

**U.S. District Court  
Southern District of Florida (Miami)  
CIVIL DOCKET FOR CASE #: 1:06-cv-21015-DLG**

Luna, et al v. Del Monte Fresh Prod, et al  
Assigned to: Judge Donald L. Graham  
Demand: \$0  
Cause: 29:0201 Fair Labor Standards Act

Date Filed: 04/20/2006  
Date Terminated: 07/03/2006  
Jury Demand: None  
Nature of Suit: 710 Labor: Fair Standards  
Jurisdiction: Federal Question

**Plaintiff**

**Hector Luna**

represented by **Andrew H. Turner**  
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Montgomery, AL 36104  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

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**Kelley M. Bruner**  
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**Plaintiff**

**Julian Garcia**

represented by **Andrew H. Turner**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gregory Scott Schell**  
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**Kelley M. Bruner**  
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**Mary C. Bauer**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Santos Maldonado**

represented by **Andrew H. Turner**  
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**Gregory Scott Schell**  
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**Kelley M. Bruner**  
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**Mary C. Bauer**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Bartolo Nunez**  
*individually and on behalf of all others*  
*similarly situated*

represented by **Andrew H. Turner**  
(See above for address)  
*LEAD ATTORNEY*  
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**Gregory Scott Schell**  
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**Kelley M. Bruner**  
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V.

**Defendant**

**Del Monte Fresh Produce Company**  
*(Southeast), Inc.*

represented by **Bradley E. Strawn**  
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**LEAD ATTORNEY**  
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**Defendant**

**Del Monte Fresh Produce N.A., Inc.**

represented by **Bradley E. Strawn**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Courtney Blair Wilson**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Jacqueline E. Kalk**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Latesa K. Bailey**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
04/20/2006	<u>1</u>	COMPLAINT filed; FILING FEE \$350.00 RECEIPT # 939070 ; Magistrate Judge John J. O' Sullivan (sk, Deputy Clerk) (Entered: 04/24/2006)
04/20/2006	<u>3</u>	MOTION by All Plaintiffs (Attorney ) for Andrew Turner to appear pro hac vice (sk, Deputy Clerk) (Entered: 04/24/2006)
04/20/2006	<u>5</u>	MOTION by All Plaintiffs (Attorney ) for Mary Baurer to appear pro hac vice (sk, Deputy Clerk) (Entered: 04/24/2006)
04/21/2006	<u>2</u>	SUMMONS(ES) issued for Del Monte Fresh Prod, Del Monte Produce NA (sk, Deputy Clerk) (Entered: 04/24/2006)
04/21/2006	<u>4</u>	MOTION by All Plaintiffs (Attorney ) for Kelley Bruner to appear pro hac vice (sk, Deputy Clerk) (Entered: 04/24/2006)

04/26/2006	<u>6</u>	ORDER granting [4-1] motion for Kelley Bruner to appear pro hac vice ( Signed by Judge Donald L. Graham on 4/24/06) [EOD Date: 4/27/06] (dg, Deputy Clerk) (Entered: 04/27/2006)
04/26/2006	<u>7</u>	ORDER granting [5-1] motion for Mary Baurer to appear pro hac vice ( Signed by Judge Donald L. Graham on 4/24/06) [EOD Date: 4/27/06] (dg, Deputy Clerk) (Entered: 04/27/2006)
04/26/2006	<u>8</u>	ORDER granting [3-1] motion for Andrew Turner to appear pro hac vice ( Signed by Judge Donald L. Graham on 4/24/06) [EOD Date: 4/27/06] (dg, Deputy Clerk) (Entered: 04/27/2006)
05/30/2006	<u>9</u>	MOTION by Del Monte Fresh Prod, Del Monte Produce NA to extend time serve its reponse to complaint (dj, Deputy Clerk) (Entered: 05/31/2006)
05/31/2006	<u>10</u>	RETURN OF SERVICE executed for Del Monte Produce NA on 5/11/06 Answer due on 5/31/06 for Del Monte Produce NA (sk, Deputy Clerk) (Entered: 06/01/2006)
05/31/2006	<u>11</u>	RETURN OF SERVICE executed for Del Monte Fresh Prod on 5/16/06 Answer due on 6/5/06 for Del Monte Fresh Prod (sk, Deputy Clerk) (Entered: 06/01/2006)
06/02/2006	<u>12</u>	MOTION by Del Monte Fresh Prod, Del Monte Produce NA for Jacqueline E. Kalk to appear pro hac vice (hd, Deputy Clerk) (Entered: 06/05/2006)
06/02/2006		Filing Fee Paid; FILING FEE \$75.00 RECEIPT #941231 (hd, Deputy Clerk) (Entered: 06/05/2006)
06/02/2006	<u>13</u>	MOTION by Del Monte Fresh Prod, Del Monte Produce NA for Bradley E. Strawn to appear pro hac vice (hd, Deputy Clerk) (Entered: 06/05/2006)
06/02/2006		Filing Fee Paid; FILING FEE \$75.00 RECEIPT #941232 (hd, Deputy Clerk) (Entered: 06/05/2006)
06/02/2006	<u>14</u>	MOTION by Del Monte Fresh Prod, Del Monte Produce NA for Latesa K. Bailey to appear pro hac vice (hd, Deputy Clerk) (Entered: 06/05/2006)
06/02/2006		Filing Fee Paid; FILING FEE \$75.00 RECEIPT #941233 (hd, Deputy Clerk) (Entered: 06/05/2006)
06/06/2006	<u>15</u>	ORDER granting [12-1] motion for Jacqueline E. Kalk to appear pro hac vice ( Signed by Judge Donald L. Graham on 06/05/06) [EOD Date: 6/7/06] (sk, Deputy Clerk) (Entered: 06/07/2006)
06/06/2006	<u>16</u>	ORDER granting [14-1] motion for Latesa K. Bailey to appear pro hac vice ( Signed by Judge Donald L. Graham on 06/05/06) [EOD Date: 6/7/06] (sk, Deputy Clerk) (Entered: 06/07/2006)
06/06/2006	<u>17</u>	ORDER granting [13-1] motion for Bradley E. Strawn to appear pro hac vice ( Signed by Judge Donald L. Graham on 06/05/06) [EOD Date: 6/7/06] (sk, Deputy Clerk) (Entered: 06/07/2006)
06/06/2006	<u>18</u>	ORDER granting [9-1] motion to extend time serve its reponse to complaint ( Signed by Judge Donald L. Graham on 06/05/06) [EOD Date: 6/7/06] (sk, Deputy Clerk) (Entered: 06/07/2006)
06/12/2006	<u>19</u>	NOTICE OF COURT PRACTICE IN FLSA CASES ( Signed by Judge Donald L. Graham on 06/12/06) [EOD Date: 6/13/06] (sk, Deputy Clerk) (Entered: 06/13/2006)
06/15/2006	<u>20</u>	Answer and affirmative defenses by Del Monte Produce NA (kw, Deputy Clerk) (Entered: 06/16/2006)
06/15/2006	<u>21</u>	Answer and affirmative defenses by Del Monte Fresh Prod (kw, Deputy Clerk) (Entered: 06/16/2006)
06/16/2006	<u>22</u>	MOTION by Del Monte Fresh Prod, Del Monte Produce NA (Attorney ) to change venue , and to stay proceedings (sk, Deputy Clerk) (Entered: 06/19/2006)

