(SSx), MANADR

U.S. District Court UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION (U.S. Courthouse) (Western Division - Los Angeles) CIVIL DOCKET FOR CASE #: 2:03-cv-06993-JFW-SS

US EEOC v. L A Times Comm LLC, et al

Assigned to: Judge John F. Walter

Referred to: Discovery Suzanne H. Segal

Demand: \$0

Plaintiff

Commission

Case in other court: 9th CCA, 05-55253

U S Equal Employment Opportunity

Cause: 42:2000e Job Discrimination (Employment)

represented by Anna Y Park

US Equal Employment Opportunity

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

Commission

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

Date Filed: 09/29/2003

Jury Demand: Plaintiff

Date Terminated: 12/09/2004

213-894-1000

Email: thomas.profit@eeoc.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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Samantha E Blake

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LEAD ATTORNEY

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V.

Defendant

Los Angeles Times Communications LLC

represented by Charity M Gilbreth

Latham and Watkins

650 Town Center Drive, 20th Floor

Costa Mesa, CA 92626-1925 714-540-1235 LEAD ATTORNEY ATTORNEY TO BE NOTICED

Daniel F Fears

Payne & Fears 4 Park Plz, Ste 1100 Irvine, CA 92614 949-851-1100 Fax: 949-851-1212 LEAD ATTORNEY ATTORNEY TO BE NOTICED

Jeffrey K Brown

Payne & Fears 4 Park Plz, Ste 1100 Irvine, CA 92614 949-851-1100 LEAD ATTORNEY ATTORNEY TO BE NOTICED

Defendant

Does

1 - 10, inclusive

Date Filed	#	Docket Text			
09/29/2003	1	COMPLAINT filed Summons(es) issued referred to Discovery Suzanne H. Segal (jag) (Entered: 10/02/2003)			
09/29/2003	2	ERTIFICATION OF INTERESTED PARTIES filed by plaintiff US EEOC (jag) Entered: 10/02/2003)			
09/29/2003	3	NOTICE TO PARTIES OF ADR PILOT PROGRAM filed. (jag) (Entered: 10/02/2003)			
09/29/2003	4	STANDING ORDER by Judge John F. Walter that action has been assigned to the calendar of Judge John F Walter (See document for further details) (ir) (Entered: 10/02/2003)			
10/22/2003	5	WAIVER OF SERVICE of SUMMONS by defendant L A Times Comm LLC sent by plf on 10/3/03 (yl) (Entered: 10/23/2003)			
12/02/2003	6	NOTICE OF INTERESTED PARTIES filed by defendant L A Times Comm LLC (rl) (Entered: 12/04/2003)			
12/02/2003	7	ANSWER filed by defendant L A Times Comm LLC to complaint [1-1] (rl) (Entered: 12/04/2003)			
12/11/2003	8	MINUTES: IN CHAMBERS Counsel are notified that a Scheduling Conference is set for 8:30 2/2/04 before Judge John F Walter Counsel are directed to comply with Rule 26(f) Report in a timely fashion and to file a Joint Rule 26(f) Report and a ADR Pilot Program Questionnaire on or before 1/20/04. The Court requests that a conformed courtesy copy of the report be delivered to chambers on the day it is filed (see document for further details) by Judge John F. Walter CR: None Present (el) (Entered: 12/12/2003)			

