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**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CIVIL DOCKET FOR CASE #: 2:98-cv-01742-MHM**

EEOC v. Short's Grading Disp, et al
Assigned to: Judge Mary H Murguia
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/25/1998
Date Terminated: 02/11/2002
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Laurie E Eiler**
Equal Employment Opportunity
Commission
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V.

Defendant

Short's Grading and Disposal, Inc.

represented by **Phillip Antonio Austin**
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Defendant

Tim Short

d/b/a/ Short's Grading and Disposal

Defendant

Valori Short

d/b/a Short's Grading and Disposal

Date Filed	#	Docket Text
09/25/1998	1	COMPLAINT FILED (MAP) (Entered: 09/29/1998)
11/09/1998	2	RETURN OF SERVICE EXECUTED summons and complaint upon dft Short's Grading Disp by personal service on 11/3/98 (former emp) (Entered: 11/12/1998)
11/19/1998	3	ANSWER to pla's complaint by dft Short's Grading Disp (former emp) (Entered: 11/20/1998)

11/20/1998	4	ORDER SETTING SCHEDULING CONFERENCE by Judge Roslyn O. Silver ; prel scheduling conf set for 3:00 1/25/99 (cc: all counsel/with attachments) (former emp) (Entered: 11/20/1998)
01/14/1999	5	PROPOSED CAE MANAGEMENT PLAN: joint pretrial statemend ddl 60 days before trial Discovery cutoff 9/14/99 Motion filing ddl is 9/29/99 (former emp) (Entered: 01/15/1999)
01/25/1999	6	MINUTE ORDER: preliminary scheduling conference 1/25/99 VACATED as court approves the proposed scheduling order submitted by counsel (cc: all counsel) [6-2] (former emp) (Entered: 01/25/1999)
01/27/1999	7	NOTICE of pla's EEOC's 1st set of requests for admissions by deft; pla EEOC's 1st set of non-uniform interrogatories; and pla' EEOC's 1st requests for production of documents (former emp) (Entered: 01/27/1999)
02/02/1999	8	PROPOSED RULE 16 SCHEDULING ORDER by Judge Roslyn O. Silver ; discovery ddl set for 9/14/99 ; dispositive motions due 9/29/99 (cc: all counsel) (former emp) (Entered: 02/02/1999)
02/02/1999	9	MINUTE ORDER ; prel scheduling conf set for 3:00 6/7/99 , before Judge Roslyn O. Silver, Courtroom #5, 6th Floor. (cc: all counsel/JS) [9-3] (LCF) (Entered: 02/02/1999)
02/08/1999	10	NOTICE of service of initial disclosure statement pursuant to FRCivP 26(a) by pla EEOC (former emp) (Entered: 02/09/1999)
02/08/1999	11	NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by dft Short's Grading Disp (former emp) (Entered: 02/09/1999)
03/09/1999	12	JOINT MOTION to enlarge time for responding to pla's first set of non-uniform interrogatories and request for production of documents to 3/19/99 by all parties; filed by dft Short's Grading Disp [12-1] (former emp) (Entered: 03/10/1999)
03/11/1999	13	ORDER by Judge Roslyn O. Silver: granting motion to enlarge time for responding to pla's first set of non-uniform interrogatories and request for production of documents to 3/19/99 by all parties; filed by dft Short's Grading Disp [12-1] (cc: all counsel) (former emp) (Entered: 03/11/1999)
03/19/1999	14	NOTICE by dft Short's Grading Disp of service of deft's response to pla's 1st request for production of documents (former emp) (Entered: 03/22/1999)
03/19/1999	15	NOTICE by dft Short's Grading Disp of service of deft's response to pla's 1st set of non-uniform interrogatories (former emp) (Entered: 03/22/1999)
03/22/1999	16	NOTICE by pla EEOC of service of pla EEOC's answers to deft's 1st set of interrogatories (former emp) (Entered: 03/23/1999)
03/29/1999	17	NOTICE by dft Short's Grading Disp of service of deft's 1st set of supplemental interrogatories (former emp) (Entered: 03/30/1999)
03/29/1999	18	NOTICE by dft Short's Grading Disp of service of deft's 1st supplemental request for production of documents (former emp) (Entered: 03/30/1999)
04/19/1999	19	ATTORNEY APPEARANCE for pla EEOC by Laurie E Eiler (former emp) (Entered: 04/19/1999)

