

**U.S. District Court
North Carolina Middle District (NCMD)
CIVIL DOCKET FOR CASE #: 1:05-cv-00559-NCT-PTS**

OLVERA-MORALES v. STERLING ONIONS, INC. et al
Assigned to: JUDGE N. C. TILLEY, JR
Referred to: MAG/JUDGE P. TREVOR SHARP
Case in other court: Transfer Case : Northern District Court of
NY, 5:02cv01589
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 06/20/2005
Date Terminated: 08/05/2009
Jury Demand: Defendant
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

MARCELA OLVERA-MORALES
*on behalf of herself and all others
similarly situated*

represented by **ANDREA S. CHRISTENSEN**
KAYE SCHOLER, L.L.P.
425 PARK AVE.
NEW YORK, NY 10022-3598
212-836-7873
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

ANDREW K. SOLOW
KAYE SCHOLER, L.L.P.
425 PARK AVE.
NEW YORK, NY 10022-3598
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

ANDREW D. STILLUFSEN
KAYE SCHOLER, L.L.P.
425 PARK AVE.
NEW YORK, NY 10022-3598
212-836-8000
Fax: 212-836-8689
Email: astillufsen@kayescholer.com
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

CARLENE MARIE MCNULTY
NORTH CAROLINA JUSTICE
&COMMUNITY DEVELOPMENT
CENTER
POB 28068
RALEIGH, NC 27611
919-856-2161
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

CAROL BROOKE
NORTH CAROLINA JUSTICE
&COMMUNITY DEVELOPMENT
CENTER
POB 28068
RALEIGH, NC 27611
919-856-2144
Fax: 919-856-2175
Email: carol@ncjustice.org
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

DANIEL WERNER
WORKERS' RIGHTS LAW CENTER OF
NEW YORK, INC.

101 HURLEY AVE., STE. 5
KINGSTON, NY 12401
845-331-6615
Fax: 845-331-6617
Email: dwerner@wnylc.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JENNIFER K. BROWN
LEGAL MOMENTUM
359 HUDSON ST., 5TH FLOOR
NEW YORK, NY 10014
212-413-7536
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

TIMOTHY CASEY
LEGAL MOMENTUM
359 HUDSON ST., 5TH FLOOR
NEW YORK, NY 10014
212-925-6635
Fax: 212-226-1066
Email: tcasey@legalmomentum.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

STERLING ONIONS, INC.
TERMINATED: 10/21/2004

Defendant

ZAPPALA FARMS, LLC
TERMINATED: 10/21/2004

Defendant

**ZAPPALA HOLDING COMPANY,
LLC**
TERMINATED: 10/21/2004

Defendant

ZAPPALA ENTERPRISES, INC.
TERMINATED: 10/21/2004

Defendant

JAMES ZAPPALA
TERMINATED: 10/21/2004

Defendant

**INTERNATIONAL LABOR
MANAGEMENT CORPORATION,
INC.**

represented by **SUBHASH VISWANATHAN**
BOND SCHOENECK LAW FIRM –
SYRACUSE
ONE LINCOLN CENTER
SYRACUSE, NY 13202-1355
315-218-8000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

WILLIAM RANDOLPH LOFTIS , JR.
CONSTANGY BROOKS &SMITH, LLC

100 N. CHERRY ST., STE. 300
WINSTON-SALEM, NC 27101
336-721-1001
Fax: 336-748-9112
Email: rloftis@constangy.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

ROBIN E. SHEA
CONSTANGY BROOKS & SMITH, LLC
100 N. CHERRY ST., STE. 300
WINSTON-SALEM, NC 27101
336-721-1001
Fax: 336-748-9112
Email: rshea@constangy.com
ATTORNEY TO BE NOTICED

Defendant

**NORTH CAROLINA GROWERS'
ASSOCIATION, INC.**

represented by **WILLIAM RANDOLPH LOFTIS, JR.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

ROBIN E. SHEA
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

DEL-AL ASSOCIATES, INC.

represented by **GARY L. FULLER**
PLUNKETT GIBSON LAW FIRM
RENAISSANCE PLAZA
70 N. E. LOOP 410, STE. 1100
SAN ANTONIO, TX 78216
210-734-7094
Fax: 210-734-0379
Email: fullerg@plunkett-gibson.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JEFFREY DEAN PATTON
SPILMAN THOMAS & BATTLE PLLC
110 OAKWOOD DR., STE. 500
WINSTON-SALEM, NC 27103
336-725-4710
Fax: 336-725-4476
Email: jpatton@spilmanlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JOHN T. MCCANN
HANCOCK ESTABROOK LAW FIRM
1500 MONY TOWER I
SYRACUSE, NY 13221
315-471-3151
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

NATHAN BOWEN ATKINSON
SPILMAN THOMAS & BATTLE, PLLC
110 OAKWOOD DR., STE. 500
WINSTON-SALEM, NC 27103
336-725-4710
Fax: 336-725-4476
Email: natkinson@spilmanlaw.com

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

ROBIN E. SHEA
(See above for address)
ATTORNEY TO BE NOTICED

RYAN M. DEBSKI
SPILMAN THOMAS & BATTLE, PLLC
150 CLAY ST., SECOND FLOOR
P.O. BOX 615
MORGANTON, WV 26507-0615
304-291-7920
Email: rdebski@spilmanlaw.com
ATTORNEY TO BE NOTICED

Cross-Claimant

STERLING ONIONS, INC.
TERMINATED: 10/21/2004

V.

Cross-Defendant

DEL-AL ASSOCIATES, INC.

represented by **ROBIN E. SHEA**
(See above for address)
ATTORNEY TO BE NOTICED

RYAN M. DEBSKI
(See above for address)
ATTORNEY TO BE NOTICED

Cross Claimant

JAMES ZAPPALA
TERMINATED: 10/21/2004

Cross Claimant

ZAPPALA FARMS, LLC
TERMINATED: 10/21/2004

Cross Claimant

**ZAPPALA HOLDING COMPANY,
LLC**
TERMINATED: 10/21/2004

Cross Claimant

ZAPPALA ENTERPRISES, INC.
TERMINATED: 10/21/2004

V.

Cross Defendant

**INTERNATIONAL LABOR
MANAGEMENT CORPORATION,
INC.**

represented by **WILLIAM RANDOLPH LOFTIS , JR.**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

ROBIN E. SHEA
(See above for address)
ATTORNEY TO BE NOTICED

Cross Defendant**NORTH CAROLINA GROWERS'
ASSOCIATION, INC.**represented by **WILLIAM RANDOLPH LOFTIS , JR.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED**ROBIN E. SHEA**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/23/2002	<u>1</u>	COMPLAINT filed; FILING FEE \$150 RECEIPT #66751; Service deadline 2/21/2003 for Del-Al Associates, for NC Growers' Assoc, for International Labor, for James Zappala, for Zappala Enterprises, for Zappala Holding, Co., for Zappala Farms, LLC, for Sterling Onions, Inc., filed by MARCELA OLVERA-MORALES. (Original documents filed in the Northern District of New York)(McClain, Abby) (Entered: 06/22/2005)
12/23/2002		Summons Issued as to JAMES ZAPPALA, INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC., STERLING ONIONS, INC., ZAPPALA FARMS, LLC, ZAPPALA HOLDING COMPANY, LLC, ZAPPALA ENTERPRISES, INC. (Original documents filed in the Northern District of New York)(McClain, Abby) (Entered: 06/22/2005)
02/19/2003	<u>2</u>	ANSWER to Complaint by DEL-AL ASSOCIATES, INC. (Attorney John T. McCann), jury demand.(Original documents filed in the Northern District of New York)(McClain, Abby) (Entered: 06/22/2005)
03/14/2003	<u>3</u>	ANSWER to Complaint and CROSSCLAIM against INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. by STERLING ONIONS, INC., ZAPPALA FARMS, LLC, ZAPPALA HOLDING COMPANY, LLC, ZAPPALA ENTERPRISES, INC., and JAMES ZAPPALA. (Original documents filed in the District of New York)(McClain, Abby) (Entered: 06/22/2005)
03/14/2003	<u>4</u>	NOTICE/DISCLOSURE STATEMENT filed pursuant to FRCP 7.1(a) by Defendants STERLING ONIONS, INC., JAMES ZAPPALA, ZAPPALA FARMS, LLC, ZAPPALA HOLDING COMPANY, LLC, ZAPPALA ENTERPRISES, INC.(Original documents filed in the District of New York) (McClain, Abby) (Entered: 06/22/2005)
03/14/2003	<u>5</u>	ANSWER to Complaint by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC.(Original documents filed in the Northern District of New York)(McClain, Abby) (Entered: 06/22/2005)
03/28/2003	<u>6</u>	ANSWER by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC.to cross claim of Defendants: Sterling Onions' and Zappala Enterprises.(McClain, Abby) (Entered: 06/22/2005)
04/22/2003	<u>7</u>	MINUTE ENTRY of Rule 16 Conference before MJ Sharpe:App: Wendy Weiser, Esq., Daniel Werner, Esq., for pltf's., Joseph Wallen, Esq.Virginia Piekarski, Esq., John T. McCann, Esq., and Gary Fuller, Esq. for Defts.- Parties discuss completing written discovery and depositions last; Atty Weiser for the Pltf suggests that 30(b)(6) depositions may need to be done of 3 witnesses along with written discovery; Judge Sharpe opts case out of ADR; Judge Sharpe orders document requests and interrogatories to be served by 5/6/03; Reply to requests and interrogatoris due 7/7/03; Atty Loftis and Atty Fuller state they may want to file a motion to dismiss pursuant to 12(b)(6) after written discovery is completed;Atty Weiser states she may need to conduct Rule 30(b)(6) depositions to respond to the motions to dismiss; Judge Sharpe will not issue a pretrial scheduling order until after the motions have been decided by Judge Mordue; Judge Sharpe sets the

