NOLAN, TERMED

United States District Court Northern District of Illinois - CM/ECF LIVE, Ver 3.0 (Chicago) CIVIL DOCKET FOR CASE #: 1:98-cv-05077

EEOC v. Michelin N Amer Inc Assigned to: Hon. Nan R. Nolan

Demand: \$0

Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 08/17/1998

Date Terminated: 11/18/1999

Jury Demand: Plaintiff

Nature of Suit: 442 Civil Rights: Jobs

Jurisdiction: U.S. Government

Defendant

Plaintiff

Equal Employment Opportunity Commission

represented by Jean Powers Kamp

United States Equal Employment Opportunity Commission 500 West Madison Street Suite 2800 Chicago, IL 60661 (312) 353-7568 Email: jean.kamp@eeoc.gov LEAD ATTORNEY ATTORNEY TO BE NOTICED

John C. Hendrickson

United States Equal Employment
Opportunity Commission
500 West Madison Street
Suite 2800
Chicago, IL 60661
(312) 353-8551
Fax: (312) 353-8555
Email: john.hendrickson@eeoc.gov
ATTORNEY TO BE NOTICED

Noelle Christine Brennan

Brennan & Monte, Ltd.
20 South Clark Street
Suite 1530
Chicago, IL 60603
(312) 422-0001
Email: nbrennan@brennan-monte.com
ATTORNEY TO BE NOTICED

V.

Defendant

Michelin North America, Inc.

represented by Michael T. Graham

McDermott, Will & Emery LLP (Chicago)
227 West Monroe Street
#4400
Chicago, IL 60606-5096
(312) 984-3606
Fax: (312) 984-7700
Email: mgraham@mwe.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul A. Patten

Jackson Lewis LLP
320 West Ohio Street
Suite 500
Chicago, IL 60610
(312) 787-4949
Email: pattenp@jacksonlewis.com
TERMINATED: 12/18/1998
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Theresa M Gallion

Fisher & Phillips LLP 401 East Jackson Street 2525 SunTrust Financial Centre Tampa, FL 33602 (813)769-7500 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text		
08/17/1998	1	COMPLAINT; jury demand - Civil cover sheet - Appearance(s) of John C. Hendrickson, Jean Powers Kamp as attorney(s) for plaintiff (no summons(es) issued.) (Documents: 1-1 through 1-3) (dmkf) (Entered: 08/18/1998)		
08/20/1998		SCHEDULE set on 8/20/98 by Hon. Ruben Castillo: Status hearing set for 9:15 a.m. on 10/16/98. Parties to file a joint status report on or before 10/13/98. (SEE REVERSE SIDE OF THIS ORDER FOR FURTHER INFORMATION.) Counsel for plaintiff to notify all other parties of the Court's Order. Mailed notice (rao) (Entered: 08/20/1998)		
09/21/1998	2	WAIVER of service of summons as to defendant sent on 8/18/98 (yap) (Entered: 09/22/1998)		
10/13/1998	3	ATTORNEY APPEARANCE for defendant by Paul A. Patten (yap) (Entered: 10/13/1998)		
10/13/1998	4	JOINT STATUS REPORT by plaintiff and defendant (yap) (Entered:		

