(RNBx), CLOSED

U.S. District Court CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles) CIVIL DOCKET FOR CASE #: 2:01-cv-08351-WMB-RNB

US EEOC v. Temcor Inc

Assigned to: Judge Wm. Matthew Byrne Referred to: Discovery Robert N. Block

Demand: \$0

Case in other court:

Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/27/2001 Jury Demand: Plaintiff

Nature of Suit: 442 Civil Rights: Jobs Jurisdiction: U.S. Government Plaintiff

Plaintiff

U S Equal Employment Opportunity

Commission

represented by Anna Y Park

US Equal Employment Opportunity

Commission

Los Angeles District Office 255 E Temple St, 4th Fl Los Angeles, CA 90012

213-894-1000

Email: thomas.profit@eeoc.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Dana C Johnson

US Equal Employment Opportunity

Commission

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V.

Defendant

Temcor Inc

represented by E Lee Horton

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John B Golper

Ballard Rosenberg Golper & Savitt

1 of 6

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Intervenor

Fred Robison

represented by Barrett S Litt

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Paul J Estuar

Litt Estuar Harrison and Kitson 1055 Wilshire Boulevard, Suite 1880 Los Angeles, CA 90017 213-386-3114 LEAD ATTORNEY ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/27/2001		COMPLAINT filed Summons(es) issued referred to Discovery Robert N. Block (jag) (Entered: 10/01/2001)

09/27/2001	2	CERTIFICATION OF INTERESTED PARTIES filed by plaintiff US EEOC (jag) (Entered: 10/01/2001)			
10/24/2001	3	WAIVER OF SERVICE of SUMMONS by defendant Temcor Inc sent by plf on 10/3/01 signed by dfts atty John B. Golper on 10/23/01 (twdb) (Entered: 10/25/2001)			
10/29/2001	4	WAIVER OF SERVICE of SUMMONS by defendant Temcor Inc sent by plf or 10/3/01 signed by atty for Temcor Inc John B. Golper on 10/23/01. (twdb) (Entered: 10/31/2001)			
12/04/2001	5	CERTIFICATION OF INTERESTED PARTIES filed by defendant Temcor Inc (yc) (Entered: 12/06/2001)			
12/04/2001	6	ANSWER filed by defendant Temcor Inc to complaint [1-1] (yc) (Entered: 12/06/2001)			
12/12/2001	7	STIPULATION TO FILE complaint as plf/intervenor & order by Judge Wm. Byrne It is hereby stipulate & agree that the intervening plf Fred Robison may file a complaint in intervention by Judge Mathew Byrne (SEND) (nhac) (Enter 12/13/2001)			
12/12/2001	8	COMPLAINT IN INTERVENTION by intervenor Fred Robison; Demand for trial by jury (SEND) (nhac) (Entered: 12/13/2001)			
01/10/2002	<u>11</u>	JOINT REPORT AND PROP DISCOVERY PLAN filed; est length of trial 10 days (yc) (Entered: 01/16/2002)			
01/11/2002	9	ORDER by Judge Wm. M. Byrne; Final Pretrial Conference set for 10:00 6/3/02; trial set on 9:00 6/11/02 (yc) (Entered: 01/16/2002)			
01/11/2002	<u>10</u>	MINUTES: by Judge Wm M Byrne; telephone conference set on 12:00 2/13/02 CR: NOt Present (yc) (Entered: 01/16/2002)			
02/08/2002	<u>12</u>	MINUTES: The crt on its own mot rescheds telephone conf call; telephone conference reset on 2:00 2/12/02 by Judge Wm. M. Byrne CR: n/a (twdb) (Entered: 02/11/2002)			
02/12/2002	<u>13</u>	MINUTES: The crt of its own mot resched the conf call; Telephone conference set on 11:30 2/15/02 by Judge Wm. M. Byrne CR: n/a (twdb) (Entered: 02/13/2002)			
02/15/2002	<u>14</u>	MINUTES: (IN CHAMBERS)by Wm M. Byrne; telephone conference set on 11:00 2/21/02 CR: Not Present (yc) (Entered: 02/19/2002)			
02/19/2002	15	APPLICATION AND ORDER of Non-Resident Attorney to Appear in a Specific Case filed for defendant Temcor Inc by Thomas H Lee. Designating E Lee Horton as local counsel. Approved by Judge Wm. M. Byrne . (Fee pd) (twdb) (Entered: 02/20/2002)			
02/21/2002	<u>17</u>	MINUTES: Crt & cnsl discuss status of the case & sched a further conf call. Telephone conference set on 11:45 3/5/02 by Judge Wm. M. Byrne CR: n/a (twdb) (Entered: 03/04/2002)			
02/21/2002	19	STIPULATION and ORDER to cont trial & pretrial conf by 90 days by Judge Wm. M. Byrne. Discov is sched to close on 5/1/02, per the ptys joint rpt & discov			