		motion deadlines. Dispositive motions to be filed by 8/7/03; Response to motions due 9/9/03; Reply to motion by 9/22/03; Motions shall be made returnable before Judge Mordue with a 10/22/03 return date. Judge Sharpe orders no Rule 30(b)(6) depositions are to be taken at this time, and he will entertain additional discovery if the need arises to respond to the motion at the request of parties; Rule 16 conference to be scheduled after the decisions of the motions. Minute Entry held on 4/22/2003. (Original documents filed in the Northern District of New York) (Court Reporter Judi L. McNicholas.) (McClain, Abby) (Entered: 06/22/2005)
10/21/2004	<u>8</u>	Minute Entry for proceedings held before Judge David E. Peebles: Initial Pretrial Conference held on 10/21/2004. Parties agree that there are no longer any cross-claims pending regarding the Zappala entities and Sterling Onion. Judge advises that the Zappala entities and Sterling Onion will be terminated from the court's docket as defendants in this lawsuit. Del-Al has presented a settlement offer to plaintiff's counsel and settlement negotiations are ongoing. Del-Al is located in Virginia and ILMC is located in the MDNC. Parties discuss if this case should remain in this district. Plaintiffs' counsel states that they would oppose any motion to change venue. Initial disclosures have been exchanged and some discovery has been done regarding the previous motion for summary judgement that was filed. Plaintiffs' counsel advises that they will need supplemental discovery and requests additional interrogatories and depositions over the 25 interrog. and 10 depo. allowed by the court. Judge directs the parties to work on discovery and try to work this out. If they cannot, the parties are to request court intervention. Plaintiff currently resides in Mexico and does not speak English. Parties are working on holding plaintiff's deposition somewhere close to the border, since plaintiff may not have a visa to come into the U.S. for the deposition. Judge sets motions for class certification ddl. to 8/1/05. Joinder & amendment ddls. are set for 6/30/05, discovery ddl. is set for 10/31/05, and motion filing ddl. is set for 1/31/06. Jury trial is expected to last 10 days in Syracuse. Next telephone conference is set for 2/4/05 at 3:00pm Plaintiff's counsel is to initiate the call. Minute Entry held on 10/21/2004. (Original documents filed in the Northern District of New York) (McClain, Abby) (Entered: 06/22/2005)
10/22/2004	<u>9</u>	UNIFORM PRETRIAL SCHEDULING ORDER: Anticipated length of trial: 10 days Jury Trial. Preferred Trial Location: Syracuse, New York. Joinder of Parties due by 6/30/2005. Amender Pleadings due by 6/30/2005. Discovery due by 10/31/2005. Motions to be filed by 1/31/2006. Parties opt out of ADR program.(Original documents filed in the Northern District of New York) Signed by Judge David E. Peebles on 10/22/2004. (McClain, Abby) (Entered: 06/22/2005)
05/23/2005		AMENDED TEXT SCHEDULING ORDER: Joinder and amendment deadlines remain the same, which are 6/30/2005. Discovery deadline is 3/31/2006. Motions to be filed deadline is 5/31/2006. If no dispositive motion is filed, the Trial Ready Deadline is 8/1/2006. If a dispositive motion is filed, then the Trial Ready Deadline is 60 days after that motion has been decided. This is a FINAL extension of these deadlines. Endorsed by Judge David E. Peebles on 5/23/05.(McClain, Abby) (Entered: 06/22/2005)
06/14/2005	<u>10</u>	LETTER BRIEF re: request for discovery conference by Plaintiff MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H)(Original documents filed in the Northern District of New York)(McClain, Abby) (Entered: 06/22/2005)
06/15/2005	<u>11</u>	ORDER granting 70 Motion to Transfer Case, and granting 71 Motion to Transfer Case to Middle District of North Carolina. (Original documents filed in the Northern District of New York) Signed by Judge Norman A. Mordue on 06/15/2005. (McClain, Abby) (Entered: 06/22/2005)
06/20/2005		Original File, certified copy of transfer order and docket sheet received from the Northern District of New York 06/20/2005 (If you wish to view and/or obtain any docket entries prior to 06/20/2005, please go to the website for the U.S. Northern District of New York at http://156.121.59.197/ .) (McClain, Abby) (Entered: 06/22/2005)

06/20/2005		Discovery deadline due by 3/31/2006. (McClain, Abby) (Entered: 08/01/2005)
06/20/2005		Motions to be filed due by 5/31/2006. (McClain, Abby) (Entered: 08/01/2005)
06/22/2005		CASE REFERRED to Mediation. (McClain, Abby) (Entered: 06/22/2005)
08/15/2005	<u>14</u>	NOTICE of Appearance by Defendant DEL-AL ASSOCIATES, INC. of Jeffrey D. Patton and Nathan B. Atkinson on behalf of defendant. (Simmonds, Lisa) Modified on 8/19/2005 to correct docket text(Simmonds, Lisa). (Entered: 08/19/2005)
08/16/2005	<u>13</u>	MOTION for Pro Hac Vice Admission <i>Gary L. Fuller</i> by Attorney JEFFREY DEAN PATTON on behalf of Defendant DEL-AL ASSOCIATES, INC. (PATTON, JEFFREY) (Entered: 08/16/2005)
08/19/2005		MOTIONS <u>13</u> for Pro Hac Vice Admission <i>Gary L. Fuller</i> REFERRED to Mag/Judge Sharp. (Williamson, Wanda) (Entered: 08/19/2005)
08/19/2005	<u>16</u>	NOTICE of Appearance by Plaintiff MARCELA OLVERA-MORALES as to Carol L. Brooke and Carlene McNulty on behalf of plaintiff. (Simmonds, Lisa) (Entered: 08/23/2005)
08/22/2005	<u>15</u>	ORDER Granting <u>13</u> Motion for Pro Hac Vice Admission of Gary L. Fuller as counsel for defendant Del-Al Associates, Inc. Signed by Judge P. TREVOR SHARP on 8/22/05. (Simmonds, Lisa) (Entered: 08/22/2005)
08/23/2005		CASE REFERRED to Magistrate Judge Sharp (Blumke, Sheila) (Entered: 08/23/2005)
09/02/2005	<u>17</u>	NOTICE of Hearing:Initial Pretrial Conference set for 10/31/2005 09:30 AM in Greensboro Courtroom #1A before MAG/JUDGE P. TREVOR SHARP. (Williamson, Wanda) (Entered: 09/02/2005)
09/09/2005	<u>18</u>	NOTICE of Appearance by attorney WILLIAM RANDOLPH LOFTIS, JR on behalf of Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., Cross Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (LOFTIS, WILLIAM) (Entered: 09/09/2005)
10/21/2005	<u>19</u>	NOTICE of Hearing:Initial Pretrial Conference reset for 11/28/2005 09:30 AM in Greensboro Courtroom #1A before MAG/JUDGE P. TREVOR SHARP. (Williamson, Wanda) (Entered: 10/21/2005)
11/23/2005		TEXT ORDER: In view of Judge Mordue's Memorandum-Decision and Order of 11/17/2005 in the Northern District of New York, the Initial Pretrial Conference in Case No. 1:05CV00559 is postponed until further notice. Issued by Judge P. TREVOR SHARP on 11/23/05. (Cable, Frances) (Entered: 11/23/2005)
04/19/2006	<u>20</u>	NOTICE by DEL-AL ASSOCIATES, INC. <i>Vacation Letter</i> (FULLER, GARY) (Entered: 04/19/2006)
05/04/2006	<u>21</u>	MOTION for Pro Hac Vice Admission of TIMOTHY CASEY by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Affidavit # <u>2</u> Proposed Order)(Welch, Kelly) (Entered: 05/08/2006)
05/04/2006	<u>22</u>	MOTION for Pro Hac Vice Admission of ANDREW DAVIN STILLUFSEN by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Affidavit # <u>2</u> Proposed Order)(Welch, Kelly) (Entered: 05/08/2006)
05/04/2006	<u>23</u>	MOTION for Pro Hac Vice Admission of ANDREW K. SOLOW by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Affidavit # <u>2</u> Proposed Order)(Welch, Kelly) (Entered: 05/08/2006)
05/04/2006	<u>24</u>	MOTION for Pro Hac Vice Admission of DANIEL WERNER by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Affidavit # <u>2</u> Proposed Order)(Welch, Kelly) (Entered: 05/08/2006)
05/08/2006	<u>25</u>	ECF 30 Day Notice as to Attorney CAROL L. BROOKE to <u>22</u> MOTION for Pro Hac Vice Admission, <u>21</u> MOTION for Pro Hac Vice Admission, <u>24</u> MOTION for

		Pro Hac Vice Admission, <u>23</u> MOTION for Pro Hac Vice Admission. (Welch, Kelly) (Entered: 05/08/2006)
05/09/2006		***Motions Referred: <u>22</u> MOTION for Pro Hac Vice Admission, <u>21</u> MOTION for Pro Hac Vice Admission, <u>24</u> MOTION for Pro Hac Vice Admission, <u>23</u> MOTION for Pro Hac Vice Admission to Judge P. TREVOR SHARP (Blumke, Sheila) (Entered: 05/09/2006)
05/11/2006	<u>26</u>	ORDER signed by Judge P. TREVOR SHARP on 5/11/006, that the motions (Pleading Nos. 21, 22, 23 and 24) are GRANTED and that Timothy Casey, Andrew Davin Stillufsen, Andrew K. Solow, and Daniel Werner are permitted to appear specially as counsel for plaintiff. Mr. Casey, Mr. Stillufsen, Mr. Solow and Mr. Werner are subject to the jurisdiction of this Court for purposes of disciplinary matters relating to this case. (Welch, Kelly) (Entered: 05/11/2006)
05/22/2006	<u>27</u>	REQUEST by Defendant DEL-AL ASSOCIATES, INC. for Vacation. (FULLER, GARY) (Entered: 05/22/2006)
05/23/2006	<u>28</u>	Letter from Clerk to Attorney Fuller re <u>27</u> Request for Vacation. (Powell, Gloria) (Entered: 05/23/2006)
06/27/2006	<u>29</u>	STATUS REPORT by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC.. (Attachments: # <u>1</u> Exhibit)(LOFTIS, WILLIAM) (Entered: 06/27/2006)
07/28/2006	<u>30</u>	NOTICE of Initial Pretrial Conference Hearing: Initial Pretrial Conference Hearing set for 8/28/2006 09:30 AM in Greensboro Courtroom #1A before MAG/JUDGE P. TREVOR SHARP. (Williamson, Wanda) (Entered: 07/28/2006)
08/18/2006	<u>31</u>	Rule 26(f) Report (Individual) filed by all parties. by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> proposed Rule 26(f) order)(BROOKE, CAROL) (Entered: 08/18/2006)
08/18/2006	<u>32</u>	MOTION to Compel <i>Discovery</i> by MARCELA OLVERA-MORALES. (BROOKE, CAROL) (Entered: 08/18/2006)
08/18/2006	<u>33</u>	MEMORANDUM filed by Plaintiff MARCELA OLVERA-MORALES re <u>32</u> MOTION to Compel <i>Discovery</i> filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Certificate of Conference)(BROOKE, CAROL) (Entered: 08/18/2006)
08/18/2006	<u>34</u>	CERTIFICATE OF SERVICE by MARCELA OLVERA-MORALES re <u>31</u> Rule 26(f) Report (Individual) filed by all parties. <i>Amended</i> (BROOKE, CAROL) (Entered: 08/18/2006)
08/18/2006	<u>35</u>	CERTIFICATE OF SERVICE by MARCELA OLVERA-MORALES re <u>32</u> MOTION to Compel <i>Discovery Amended</i> (BROOKE, CAROL) (Entered: 08/18/2006)
08/21/2006	<u>36</u>	Rule 26(f) Report (Individual) filed by all parties. Responses due by 9/13/2006 by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC..(LOFTIS, WILLIAM) (Entered: 08/21/2006)
08/22/2006	<u>37</u>	JOINT MOTION <i>to Strike Class Allegations</i> by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC.. Responses due by 9/14/2006 (SHEA, ROBIN) (Entered: 08/22/2006)
08/22/2006	<u>38</u>	MEMORANDUM filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC., Cross Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., Cross-Defendant DEL-AL ASSOCIATES, INC. re <u>37</u> JOINT MOTION <i>to Strike Class Allegations</i> filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC..