04/23/1999	20	NOTICE of service of supplemental disclosure statement pursuant to FRCivP 26(a) by pla EEOC (former emp) (Entered: 04/23/1999)
04/23/1999	21	NOTICE by pla EEOC OF TAKING DEPO OF Mike Macera and Tim Short on the following date(s): 5/10/99; Tom Short, Valerie Short, Becky Short on 5/11/99 (former emp) (Entered: 04/23/1999)
05/11/1999	22	NOTICE by pla EEOC of service of pla EEOC's answers to deflt's first set of supplemental interrogatories and responses to deflt's first supplemental request for production of documents (former emp) (Entered: 05/11/1999)
05/12/1999	23	NOTICE by pla EEOC OF TAKING DEPO OF Thomas and Rebecca Short on the following date(s): 6/14/99 (former emp) (Entered: 05/13/1999)
05/12/1999	24	AMENDED NOTICE by pla EEOC OF TAKING DEPO OF Tim and Valori Short on the following date(s): 6/2/99; Michael Macera on 6/16/99 (former emp) (Entered: 05/13/1999)
05/12/1999	25	NOTICE by pla EEOC OF TAKING DEPO OF Karen Johnston on the following date(s): 6/16/99 (former emp) (Entered: 05/13/1999)
05/25/1999	26	NOTICE by dfts Short's Grading Disp of supplemental response to pla's interrogatories (former emp) (Entered: 05/26/1999)
05/28/1999	27	AMENDED NOTICE by pla EEOC OF TAKING DEPO OF Karen Johnson on the following date(s): 6/23/99 (former emp) (Entered: 06/01/1999)
06/01/1999	28	NOTICE of service of pla EEOC's first supplemental responses to deflt's first supplemental request for production of documents (former emp) (Entered: 06/03/1999)
06/03/1999	29	NOTICE of service of EEOC's 2nd set of requests for admissions by deflt, second request for production of documents, and 2nd set of non-uniform interrogatories (former emp) (Entered: 06/03/1999)
06/08/1999	30	MINUTE ENTRY before Judge Roslyn O. Silver Crt Rptr: Gary Moll. Appearances: Lauren Eiler for Pla. Phillip Austin for Dft both appeared telephonic. Discovery dispute conducted. By an affidavit from Ms Bryant and Ms Ball they are to state who the medical providers were regarding to mental distress. Parties to file a stipulation as to continuing discovery. [cc: CD [30-2] (LCF) (Entered: 06/08/1999)
06/09/1999	31	NOTICE by pla EEOC of service of pla's fist supplemental answers to deflt's first set of interrogatories and 1st supplemental answers to deflt's 1st set of supplemental interrogatories (former emp) (Entered: 06/09/1999)
06/10/1999	32	ATTORNEY APPEARANCE for dft by Ronald Joe Greenhalgh (former emp) (Entered: 06/11/1999)
06/18/1999	33	MOTION to continue discovery deadline for 45 days by dft Short's Grading Disp [33-1] (former emp) (Entered: 06/18/1999)
06/22/1999	34	ORDER by Judge Roslyn O. Silver granting motion to continue discovery deadline for 45 days by dft Short's Grading Disp [33-1] ; discovery ddl reset for 10/29/99 (cc: all counsel) (former emp) (Entered: 06/22/1999)