12/24/2003	9	STIPULATION and ORDER by Judge John F. Walter FOR GOOD CAUSE SHOWN: Lead Counsel is excused from appearing at the set conf. (yc) (Entered: 12/24/2003)			
01/20/2004	10	JOINT REPORT OF SCHEDULING MEETING filed; est length of trial 3 to 5 days. (ye (Entered: 01/21/2004)			
01/20/2004	11	ADR PILOT PROGRAM QUESTIONNAIRE on behalf of Plaintiff Attorney.(yc,) (Entered: 01/21/2004)			
01/22/2004	<u>12</u>	NOTICE AND REQUEST of Settlement Procedure Selection (Sp1) filed; Parties request Settlement procedure selection request denied By Order of John F. Walter (yc,) (Entered) (1/28/2004)			
02/02/2004	<u>13</u>	ORDER by Judge John F. Walter, case ordered to Attorney Settlement Officer Panel for a Local Rule 16-14 settlement conference. Within 10 days, plaintiff shall notify the ADR Program Coordinator of name of Attorney Settlement Officer who will conduct the settlement conference.(shb,) (Entered: 02/03/2004)			
02/02/2004	14	SCHEDULING AND CASE MANAGEMENT ORDER by Judge John F. Walter that Jury Trial (Estimated lenght 4 days) set for 1/11/2005 09:30 AM. [Jury trial] Hearing on motions in limine; hearing on disputed jury instructions 1/7/2005 2:00 PM. [Court trial] File Findings of Fact and Conclusions of Law; Hearing on Motions in limine; Pretrial Conference set for 12/10/2004 02:00 PM before Honorable John F. Walter. Lodge Pretrial Conference Order; File Motions in limine; Memo of Contentions of Fact and Law; Exhibit List and Exhibit Stipulation; Witness Lists and Summary of Witness Testimony; File Status Report re Settlement; File Agreed Upon set of Jury Instructions and Verdict Forms; File Joint Statement re Disputed Instructions, Verdicts, etc on 12/3/2004; Discovery cut-off 11/1/2004; ADDITIONAL MATTERS TO BE DETERMINED AT SCHEDULING CONFERENCE: Last day to conduct Settlement Conference on 10/4/2004; Last day to file Joint Report re: results of Settlement Conference on 10/11/2004. (jp,) (Entered: 02/04/2004)			
02/02/2004	15	MINUTES held before Judge John F. Walter: Scheduling Conference held. ADR-12 is signed and filed. Cout ordered the dates as indicated on Scheduling and Case Management Order filed today. Counsel served with Scheduling and Case Management Order on this date; Court Reporter: Nancy Smith-Wells. (rl,) (Entered: 02/11/2004)			
02/12/2004	16	STIPULATION REGARDING SELECTION of Attorney Settlement Officer Filed; Parties stipulate that E. Scon Douglas may serve as Attorney Settlement Officer for an early settlement conference(yc,) (Entered: 02/26/2004)			
05/20/2004	17	ATTORNEY SETTLEMENT OFFICER PROCEEDING REPORT filed; Settlement Proceedings held on 5/19/2004; Settlement Proceedings Outcome: Unable to reach an agreement at this time. (jp,) (Entered: 05/26/2004)			
09/10/2004	18	DECLARATION of DANIEL F. FEARS in support of Joint Motion and Stipulatio nto Modify Scheduling Order filed by Defendant Los Angeles Times Communications LL (jp,) (Entered: 09/14/2004)			
09/13/2004	<u>19</u>	JOINT MOTION AND STIPULATION TO MODIFY SCHEDULING ORDER AND ORDER by Judge John F. Walter, DENYING JOINT MOTION.(shb,) (Entered: 09/14/2004)			
09/23/2004	20	JOINT REPORT RE: Results of Settlement Conference filed by Defendant Los Angeles Times Communications LLC. (mg,) (Entered: 09/27/2004)			
10/06/2004	<u>21</u>	STIPULATION AND ORDER by Judge John F. Walter: DENIED to continue Disposition motion hearing deadline and setting briefing schedule. Denied without prejudice see paragraph 2(b) of CMO filed 2/4/04.(ir,) (Entered: 10/06/2004)			

10/08/2004	<u>22</u>	STIPULATION AND ORDER by Judge John F. Walter: Dispositive motion hearing deadline date of Monday 11/8/04 be continued to 11/22/04 with the following briefing scheduling regarding Defendants Motion for Summary Judgment. Motion shall be filed and personally served or faxed by 10/18/04. Plaintiffs opposition shall be filed and personally served or faxed by 11/1/04. Defendant reply shall be filed and personally served or faxed by 11/15/04. All other pre-trial deadlines and the trial date shall remain as previously scheduled.(ir,) (Entered: 10/12/2004)		
10/18/2004	23	NOTICE OF MOTION AND MOTION for Summary Judgment, or in the alternative Partial Summary Judgment filed by Defendant Los Angeles Times Communications L Motion set for hearing on 11/22/2004 at 01:30 PM before Honorable John F. Walter. Lodged Summary Judgment, Lodged Separate Statement of Uncontroverted Facts. (ir, (Entered: 10/19/2004)		
10/18/2004		FAX number for Attorney Charity M Gilbreth is 949-851-1212. (ir,) (Entered: 10/19/2004)		
10/18/2004	24	MEMORANDUM of Points and Authorities in Support of Defendants Motion for Summary Judgment or in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	25	DECLARATION of Ana Maria Ventura in connection with its Motion for Summary Judgment or in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	26	DECLARATION of Catalina Carrasco in support of its Motion for Summary Judgment or in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	27	DECLARATION of Robert Mather in support of its Motion for Summary Judgment or in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	28	DECLARATION of Carmen Recendez (Formerly Carmen Lloyd) filed in connection with its Motion for Summary Judgment or in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	29	DECLARATION of Diane Smith in support of its Motion for Summary Judgment or in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	30	DECLARATION of Eric Gramberg in support of its Motion for Summary Judgment the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	31	DECLARATION of Steven Anderson in support of its Motion for Summary Judgmen in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Tim Communications LLC. (ir,) (Entered: 10/19/2004)		
10/18/2004	32	DECLARATION of David Miller in support of its Motion for Summary Judgment or in the alternative Partial Summary Judgment[23] filed by Defendant Los Angeles Times Communications LLC, U S Equal Employment Opportunity Commission. (ir,) (Entered: 10/19/2004)		
11/01/2004	33	OPPOSITION to Defendants Motion for Summary Judgment[23] filed by Plaintiff U S Equal Employment Opportunity Commission. (ir,) (Entered: 11/03/2004)		
11/01/2004	34	DECLARATION of Peter F Laura in support of Plaintiffs opposition to Defendants Motion for Summary Judgment[23] filed by Plaintiff U S Equal Employment Opportunity Commission. (ir,) (Entered: 11/03/2004)		