		(Attachments: # <u>1</u> Affidavit Affidavit of W.R. Loftis, Jr.)(SHEA, ROBIN) (Entered: 08/22/2006)
08/22/2006	<u>39</u>	APPENDIX re <u>37</u> JOINT MOTION to <i>Strike Class Allegations</i> by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC., Cross Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., Cross-Defendant DEL-AL ASSOCIATES, INC.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit K# <u>12</u> Exhibit L# <u>13</u> Exhibit M# <u>14</u> Exhibit N# <u>15</u> Exhibit O# <u>16</u> Exhibit P# <u>17</u> Exhibit Q# <u>18</u> Exhibit R# <u>19</u> Exhibit S# <u>20</u> Exhibit T# <u>21</u> Exhibit U# <u>22</u> Exhibit V# <u>23</u> Exhibit W# <u>24</u> Exhibit X# <u>25</u> Exhibit Y# <u>26</u> Exhibit Z# <u>27</u> Exhibit AA# <u>28</u> Exhibit BB# <u>29</u> Exhibit CC# <u>30</u> Exhibit DD# <u>31</u> Exhibit EE# <u>32</u> Exhibit FF# <u>33</u> Exhibit GG# <u>34</u> Exhibit HH# <u>35</u> Exhibit II)(SHEA, ROBIN) (Entered: 08/22/2006)
08/28/2006		Minute Entry for proceedings held before Judge P. TREVOR SHARP : Proceedings recorded. Initial Pretrial Conference called on 8/28/2006. The court will delay entering a Jt. Rule 26(f) order until briefing is complete on the plaintiff's Motion to Compel #32. (Williamson, Wanda) (Entered: 08/28/2006)
08/31/2006	<u>40</u>	Rule 26(f) Report (Individual) Amended filed defendants. Responses due by 9/25/2006 by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC. (LOFTIS, WILLIAM) Modified on 9/1/2006 (Welch, Kelly). (Entered: 08/31/2006)
09/11/2006	<u>41</u>	RESPONSE in Opposition re <u>32</u> MOTION to Compel <i>Discovery</i> filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC.. Replies due by 9/22/2006. (Attachments: # <u>1</u> Affidavit of W.R. Loftis, Jr.)(SHEA, ROBIN) Modified on 9/12/2006 to edit duplicate text(Welch, Kelly). (Entered: 09/11/2006)
09/11/2006	<u>42</u>	APPENDIX re <u>41</u> Response in Opposition to Motion, by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., Cross Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit K# <u>12</u> Exhibit L# <u>13</u> Exhibit M# <u>14</u> Exhibit N# <u>15</u> Exhibit O# <u>16</u> Exhibit P# <u>17</u> Exhibit Q# <u>18</u> Exhibit R# <u>19</u> Exhibit S# <u>20</u> Exhibit T# <u>21</u> Exhibit U# <u>22</u> Exhibit V# <u>23</u> Exhibit W# <u>24</u> Exhibit X# <u>25</u> Exhibit Y# <u>26</u> Exhibit Z# <u>27</u> Exhibit AA)(SHEA, ROBIN) Modified on 9/12/2006 to to edit exhibit description (Welch, Kelly). (Entered: 09/11/2006)
09/14/2006	<u>43</u>	RESPONSE in Opposition re <u>37</u> JOINT MOTION to <i>Strike Class Allegations</i> filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 09/14/2006)
09/14/2006	<u>44</u>	DECLARATION of ANDREW DAVIN STILLUFSEN filed by Plaintiff MARCELA OLVERA-MORALES re <u>43</u> Response in Opposition to Motion filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Addendum# <u>5</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 09/14/2006)
09/28/2006	<u>45</u>	REPLY, filed by Plaintiff MARCELA OLVERA-MORALES, to Response to <u>32</u> MOTION to Compel <i>Discovery</i> filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Addendum# <u>2</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 09/28/2006)
10/02/2006	<u>46</u>	REPLY, filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC., to Response to <u>37</u> JOINT MOTION to <i>Strike Class Allegations</i> filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC. (SHEA, ROBIN) Modified on 10/3/2006 to

		edit duplicate text (Welch, Kelly). (Entered: 10/02/2006)
10/13/2006		***Motions Referred: <u>32</u> MOTION to Compel <i>Discovery</i> , <u>37</u> JOINT MOTION to <i>Strike Class Allegations</i> to Judge P. TREVOR SHARP – (McCarty, Dianne) (Entered: 10/13/2006)
11/15/2006	<u>47</u>	NOTICE of Hearing on Motion <u>32</u> MOTION to Compel <i>Discovery</i> , <u>37</u> JOINT MOTION to <i>Strike Class Allegations</i> : Motion Hearing set for 11/27/2006 03:00 PM in Greensboro Courtroom #1A before MAG/JUDGE P. TREVOR SHARP. (Williamson, Wanda) (Entered: 11/15/2006)
11/27/2006		Minute Entry for proceedings held before Judge P. TREVOR SHARP : Motion Hearing held on 11/27/2006 re <u>32</u> MOTION to Compel <i>Discovery</i> filed by MARCELA OLVERA–MORALES, <u>37</u> JOINT MOTION to <i>Strike Class Allegations</i> filed by NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL–AL ASSOCIATES, INC., INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC. Andrew Solow, Carlene McNulty appeared as counsel for the plaintiff. Robin Shea, William Loftis, Jr. appeared as counsel for defendants Int'l Labor Management Corp., Inc., and N.C. Growers' Association, Inc. Jeffrey Patton appeared as counsel for defendant Del–Al Assoc., Inc., <u>37</u> Joint Motion to Strike was DENIED in open court. The parties have resolved <u>32</u> Motion to Compel. This matter is set for an Initial Pretrial Conference on 12/18/06 at 9:30 a.m. in Greensboro, NC, Ctrm. G1A before Mag/Judge Sharp. Court order will be entered. (Proceedings Recorded). (Williamson, Wanda) (Entered: 11/27/2006)
11/27/2006		Set Deadlines/Hearings: Initial Pretrial Conference set for 12/18/2006 09:30 AM in Greensboro Courtroom #1A before MAG/JUDGE P. TREVOR SHARP. (Williamson, Wanda) (Entered: 11/27/2006)
11/28/2006		TEXT ORDER – For reasons announced in open court on 11/27/2006, <u>37</u> Defendants' Joint Motion to Strike Class Allegations is DENIED. The parties advised the court that they have resolved Plaintiff's <u>32</u> Motion to Compel discovery. The clerk shall set this matter on for an initial pretrial conference on 12/18/2006 at 9:30 a.m. in Greensboro (Courtroom 1A). Plaintiff's Motion for Class Certification is due 1/31/2007. (Issued by Judge P. TREVOR SHARP.) (Cable, Frances) (Entered: 11/28/2006)
12/13/2006	<u>48</u>	Rule 26(f) Report (Joint) filed by all parties by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL–AL ASSOCIATES, INC., MARCELA OLVERA–MORALES.(LOFTIS, WILLIAM) (Entered: 12/13/2006)
12/13/2006		***Motions Referred: <u>48</u> Rule 26(f) Report (Joint) filed by all parties to Judge P. TREVOR SHARP – (Williamson, Wanda) (Entered: 12/13/2006)
12/15/2006	<u>49</u>	ORDER APPROVING RULE 26F REPORT (JOINT) signed by Judge P. TREVOR SHARP on 12/15/06. Discovery due by 6/29/2007. Any application to amend any pleading in this action shall be made by January 31, 2007. (Welch, Kelly) (Entered: 12/15/2006)
12/21/2006	<u>50</u>	Joint MOTION for Extension of Time <i>for Class Certification Motion Briefing Schedule</i> by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL–AL ASSOCIATES, INC., MARCELA OLVERA–MORALES.Responses due by 1/13/2007 (Attachments: # <u>1</u> Text of Proposed Order)(LOFTIS, WILLIAM) (Entered: 12/21/2006)
12/22/2006		***Motions Referred: <u>50</u> Joint MOTION for Extension of Time <i>for Class Certification Motion Briefing Schedule</i> to Judge P. TREVOR SHARP (Blumke, Sheila) (Entered: 12/22/2006)
12/28/2006	<u>51</u>	ORDER signed by Judge P. TREVOR SHARP on 12/28/06, that the joint motion for extension (Pleading No. 50) is GRANTED and that Paragraph 3 of the Joint Rule 26(f) Report is modified as follows: Plaintiff's Moving brief is due February 15, 2007; Defendants' Opposition brief is due March 16, 2007; Plaintiff's Reply brief is due March 30, 2007. (Law, Trina) (Entered: 12/28/2006)

12/29/2006		MEDIATION SCHEDULING ORDER; Mediation due by 6/29/2007. (Gammon, Cheryl) (Entered: 12/29/2006)
01/08/2007	<u>52</u>	NOTICE of Hearing:Jury Trial set for 1/7/2008 09:30 AM in Unassigned Courtroom before UNASSIGNED. Trial Briefs, etc. due 12/18/2007. (Blumke, Sheila) (Entered: 01/08/2007)
01/19/2007	<u>53</u>	ORDER Appointing JONATHAN R. HARKAVY as the mediator pursuant to LR 83.9d(a). Signed by John S. Brubaker, Clerk of Court. (Gammon, Cheryl) (Entered: 01/19/2007)
01/31/2007	<u>54</u>	MOTION for Leave to File <i>First Amended Original Answer and Jury Demand</i> by DEL-AL ASSOCIATES, INC. Responses due by 2/23/2007 (Attachments: # <u>1</u> Exhibit 1 # <u>2</u> Exhibit 2)(FULLER, GARY) Modified on 2/2/2007 to include description as to attachments (Welch, Kelly). (Entered: 01/31/2007)
02/07/2007		Electronic Notification from Atty. Fuller's office on 2/7/2007: Opposing counsel does not oppose the Motion for Leave to File Amended Answer.(Blumke, Sheila) (Entered: 02/08/2007)
02/08/2007		***Motions Referred: <u>54</u> MOTION for Leave to File <i>First Amended Original Answer and Jury Demand</i> to Judge P. TREVOR SHARP (Blumke, Sheila) (Entered: 02/08/2007)
02/14/2007	<u>55</u>	ORDER signed by Judge P. TREVOR SHARP on 2/14/07, that Defendant Del-Al Associates, Inc.'s motion (Pleading No. <u>54</u>) is hereby GRANTED and that Defendant Del-Al Associates, Inc.'s First Amended Original Answer and Jury Demand attached as Exhibit A to said Motion be filed with the papers of this cause. (Welch, Kelly) (Entered: 02/14/2007)
02/14/2007	<u>56</u>	FIRST AMENDED ORIGINAL ANSWER to Complaint with Jury Demand by DEL-AL ASSOCIATES, INC.(Welch, Kelly) (Entered: 02/14/2007)
02/15/2007	<u>57</u>	MOTION FOR CLASS CERTIFICATION (Oral Argument Requested) by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) Modified on 2/16/2007 to include additional text (Welch, Kelly). (Entered: 02/15/2007)
02/15/2007	<u>58</u>	MEMORANDUM filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>59</u>	DECLARATION of ANDREW DAVIN STILLUFSEN filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>60</u>	DECLARATION of CAROL L. BROOKE filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>61</u>	DECLARATION of TIMOTHY CASEY filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>62</u>	DECLARATION of DANIEL WERNER filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>63</u>	DECLARATION of CARLENE MCNULTY filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)

02/15/2007	<u>64</u>	DECLARATION of ELISA TOVAR MARTINEZ filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>65</u>	DECLARATION of JUANA HERANDEZ MARTINEZ filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>66</u>	DECLARATION of PATRICIA CAMPOS MARTINEZ filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>67</u>	DECLARATION of ANA BERTHA CAMPOS MARTINEZ filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>68</u>	DECLARATION of MARIA EUGENIN TREJO ZUNIGA filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>69</u>	DECLARATION of ELPIDIA VILLEDA filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>70</u>	DECLARATION of MARIA APOLINAR RESENDIZ PONCE filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>71</u>	DECLARATION of MARIA ALBA TOVAR MARTINEZ filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>72</u>	DECLARATION of SANTAS ZUNIGA TOVAR filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>73</u>	DECLARATION of MARGARITA GALLEGOS filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/15/2007	<u>74</u>	DECLARATION of STEPHEN JONES filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Exhibit 10# <u>11</u> Exhibit 11# <u>12</u> Exhibit 12# <u>13</u> Exhibit 13# <u>14</u> Exhibit 14# <u>15</u> Exhibit 15# <u>16</u> Exhibit 16# <u>17</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/15/2007)
02/16/2007	<u>75</u>	***Sealed EXHIBITS re <u>74</u> Declaration, <i>Exhibit 7</i> by Plaintiff MARCELA OLVERA-MORALES. (STILLUFSEN, ANDREW) (Entered: 02/16/2007)
02/16/2007	<u>76</u>	***Sealed EXHIBITS re <u>74</u> Declaration, <i>Exhibit 9</i> by Plaintiff MARCELA OLVERA-MORALES. (STILLUFSEN, ANDREW) (Entered: 02/16/2007)
02/16/2007	<u>77</u>	***Sealed EXHIBITS re <u>74</u> Declaration, <i>Exhibit 10</i> by Plaintiff MARCELA OLVERA-MORALES. (STILLUFSEN, ANDREW) (Entered: 02/16/2007)

