsel)(jll,) (Entered: 09/24/2003)
09/23/2003	18	First AMENDED ANSWER to Complaint by MagneTek Inc. (jll,) (Entered: 09/24/2003)
11/14/2003	19	MOTION for Summary Judgment by MagneTek Inc. (jll,) (Entered: 11/18/2003)
11/14/2003	20	BRIEF in Support re [19] MOTION for Summary Judgment filed by MagneTek Inc. (jll,) (Entered: 11/18/2003)
11/14/2003	21	PROPOSED findings of fact filed by MagneTek Inc (jll,) (Entered: 11/18/2003)
11/14/2003	22	AFFIDAVIT of Anna M. Pepelnjak (jll,) (Entered: 11/18/2003)
12/09/2003	23	STIPULATION AND ORDER; ddl for plaintiff and intervenor to respond to defendant's motion for summary judgment is 12/23/03; defendant's reply ddl is

		1/12/04. signed by Judge Rudolph T Randa on 12/9/03. (cc: all counsel)(jll,) (Entered: 12/10/2003)
12/09/2003		Attorney Shannon McDonald for Debbie Gibbons added. (jll,) (Entered: 12/10/2003)
12/22/2003	24	BRIEF in Opposition re [19] defendant's MOTION for Summary Judgment filed by Equal Employment Opportunity Commission ; attachments. (jll,) (Entered: 12/23/2003)
12/22/2003	25	RESPONSE to defendant's proposed findings of fact and plaintiff's statement of material facts in opposition to defendant's motion for summary judgment. filed by Equal Employment Opportunity Commission. (jll,) (Entered: 12/23/2003)
12/22/2003	26	AFFIDAVIT of Robert F. Tomlinson (jll,) (Entered: 12/23/2003)
12/22/2003	27	CERTIFICATE OF SERVICE by Equal Employment Opportunity Commission (jll,) (Entered: 12/23/2003)
01/12/2004	28	REPLY BRIEF in Support re [19] MOTION for Summary Judgment filed by MagneTek Inc. (jld,)
01/12/2004	29	AFFIDAVIT of Anna M. Pepelnjak (jld,)
01/14/2004	30	NOTICE by MagneTek Inc ; Remzy D. Bitar is no longer an attorney of record on this matter (jld,)
01/14/2004		Attorney Remzy D Bitar terminated. (jld,)
03/24/2004	31	PRETRIAL Report by MagneTek Inc (jld,) (Entered: 03/25/2004)
03/24/2004	32	PROPOSED Voir Dire questions filed by MagneTek Inc (jld,) (Entered: 03/25/2004)
03/24/2004	33	PROPOSED Jury Instructions filed by MagneTek Inc (jld,) (Entered: 03/25/2004)
03/24/2004	34	PROPOSED Special Verdict filed by MagneTek Inc (jld,) (Entered: 03/25/2004)
03/25/2004	35	PRETRIAL Report by Equal Employment Opportunity Commission (jld,) (Entered: 03/26/2004)
03/29/2004	36	Minute Entry for proceedings held before Judge Rudolph T Randa : Final Pretrial Conference Call held on 3/29/2004 Motions in limine ddl is 4/26/04; response ddl is 5/3/04. 3-day Jury Trial reset for 5/12/2004 at 09:00 AM in Courtroom 320 before Chief Judge Rudolph T Randa. (jld,) (Entered: 04/01/2004)
04/22/2004	37	STIPULATION AND ORDER signed by Judge Rudolph T Randa on 4/22/04 that the trial date of 5/12/04 be adjourned. The Court will conduct a telephonic scheduling conference 5/12/2004 11:00 AM to re-set the jury trial. (cc: all counsel)(djd) (Entered: 04/23/2004)
04/22/2004		Deadlines/Hearings terminated (jury trial 5/12/04). (djd) (Entered: 04/23/2004)
05/12/2004	38	Minute Entry for proceedings held before Judge Rudolph T Randa : Scheduling Conference Call held on 5/12/2004 Motions in limine ddl is 9/17/04; responses due 9/27/04. Final Pretrial Conference Call set for 9/17/2004 at 10:00 AM before