		plan, which plan was approved by the crt. The pretrial conf is set for $6/3/02$ and the trial is set to begin on $6/11/02$. (twdb) (Entered: $03/11/2002$)			
02/25/2002	<u>16</u>	NOTICE AND REQUEST Of Settlement Procedure Selection fld Parties reques to apr before Discovery Robert N. Block for sttlmnt procedgs Order by Judge Wm. M. Byrne granting settlement procedure selection request [16-1] (twdb) (Entered: 02/26/2002)			
03/05/2002	<u>18</u>	MINUTES: In chambers: conf call off record; status of case discussed; fur telephone conference set on 12:00 3/26/02; crt will initiate conf call by Judge Wm. M. Byrne CR: none (lc) (Entered: 03/08/2002)			
03/19/2002	<u>20</u>	ORDER RE Sttlmnt Conf by Discovery Robert N. Block. This case has been referred to Mag Judge Robert N. Block for sttlmnt proceedings. Within 30 day of the date of this ord, the ptys shall confer with each other and advise Mag Judge Block's courtroom deputy clerk, Marsha Eugene Domingue, (213) 894-6512, of the date they are requesting for the sttlmnt conf. (twdb) (Entered: 03/20/2002)			
03/25/2002	<u>21</u>	MINUTES: In accordance with req of cnsl, the sttlmnt conf herein is calendared for 5/1/02 at 2:00 p.m., in courtroom 540. Cnsl are advised that the crt expects strict compliance with all the terms of its ord re sttlmnt conf, including the requirements that (a) cnsl who will try the case be personally present; (b) good faith sttlmnt offers be exchanged in accordance with 10 of the ord, and (c) the ptys sttlmnt conf stmts and confidential addenda comply with 11 and 12 of the ord by Discovery Robert N. Block CR: n/a (twdb) (Entered: 03/28/2002)			
03/26/2002	<u>22</u>	MINUTES: Crt & cnsl discuss the status of the case and vac the pretrial & trial dates; Telephone conference held; Final Pretrial Conference set for 3:30 7/1/02 Trial set on 9:00 7/9/02 by Judge Wm. M. Byrne CR: n/a (twdb) (Entered: 04/09/2002)			
05/01/2002	<u>23</u>	MINUTES: On 5/1/02, the ptys and their cnsl appeared before the crt for a sttlmnt conf. During the ensuing 2-1/2 hours of sttlmnt discussions, substantial progress was made and agreement in principle was reached on certain terms. The crt ord the ptys to return on 5/6/02 for a further sttlmnt conf; Settlement conference 2:00 5/6/02 by Judge Robert N. Block Tape: 556 (twdb) (Entered: 05/02/2002)			
05/06/2002	24	MINUTES: Further sttlmnt conf. On 5/6/02, the ptys and their cnsl appeared before the crt for a further sttlmnt conf. After approximately 2 more hours of sttlmnt discussions, a complete sttlmnt of case was reached & recited on the record. The sttlmnt agreement further contemplates that Judge Byrne will determine the amt of attys fees to be awarded to plf Robison's cnsl. The ptys also agreed to an immediate stay of all further discov pending finalization of the sttlmnt. Settlement conference held by Judge Wm. M. Byrne CR: n/a (twdb) (Entered: 05/09/2002)			
05/10/2002	25	NOTICE OF SETTLEMENT filed by plaintiff US EEOC (yc) (Entered: 05/16/2002)			
06/11/2002	<u>26</u>	CONSENT DECREE by Judge Wm. M. Byrne. In sttlmnt of all monetary claims of the individually named intervenor, other than attys fees & costs, dft shall pay \$135,000.00 to plf Intervenor Fred Robison, 14% of which constitutes backpay & 86% of which constitutes compensation of physical injury. Dft shall pay to Mr.			