02/23/2007	<u>78</u>	NOTICE by DEL-AL ASSOCIATES, INC. of <i>Vacation Letter</i> (FULLER, GARY) (Entered: 02/23/2007)
03/16/2007	<u>79</u>	RESPONSE in Opposition re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Replies due by 4/2/2007. (SHEA, ROBIN) (Entered: 03/16/2007)
03/16/2007	<u>80</u>	APPENDIX re <u>79</u> Response in Opposition to Motion for <i>Class Certification</i> by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Tab 1-Affidavit of Mary Dunn Baker, Ph.D.# <u>2</u> Tab 2-Affidavit of C. Stanford Eury# <u>3</u> Tab 3-Affidavit of Sarah E. Farrell# <u>4</u> Tab 4-Affidavit of Robin E. Shea# <u>5</u> Tab 5-Deposition Excerpts of Marcella Olvera-Morales# <u>6</u> Tab 6-Deposition Excerpts of Juan del Alamo# <u>7</u> Tab 7-Deposition Excerpts of C. Stanford Eury)(SHEA, ROBIN) (Entered: 03/16/2007)
03/16/2007	<u>81</u>	RESPONSE in Opposition re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by DEL-AL ASSOCIATES, INC. Replies due by 4/2/2007. (PATTON, JEFFREY) (Entered: 03/16/2007)
03/30/2007	<u>82</u>	MOTION for Leave to File <i>Under Seal</i> by MARCELA OLVERA-MORALES. Responses due by 4/23/2007 (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 03/30/2007)
03/30/2007	<u>83</u>	REPLY MEMORANDUM OF LAW (with Oral Argument Requested) filed by Plaintiff MARCELA OLVERA-MORALES in further support of <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES (STILLUFSEN, ANDREW) Modified on 4/2/2007 to edit duplicate text (Welch, Kelly). (Entered: 03/30/2007)
03/30/2007	<u>84</u>	DECLARATION of STEPHEN JONES filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit 1 (filed under seal) [motion pending]# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3)(STILLUFSEN, ANDREW) (Entered: 03/30/2007)
03/30/2007	<u>85</u>	DECLARATION of ANDREW DAVIN STILLUFSEN filed by Plaintiff MARCELA OLVERA-MORALES re <u>57</u> MOTION FOR CLASS CERTIFICATION filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(STILLUFSEN, ANDREW) (Entered: 03/30/2007)
03/30/2007	<u>86</u>	CERTIFICATE OF SERVICE by MARCELA OLVERA-MORALES re <u>84</u> Declaration, <u>85</u> Declaration, <u>83</u> Response to Motion, (STILLUFSEN, ANDREW) (Entered: 03/30/2007)
04/03/2007	<u>87</u>	MOTION for Leave to File <i>Surreply</i> by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Responses due by 4/26/2007 (Attachments: # <u>1</u> Text of Proposed Order)(SHEA, ROBIN) (Entered: 04/03/2007)
04/04/2007	<u>88</u>	MOTION for Leave to File <i>Surreply</i> by DEL-AL ASSOCIATES, INC. Responses due by 4/27/2007 (Attachments: # <u>1</u> Text of Proposed Order)(PATTON, JEFFREY) (Entered: 04/04/2007)
04/11/2007	<u>89</u>	RESPONSE in Opposition re <u>88</u> MOTION for Leave to File <i>Surreply</i> filed by MARCELA OLVERA-MORALES. Replies due by 4/30/2007. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 04/11/2007)
04/17/2007		***Motions Submitted: <u>57</u> MOTION FOR CLASS CERTIFICATION to Judge N. C. TILLEY JR. (Blumke, Sheila) (Entered: 04/17/2007)
04/17/2007	<u>90</u>	REPLY, filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., to Response to <u>88</u> MOTION for Leave to File <i>Surreply</i> filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH

		CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 04/17/2007)
06/06/2007		***Motions Submitted: <u>82</u> MOTION for Leave to File <i>Under Seal</i> , <u>88</u> MOTION for Leave to File <i>Surreply</i> , <u>87</u> MOTION for Leave to File <i>Surreply</i> to Judge N. C. TILLEY JR. (Blumke, Sheila) (Entered: 06/06/2007)
06/07/2007	<u>91</u>	NOTICE by DEL-AL ASSOCIATES, INC. of <i>Vacation and CLE</i> (FULLER, GARY) (Entered: 06/07/2007)
06/21/2007	<u>92</u>	NOTICE of Appearance by attorney RYAN M. DEBSKI on behalf of Defendant DEL-AL ASSOCIATES, INC., Cross-Defendant DEL-AL ASSOCIATES, INC. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing for Ryan M. Debski)(DEBSKI, RYAN) (Entered: 06/21/2007)
06/26/2007	<u>93</u>	Joint MOTION for Extension of Time to Complete Discovery by MARCELA OLVERA-MORALES.Responses due by 7/16/2007 (BROOKE, CAROL) (Entered: 06/26/2007)
06/28/2007		***Motions Referred: <u>93</u> Joint MOTION for Extension of Time to Complete Discovery to Judge P. TREVOR SHARP – (McCarty, Dianne) (Entered: 06/28/2007)
07/03/2007	<u>94</u>	ORDER signed by Judge P. TREVOR SHARP on 7/3/07, that the motion (Pleading No. <u>93</u>) is GRANTED and that the discovery period is extended through and including July 20, 2007. The time for dispositive motions is not extended. Discovery due by 7/20/2007.(Welch, Kelly) (Entered: 07/03/2007)
07/05/2007	<u>95</u>	NOTICE of Intent to File Dispositive Motions by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 07/05/2007)
07/06/2007	<u>96</u>	NOTICE of Intent to File Dispositive Motions by Defendant DEL-AL ASSOCIATES, INC., Cross-Defendant DEL-AL ASSOCIATES, INC. (PATTON, JEFFREY) (Entered: 07/06/2007)
07/16/2007	<u>97</u>	NOTICE of Intent to File Dispositive Motions by Plaintiff MARCELA OLVERA-MORALES (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 07/16/2007)
07/30/2007	<u>98</u>	MOTION for Summary Judgment by DEL-AL ASSOCIATES, INC. Responses due by 9/4/2007 (FULLER, GARY) (Entered: 07/30/2007)
07/30/2007	<u>99</u>	MEMORANDUM re <u>98</u> MOTION for Summary Judgment <i>In Support of</i> by Defendant DEL-AL ASSOCIATES, INC. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit Del-Alamo's Depo# <u>3</u> Exhibit Del-Alamo's Depo# <u>4</u> Exhibit Del-Alamo's Depo# <u>5</u> Exhibit Del-Alamo's Depo)(FULLER, GARY) (Entered: 07/30/2007)
07/30/2007	<u>100</u>	Additional Attachments to MEMORANDUM <u>99</u> (Attachments: # <u>1</u> Exhibit Plaintiff's Depo# <u>2</u> Exhibit Plaintiff's Depo)(FULLER, GARY) (Entered: 07/30/2007)
07/30/2007	<u>101</u>	MOTION for Summary Judgment by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Responses due by 9/4/2007 (SHEA, ROBIN) (Entered: 07/30/2007)
07/30/2007	<u>102</u>	MEMORANDUM filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. re <u>101</u> MOTION for Summary Judgment filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 07/30/2007)
07/30/2007	<u>103</u>	APPENDIX re <u>101</u> MOTION for Summary Judgment by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Tab 1-Affidavit of Mary Dunn Baker, Ph.D.# <u>2</u> Tab 2-Second Affidavit of Mary Dunn Baker, Ph.D.# <u>3</u> Tab 3-Affidavit of Sarah E. Farrell# <u>4</u> Tab 4-Affidavit of James

		S. Holt# <u>5</u> Tab 5–Affidavit of C. Stanford Eury, Jr.# <u>6</u> Tab 6–Affidavit of W.R. Loftis, Jr.# <u>7</u> Tab 7–Affidavit of Robin E. Shea# <u>8</u> Tab 8–Marcella Olvera–Morales Deposition Excerpts# <u>9</u> Tab 9–Juan del Alamo Deposition Excerpts# <u>10</u> Tab 10–David W. Griffin, Ph.D. Deposition Excerpts# <u>11</u> Tab 11–James S. Holt Deposition Excerpts# <u>12</u> Tab 12–Cited Unpublished Authority)(SHEA, ROBIN) (Entered: 07/30/2007)
07/30/2007	<u>104</u>	MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Responses due by 8/23/2007 (SHEA, ROBIN) (Entered: 07/30/2007)
07/30/2007	<u>105</u>	MEMORANDUM filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. re <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Exhibit A–Expert Witness Report by Sandy Smith–Nonini, Ph.D.# <u>2</u> Exhibit B–Sandy Smith–Nonini, Ph.d. Deposition Excerpts)(SHEA, ROBIN) (Entered: 07/30/2007)
07/30/2007	<u>106</u>	AFFIDAVIT in Support re <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> by C. Stanford Eury, Jr. filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Replies due by 8/16/2007. (SHEA, ROBIN) (Entered: 07/30/2007)
07/30/2007	<u>107</u>	AFFIDAVIT in Support re <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> by Robin E. Shea filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Replies due by 8/16/2007. (Attachments: # <u>1</u> Exhibit A–Sandy Smith–Nonini, Ph.d. Deposition Excerpts# <u>2</u> Exhibit B–Article written by Sandy Smith–Nonini# <u>3</u> Exhibit C–Article written about Sandy Smith–Nonini and others# <u>4</u> Exhibit D–Article written by Sandy Smith–Nonini# <u>5</u> Exhibit E–Letter to the Editor written by Sandy Smith–Nonini)(SHEA, ROBIN) (Entered: 07/30/2007)
08/14/2007	<u>108</u>	Consent MOTION to Modify <i>the Summary Judgment Motion Response and Reply Briefing Schedule</i> by MARCELA OLVERA–MORALES. Responses due by 9/7/2007 (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Certificate of Service)(STILLUFSEN, ANDREW) Modified on 8/15/2007 as to correct spacing. (Lee, Lisa). (Entered: 08/14/2007)
08/14/2007		***Motions Referred: <u>108</u> Consent MOTION to Modify <i>the Summary Judgment Motion Response and Reply Briefing Schedule</i> to Judge P. TREVOR SHARP – (Winchester, Robin) (Entered: 08/14/2007)
08/22/2007	<u>109</u>	RESPONSE in Opposition re <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> filed by MARCELA OLVERA–MORALES. Replies due by 9/4/2007. (Attachments: # <u>1</u> Exhibit Deposition Exerpts – Smith–Nonini# <u>2</u> Exhibit Supplemental Declaration Smith–Nonini)(BROOKE, CAROL) (Entered: 08/22/2007)
09/04/2007		***Motions Submitted: <u>108</u> Consent MOTION to Modify <i>the Summary Judgment Motion Response and Reply Briefing Schedule</i> to Judge N. C. TILLEY JR.– (Winchester, Robin) (Entered: 09/04/2007)
09/10/2007	<u>110</u>	REPLY, filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., to Response to <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Exhibit A – Sandy Smith–Nonini, Ph.D. Deposition Excerpts)(SHEA, ROBIN) (Entered: 09/10/2007)
09/12/2007	<u>111</u>	***Document STRICKEN by Judge N.C. Tilley, Jr. on 11/7/2007*** RESPONSE in Opposition re <u>98</u> MOTION for Summary Judgment, <u>101</u> MOTION for Summary