		Chief Judge Rudolph T Randa. Jury Trial set for 10/25/2004 at 09:00 AM in Courtroom 320 before Chief Judge Rudolph T Randa. (jld,) (Entered: 05/13/2004)
05/12/2004	39	AMENDED SCHEDULING ORDER: See hearing minutes above. signed by Judge Rudolph T Randa on 5/12/04. (cc: all counsel)(jld,) (Entered: 05/13/2004)
09/10/2004	40	Decision and ORDER signed by Judge Rudolph T Randa on 9/10/04 granting [19]Defendant's Motion for Summary Judgment and dismissing this action with prejudice; judgment to be entered. (cc: all counsel) (kmm,) (Entered: 09/13/2004)
09/10/2004	41	JUDGMENT signed by Deputy Clerk on 9/10/04 dismissing this action with prejudice. (cc: all counsel)(kmm,) (Entered: 09/13/2004)
09/22/2004	42	MOTION for Reconsideration of summary judgment by Equal Employment Opportunity Commission. (jld,) (Entered: 09/23/2004)
09/22/2004	43	BRIEF in Support re [42] MOTION for Reconsideration under Fed.R.Civ.P. 59(e) filed by Equal Employment Opportunity Commission. (jld,) (Entered: 09/23/2004)
09/27/2004	44	BILL OF COSTS Proposed <i>with attachments</i> by MagneTek Inc (Pepelnjak, Anna)
09/27/2004	45	AFFIDAVIT of Anna M. Pepelnjak in Support of Defendant's Bill of Costs (Pepelnjak, Anna)
09/28/2004		Docket Annotation : briefing letter mailed (jld,)
09/30/2004	46	STIPULATION AND ORDER; the time for parties plaintiff and intervenor to respond to defendant's Bill of Costs shall be stayed until the Court has ruled on EEOC's motion for reconsideration signed by Judge Rudolph T Randa on 9/30/04. (cc: all counsel)(jld,) (Entered: 10/01/2004)
10/14/2004	47	RESPONSE to Motion re [42] MOTION for Reconsideration filed by MagneTek Inc. (jld,) (Entered: 10/15/2004)
12/27/2004	48	ORDER signed by Judge Rudolph T Randa on December 27, 2004 denying [42] Motion to Amend or Alter Judgment. (cc: all counsel, via US Mail to Jean Kamp)(Randa, Rudolph) (Entered: 12/28/2004)
12/30/2004	49	LETTER re bill of costs, from Anna M. Pepelnjak (jld,) (Entered: 01/04/2005)
01/10/2005	50	OBJECTIONS to defendant's bill of costs, by Equal Employment Opportunity Commission (Attachments: # 1 Cover Letter)(jld,)
01/20/2005	51	RESPONSE to plaintiff EEOC's objection to bill of costs filed by MagneTek Inc. (cms,) (Entered: 01/21/2005)
01/20/2005	52	AFFIDAVIT of Anna M. Pepelnjak (cms,) (Entered: 01/21/2005)
01/27/2005	53	COSTS TAXED for MagneTek Inc by Chief Deputy Clerk in amount of \$1,783.85 against plaintiff and plaintiff-intervenor. (cc: all counsel) (jld,) (Entered: 01/28/2005)

02/23/2005	54	NOTICE OF APPEAL filed by Equal Employment Opportunity Commission. Filing Fee waived (cc: all counsel) (cms,) (Entered: 02/24/2005)
02/24/2005		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 54 Notice of Appeal (cms,)
03/03/2005		USCA Case Number 05-1479 re: 54 Notice of Appeal filed by Equal Employment Opportunity Commission (vlh,)
03/07/2005		Appeal Record Prepared consisting of one volume of pleadings and three loose pleadings #'s 22, 24, 29 re 54 Notice of Appeal (cms,)
07/15/2005	55	LETTER from plaintiff (vlh,) FILED IN ERROR. SEE 02-C-940 (vlh,).
10/17/2005	56	USCA Mandate (certified copy) as to 54 Notice of Appeal filed by Equal Employment Opportunity Commission, USCA Number 05-1479, dismissing appeal pursuant to Fed. R. App. P. 42(b) (vlh,) (Entered: 10/18/2005)

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