		10/13/1998)	
10/15/1998	5	ANSWER and affirmative defenses to plaintiff's complaint by defendant (hp) (Entered: 10/20/1998)	
10/16/1998		SCHEDULE set on 10/16/98 by Hon. Ruben Castillo: Status hearing held. Settlement conference set for 4:30 p.m. on 11/5/98. Parties with settlement authority are directed to appear. Mailed notice (rao) (Entered: 10/16/1998)	
10/22/1998	6	APPLICATION for leave to appear pro hac vice by Theresa M Gallion for defendant Michelin N Amer Inc; Order entered granting leave by Hon. Ruben Castillo (yap) (Entered: 11/09/1998)	
10/23/1998		SCHEDULE set on 10/23/98 by Hon. Ruben Castillo: Defendant's oral request to reset the settlement conference is granted. Settlement conference reset to 12:30 p.m. on 11/6/98. mailed notice (rao) (Entered 10/23/1998)	
11/06/1998	SCHEDULE set on 11/6/98 by Hon. Ruben Castillo: Settlement conference held in chambers. The parties are requested to fully all remaining settlement possibilities, in light of the Court's recommendation, prior to the next status hearing. Discovery or closed on 3/31/99. Status hearing set for 9:15 a.m. on 12/16/98 case has not settled, dates for the disclosure of expert witnesses firm trial date will be set at the 12/16/98 status hearing. Mailed (rao) (Entered: 11/06/1998)		
12/16/1998		SCHEDULE set on 12/16/98 by Hon. Ruben Castillo: Status hearing held and continued to 9:00 a.m. on 2/10/99. Parties to file a final Pretrial Order with any motions in limine on or before 4/9/99. Jury trial set for 10:00 a.m. on 4/19/99. mailed notice (rao) (Entered: 12/16/1998)	
12/17/1998	7	UNOPPOSED MOTION by defendant to substitute appearance of Paul Patten with the appearance of Michael T. Graham; Notice of motion (yap) (Entered: 12/21/1998)	
12/18/1998	8	8 MINUTE ORDER of 12/18/98 by Hon. Ruben Castillo: Defendant's unopposed motion to substitute appearance of counsel [7-1] is granted. Paul Patten is granted leave to withdraw his appearance and Michael T. Graham is granted leave to file his appearance on behalf of the defendar Mailed notice (yap) (Entered: 12/21/1998)	
12/18/1998	9	ATTORNEY APPEARANCE for defendant by Michael Todd Graham (yap) (Entered: 12/21/1998)	
02/10/1999	10	MINUTE ORDER of 2/10/99 by Hon. Ruben Castillo: Status hearing held and continued to 3/3/99 at 9:15 a.m. Defendant's Local Rule 42 motion to take medical physician discovery is granted without objection. Noelle Brennan is granted leave to file her appearance on behalf of the plaintiff. Plaintiff is to disclose all experts and fully comply with Fed.R.Civ.P. 26 (a)(2) by 2/24/99. Mailed notice (yap) (Entered: 02/11/1999)	
	1		

02/10/1999	11	ATTORNEY APPEARANCE for plaintiff by Noelle Christine Brennan (yap) (Entered: 02/11/1999)	
03/03/1999		SCHEDULE set on 3/3/99 by Hon. Ruben Castillo: Status hearing held and continued to 9:00 a.m. on 4/1/99. mailed notice (rao) (Entered: 03/03/1999)	
03/04/1999	14	MOTION by plaintiff to compel defendant to answer discovery (Exhibits); Notice of motion (yap) (Entered: 03/12/1999)	
03/04/1999	15	MEMORANDUM by plaintiff in support of his motion to compel [14-1] (yap) (Entered: 03/12/1999)	
03/10/1999	12	RESPONSE by defendant in opposition to the EEOC's motion to compel (yap) (Entered: 03/11/1999)	
03/10/1999	13	PRIVILEGE log by defendant (yap) (Entered: 03/12/1999)	
03/11/1999	16	MINUTE ORDER of 3/11/99 by Hon. Ruben Castillo: Plaintiffs' motion to compel [14-1] is granted to the extent indicated in open court. No notice (yap) (Entered: 03/12/1999)	
03/25/1999	18	MOTION by plaintiff to compel discovery (Exhibits); Notice of motion (yap) (Entered: 04/02/1999)	
03/26/1999	17	APPENDIX filed by defendant to its motion for summary judgment (1 of 2 volumes) (yap) (Entered: 03/29/1999)	
03/26/1999	19	MOTION by defendant for summary judgment; Notice of motion (yap) (Entered: 04/02/1999)	
03/26/1999	20	MEMORANDUM of law by defendant in support of its motion for summary judgment [19-1] (yap) (Entered: 04/02/1999)	
03/26/1999	21	RULE 12(M) Statement of undiputed material facts in support of its motion for summary judgment by defendant (yap) (Entered: 04/02/1999)	
03/26/1999	22	APPENDIX filed by defendant to its motion for summary judgment [19-1] (volume 2 of 2) (yap) (Entered: 04/02/1999)	
04/01/1999	23	MINUTE ORDER of 4/1/99 by Hon. Ruben Castillo: Status hearing held. Trial date of 4/19/99 and the pretrial order filing date of 4/9/99 are vacated. Plaintiff's response to defendant's motion for summary judgment [19-1] is due 4/16/99. Defendant's reply is due 4/26/99. Court will rule by mail. Plaintiff's motion to compel discovery [18-1] is granted. Defendant to fully comply with the discovery requested by 4/12/99. If the discovery is not available of doesn't exist, defendant should file an evidentiary affidavit. Mailed notice (yap) (Entered: 04/02/1999)	
04/13/1999	24	NOTICE OF COMPLIANCE with court order compelling discovery by defendant (Exhibits). (tlm) (Entered: 04/14/1999)	
04/14/1999	26	MOTION by defendant to compel discovery (Attachments); Notice of motion (yap) (Entered: 04/20/1999)	