		Judgment filed by MARCELA OLVERA–MORALES. Replies due by 10/1/2007. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) Modified on 11/8/2007 to reflect as STRICKEN (Welch, Kelly). (Entered: 09/12/2007)
09/12/2007	<u>112</u>	DECLARATION of DANIEL WERNER filed by Plaintiff MARCELA OLVERA–MORALES re <u>101</u> MOTION for Summary Judgment, <u>98</u> MOTION for Summary Judgment filed by MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> DECLARATION OF DANIEL WERNER AND STATEMENT PURSUANT TO RULE 65(f)# <u>2</u> Exhibit 1# <u>3</u> Exhibit 2# <u>4</u> Exhibit 3# <u>5</u> Exhibit 4# <u>6</u> Exhibit 5# <u>7</u> Exhibit 6# <u>8</u> Exhibit 7# <u>9</u> Exhibit 8# <u>10</u> Exhibit 9# <u>11</u> Exhibit 10# <u>12</u> Exhibit 11# <u>13</u> Exhibit 12# <u>14</u> Exhibit 13# <u>15</u> Exhibit 14# <u>16</u> Exhibit 15# <u>17</u> Exhibit 16# <u>18</u> Exhibit 17# <u>19</u> Exhibit 18# <u>20</u> Exhibit 19# <u>21</u> Exhibit 20# <u>22</u> Exhibit 21# <u>23</u> Exhibit 22# <u>24</u> Exhibit 23# <u>25</u> Exhibit 24# <u>26</u> Exhibit 25# <u>27</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 09/12/2007)
09/12/2007	<u>113</u>	DECLARATION of STEPHEN JONES IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT filed by Plaintiff MARCELA OLVERA–MORALES re <u>101</u> MOTION for Summary Judgment, <u>98</u> MOTION for Summary Judgment filed by MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Exhibit 10# <u>11</u> Exhibit 11# <u>12</u> Exhibit 12# <u>13</u> Exhibit 13# <u>14</u> Exhibit 14# <u>15</u> Exhibit 15# <u>16</u> Exhibit 16# <u>17</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 09/12/2007)
09/19/2007	<u>114</u>	MOTION to Strike <i>Plaintiffs' Consolidated Memorandum of Law In Opposition to Defendants' Motion for Summary Judgment, as well as Plaintiffs' Supporting Declarations and Exhibits</i> by DEL–AL ASSOCIATES, INC. Responses due by 10/12/2007 (Attachments: # <u>1</u> Affidavit of Jeffrey D. Patton)(PATTON, JEFFREY) (Entered: 09/19/2007)
09/19/2007	<u>115</u>	MEMORANDUM filed by Defendant DEL–AL ASSOCIATES, INC. re <u>114</u> MOTION to Strike <i>Plaintiffs' Consolidated Memorandum of Law In Opposition to Defendants' Motion for Summary Judgment, as well as Plaintiffs' Supporting Declarations and Exhibits</i> filed by DEL–AL ASSOCIATES, INC. (PATTON, JEFFREY) (Entered: 09/19/2007)
09/24/2007	<u>116</u>	REPLY, filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., to Response to <u>101</u> MOTION for Summary Judgment filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 09/24/2007)
09/24/2007	<u>117</u>	APPENDIX re <u>116</u> Reply to Response to Motion, by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Appendix Tab 1# <u>2</u> Appendix Tab 2# <u>3</u> Appendix Tab 3# <u>4</u> Appendix Tab 4# <u>5</u> Appendix Tab 5# <u>6</u> Appendix Tab 6# <u>7</u> Appendix Tab 7)(SHEA, ROBIN) (Entered: 09/24/2007)
09/24/2007	<u>118</u>	REPLY, filed by Defendant DEL–AL ASSOCIATES, INC., to Response to <u>98</u> MOTION for Summary Judgment filed by DEL–AL ASSOCIATES, INC. (PATTON, JEFFREY) (Entered: 09/24/2007)
09/25/2007		***Motions Submitted: <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> , <u>98</u> MOTION for Summary Judgment, <u>101</u> MOTION for Summary Judgment to Judge N. C. TILLEY JR. (Blumke, Sheila) (Entered: 09/25/2007)
09/26/2007	<u>119</u>	WITHDRAWAL of Motion by Defendant DEL–AL ASSOCIATES, INC. re <u>114</u> MOTION to Strike <i>Plaintiffs' Consolidated Memorandum of Law In Opposition to Defendants' Motion for Summary Judgment, as well as Plaintiffs' Supporting Declarations and Exhibits</i> . (PATTON, JEFFREY) (Entered: 09/26/2007)
11/06/2007	<u>120</u>	NOTICE of Trial Calendar Jury Trial set for 1/7/2008 09:30 AM in Greensboro Courtroom #3 before JUDGE WILLIAM L. OSTEN JR. (Simmonds, Lisa) (Entered: 11/06/2007)

11/07/2007	<u>121</u>	ORDER signed by JUDGE N. C. TILLEY, JR on 11/8/07, GRANTING in part and DENYING in part <u>108</u> Plaintiff Marcela Olvera–Morales motion to modify the time for filing a response to Defendants' motions for summary judgment. Plaintiff's motion to file "one set of oversized papers" is DENIED. Because Plaintiff's responsive brief as filed does not comply with Local Rule 7.3(d), the Court STRIKES Doc. # <u>111</u> . The Court GRANTS the motion to modify the time for filing and service of a response to Defendants' motions for summary judgment. Within 10 days of the date of this Order, Plaintiff shall file either a single responsive brief of not more than 20 pages or two briefs of not more than 20 pages in response to each of the Defendants' motions for summary judgment. Defendants shall have 10 days after the filing of such responsive brief(s) to file reply brief(s) of not more than 10 pages. (Welch, Kelly) (Entered: 11/08/2007)
11/07/2007		Set Motion and RRDeadlines/Hearings re <u>98</u> MOTION for Summary Judgment, <u>101</u> MOTION for Summary Judgment: Responses due by 11/18/2007. Replies due by 11/28/2007. (Welch, Kelly) (Entered: 11/08/2007)
11/07/2007	<u>122</u>	MEMORANDUM OPINION signed by JUDGE N. C. TILLEY, JR on 11/7/07, re Plaintiff's Motion for Class Certification [Doc. # <u>57</u>] and Defendants' Motions for Leave to File a Surreply [Doc. ## <u>87</u> , <u>88</u>]. (Welch, Kelly) (Entered: 11/08/2007)
11/07/2007	<u>123</u>	ORDER signed by JUDGE N. C. TILLEY, JR on 11/7/07, for the reasons stated in a contemporaneously filed Memorandum Opinion, Plaintiff's Motion for Class Certification [Doc. # <u>57</u>] is GRANTED, and Defendants' Motions for Leave to File a Surreply [Doc. ## <u>87</u> , <u>88</u>] are DENIED. (Welch, Kelly) (Entered: 11/08/2007)
11/19/2007	<u>124</u>	CONSOLIDATED MEMORANDUM of Law in Opposition re <u>98</u> MOTION for Summary Judgment, <u>101</u> MOTION for Summary Judgment filed by MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 11/27/2007 to edit duplicate text (Welch, Kelly). (Entered: 11/19/2007)
11/19/2007	<u>125</u>	DECLARATION of STEPHEN JONES in support <u>124</u> Memorandum of Law in Opposition re <u>101</u> MOTION for Summary Judgment, <u>98</u> MOTION for Summary Judgment filed by MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Certificate of Service)(STILLUFSEN, ANDREW) Modified on 11/27/2007 to edit title (Welch, Kelly). (Entered: 11/19/2007)
11/26/2007	<u>126</u>	NOTICE of Hearing: Settlement Conference set for 12/19/2007 02:00 PM in Greensboro Courtroom #3 before JUDGE WILLIAM L. OSTEEN JR. (McCarty, Dianne) (Entered: 11/26/2007)
11/27/2007	<u>127</u>	MOTION To Allow Brief Extension of Trial Date by DEL–AL ASSOCIATES, INC. Responses due by 12/20/2007 (Attachments: # <u>1</u> Text of Proposed Order)(PATTON, JEFFREY) Modified on 11/29/2007 to edit duplicate text (Welch, Kelly). (Entered: 11/27/2007)
11/28/2007	<u>128</u>	REPLY, filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., to Response to <u>101</u> MOTION for Summary Judgment filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 11/28/2007)
11/28/2007	<u>129</u>	APPENDIX re <u>128</u> Reply to Response to Motion, by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Appendix Tab 1, # <u>2</u> Appendix Tab 2, # <u>3</u> Appendix Tab 3, # <u>4</u> Appendix Tab 4, # <u>5</u> Appendix Tab 5, # <u>6</u> Appendix Tab 6, # <u>7</u> Appendix Tab 7)(SHEA, ROBIN) (Entered: 11/28/2007)
11/28/2007		***Motions Submitted: <u>127</u> MOTION To Allow Brief Extension of Trial Date to Judge JUDGE WILLIAM L. OSTEEN JR.– (McCarty, Dianne) (Entered: 11/28/2007)