11/01/2004	35	DECLARATION of Hubert Braddock in support of Plaintiffs opposition to Defendants Motion for Summary Judgment[23] filed by Plaintiff U S Equal Employment Opportunity Commission. (ir,) (Entered: 11/03/2004)			
11/01/2004	36	STATEMENT of Genuine Issues in opposition to Defendants Motion for Summary Judgment[23] filed by Plaintiff U S Equal Employment Opportunity Commission. (ir,) (Entered: 11/03/2004)			
11/01/2004	37	OBJECTIONS to strike evidence submitted by Defendant in support of its motion for Summary Judgment[23] filed by Plaintiff U S Equal Employment Opportunity Commission. (ir,) (Entered: 11/03/2004)			
11/15/2004	38	REPLY MEMORANDUM insupport of its MOTION for Summary Judgment [23] filed by defendant Los Angeles Times Communications LLC. (jp,) (Entered: 11/19/2004)			
11/15/2004	39	REPLY to Plaintiff and OPPOSITION to plaintiff Motion to Strike evidence submitted by defendant in support of MOTION for Summary Judgment [23] filed by defendant Los Angeles Times Communications LLC. (jp,) (Entered: 11/19/2004)			
11/15/2004	40	REPLY STATEMENT to plaintiff Statement of Genuine Issues in Opposition to defendant MOTION for Summary Judgment [23] filed by defendant Los Angeles Times Communications LLC. (jp,) (Entered: 11/19/2004)			
11/15/2004	41	SUPPLEMENTAL DECLARATION of ERIC GRAMBERG in support of MOTION for Summary Judgment, or in the alternative Partial Summary Judgment [23] filed by defendant Los Angeles Times Communications LLC. (jp,) (Entered: 11/19/2004)			
11/15/2004	42	SUPPLEMENTAL DECLARATION of DANEIL F. FEARS in support of MOTION for Summary Judgment, or in the alternative Summary Adjudication of Issues [23] filed by defendant Los Angeles Times Communications LLC. (jp,) (Entered: 11/19/2004)			
11/22/2004	43	MINUTES held before Judge John F. Walter: DEFENDANT'S MOTION FOR SUMMARY JUDGMENT OR, IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT [filed 10/18/04]. Court hears oral argument and takes the matter under submission.Court Reporter: Nancy Smith-Wells. (rl,) (Entered: 11/23/2004)			
12/03/2004	44	JOINT List of Exhibits filed by Defendant Los Angeles Times Communications LLC. (shb,) (Entered: 12/08/2004)			
12/03/2004	45	JOINT STATEMENT Regarding Disputed Special Verdict Forms filed by Defendant Los Angeles Times Communications LLC (shb,) (Entered: 12/08/2004)			
12/03/2004	46	JOINT STATEMENT Regarding Disputed Jury Instructions filed by Defendant Los Angeles Times Communications LLC (shb,) (Entered: 12/08/2004)			
12/03/2004	47	JOINT Witness List, Summary of Witness testimony and time estimates. (mch,) (Entered: 12/08/2004)			
12/03/2004	48	MEMORANDUM of CONTENTIONS of FACT and LAW filed by Plaintiff U S Equal Employment Opportunity Commission. (shb,) (Entered: 12/08/2004)			
12/03/2004	49	MEMORANDUM of CONTENTIONS of FACT and LAW filed by Defendant Los Angeles Times Communications LLC. (mch,) (Entered: 12/08/2004)			
12/03/2004	50	PROPOSED VOIR DIRE QUESTIONS filed by Plaintiff U S Equal Employment Opportunity Commission. (shb,) (Entered: 12/08/2004)			
12/03/2004	53	JOINT MOTIONS IN LIMINE (#1) to Preclude the testimony of Messrs. Mather and Anderson in their entireties and further precluding mention reference or testimony regarding Exhibits B and C attached to the Mather and Anderson declarations submitted support of Defendants motion for summary judgment.(mch,) (Entered: 12/10/2004)			