07/07/1999	35	MINUTE ENTRY: before Judge Roslyn O. Silver Crt Rptr: Gary Moll. Appearances: Laurie Eiler for Pla. Discovery dispute not held. Phillip Austin counsel for dft did not show-up and he is suppose to call this court to reset this hearing. [cc: CD [35-1] re: minute entry [35-1] (LCF) (Entered: 07/08/1999)
07/13/1999	36	MINUTE ENTRY before Judge Roslyn O. Silver Crt Rptr: Gary Moll. Appearances: Laurie Eiler for Pla. Phillip Austin for Dft. Discovery dispute regarding medical history as to the pla conducted. Counsel can file a joint protective order as to the pla. [cc: CD [36-1] re: minute entry [36-1] (LCF) (Entered: 07/14/1999)
07/22/1999	37	NOTICE by pla EEOC OF TAKING DEPO OF N Simonton, V Peralta, P Schmidt, P Austin on the following date(s): 7/29/99 (former emp) (Entered: 07/22/1999)
07/23/1999	38	NOTICE by pla EEOC of withdrawal of counsel Elisabeth Eiler (ADDRESS OF EEOC: 3300 N Central Ave., Suite 690, Phx 85012-9688; Ph: 602-640-5020 (former emp) (Entered: 07/26/1999)
07/23/1999	39	NOTICE of service of supplemental disclosure statement pursuant to FRCivP 26(a) by pla EEOC (former emp) (Entered: 07/26/1999)
07/30/1999	40	MOTION for extension of discovery and other deadlines (for 30 days) by dft Short's Grading Disp [40-1] (former emp) (Entered: 08/02/1999)
08/02/1999	41	ENTRY OF ATTORNEY APPEARANCE for pla EEOC by P David Lopez (former emp) (Entered: 08/02/1999)
08/02/1999	43	NOTICE by pla EEOC of Service of First Set of Interrogatories and request for admissions (Entered: 08/04/1999)
08/03/1999	42	ORDER by Judge Roslyn O. Silver granting motion for extension of 30 days for discovery and other deadlines by dft Short's Grading Disp [40-1] ; discovery ddl reset for 11/29/99 ; dispositive motions reset for 10/29/99 (cc: all counsel) (former emp) (Entered: 08/03/1999)
08/12/1999	44	NOTICE by pla EEOC to the Court of pla EEOC's 3rd requests for admissions by deft; pla EEOC's 3rd set of non-uniform interrogatories; and 3rd request for production of documents (former emp) (Entered: 08/12/1999)
08/13/1999	45	NOTICE of pla's second supplemental disclosure statement and supplemental answers to 1st set of interrogatories pursuant to FRCivP 26(a) by pla EEOC (former emp) (Entered: 08/13/1999)
08/18/1999	46	NOTICE by pla EEOC OF TAKING DEPO OF Tim Short on the following date(s): 8/25/99 (former emp) (Entered: 08/18/1999)
08/18/1999	47	NOTICE of compliance of 2nd disclosure statement pursuant to FRCivP 26(a) by dft Short's Grading Disp (former emp) (Entered: 08/19/1999)
08/20/1999	48	STIPULATION by pla, dft for limited disclosure of medical information (MAP) (Entered: 08/23/1999)
08/26/1999	49	ORDER by Judge Roslyn O. Silver: granting stipulation; for limited disclosure of medical information (cc: all counsel) (former emp) (Entered: 08/26/1999)