06/16/2006	<u>24</u>	Certification of interested persons and disclosure statement by Del Monte Fresh Prod (lh, Deputy Clerk) (Entered: 06/21/2006)
06/16/2006	<u>25</u>	Certification of interested persons and disclosure statement by Del Monte Produce NA (lh, Deputy Clerk) (Entered: 06/21/2006)
06/19/2006	<u>23</u>	NOTICE/ ORDER SETTING TELEPHONIC STATUS CONFERENCE Status conference set for 2:00 8/2/06 before Judge Donald L. Graham ( Signed by Judge Donald L. Graham on 06/19/06) [EOD Date: 6/20/06] CCAP (sk, Deputy Clerk) (Entered: 06/20/2006)
06/20/2006	<u>26</u>	ORDER Response to motion within 10 days of the date of this order for [22-1] motion to change venue, [22-2] motion to stay proceedings ( Signed by Judge Donald L. Graham on 6/20/06) [EOD Date: 6/21/06] (tb, Deputy Clerk) (Entered: 06/21/2006)
06/22/2006	<u>27</u>	NOTICE of filing consents to sue by Hector Luna (cj, Deputy Clerk) (Entered: 06/26/2006)
06/28/2006	<u>28</u>	NOTICE OF WITHDRAWAL by Del Monte Fresh Prod, Del Monte Produce NA of [22-1] motion to change venue (cj, Deputy Clerk) (Entered: 06/29/2006)
06/29/2006	<u>29</u>	JOINT MOTION by All Plaintiffs, Del Monte Fresh Prod, Del Monte Produce NA to change venue, Northern District of Georgia (cj, Deputy Clerk) (Entered: 06/30/2006)
06/29/2006	<u>30</u>	MOTION by All Plaintiffs (Attorney ) for waiver of response, or in the alternative to extend time to respond to the Court's notice of court practice in FLSA Cases (cj, Deputy Clerk) (Entered: 06/30/2006)
07/03/2006	<u>31</u>	ORDER denying [30-1] motion for waiver of response, or in the alternative to extend time to respond to the Court's notice of court practice in FLSA Cases, granting [29-1] joint motion to change venue, Northern District of Georgia, denying [22-2] motion to stay proceedings ( Signed by Judge Donald L. Graham on 6/30/06) [EOD Date: 7/6/06] (lk, Deputy Clerk) (Entered: 07/06/2006)
07/03/2006		CASE CLOSED. Case and Motions no longer referred to Magistrate. (lk, Deputy Clerk) (Entered: 07/06/2006)
07/03/2006	<u>32</u>	ORDER denying [22-1] motion to change venue, denying [22-2] motion to stay proceedings ( Signed by Judge Donald L. Graham on 6/30/06) [EOD Date: 7/6/06] (lk, Deputy Clerk) (Entered: 07/06/2006)
08/04/2006	<u>33</u>	NOTICE of Filing consent to sue by Hector Luna, Julian Garcia, Santos Maldonado, Bartolo Nunez (rb, Deputy Clerk) (Entered: 08/07/2006)
08/22/2006	<u>34</u>	TRANSMITTAL letter with: certified copy or transfer order and docket sheet Sent to: Northern District of Georgia (dg, Deputy Clerk) (Entered: 08/22/2006)
08/28/2006	<u>35</u>	ACKNOWLEDGMENT of receipt of: Transfer of case by: USDC N. Dist of GA ; Date: 8/24/06 ; Other Court Case # 1:06-CV-2000 (sk, Deputy Clerk) (Entered: 08/31/2006)