04/16/1999	25	APPENDIX filed by plaintiff to its response to defendant's motion for summary judgment (2 vols: 25-1 through 25-2) (yap) (Entered: 04/19/1999)	
04/20/1999	27	MEMORANDUM by plaintiff in opposition to motion for summary judgment [19-1] (Exhibit); Notice of filing (yap) (Entered: 04/20/1999)	
04/20/1999	28	RESPONSE by plaintiff to defendant's 12(M) statement of undisputed facts in support of its motion for summary judgment [21-1] (yap) (Entered: 04/20/1999)	
04/20/1999	29	MINUTE ORDER of 4/20/99 by Hon. Ruben Castillo: Defendant's motion to compel discovery [26-1] is denied for the reasons stated in open court. No notice (yap) (Entered: 04/20/1999)	
04/26/1999	30	REPLY brief by defendant in support of its motion for summary judgment [19-1] (yap) (Entered: 04/27/1999)	
04/26/1999	31	RESPONSE by defendant in opposition to plaintiff's Rule 12(N) statement and additional statements of undisputed material facts (yap) (Entered: 04/27/1999)	
04/26/1999	32	APPENDIX filed by defendant to its response in opposition to plaintiff's Rule 12(N) statement and additional statements of undisputed material facts (2 vols: 32-1 through 32-2) (yap) (Entered: 04/27/1999)	
04/27/1999	33	AFFIDAVIT of James Edward Ryan; Notice of filing (yap) (Entered: 04/28/1999)	
04/29/1999	34	TRANSCRIPT of proceedings for the following date(s): 3/11/99 and 4/1/99 Before Honorable Rueben Castillo (2 vols: 34-1 through 34-2) (yap) (Entered: 04/30/1999)	
04/30/1999	35	MEMORANDUM, OPINION, AND ORDER (yap) (Entered: 05/03/1999)	
04/30/1999	MINUTE ORDER of 4/30/99 by Hon. Ruben Castillo: Statuto 5/27/99 at 9:30 a.m. Jury trial set for 6/14/99 at 10:00 a.m. memorandum opinion and order. Defendant's motion for sun judgment [19-1] is denied. Final pretrial order to be submitte before 6/1/99. Mailed notice (yap) (Entered: 05/03/1999)		
		SCHEDULE set on 5/27/99 by Hon. Ruben Castillo: Status hearing held. Pretrial conference set for 2:00 p.m. on 6/9/99. Mr. Gillespie is ordered to be produced at trial. mailed notice (rao) (Entered: 05/27/1999)	
06/01/1999		SCHEDULE set on 6/1/99 by Hon. Ruben Castillo: Pretrial conference reset to 2:30 p.m. on 6/9/99. Parties are to note that all that is being changed is the time of the pretrial conference and not the date. mailed notice (rao) (Entered: 06/01/1999)	
06/01/1999	43	MOTION by defendant for reconsideration of court order compelling production of employee witnesses; Notice (yap) (Entered: 06/11/1999)	
06/01/1999	44	MEMORANDUM of law by defendant in support of its motion for	