08/30/1999	50	MOTION for leave to amend complaint to add additional parties by pla EEOC [50-1] (former emp) Modified on 04/03/2000 (Entered: 08/30/1999)
08/30/1999	51	JOINT MOTION to continue discovery deadline, for 30 days, by pla EEOC, dft Short's Grading Disp [51-1] (former emp) (Entered: 08/31/1999)
08/30/1999	52	MEMORANDUM IN SUPPORT by pla EEOC of motion for leave to amend complaint to add additional parties (LODGED at Clerk's desk: amended complaint) by pla EEOC [50-1] (former emp) (Entered: 08/31/1999)
08/31/1999	53	ORDER by Judge Roslyn O. Silver granting joint-motion to continue discovery deadline, for 30 days, by pla EEOC, dft Short's Grading Disp [51-1] ; discovery ddl set for 12/29/99 ; dispositive motions due 11/29/99 ; (cc: all counsel) (former emp) (Entered: 08/31/1999)
09/13/1999	54	RESPONSE by pla EEOC to motion for leave to amend complaint to add additional parties (LODGED at Clerk's desk: amended complaint) by pla EEOC [50-1] (former emp) (Entered: 09/14/1999)
09/23/1999	55	REPLY BRIEF by pla EEOC in support of motion for leave to amend complaint to add additional parties (LODGED at Clerk's desk: amended complaint) by pla EEOC [50-1] (former emp) (Entered: 09/24/1999)
09/28/1999	56	NOTICE by pla EEOC OF TAKING DEPO OF P Schmidt, B Leudeman J Donnell, M Christianson, C Minino on the following date(s): 10/5/99 (former emp) (Entered: 09/28/1999)
10/04/1999	57	NOTICE by dft Short's Grading Disp of service of deft's response to pla's 3rd set of non-uniform interrogatories (former emp) (Entered: 10/05/1999)
10/04/1999	58	NOTICE by dft Short's Grading Disp of service of deft's reponse to pla's 3rd request for production of documents (former emp) (Entered: 10/05/1999)
10/07/1999	59	SEALED Minute Entry before Judge Roslyn O. Silver; Crt Rprt: Gary Moll. (cc: CD) [59-1] re: minute entry [59-1] (former emp) Modified on 03/22/2000 (Entered: 10/22/1999)
10/20/1999	60	JOINT MOTION to modify scheduling order by dft Short's Grading Disp [60-1] (former emp) (Entered: 10/20/1999)
10/21/1999	62	NOTICE by dft Short's Grading Disp of filing of report of Dr Eleanor Brighton (former emp) (Entered: 10/22/1999)
10/22/1999	61	ORDER by Judge Roslyn O. Silver granting motion to modify scheduling order by dft Short's Grading Disp [60-1] ; dispositive motions due 2/28/00 , ; discovery ddl set for 11/30/99 (cc: all counsel) (former emp) (Entered: 10/22/1999)
10/25/1999	63	SEALED AMENDED Minute Entry before Judge Roslyn O. Silver; Court Rptr: Gary Moll. (cc: CD) 63-1 (LCF) Modified on 03/22/2000 (Entered: 10/25/1999)
11/04/1999	64	AMENDED NOTICE by pla EEOC OF TAKING DEPO OF P Schmidt, B Leudeman, J Donnell, C Minino on the following date(s): 11/12/99; T Short on 11/30/99 (former emp) (Entered: 11/04/1999)
11/30/1999	65	STIPULATION by pla and dft to extend time to conduct discovery (former emp) (Entered: 12/02/1999)