12/03/2004		JOINT MOTIONS IN LIMINE (#2) to Prohibit all witnesses and attorneys for all parties from offering introducing into evidence or making any reference in the presence of jurors to Mr Braddock's workplace conduct alleged to have been undertaken after 2001 (mch,) (Entered: 12/10/2004)	
12/03/2004		JOINT MOTIONS IN LIMINE (#3) to Prohibit all attorneys for all parties from arguing that Braddock lied on his employment application (mch,) (Entered: 12/10/2004)	
12/03/2004	55	DECLARATION of Daniel F Lula in support of JOINT MOTIONS IN LIMINE[53] filed by Defendant Los Angeles Times Communications LLC. (mch,) (Entered: 12/10/2004)	
12/03/2004	56	DECLARATION of Daniel F Fears in support of JOINT MOTIONS IN LIMINE[53] filed by Defendant Los Angeles Times Communications LLC. (mch,) (Entered: 12/10/2004)	
12/03/2004	57	DECLARATION of Peter F Laura in support of JOINT MOTIONS IN LIMINE[53] filed by Plaintiff U S Equal Employment Opportunity Commission. (mch,) (Entered: 12/10/2004)	
12/03/2004	71	JOINT JURY INSTRUCTIONS. (jp,) (Entered: 05/20/2005)	
12/08/2004	<u>52</u>	MINUTES (IN CHAMBERS): ORDER GRANTING DEFENDANTS MOTION FOR SUMMARY JUDGMENT by Judge John F. Walter. Defendants MOTION for Summary Judgment[23] is GRANTED. IT IS SO ORDERED. Court Reporter: None Present. (mch,) (Entered: 12/10/2004)	
12/09/2004	<u>51</u>	JUDGMENT by Judge John F. Walter. It is Ordered Plaintiff United States Equal Employment Opportunity Commission shall recover nothing from Defendant Los Angeles Times Communications LLC; Defendant Los Angeles Times Communications LLC shall have judgment in its favor on Plaintiffs entire action. Defendant Los Angeles Times Communications LLC shall recover from Plaintiff its costs of suit in the sum of \$ The Clerk is ordered to enter this Judgment. (Made JS-6. Case Terminated.)(bg,) (Entered: 12/10/2004)	
12/09/2004	<u>54</u>	MINUTES (IN CHAMBERS): ORDER VACATING FINAL PRE-TRIAL CONFERENCE AND TRIAL DATE; ORDER DENYING AS MOOT JOINT MOTIONS IN LIMINE by Judge John F. Walter. In light of the Courts Order of 12/8/04 granting Defendants Motion for Summary Judgment, the Final Pre-Trial Conference, scheduled for 12/10/04 and the Trial Date scheduled for 1/11/05 are hereby vacated. In addition the Joint MOTIONS IN LIMINE (#1) (#2) (#3)[53] are denied as moot. IT IS SO ORDERED. The Clerk shall serve a copy of this Minute Order on all parties to this action.Court Reporter: None Present. (mch,) (Entered: 12/10/2004)	
12/14/2004		PLACED IN FILE - NOT USED re Separate Statement of Uncontroverted material facts and conclusions of law in support of Defendant Los Angeles Times Communicates LLC Motion for Summary Judgment or in the alternative Partial Summary Judgment, Lodged 10/18/04 submitted by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 12/16/2004)	
12/14/2004	PLACED IN FILE - NOT USED re (Proposed) Statement of Decision for Summary Judgment or in the alternative partial summary judgment, lodged 10/18/04 submitted by Defendant Los Angeles Times Communications LLC. (ir,) (Entered: 12/16/2004)		
12/14/2004		PLACED IN FILE - NOT USED re (Proposed) Statement of Decision, lodged 11/1/04 submitted by Plaintiff U S Equal Employment Opportunity Commission. (ir,) (Entered: 12/16/2004)	
12/14/2004	PLACED IN FILE - NOT USED re (Proposed) Final Pretrial Conference Order, lodged 12/3/04 (ir,) (Entered: 12/16/2004)		