11/28/2007	<u>130</u>	REPLY, filed by Defendant DEL-AL ASSOCIATES, INC., to Response to <u>98</u> MOTION for Summary Judgment filed by DEL-AL ASSOCIATES, INC. (Attachments: # <u>1</u> Exhibit EXCERPTS FROM JUAN DEL-ALAMO'S DEPOSITION, # <u>2</u> Exhibit EXCERPTS FROM PLAINTIFF'S DEPOSITION)(PATTON, JEFFREY) (Entered: 11/28/2007)
11/30/2007	<u>131</u>	RESPONSE (in form of a letter) filed by Plaintiff MARCELA OLVERA-MORALES re <u>127</u> MOTION To Allow Brief Extension of Trial Date filed by filed by MARCELA OLVERA-MORALES. Replies due by 12/17/2007. (McCarty, Dianne) (Entered: 11/30/2007)
11/30/2007	<u>132</u>	RESPONSE TO PURPORTED MOTION BY PLAINTIFF TO EXCUSE PLAINTIFF'S PRESENCE AT THE PRE-TRIAL CONFERENCE filed by DEL-AL ASSOCIATES, INC. Replies due by 12/17/2007. (PATTON, JEFFREY) (Entered: 11/30/2007)
12/04/2007	<u>133</u>	MOTION for Relief from Order Setting Settlement Conference by MARCELA OLVERA-MORALES. Responses due by 12/27/2007 (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit A)(BROOKE, CAROL) (Entered: 12/04/2007)
12/04/2007	<u>134</u>	RESPONSE re <u>127</u> MOTION To Allow Brief Extension of Trial Date filed by MARCELA OLVERA-MORALES. Replies due by 12/21/2007. (BROOKE, CAROL) (Entered: 12/04/2007)
12/05/2007		***Motions Submitted: <u>133</u> MOTION for Relief from Order Setting Settlement Conference to Judge JUDGE WILLIAM L. OSTEEEN JR.- (McCarty, Dianne) (Entered: 12/05/2007)
12/05/2007	<u>135</u>	RESPONSE re <u>133</u> MOTION for Relief from Order Setting Settlement Conference filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 12/05/2007)
12/05/2007	<u>136</u>	ORDER granting <u>133</u> Motion for partial relief from the Court's November 26, 2007, Order setting a settlement conference for December 19, 2007. It is therefore ORDERED that the Plaintiff's physical presence at the December 19, 2007, Settlement Conference be excused. Further that Plaintiff shall be available for consultation with her attorneys and the court by telephone at all times during the settlement conference, presently scheduled for December 19, 2007, at 2:00 p.m. EST. Signed by JUDGE WILLIAM L. OSTEEEN JR., on 12/5/07. (Welch, Kelly) Modified on 12/18/2007 to edit Judge information (Welch, Kelly). (Entered: 12/05/2007)
12/10/2007	<u>137</u>	FINAL PRETRIAL DISCLOSURES filed by DEFENDANTS INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., AND NORTH CAROLINA GROWERS ASSOCIATION, INC. (LOFTIS, WILLIAM) Modified on 12/11/2007 to include parties filing document (Welch, Kelly). (Entered: 12/10/2007)
12/10/2007	<u>138</u>	FINAL PRETRIAL DISCLOSURES filed by DEFENDANT DEL-AL ASSOCIATES, INC.S. (PATTON, JEFFREY) Modified on 12/11/2007 to include party filing document (Welch, Kelly). (Entered: 12/10/2007)
12/10/2007	<u>139</u>	FINAL PRETRIAL DISCLOSURES filed by CLASS PLAINTIFFS. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) Modified on 12/11/2007 to include party filing document (Welch, Kelly). (Entered: 12/10/2007)
12/11/2007	<u>140</u>	(Amended) FINAL PRETRIAL DISCLOSURES filed by Defendant Del-Al Associates, Inc. (PATTON, JEFFREY) Modified on 12/12/2007 to reflect as Amended (Welch, Kelly). (Entered: 12/11/2007)
12/18/2007		Motions No Longer Submitted to Judge Tilley <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith-Nonini</i> (Winchester, Robin) (Entered: 12/18/2007)
12/18/2007	<u>141</u>	ORDER signed by JUDGE N. C. TILLEY, JR on 12/18/07, for the reasons to be stated in a Memorandum Opinion which will follow, International Labor Management Corporation, Inc. (ILMC) and North Carolina Grower's Association, Inc.s (NCGA) Motion for Summary Judgment [Doc. # <u>101</u>] on the Title VII claims

		is GRANTED as to ILMC, and those claims are DISMISSED. ILMC and NCGA's Motion for Summary Judgment [Doc. # <u>101</u>] on the Title VII claims is DENIED as to NCGA. Del–Al Associates, Inc.s (Del–Al) Motion for Summary Judgment [Doc. # <u>98</u>] as to the Title VII claims is GRANTED, and those claims are DISMISSED. The Court declines to exercise supplemental jurisdiction over the claims pursuant to the New York Human Rights Law, and those claims are DISMISSED WITHOUT PREJUDICE. (Welch, Kelly) (Entered: 12/18/2007)
12/18/2007	<u>142</u>	CLASS PLAINTFFS' PRETRIAL BRIEF filed by MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 12/18/2007)
12/18/2007	<u>143</u>	DECLARATION of STEPHEN JONES IN SUPPORT filed by Plaintiff MARCELA OLVERA–MORALES re <u>142</u> Brief filed by MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 12/18/2007)
12/18/2007	<u>144</u>	TRIAL BRIEF by Defendant NORTH CAROLINA GROWERS' ASSOCIATION, INC.(LOFTIS, WILLIAM) (Entered: 12/18/2007)
12/18/2007	<u>145</u>	Proposed Voir Dire by Defendant NORTH CAROLINA GROWERS' ASSOCIATION, INC. (LOFTIS, WILLIAM) (Entered: 12/18/2007)
12/18/2007	<u>146</u>	Proposed Jury Instructions by Defendant NORTH CAROLINA GROWERS' ASSOCIATION, INC. (LOFTIS, WILLIAM) (Entered: 12/18/2007)
12/18/2007	<u>147</u>	Proposed Jury Instructions by Plaintiff MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 12/18/2007)
12/18/2007	<u>148</u>	Proposed Voir Dire by Plaintiff MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 12/18/2007)
12/19/2007	<u>149</u>	CERTIFICATE OF SERVICE by MARCELA OLVERA–MORALES re <u>147</u> Proposed Jury Instructions, <u>148</u> Proposed Voir Dire (STILLUFSEN, ANDREW) (Entered: 12/19/2007)
12/19/2007		Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEEN JR. Settlement Conference held on 12/19/2007. Andrew Stillufsen, Carlene Marie McNulty, Carol Brooke and Timothy Casey appeared for the plaintiff. William Randolph Loftis, Jr., Robin Shea and Jeffrey Patton appeared for the defendants. Parties to prepare for trial. Class certification briefs (20 pages) and briefs regarding a stay (10 pages) are due by 5:00 p.m. on 1/4/2008. Replies (4 pages) to these briefs are due by 4:00 p.m. on 1/9/2008. Separate briefs (5 pages) regarding any new issues in the memorandum opinion by Judge Tilley are due by 5:00 p.m. on 1/4/2008. A status/settlement conference is set for 1/10/2008 at 9:30 a.m. in GSO3. Jury trial scheduled for 1/28/2008 at 9:30 a.m. in GSO3 before USDJ William L. Osteen, Jr. (Court Reporter Mary Jo Beck.) (McCarty, Dianne) (Entered: 12/19/2007)
12/19/2007		Set Deadlines/Hearings: Briefs due by 1/4/2008 by 5:00 p.m. Reply Briefs due by 1/9/2008 by 4:00 p.m. Status/settlement Conference set for 1/10/2008 09:30 AM in Greensboro Courtroom #3 before JUDGE WILLIAM L. OSTEEEN JR. Jury Trial set for 1/28/2008 09:30 AM in Greensboro Courtroom #3 before JUDGE WILLIAM L. OSTEEEN JR. (McCarty, Dianne) (Entered: 12/19/2007)
12/21/2007	<u>150</u>	OBJECTIONS re <u>139</u> Final Pretrial Disclosures by Defendant NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 12/21/2007)
12/27/2007	<u>151</u>	MOTION for Extension of Time to Extend Deadline for Briefing on Class Certification by MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Text of Proposed Order Approving Plaintiff's Motion for an Extension of Time For Class Certification Schedule, # <u>2</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 12/27/2007)

12/27/2007	<u>152</u>	Objection to Pretrial Disclosures by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 12/27/2007)
12/28/2007		***Motions Submitted: <u>151</u> MOTION for Extension of Time (<i>Plaintiffs' Motion to Extend Deadline for Briefing on Class Certification</i>) MOTION for Extension of Time (<i>Plaintiffs' Motion to Extend Deadline for Briefing on Class Certification</i>) to Judge JUDGE WILLIAM L. OSTEEN JR. - (McCarty, Dianne) (Entered: 12/28/2007)
01/01/2008	<u>153</u>	MEMORANDUM OPINION signed by JUDGE N. C. TILLEY, JR on 1/1/08, that ILMC and NCGA's Motion for Summary Judgment [Doc. # <u>101</u>] on the Title VII claims is GRANTED as to ILMC, and those claims are DISMISSED. ILMC and NCGA's Motion for Summary Judgment [Doc. # <u>101</u>] on the Title VII claims is DENIED as to NCGA. Del-Al's Motion for Summary Judgment [Doc. # <u>98</u>] as to the Title VII claims is GRANTED, and those claims are DISMISSED. The Court declines to exercise supplemental jurisdiction over the New York Human Rights Law claims, and those claims are DISMISSED WITHOUT PREJUDICE.(Welch, Kelly) (Entered: 01/02/2008)
01/03/2008	<u>154</u>	MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment, by MARCELA OLVERA-MORALES. Responses due by 1/26/2008 (Attachments: # <u>1</u> Memorandum in Support of Motion for Reconsideration)(BROOKE, CAROL) (Entered: 01/03/2008)
01/04/2008	<u>155</u>	CERTIFICATE OF SERVICE by MARCELA OLVERA-MORALES re <u>154</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment (BROOKE, CAROL) (Entered: 01/04/2008)
01/04/2008		NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENT(S) as to CAROL BROOKE re <u>154</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment. Memorandum in support is filed as an attachment to the motion, please refile the Memorandum as a separate entry. (Welch, Kelly) (Entered: 01/04/2008)
01/04/2008	<u>156</u>	MEMORANDUM filed by Plaintiff MARCELA OLVERA-MORALES re <u>154</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment. (Attachments: # <u>1</u> certificate of service)(BROOKE, CAROL) (Entered: 01/04/2008)
01/04/2008	<u>157</u>	Joint MOTION for Trial <i>DATE CONTINUANCE</i> by JAMES ZAPPALA, INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., DEL-AL ASSOCIATES, INC., MARCELA OLVERA-MORALES, STERLING ONIONS, INC., ZAPPALA FARMS, LLC, ZAPPALA HOLDING COMPANY, LLC, ZAPPALA ENTERPRISES, INC. Responses due by 1/27/2008 (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 01/04/2008)
01/04/2008		***Motions Submitted: <u>157</u> Joint MOTION for Trial <i>DATE CONTINUANCE</i> to Judge WILLIAM L. OSTEEN JR. - (Powell, Gloria) (Entered: 01/04/2008)
01/07/2008	<u>158</u>	ORDER signed by JUDGE WILLIAM L. OSTEEN JR. on 1/7/08, that the trial currently set for January 28, 2008, is continued to the April term. Further that the status conference scheduled for January 10, 2008, is cancelled. (Welch, Kelly) (Entered: 01/07/2008)
01/07/2008		Reset Trial Date: Jury Trial set for 4/7/2008 09:30 AM in Unassigned Courtroom before UNASSIGNED JUDGE. (Welch, Kelly) (Entered: 01/07/2008)
01/14/2008	<u>159</u>	MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment; filed by NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) Modified on 1/15/2008 to remove punctuation (Lee, Lisa). (Entered: 01/14/2008)
01/14/2008	<u>160</u>	MEMORANDUM in Support of <u>159</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment; filed by NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Exhibit A-Cited Unpublished Authority) (SHEA, ROBIN) Modified on 1/15/2008 to reflect accurate title of pldg. (Lee,