		Robison \$50,000 within 15 days of the ptys signing this consent decree, of which \$7,000 constitutes backpay & \$43,000.00 constitutes damages for physical injury. Dft shall pay the balance \$85,000.00 to Mr. Robison in Jan of 2003, of which \$11,900.00 constitutes backpay & \$73,100.00 constitutes damages for physical injury. The plf intervenor is the prevailing pty for the purpose of an award of attys fees and costs. Dft shall pay 1/3 of the awarded attys fees & costs within 15 days of the crt's ord awarded such fees & costs. Dft shall pay the balance in Jan of 2003. The provisions of the foregoing consent decree are hereby approved and compliance with all provisions thereof is HEREBY ORD. terminating case (MD JS-6) (ENT 6/13/02), mld ntcs. (twdb) Modified on 06/13/2002 (Entered: 06/13/2002)	
07/09/2002	27	NOTICE OF MOTION AND MOTION by plaintiff US EEOC for order establishing amt of atty's fees & costs; Motion hearing set for 10:00 8/5/02. Lodged Propsd ord (twdb) (Entered: 07/10/2002)	
07/09/2002	28	PROOF OF SERVICE on 7/9/02 of ntc of mot, etc (twdb) (Entered: 07/10/2002)	
07/09/2002	29	DECLARATION of Richard Rothschild by plaintiff US EEOC in suppt of motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/10/2002)	
07/09/2002	30	DECLARATION of Dana Johnson by plaintiff US EEOC in suppt of motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/10/2002)	
07/09/2002	31	DECLARATION of Walter Cochran-Bond by plaintiff US EEOC in suppt of motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/10/2002)	
07/09/2002	32	DECLARATION of Richard M. Pearl by plaintiff US EEOC in suppt of motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/10/2002)	
07/09/2002	33	DECLARATION of Carol A. Sobel by plaintiff US EEOC in suppt of motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/10/2002)	
07/09/2002	34	DECLARATION of Barrett S. Litt by plaintiff US EEOC in suppt of motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/10/2002)	
07/09/2002	35	DECLARATION of Bryan Barnet Miller by plaintiff US EEOC in suppt of motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/10/2002)	
07/22/2002	36	RESPONSE by defendant Temcor Inc in opp to plf's motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/23/2002)	
07/29/2002	37	REPLY brief by plaintiff US EEOC to Temcor's opp to motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/30/2002)	
07/29/2002	38	OBJECTIONS by plaintiff US EEOC, Req to strike & Req for sancs to Temcor's opp to motion for order establishing amt of atty's fees & costs [27-1] (twdb) (Entered: 07/30/2002)	
07/29/2002		LODGED/PROPOSED ORDER submitted by plaintiff US EEOC for opposition [38-1] .(FWD TO CRD) (twdb) (Entered: 07/30/2002)	

08/05/2002	<u>39</u>	MINUTES: by Judge Wm M Byrne; re motion for order establishing amt of atty's fees & costs [27-1] Crt orders cnsl to further conf out of crt to negotiate agreement as to est of atty fees. If parties do not come to an agreement, Cnsl shall inform the crtroom deputy to Judge Byrne and req an official ruling and order from the crt. CR: Adrian Camelo (yc) (Entered: 08/06/2002)	
09/19/2002		PLACED IN FILE - NOT USED - prop ord gr pla Robison's mot for award of reasonable atty fees. (sv) (Entered: 09/20/2002)	
09/19/2002	40	ORDER by Judge Wm. M. Byrne granting motion for order establishing amt of atty's fees & costs [27-1]. (ENT 9/23/02), mld ntcs. (twdb) (Entered: 09/23/2002)	
11/21/2002		ABSTRACT OF JUDGMENT issued for LITT & Associates against Temcor, In in the amount of attorney fees of \$ 231,000 and costs of \$ 7,725.45 (twdb) (Entered: 11/22/2002)	
11/21/2002		ABSTRACT OF JUDGMENT issued for Fred Robison against Temcor, Inc in the amount of \$ 135,000 principal (twdb) (Entered: 11/22/2002)	
03/07/2003	41	SATISFACTION OF JUDGMENT re [26-2] as to plaintiff US EEOC (yc) (Entered: 03/10/2003)	
03/07/2003	42	SATISFACTION OF JUDGMENT re [26-2] as to plaintiff US EEOC (yc) (Entered: 03/10/2003)	

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