		reconsideration of court order compelling production of employee witnesses [43-1] (Attachments) (yap) (Entered: 06/11/1999)	
06/02/1999	37	RESPONSE by defendant to plaintiff's motion for leave to file final pretrial order instanter (yap) (Entered: 06/02/1999)	
06/02/1999	42	MOTION by plaintiff for leave to file final pre-trial order instanter (Attachments); Notice (yap) (Entered: 06/11/1999)	
06/03/1999	45	LOCAL RULE 42 MOTION by defendant for order to subpoena medical doctors for testimony at trial; Notice (yap) (Entered: 06/11/1999)	
06/07/1999	38	MEMORANDUM by plaintiff in opposition to defendant's motion in limine to exclude proposed exhibits subject to the attorney-client privilege with motion (Attachments); Notice (yap) (Entered: 06/07/1999)	
06/07/1999	38	MOTION by plaintiff to compel with memorandum in opposition; (Attachments) Notice (yap) (Entered: 06/07/1999)	
06/07/1999	39	MEMORANDUM by plaintiff in opposition to defendant's motion for reconsideration of court order compelling production of employee witnesses (Attachment); Notice (yap) (Entered: 06/07/1999)	
06/07/1999	46	MOTION by plaintiff to amend final pre-trial order (Attachments) (yap) (Entered: 06/11/1999)	
06/08/1999	40	RESPONSE by defendant in opposition to plaintiff's motion in limine to exclude evidence of unrelated litigation (Attachments) (yap) (Entered: 06/08/1999)	
06/08/1999	41	RESPONSE by defendant to plaintiff's motion to compel Michelin to produce for trial Michelin manager Reginald Winston [38-1] (Attachments) (yap) (Entered: 06/08/1999)	
06/09/1999	47	MINUTE ORDER of 6/9/99 by Hon. Ruben Castillo: Defendant's motion in limine to exclude all evidence regarding acts prior to the settlement of Karen Bodie's 1994 EEOC charge, or in the alternative, all evidence regarding acts prior to the date Karen Bodie's 1994 charge was filed is granted in part and denied in part. Defendant's motion in limine to exclude evidence subject to the attorney-client privilege is denied in part and granted in part. Defendant's motion in limine to exclude any evidence relating to the Illinois Dept of Employment Security's determination is granted. Pretrial conference held. Mailed notice (yap) (Entered: 06/11/1999)	
06/09/1999	48	MINUTE ORDER of 6/9/99 by Hon. Ruben Castillo: Defendant's Local Rule 42 motion for order to subpoena medical doctors for testimony at trial [45-1] is denied without prejudice. Plaintiff's motion to amend final pre-trial order [46-1] is granted. Mailed notice (yap) (Entered: 06/11/1999)	
06/09/1999	49	MINUTE ORDER of 6/9/99 by Hon. Ruben Castillo: Defendant's motion for reconsideration of court order compelling production of employee witnesses [43-1] is denied. Mailed notice (yap) (Entered: 06/11/1999)	

06/10/1999	50	MINUTE ORDER of 6/10/99 by Hon. Ruben Castillo: Plaintiff's motion for leave to file final pre-trial order instanter [42-1] is granted. Mailed notice (yap) (Entered: 06/11/1999)	
06/10/1999	51	MINUTE ORDER of 6/10/99 by Hon. Ruben Castillo: Defendant's motion in limine to exclude testimony on the EEOC's policies and procedures is denied. Defendant's motion in limine to exclude any evidence relating to the EEOC's determination on Karen Bodie's 1995 charge of retaliation is granted by agreement. Defendant's motion in limine to exclude evidence relating to alleged statements made by non-party as hearsay is granted. Mailed notice (yap) (Entered: 06/11/1999)	
06/14/1999		SCHEDULE set on 6/14/99 by Hon. Ruben Castillo: Trial begins - jury. Trial continued to 10:00 a.m. on 6/15/99. mailed notice (rao) (Entered: 06/14/1999)	
06/14/1999	52	OBJECTIONS by defendant to plaintiff's proposed jury instructions (yap) (Entered: 06/15/1999)	
06/15/1999		SCHEDULE set on 6/15/99 by Hon. Ruben Castillo: Jury trial held and continued to 10:00 a.m. on 6/16/99. no notice (rao) (Entered: 06/15/1999)	
06/16/1999		SCHEDULE set on 6/16/99 by Hon. Ruben Castillo: Jury trial held and continued to 10:00 a.m. on 6/17/99. mailed notice (rao) (Entered: 06/16/1999)	
06/16/1999	53	FINAL PRE-TRIAL ORDER (Attachments) (yap) (Entered: 06/16/199	
06/16/1999	54	MINUTE ORDER of 6/16/99 by Hon. Ruben Castillo: Enter final pretrial order. No notice (yap) (Entered: 06/16/1999)	
06/16/1999	55	MINUTE ORDER of 6/16/99 by Hon. Ruben Castillo: Plaintiff's motion to compel [38-1] is denied as moot. No notice (yap) (Entered: 06/17/1999)	
06/17/1999	56	INSTRUCTIONS submitted by the court (yap) (Entered: 06/18/1999)	
06/17/1999		SCHEDULE set on 6/17/99 by Hon. Ruben Castillo: Jury trial held and continued to 10:00 a.m. on 6/18/99. no notice (rao) (Entered: 06/22/1999)	
06/18/1999	57	STIPUTATED facts (yap) (Entered: 06/18/1999)	
06/18/1999	58	LETTERS from the jury with responses (Attachments) (yap) (Entered: 06/22/1999)	
06/18/1999	58	RESPONSE from the court with letters (Attachments) (yap) (Entered: 06/22/1999)	
06/18/1999	59	MINUTE ORDER of 6/18/99 by Hon. Ruben Castillo: Status hearing set to 6/22/99 at 9:45 a.m. Trial ends - Jury. The jury reports they are not able to reach a verdict. The court hereby declares a hung jury. No notice (yap) (Entered: 06/24/1999)	
06/22/1999		SCHEDULE set on 6/22/99 by Hon. Ruben Castillo: Status hearing held and continued to 9:45 a.m. on 6/23/99. no notice (rao) (Entered:	