		Lisa). (Entered: 01/14/2008)
01/28/2008	<u>161</u>	Opposition to <u>154</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment; filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Replies due by 2/10/2008. (Attachments: # <u>1</u> Exhibit One, # <u>2</u> Exhibit Two) (SHEA, ROBIN) Modified on 1/29/2008 to remove punctuation. (Lee, Lisa). (Entered: 01/28/2008)
02/06/2008	<u>162</u>	Memorandum of Law in Opposition to <u>159</u> MOTION for Reconsideration of <u>141</u> Order on Motion for Summary Judgment; filed by MARCELA OLVERA-MORALES. Replies due by 2/19/2008. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 2/7/2008 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 02/06/2008)
02/13/2008		***Motions Submitted: <u>159</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment, to Judge JUDGE N. C. TILLEY, JR- (Winchester, Robin) (Entered: 02/13/2008)
02/13/2008		***Motions Submitted: <u>154</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment, JUDGE N. C. TILLEY, JR- (Winchester, Robin) (Entered: 02/13/2008)
02/14/2008	<u>163</u>	MOTION to Withdraw as Attorney DANIEL WERNER by on behalf of MARCELA OLVERA-MORALES. Responses due by 3/8/2008 (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(WERNER, DANIEL) (Entered: 02/14/2008)
02/14/2008	<u>164</u>	MEMORANDUM filed by Plaintiff MARCELA OLVERA-MORALES re <u>163</u> MOTION to Withdraw as Attorney DANIEL WERNER filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(WERNER, DANIEL) (Entered: 02/14/2008)
02/14/2008	<u>165</u>	DECLARATION filed by Plaintiff MARCELA OLVERA-MORALES re <u>163</u> MOTION to Withdraw as Attorney DANIEL WERNER filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(WERNER, DANIEL) (Entered: 02/14/2008)
02/14/2008	<u>166</u>	REPLY MEMORANDUM OF LAW, filed by Plaintiff MARCELA OLVERA-MORALES, to Response to <u>154</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment, filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 02/14/2008)
02/18/2008	<u>167</u>	MOTION to Strike <u>166</u> Reply to Response to Motion, by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Responses due by 3/12/2008 (SHEA, ROBIN) (Entered: 02/18/2008)
02/18/2008	<u>168</u>	MEMORANDUM filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. re <u>167</u> MOTION to Strike <u>166</u> Reply to Response to Motion, filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 02/18/2008)
02/19/2008	<u>169</u>	NOTICE of Trial Calendar Jury Trial set for 4/7/2008 09:30 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 02/19/2008)
02/20/2008	<u>170</u>	WITHDRAWAL of Motion by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. re <u>167</u> MOTION to Strike <u>166</u> Reply to Response to Motion, filed by NORTH CAROLINA GROWERS' ASSOCIATION, INC., INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC. (SHEA, ROBIN) (Entered: 02/20/2008)

02/20/2008	<u>171</u>	MEMORANDUM ORDER granting <u>154</u> Motion for Reconsideration and that the Title VII claim against ILMC as an employment agency is reinstated. (Wilson, JoAnne) (Entered: 02/21/2008)
02/22/2008	<u>172</u>	NOTICE of Hearing: Settlement Conference set for 3/17/2008 03:00 PM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 02/22/2008)
02/25/2008	<u>173</u>	REPLY to Response to <u>159</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment; filed by NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Exhibit A – Phillips v. J.P. Stevens & Co., Inc., # <u>2</u> Exhibit B – Jamieson v. Valle Bank, # <u>3</u> Exhibit C – Cole v. Appalachian Power Co., # <u>4</u> Exhibit D – Yourse v. Miller, # <u>5</u> Exhibit E – Justice v. Saint Augustine's College) (SHEA, ROBIN) (Entered: 02/25/2008)
02/29/2008	<u>174</u>	Joint MOTION for Relief from Order Setting Settlement Conference, for Rescheduling of Settlement Conference, and for Date Certain for Trial by MARCELA OLVERA–MORALES. Responses due by 3/24/2008 (Attachments: # <u>1</u> Exhibit A) (BROOKE, CAROL) (Entered: 02/29/2008)
03/04/2008		***Motions Submitted: <u>174</u> Joint MOTION for Relief from Order Setting Settlement Conference, for Rescheduling of Settlement Conference, and for Date Certain for Trial to JUDGE N. C. TILLEY, JR– (Winchester, Robin) (Entered: 03/04/2008)
03/04/2008		Telephone Notice held on 3/4/2008 with Atty. Brooke and Atty. Loftis rescheduling settlement conference. Settlement Conference set for 3/12/2008 03:00 PM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 03/04/2008)
03/07/2008	<u>175</u>	Class Plaintiffs' Settlement Conference Statement filed by Plaintiff MARCELA OLVERA–MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/07/2008)
03/07/2008	<u>176</u>	PRETRIAL DISCLOSURES by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 03/07/2008)
03/12/2008		Minute Entry for proceedings held before JUDGE N. C. TILLEY, JR: Settlement Conference held on 3/12/2008. Atty. Stillufsen, Atty. Casey, Atty. Brooke, and Atty. McNulty present as counsel for plaintiff and Atty. Shea and Atty. Loftis present as counsel for defendant. Parties did not reach settlement. Trial Briefs, etc. due 3/26/2008. If the parties foresee the necessity to present any testimony by deposition, then by 4/14/2008, the party who is going to present evidence from deposition testimony should present to the other side what portions of the deposition they intend to publish. By 4/16/2008, the party receiving that should respond by designating what portions of the deposition they wish to present and what portions they feel complete whatever thought the other side has represented it wishes to present. By 4/18/2008, the party who originally made the designation should then counter designate. Pretrial Day set for 4/21/2008 at 9:30 a.m. in Greensboro, Courtroom No. 2. Objections to exhibits shall be filed with the court by 4/2/2008 and responses due 4/7/2008. Motions in Limine due 3/28/2008, responses due 4/4/2008 and replies due 4/11/2008. Motions to be heard on pretrial day 4/21/2008. Jury Trial shall commence on Tuesday, 4/22/2008 at 9:30 a.m. in Greensboro, Courtroom No. 2. (Court Reporter Calhoun.) (Winchester, Robin) (Entered: 03/13/2008)
03/24/2008	<u>177</u>	WITHDRAWAL of Motion by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. re <u>104</u> MOTION to Strike <i>Expert Report of Sandy Smith–Nonini</i> filed by NORTH CAROLINA GROWERS' ASSOCIATION, INC., INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC. (SHEA, ROBIN) (Entered: 03/24/2008)
03/26/2008	<u>178</u>	TRIAL BRIEF by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 03/26/2008)

03/26/2008	<u>179</u>	APPENDIX re <u>178</u> Trial Brief by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Exhibit) (SHEA, ROBIN) (Entered: 03/26/2008)
03/26/2008	<u>180</u>	Proposed Jury Instructions by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 03/26/2008)
03/26/2008	<u>181</u>	TRIAL BRIEF by Plaintiff MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/26/2008)
03/26/2008	<u>182</u>	FIRT AMENDED RULE 26(a)(3)PRETRIAL DISCLOSURES by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 3/27/2008 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 03/26/2008)
03/26/2008	<u>183</u>	Proposed Voir Dire by Plaintiff MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/26/2008)
03/26/2008	<u>184</u>	Proposed Jury Instructions by Plaintiff MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/26/2008)
03/27/2008	<u>185</u>	Proposed Voir Dire by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 03/27/2008)
03/28/2008		Telephone Notice held on 3/28/2008 with Atty. McNulty and Atty. Loftis Pretrial Conference tentatively set for 4/28/2008 09:30 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. Jury Trial tentatively set for 4/29/2008 09:30 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 03/28/2008)
03/28/2008	<u>186</u>	MOTION in Limine by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Responses due by 4/21/2008 (SHEA, ROBIN) (Entered: 03/28/2008)
03/28/2008	<u>187</u>	MEMORANDUM in Support of <u>186</u> MOTION in Limine. (SHEA, ROBIN) (Entered: 03/28/2008)
03/28/2008	<u>188</u>	APPENDIX re <u>186</u> MOTION in Limine by Defendant INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., Cross Defendant NORTH CAROLINA GROWERS' ASSOCIATION, INC.. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5) (SHEA, ROBIN) (Entered: 03/28/2008)
03/28/2008	<u>189</u>	MOTION in Limine by MARCELA OLVERA-MORALES. Responses due by 4/21/2008 (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/28/2008)
03/28/2008	<u>190</u>	MEMORANDUM in Support of <u>189</u> MOTION in Limine; filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/28/2008)
03/28/2008	<u>191</u>	MEMORANDUM in Support of <u>189</u> MOTION in Limine; filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/28/2008)
03/28/2008	<u>192</u>	DECLARATION of ANDREW DAVIN STILLUFSEN IN SUPPORT of <u>189</u> MOTION in Limine; filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 03/28/2008)
04/02/2008	<u>193</u>	TRANSCRIPT Status/Settlement Conference for dates of March 12, 2008 before Judge Tilley, re Settlement Conference,,,,, Court Reporter: Jane Calhoun. (Calhoun, Jane) (Entered: 04/02/2008)

04/02/2008	<u>194</u>	RESPONSE re <u>176</u> Pretrial Disclosures filed by MARCELA OLVERA-MORALES. Replies due by 4/21/2008. (BROOKE, CAROL) (Entered: 04/02/2008)
04/02/2008	<u>195</u>	Objection to Pretrial Disclosures by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) (Entered: 04/02/2008)
04/03/2008		Telephone Notice held on 4/3/2008 with Atty. Brooke and Atty. Loftis. Pretrial Conference tentatively set for 5/9/2008 09:30 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. Jury Trial set for 5/12/2008 09:30 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 04/03/2008)
04/03/2008	<u>196</u>	TRANSCRIPT Settlement Conference for date of 12/19/2007 before Judge William L. Osteen, Jr., re Settlement Conference; Court Reporter: Mary Jo Beck. (Lee, Lisa) (Entered: 04/03/2008)
04/04/2008	<u>197</u>	MEMORANDUM ORDER signed by JUDGE N. C. TILLEY, JR on 4/4/2008 that Motion for Reconsideration (Doc. # <u>159</u>) is GRANTED, and the Title VII Claims against NCGA are DISMISSED. (Lee, Lisa) (Entered: 04/04/2008)
04/04/2008	<u>198</u>	RESPONSE filed by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. re <u>189</u> MOTION in Limine filed by MARCELA OLVERA-MORALES. Replies due by 4/11/2008. (SHEA, ROBIN) (Entered: 04/04/2008)
04/04/2008	<u>199</u>	RESPONSE in Opposition re <u>189</u> MOTION in Limine filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Replies due by 4/11/2008. (SHEA, ROBIN) (Entered: 04/04/2008)
04/04/2008	<u>200</u>	APPENDIX re <u>199</u> Response in Opposition to Motion by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7)(SHEA, ROBIN) (Entered: 04/04/2008)
04/04/2008	<u>201</u>	RESPONSE in Opposition re <u>186</u> MOTION in Limine filed by MARCELA OLVERA-MORALES. Replies due by 4/21/2008. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 04/04/2008)
04/04/2008	<u>202</u>	DECLARATION of ANDREW DAVIN STILLUFSEN IN OPPOSITION TO DEFENDANTS' MOTION IN LIMINE filed by Plaintiff MARCELA OLVERA-MORALES re <u>186</u> MOTION in Limine filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 04/04/2008)
04/07/2008	<u>203</u>	RESPONSE to <u>194</u> Objections to Pretrial Disclosures; filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. Replies due by 4/24/2008. (SHEA, ROBIN) Modified on 4/8/2008 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 04/07/2008)
04/07/2008	<u>204</u>	RESPONSE by Class Plaintiff's to <u>195</u> Objection to Pretrial Disclosures (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 4/8/2008 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 04/07/2008)
04/11/2008	<u>205</u>	REPLY in Support of <u>186</u> MOTION in Limine; filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (SHEA, ROBIN) Modified on 4/14/2008 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 04/11/2008)
04/11/2008	<u>206</u>	APPENDIX to <u>205</u> Reply in Support of Motion in Limine, by Defendants INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (Attachments: # <u>1</u> Exhibit A) (SHEA, ROBIN) Modified on 4/14/2008 to reflect accurate title of pldg. (Lee,