12/02/1999	66	NOTICE of service of supplemental Rule 26(a)(1) disclosure statement by pla EEOC (former emp) (Entered: 12/02/1999)
12/06/1999	67	ORDER by Judge Roslyn O. Silver granting stipulation re: the discovery deadline is extended from 11/30/99 to 12/1/99 (cc: all counsel) (former emp) (Entered: 12/06/1999)
02/16/2000	68	NOTICE by pla OF TAKING DEPO OF C. Brady Wilson on the following date(s): 2/24/00. (former emp) (Entered: 02/17/2000)
02/16/2000	70	SEALED Motion for order for mental exams purs to Rule 35 by dfts [70-1] (former emp) (Entered: 02/22/2000)
02/17/2000	69	JOINT MOTION for Settlement Conference by pla, dft [69-1] (MAP) (Entered: 02/22/2000)
02/24/2000	71	AMENDED NOTICE by pla EEOC OF TAKING DEPO OF Brady Wilson on the following date(s): 3/2/00 (former emp) (Entered: 02/24/2000)
02/28/2000	72	MOTION for partial summary judgment on dft's affirmative defenses by pla EEOC [72-1] (former emp) (Entered: 02/29/2000)
02/29/2000	73	ORDER by Mag Judge Virginia A. Mathis granting motion for Settlement Conference by pla, dft [69-1] ; settlement conference set for 9:30 3/30/00 , before Mag Judge Virginia A. Mathis ; copies of the settlement conference statement shall not be served on the other parties or counsel and the court (cc: all counsel) (former emp) (Entered: 02/29/2000)
02/29/2000	74	ORDER by Judge Roslyn O. Silver: that a settlement conference will be held before the Hon. Virginia Mathis [73-3] (cc: all counsel) (former emp) (Entered: 02/29/2000)
02/29/2000	75	MOTION for partial summary judgment on all sexual harrassment claims on behalf of dfts L Ball, V Mercado and S Butler by dft Short's Grading Disp [75-1] (former emp) Modified on 03/09/2000 (Entered: 03/01/2000)
02/29/2000	76	STATEMENT OF FACTS by dft Short's Grading Disp in support of motion for partial summary judgment by dft Short's Grading Disp [75-1] (former emp) (Entered: 03/01/2000)
03/01/2000	77	SEALED Response to motion for order for mental exams purs to Federal Rules of Civil Procedure 35 by dfts (permission to seal granted by minute entry dated 10/25/99) [70-1] (former emp) (Entered: 03/02/2000)
03/08/2000	78	JOINT MOTION to dismiss with prejudice paragraph 16 of dft's answer in this case by pla EEOC, dft Short's Grading Disp [78-1] (former emp) (Entered: 03/10/2000)
03/13/2000	79	ORDER by Judge Roslyn O. Silver: granting motion to dismiss with prejudice paragraph 16 of dft's answer in this case by pla EEOC, dft Short's Grading Disp [78-1] (cc: all counsel) (former emp) (Entered: 03/13/2000)
03/16/2000	80	MINUTE ORDER IT IS ORDERED setting motion for partial summary judgment on all sexual harrassment claims on behalf of dfts L Ball, V Mercado and S Butler by dft Short's Grading Disp [75-1] and motion for partial summary judgment on dft's affirmative defenses by pla EEOC [72-1] at 1:30 p.m. on

		8/18/00 before the Honorable Roslyn O. Silver, U.S. District Court, Phoenix, Arizona. If this date is not satisfactory, counsel shall file a written motion to continue. (cc: all counsel; CD) [80-1] (former emp) (Entered: 03/16/2000)
03/23/2000	81	SECOND AMENDED NOTICE by pla EEOC OF TAKING DEPO OF C. Brady Wilson on the following date(s): 4/4/00 (former emp) (Entered: 03/24/2000)
03/29/2000	82	MINUTE ORDER: due to the Judge's unavailability the settlement conference is rescheduled ; settlement conference reset for 9:15 5/11/00 , before Mag Judge Virginia A. Mathis (cc: all counsel) [82-3] (former emp) (Entered: 03/29/2000)
03/30/2000	83	STIPULATION by all parties for extension of time of 21 days for plas to respond to dft's motions for partial summary judgment and dft's to respond to pla's motion for partial summary judgment (former emp) (Entered: 03/30/2000)
03/31/2000	84	ORDER by Judge Roslyn O. Silver: granting stipulation; pla and dft to respond to each others' respective motion for partial summary judgment is extended from 3/30/00 to 4/20/00 (cc: all counsel) (former emp) (Entered: 04/04/2000)
03/31/2000	85	ORDER by Judge Roslyn O. Silver: granting in part and denying in part pla's motion for leave to amend complaint to add additional parties; it is granted regarding the addition as to dfts Tim Short and and Valori Short d/b/a/ Short's Grading and Disposal and it is denied regarding the addition of Tim Short and Mike Macera, Jr as the alter egos of Short's Grading and Disposal [50-1] (cc: all counsel) (former emp) (Entered: 04/04/2000)
04/11/2000	86	ORDER by Judge Roslyn O. Silver: that pla's motion for leave to amend to add additional parties is granted in part and denied in part as explained in this order [50-1] (cc: all counsel) (former emp) Modified on 08/23/2000 (Entered: 04/11/2000)
04/20/2000	87	EEOC's RESPONSE in opposition to dft's motion for partial summary judgment (4/19/00 motion for partial summary judgment not filed with court) (former emp) Modified on 08/23/2000 (Entered: 04/21/2000)
04/20/2000	88	STATEMENT OF FACTS by pla EEOC in opposition to dft's motion for partial summary judgment (4/19/00 partial summary judgment motion indicated in document #88 is not filed with this court) (former emp) Modified on 08/23/2000 (Entered: 04/21/2000)
04/21/2000	89	RESPONSE by dfts to motion for partial summary judgment on dft's affirmative defenses by pla EEOC [72-1] (former emp) Modified on 08/23/2000 (Entered: 04/24/2000)
04/21/2000	90	STATEMENT OF FACTS by dft Short's Grading Disp in support of its response to pla's motion for partial summary judgment (former emp) Modified on 08/24/2000 (Entered: 04/24/2000)
04/27/2000	91	NOTICE by pla EEOC of filing affidavit of Virginia Mercado Exhibit H to EEOC's statement of facts in support of response to dft's motion for partial summary judgment (former emp) Modified on 08/23/2000 (Entered: 04/27/2000)
04/27/2000	92	AFFIDAVIT of Virginia Mercado in support of EEOC's response in opposition to dft's motion for partial summary judgment [88-1] (former emp) Modified on 08/23/2000 (Entered: 04/27/2000)