		06/24/1999)	
06/23/1999		SCHEDULE set on 6/23/99 by Hon. Ruben Castillo : Status hearing held. no notice (rao) (Entered: 06/24/1999)	
06/23/1999	60	CONSENT by plaintiff to exercise of juridiction by a United States Magistrate Judge. (yap) (Entered: 06/28/1999)	
06/23/1999	61	CONSENT by defendant to exercise of juridiction by a United States Magistrate Judge. (yap) (Entered: 06/28/1999)	
06/25/1999	62	REASSIGNMENT ORDER of 6/24/99: Case assigned from Hon. Rueben Castillo to Hon. Nan R. Nolan pursuant to Local Rule 1.72. (For further detail see order.) Mailed notice (yap) (Entered: 06/28/1999)	
06/30/1999		SCHEDULE set on 6/30/99 by Hon. Nan R. Nolan: Initial status hearing set to 10:00 7/21/99 in courtroom 1870. Parties shall deliver a copy of an initial status report to chambers, Room 1870, at least three business days before the initial status hearing. For further details see attached standing order. Mailed notice (fce) (Entered: 06/30/1999)	
07/16/1999	63	JOINT STATUS REPORT by plaintiff and defendant (yap) (Entered: 07/19/1999)	
07/21/1999		SCHEDULE set on 7/21/99 by Hon. Nan R. Nolan: Status hearing held. Settlement conference set for 1:30 8/5/99. Judge Nolan requires compliance with the enclosed standing order before conducting a settlement conference. For further details see attached standing order. Mailed notice (fce) (Entered: 07/21/1999)	
08/06/1999		SCHEDULE set on 8/6/99 by Hon. Nan R. Nolan: Settlement conference held 8/5/99. Parties unable to reach agreement. Final pretrial conference set to 11:00 9/23/99. Jury trial set to 10:00 10/19/99. Mailed notice (fce) (Entered: 08/06/1999)	
08/20/1999		SCHEDULE set on 8/20/99 by Hon. Nan R. Nolan: Status hearing set to 10:00 9/7/99 to reset trial date. Mailed notice (fce) (Entered: 08/20/1999)	
08/25/1999	64	NOTICE by defendant's counsel of change of address (yap) (Entered: 08/25/1999)	
09/07/1999	O7/1999 SCHEDULE set on 9/7/99 by Hon. Nan R. Nolan: Status hearing continued to 10:00 9/14/99. In court notice (fce) (Entered: 09/07/19		
09/14/1999		SCHEDULE set on 9/14/99 by Hon. Nan R. Nolan: Status hearing held. Pretrial conference set for 9/23/99 is reset to 1:30 11/4/99. Jury trial set for 10/19/99 is reset to 10:00 11/16/99. In court notice (fce) (Entered: 09/20/1999)	
11/04/1999		SCHEDULE set on 11/4/99 by Hon. Nan R. Nolan: Pretrial conference held. In court notice (fce) (Entered: 11/05/1999)	
11/10/1999		SCHEDULE set on 11/10/99 by Hon. Nan R. Nolan: Parties report settlement. Jury trial set for 11/16/99 is stricken. Parties are directed to file stipulated dismissal order. Mailed notice (fce) (Entered: 11/10/1999)	

11/17/1999		SCHEDULE set on 11/17/99 by Hon. Nan R. Nolan: Status hearing set to 10:00 12/1/99. Parties to appear for status only if stipulated dismissal order is not filed by 11/30/99. Mailed notice (fce) (Entered: 11/17/1999)
11/17/1999	65	FED.R.CIV.P. 41 JOINT STIPULATION for dismissal with prejudice (yap) (Entered: 11/19/1999)
11/18/1999	66	MINUTE ORDER of 11/18/99 by Hon. Nan R. Nolan: Enter Fed.R.Civ.P. 41 joint stipulation for dismissal with prejudice and agreement in resolution of case: This matter is dismissed with prejudice, with each party to bear its own costs and attorneys' fees. Status hearing set for 12/1/99 is stricken. terminating case (Entered Agreement in Resolution of Case). Mailed notices by judge's staff (yap) (Entered: 11/19/1999)

PACER Service Center				
Transaction Receipt				
05/09/2007 14:25:19				
PACER Login: hs0328 Client Code: EEOC				
Description:	Docket Report	Search Criteria:	1:98-cv-05077	
Billable Pages:	5	Cost:	0.40	