		Lisa). (Entered: 04/11/2008)
04/11/2008	<u>207</u>	REPLY MEMORANDUM of Law in Further Support of <u>189</u> Motion in Limine to Preclude Defendant from Questioning the Validity or Accuracy of Certain Deposition Exhibits; filed by Plaintiff MARCELA OLVERA-MORALES (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 4/14/2008 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 04/11/2008)
04/11/2008	<u>208</u>	DECLARATION of ANDREW DAVIN STILLUFSEN in Support of Class Plaintiffs' <u>207</u> Reply Memorandum of Law in Further Support of Motion in Limine to Preclude Defendants From Questioning the Validity or Accuracy of Certain Deposition Exhibits; filed by Plaintiff MARCELA OLVERA-MORALES (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 4/14/2008 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 04/11/2008)
04/14/2008	<u>209</u>	DESIGNATION OF DEPOSITION TRANSCRIPT by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) (Entered: 04/14/2008)
04/16/2008	<u>210</u>	DESIGNATION OF DEPOSITION TRANSCRIPT by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC. (SHEA, ROBIN) (Entered: 04/16/2008)
04/16/2008		Case Reported Settled by Atty. Andrew Stillufsen and Atty. Loftis. Stipulation of Dismissal due by 5/16/2008. (Winchester, Robin) (Entered: 04/18/2008)
04/17/2008		Telephone Notice held on 4/17/2008 Atty. Stillfusen and Atty. Loftis scheduling Status Conference. Status Conference set for 5/15/2008 02:00 PM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 04/18/2008)
05/01/2008		Motions No Longer Submitted to Judge Tilley <u>159</u> MOTION for Reconsideration re <u>141</u> Order on Motion for Summary Judgment, (Winchester, Robin) (Entered: 05/01/2008)
05/15/2008		Minute Entry for proceedings held before JUDGE N. C. TILLEY, JR: Status Conference held on 5/15/2008. Atty. Carol Brooke appeared as counsel for plaintiff and Atty. Randolph Loftis appeared as counsel for defendant. Fairness Hearing set for 8/25/2008 at 9:30 p.m. (Court Reporter Calhoun.) (Winchester, Robin) (Entered: 05/15/2008)
05/15/2008		Set Hearing: Fairness Hearing set for 8/25/2008 09:30 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 05/15/2008)
08/05/2008	<u>211</u>	MOTION to Continue <i>Proposed Settlement Hearing</i> by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC. (LOFTIS, WILLIAM) (Entered: 08/05/2008)
08/05/2008		***Motions Submitted: <u>211</u> MOTION to Continue <i>Proposed Settlement Hearing</i> to JUDGE N. C. TILLEY, JR. (Winchester, Robin) (Entered: 08/05/2008)
08/06/2008	<u>212</u>	ORDER signed by JUDGE N. C. TILLEY, JR on 8/5/2008 that the Defendant's <u>211</u> Motion for Continuance of Proposed Settlement Hearing is GRANTED, and that said matter be set on September 16, 2008 at 10:00 A.M. (Lee, Lisa) (Entered: 08/06/2008)
08/06/2008		Set Hearings: Fairness Hearing set for 9/16/2008 10:00 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR.. (Winchester, Robin) (Entered: 08/06/2008)
08/22/2008	<u>213</u>	JOINT MOTION for Preliminary Approval of class settlement by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., MARCELA OLVERA-MORALES. Responses due by 9/15/2008 (Attachments: # <u>1</u> Affidavit of Carol Brooke, # <u>2</u> Affidavit of Andrew Stillufsen, # <u>3</u> Text of Proposed Order, # <u>4</u> Exhibit Settlement Agreement) (LOFTIS, WILLIAM) (Entered: 08/22/2008)

08/22/2008	<u>214</u>	JOINT MOTION <i>and Memorandum To Approve notice to class and method for distributing notice to class members</i> by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., MARCELA OLVERA-MORALES. Responses due by 9/15/2008 (Attachments: # <u>1</u> Exhibit Notice to Class Members of Proposed Settlement and Deadline for Objections, # <u>2</u> Text of Proposed Order) (LOFTIS, WILLIAM) (Entered: 08/22/2008)
08/22/2008	<u>215</u>	JOINT MEMORANDUM of Points and Authorities in Support of <u>213</u> JOINT MOTION <i>for Preliminary Approval of class settlement</i> ; filed by INTERNATIONAL LABOR MANAGEMENT CORPORATION, INC., NORTH CAROLINA GROWERS' ASSOCIATION, INC., MARCELA OLVERA-MORALES. (LOFTIS, WILLIAM) (Entered: 08/22/2008)
08/28/2008		***Motions Submitted: <u>213</u> JOINT MOTION <i>for Preliminary Approval of class settlement</i> , <u>214</u> JOINT MOTION <i>and Memorandum To Approve notice to class and method for distributing notice to class members</i> to JUDGE N. C. TILLEY, JR. (Winchester, Robin) (Entered: 08/28/2008)
09/16/2008	<u>216</u>	Minute Entry for proceedings held before JUDGE N. C. TILLEY, JR: Fairness Hearing held on 9/16/2008. Atty. Andrew Stillufsen and Atty. Carlene McNulty appeared as counsel for plaintiff. Atty. William Loftis appeared as counsel for defendant. The Court finds proposal objective, fair, and reasonable and will allow the parties to proceed with the proposal. Final approval of settlement will be held 8/4/2009 10:00 AM in Greensboro Courtroom #2 before JUDGE N. C. TILLEY JR. The parties were notified telephonically of the court date for final approval.(Court Reporter Calhoun.) (Winchester, Robin) (Entered: 09/16/2008)
10/03/2008		***Motions Referred: <u>163</u> MOTION to Withdraw as Attorney DANIEL WERNER to MAG/JUDGE P. TREVOR SHARP. (Winchester, Robin) (Entered: 10/03/2008)
10/09/2008	<u>217</u>	(ENGLISH VERSION) NOTICE TO CLASS MEMBERS OF PROPOSED SETTLEMENT AND DEADLINE FOR OBJECTIONS signed by Judge Tilley on 10/9/2008. (Lee, Lisa) (Entered: 10/09/2008)
10/09/2008	<u>218</u>	(SPANISH VERSION) NOTICE/AVISO DE CONCILIACION A LOS MIEMBROS DE LA DEMANDA COLECTIVA Y DE LIMITE DE TIEMPO PARA PRESENTACION DE OBJECIONES. (Lee, Lisa) (Entered: 10/09/2008)
10/10/2008	<u>219</u>	MEMORANDUM ORDER signed by JUDGE N. C. TILLEY, JR on 10/10/2008 that the Joint Motion for Preliminary Approval of Class Settlement (Doc. # <u>213</u>) and Joint Motion to Approve Notice to Class and Method for Distributing Notice to Class Members (Doc. # <u>214</u>) are GRANTED. A final hearing is scheduled for August 4, 2009 (Lee, Lisa) Modified on 2/25/2009 to add additional text (Lee, Lisa). (Entered: 10/10/2008)
11/05/2008	<u>220</u>	ORDER signed by MAG/JUDGE P. TREVOR SHARP on 11/5/2008 that the motion (Docket No. <u>163</u>) is GRANTED and that the appearance of the Workers' Rights Law Center of New York and Daniel Werner in this action is withdrawn and that the Clerk shall remove the Workers' Rights Law Center of New York, Inc. and Daniel Werner from the service matrix in this case. (Lee, Lisa) (Entered: 11/05/2008)
02/25/2009		Set Deadlines/Hearings: Final Hearing set for 8/4/2009 10:00 AM before JUDGE N. C. TILLEY JR. Re: Proposed Settlement. (Lee, Lisa) (Entered: 02/25/2009)
04/03/2009	<u>221</u>	Joint MOTION to Amend <u>218</u> Notice (Other), <u>217</u> Notice (Other); filed by MARCELA OLVERA-MORALES. Responses due by 4/27/2009. (Attachments: # <u>1</u> addendum to class notice, # <u>2</u> Text of Proposed Order) (BROOKE, CAROL) (Entered: 04/03/2009)
04/06/2009		***Motions Submitted: <u>221</u> Joint MOTION to Amend <u>218</u> Notice (Other), <u>217</u> Notice (Other), Motions Submitted, to JUDGE N. C. TILLEY, JR. (Winchester, Robin) (Entered: 04/06/2009)
04/14/2009	<u>222</u>	ORDER signed by JUDGE N. C. TILLEY, JR on 4/14/2009 Approving <u>221</u> Joint Motion to Amend Notice to Class Members. (Lee, Lisa) (Entered: 04/14/2009)

07/10/2009	<u>223</u>	JOINT MOTION <i>FOR FINAL APPROVAL OF CLASS SETTLEMENT</i> by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service)(STILLUFSEN, ANDREW) (Entered: 07/10/2009)
07/10/2009	<u>224</u>	DECLARATION of CAROL L. BROOKE in Support of <u>223</u> JOINT MOTION <i>FOR FINAL APPROVAL OF CLASS SETTLEMENT</i> filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 7/13/2009 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 07/10/2009)
07/10/2009	<u>225</u>	DECLARATION of CHRISTA GEYER re <u>223</u> JOINT MOTION <i>FOR FINAL APPROVAL OF CLASS SETTLEMENT</i> filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 7/13/2009 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 07/10/2009)
07/10/2009	<u>226</u>	JOINT MEMORANDUM of Points and Authorities in Support of <u>223</u> JOINT MOTION <i>FOR FINAL APPROVAL OF CLASS SETTLEMENT</i> ; filed by MARCELA OLVERA-MORALES. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit 1 to Proposed Order, # <u>3</u> Certificate of Service) (STILLUFSEN, ANDREW) Modified on 7/13/2009 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 07/10/2009)
07/13/2009		***Motions Submitted: <u>223</u> JOINT MOTION <i>FOR FINAL APPROVAL OF CLASS SETTLEMENT</i> to JUDGE N. C. TILLEY, JR. (Winchester, Robin) (Entered: 07/13/2009)
08/03/2009	<u>227</u>	EXHIBIT 1 to <u>224</u> Declaration, filed by Plaintiff MARCELA OLVERA-MORALES. (BROOKE, CAROL) Modified on 8/4/2009 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 08/03/2009)
08/03/2009	<u>228</u>	EXHIBIT 2 to <u>224</u> Declaration, filed by Plaintiff MARCELA OLVERA-MORALES. (BROOKE, CAROL) Modified on 8/4/2009 to reflect accurate title of pldg. (Lee, Lisa). (Entered: 08/03/2009)
08/04/2009		Minute Entry Final Hearing Approving Class Settlement held on 8/4/2009 before JUDGE N.C. TILLEY, JR. The Court adopts the finding earlier made in the preliminary approval for the reasons stated in the preliminary approval but with the additional reason that no objections have been received after proper notification was made. The Court determines that the settlement as set out, in the parties documentation is fair, adequate and reasonable to meet the claims involved in this case. Written Order forthcoming. (Court Reporter Jane Calhoun.) (Winchester, Robin) (Entered: 08/04/2009)
08/04/2009	<u>229</u>	ORDER signed by JUDGE N. C. TILLEY, JR on 8/4/2009 that the Court adopts the reasoning set out in the memorandum order granting preliminary approval of the settlement agreement. [Doc. # <u>219</u> .] Additionally, in making its adequacy determination, the Court takes into consideration the lack of objection to the settlement agreement by any class member. Thus, for the foregoing reasons, the parties' Motion for Final Approval of Class Settlement [Doc. # <u>223</u>] is granted, and the settlement agreement is approved. (Lee, Lisa) (Entered: 08/05/2009)