05/04/2000	93	NOTICE of service of 5th supplemental disclosure statement pursuant to FRCivP 26(a) by pla EEOC (former emp) Modified on 08/23/2000 (Entered: 05/04/2000)
05/05/2000	94	JOINT MOTION to continue deadline until 5/26/00 for submission of parties reply briefs to the responses to the motions for summary judgment by pla, dft [95-1] (former emp) Modified on 08/23/2000 (Entered: 05/05/2000)
05/08/2000	95	ORDER by Judge Roslyn O. Silver: granting motion to continue deadline until 5/26/00 for submission of parties reply briefs to the responses to the motions for summary judgment by pla, dft [95-1] (cc: all counsel) (former emp) Modified on 08/23/2000 (Entered: 05/08/2000)
05/11/2000	96	MINUTE ENTRY before Mag Judge Virginia A. Mathis ; settlement conference held ; no settlement reached [cc: ROS/PLopez/PAustin] [97-2] (former emp) Modified on 08/23/2000 (Entered: 05/11/2000)
05/26/2000	97	JOINT MOTION to continue deadline until 6/2/00 for filing replies for motions for partial summary judgment by all parties (filed by dfts) [98-1] (former emp) Modified on 08/23/2000 (Entered: 05/30/2000)
05/26/2000	98	REPLY by pla EEOC to response to motion for partial summary judgment on dft's affirmative defenses by pla EEOC [72-1] (former emp) Modified on 08/23/2000 (Entered: 05/30/2000)
06/01/2000	99	ORDER by Judge Roslyn O. Silver: granting joint motion; deadline for submission of the parties reply briefs is extended until 6/2/00 [98-1] (cc: all counsel) (former emp) Modified on 08/23/2000 (Entered: 06/01/2000)
06/01/2000	100	REPLY by dft Short's Grading Disp to response to motion for partial summary judgment on all sexual harrassment claims on behalf of dfts L Ball, V Mercado and S Butler by dft Short's Grading Disp [75-1] (former emp) Modified on 08/23/2000 (Entered: 06/02/2000)
06/01/2000	101	MOTION to exceed the page limit for its reply to pla's response to dft's motion for partial summary judgment (document not attached) by dft Short's Grading Disp [102-1] (former emp) Modified on 08/23/2000 (Entered: 06/02/2000)
06/01/2000	102	MOTION to strike paragraph 69 on page 12 of EEOC's statement of facts in opposition to dft's motion for partial summary judgment by dft Short's Grading Disp [103-1] (former emp) Modified on 08/23/2000 (Entered: 06/02/2000)
06/06/2000	103	ORDER by Judge Roslyn O. Silver: granting motion to exceed the page limit for its reply to pla's response to dft's motion for partial summary judgment by dft Short's Grading Disp [102-1] (cc: all counsel) (former emp) Modified on 08/23/2000 (Entered: 06/06/2000)
06/16/2000	104	NOTICE by dft Short's Grading Disp of supplemental authority for its motion for partial summary judgment (former emp) Modified on 08/23/2000 (Entered: 06/19/2000)
06/19/2000	105	RESPONSE by pla EEOC in opposition to motion to strike paragraph 69 on page 12 of EEOC's statement of facts in opposition to dft's motion for partial summary judgment by dft Short's Grading Disp [103-1] (former emp) Modified on 08/23/2000 (Entered: 06/20/2000)