12/16/2004	58	RECEIPT OF REPORTERS TRANSCRIPT of proceedings for the following dates: 11/22/04 Court Reporter: Nancy Smith-Wells. (cbr,) (Entered: 12/21/2004)			
12/16/2004	59	TRANSCRIPT filed for proceedings held on 11/22/04. Court Reporter: Nancy Smith-Wells. (cbr,) (Entered: 12/21/2004)			
12/27/2004	60	NOTICE of Application to the Clerk to Tax Costs; Memorandum of points and author filed by Defendant Los Angeles Times Communications LLC. (shb,) (Entered: 12/29/2004)			
01/05/2005	62	NOTICE OF NON-OPPOSITION filed by plaintiff U.S. Equal Employment Opportunity Commission to defendant Los Angeles Times Communications LLC's Notice of Application to the Clerk to Tax Costs [60]. (gk,) (Entered: 01/11/2005)			
01/06/2005	<u>61</u>	BILL OF COSTS. Costs Taxed in amount of \$ \$1,430.35 in favor of Defendant Los Angeles Times Communications LLC and against Plaintiff US Equal Employment Opportunity Commission. RE: Judgment 51 (ir,) (Entered: 01/07/2005)			
02/08/2005	63	NOTICE OF APPEAL to 9th CCA filed by plaintiff U S Equal Employment Opportunity Commission. Appeal of Judgment 51 Filed On: 12/09/04; Entered On: 12/10/04. Filing fee \$ 255. Waived. cc: Cherry-Marie D. Rojas, Carolyn L. Wheeler, Office of General Counsel; Daniel Fears, Payne and Fears. (cbr,) (Entered: 02/08/2005)			
02/08/2005	64	REPRESENTATION STATEMENT re Appeal to Circuit Court, [63]. (cbr,) (Entered: 02/08/2005)			
02/10/2005		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Appeal to Circuit Court, [63] (nm,) (Entered: 02/10/2005)			
02/10/2005		Civil Appeals Docketing Statement received from plaintiff U S Equal Employment Opportunity Commission forwarded to 9th CCA. RE: Appeal to Circuit Court, [63]. (cbr,) (Entered: 02/10/2005)			
03/04/2005	65	TRANSCRIPT DESIGNATION AND ORDERING FORM For Dates: 11/22/04; Summary Judgment Hearing; Court Reporter: Nancy Smith-Wells; Re: Appeal to Circuit Court, [63]. (ghap,) (Entered: 03/04/2005)			
03/07/2005	66	NOTIFICATION by Circuit Court of Appellate Docket Number 05-55253, 9th CCA regarding Appeal to Circuit Court, [63] filed by U S Equal Employment Opportunity Commission,. (nm,) (Entered: 03/07/2005)			
03/08/2005	67	RECEIPT OF REPORTERS TRANSCRIPT of proceedings for the following dates: 11/22/04 Court Reporter: Nancy Smith-Wells. (cbr,) (Entered: 03/09/2005)			
03/08/2005	68	TRANSCRIPT filed for proceedings held on 11/22/04. Court Reporter: Nancy Smith-Wells. (cbr,) (Entered: 03/09/2005)			
03/17/2005	69	69 CERTIFICATE OF RECORD Transmitted to USCA re Appeal to Circuit Court, [63] f by U S Equal Employment Opportunity Commission; Court of Appeals Case Number: 05-55253. (ghap,) (Entered: 03/17/2005)			
03/22/2005	70	ORDER from 9th CCA filed as to Appeal to Circuit Court, [63] filed by U S Equal Employment Opportunity Commission, CCA # 05-55253. Order received in this district on 03/25/05. A settlement assessment conference will be held by phone on 04/06/05 at 11:30 a.m. Pacific(San Francisco)Time. Briefing schedule previously set by the court remains in effect. (cbr,) (Entered: 03/28/2005)			
05/19/2005	72	ORDER from 9th CCA filed as to Appeal to Circuit Court, [63] filed by U S Equal Employment Opportunity Commission, CCA # 05-55253. Order received in this district 05/23/05. Briefing schedule previously set is amended as follows: Appellant shall file opening brief on or before 06/24/05; appellee shall file answering brief on or before			

		07/25/05; appellant may file optional reply brief wihtin 14 days from the serive date of the answering brief. (cbr,) (Entered: 05/25/2005)		
08/04/2005	73	ORDER from 9th CCA filed as to Appeal to Circuit Court, [63] filed by U S Equal Employment Opportunity Commission, CCA # 05-55253. Order received in this district 08/09/05. The briefing schedule previously set by the court is vacated. (cbr,) (Entered: 08/10/2005)		
11/03/2005	74	MANDATE of 9th CCA filed as to Appeal to Circuit Court [63], CCA # 05-55253. Tappeal is voluntarily DISMISSED. Mandate received in this district on 11/9/2005. (jp (Entered: 11/10/2005)		

PACER Service Center Transaction Receipt				
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