08/18/2000	106	MINUTE ENTRY before Judge Roslyn O. Silver Crt Rptr: Gary Moll Appearances: David Lopez and Mary O'Neill for plaintiff. Ronald Greenhalgh and Philip Austin for defendants. Oral argument on motions held: IT IS ORDERED denying motion to strike paragraph 69 on page 12 of EEOC's statement of facts in opposition to dft's motion for partial summary judgment by dft Short's Grading Disp [103-1]. IT IS ORDERED taking under advisement on 8/18/00 the motion for partial summary judgment on all sexual harrasment claims on behalf of dfts L Ball, V Mercado and S Butler by dft Short's Grading Disp [75-1] and taking under advisement on 8/18/00 the motion for partial summary judgment on dft's affirmative defenses by pla EEOC [72-1]. [cc: counsel; cd] [107-1] (former emp) Modified on 08/23/2000 (Entered: 08/22/2000)
09/05/2000	108	ORDER by Judge Roslyn O. Silver denying motion for partial summary judgment on all sexual harrasment claims on behalf of dfts L Ball, V Mercado and S Butler by dft Short's Grading Disp [75-1]; denying motion to strike paragraph 69 on page 12 of EEOC's statement of facts in opposition to dft's motion for partial summary judgment by dft Short's Grading Disp [103-1]; granting in part and denied in part motion for partial summary judgment on dft's affirmative defenses by pla EEOC [72-1]; granted with respect to affirmative defenses contained in paragraph 21 and 23 with respect to pla's claim for sexual harassment, but not retaliation, and is otherwise denied as moot (cc: all counsel) (former emp) (Entered: 09/05/2000)
09/08/2000	109	THIRD AMENDED NOTICE by pla EEOC OF TAKING DEPO OF C Brady Wilson on the following date(s): 9/11/00 (former emp) (Entered: 09/08/2000)
09/26/2000	110	SEALED Order by Hon Roslyn O Silver: denying motion for order [70-1]; this order and the pleadings filed in connection with it will remain under seal until further order of the Court cc: cnsl (former emp) Modified on 09/26/2000 (Entered: 09/26/2000)
09/28/2000	111	FIRST AMENDED COMPLAINT by pla; jury demand [1-1] (CMM) (Entered: 10/02/2000)
10/04/2000	112	ORDER by Judge Roslyn O. Silver extending time to file joint proposed pretrial order ddl; PTO ddl reset for 11/6/00 (cc: all counsel) (APJ) (Entered: 10/04/2000)
10/04/2000	113	RETURN OF SERVICE EXECUTED as to sumons, amended complaint upon dft Short's Grading Disp on 9/28/00 (DMT) (Entered: 10/05/2000)
11/06/2000	114	STIPULATION and request by all parties to extend the time for filing the joint proposed pretrial order from 11/6/00 to 11/13/00 (former emp) (Entered: 11/07/2000)
11/08/2000	115	ACCEPTANCE OF SERVICE (summons/complaint) upon dfts Short's Grading Disp, Tim Short, Valori Short on 10/2/00 (MAP) Modified on 11/13/2000 (Entered: 11/13/2000)
11/13/2000	116	ORDER by Judge Roslyn O. Silver granting stipulation extending ddl... PTO ddl re-set for 11/13/00 (cc: all counsel) (MAP) (Entered: 11/13/2000)

11/13/2000	117	STIPULATION to Extend Time for the Joint Proposed Pretrial Order by pla, dft (MAP) (Entered: 11/14/2000)
11/17/2000	118	ORDER by Judge Roslyn O. Silver: granting stipulation; the time for the joint proposed pretrial order and other deadlines set forth in this Court's 1/25/99 scheduling order shall be extended an additional 7 days ; PTO ddl set for 11/20/00 (cc: all counsel) (former emp) (Entered: 11/17/2000)
11/20/2000	119	STIPULATION and request by all parties to extend time for filing the joint proposed pretrial order until 11/21/00 (former emp) (Entered: 11/22/2000)
11/20/2000	120	MOTION in limine to exclude evidence of arrest and anticipated misdemeanor conviction of Salina Bryant by pla EEOC [120-1] (former emp) (Entered: 11/22/2000)
11/21/2000	121	MOTION in limine to exclude evidence of Short's 1998 personnel handbook and any sexual harrassment training conducted subsequent to its adoption by pla EEOC [121-1] (former emp) (Entered: 11/22/2000)
11/21/2000	122	SEALED Motion in limine to exclude.. by pla EEOC [122-1] (former emp) (Entered: 11/22/2000)
11/21/2000	124	SEALED Motion in limine to exclude by pla EEOC [124-1] (former emp) (Entered: 11/22/2000)
11/21/2000	125	SEALED memorandum of points and authorities in support of motion in limine (former emp) (Entered: 11/22/2000)
11/21/2000	126	SEALED memorandum of law in support of motion in limine (former emp) (Entered: 11/22/2000)
11/22/2000	123	SEALED Motion in limine to exclude [123-1] (former emp) Modified on 11/22/2000 (Entered: 11/22/2000)
11/24/2000	127	ORDER by Judge Roslyn O. Silver: granting stipulation; parties are extended the time for filing the joint proposed pretrial order from 11/20/00 to 11/21/00 (cc: all counsel) (former emp) (Entered: 11/24/2000)
11/24/2000	128	TRIAL MEMORANDUM by dfts (former emp) (Entered: 11/27/2000)
11/24/2000	129	MOTION in limine to exclude pla EEOC, from introducing evidence regarding related alleged acts of Timothy A Short adn Michael Macera, Jr by dft Short's Grading Disp, dft Tim Short, dft Valori Short [129-1] (former emp) (Entered: 11/27/2000)
11/24/2000	130	MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT of motion in limine to exclude evidence of Timothy A Short and Michael Macera' visits to topless dance clubs (former emp) (Entered: 11/27/2000)
12/08/2000	131	ORDER by Judge Roslyn O. Silver Final Pretrial conference set for 1:30 5/21/01 ; jury trial set for 8:30 6/26/01 (cc: all counsel) (MAP) (Entered: 12/08/2000)
12/08/2000	132	JOINT MOTION to continue deadline until 12/22/00 for submission of parties' reply briefs to the motions in limine [132-1] (former emp) (Entered: 12/11/2000)

12/12/2000	133	ORDER by Judge Roslyn O. Silver granting joint motion of the parties and extending until 12/22/00 submission of parties' reply briefs regarding the outstanding motion in limine [132-1] (cc: all counsel) (former emp) (Entered: 12/12/2000)
12/20/2000	134	STIPULATION and request by all parties to extend time for filing responses to motions in limine until 1/12/01 (former emp) (Entered: 12/20/2000)
01/04/2001	135	ORDER by Judge Roslyn O. Silver: granting stipulation; grants parties to extend the time for responding to outstanding motions in limine from 12/22/00 to 1/12/01 (cc: all counsel) (former emp) (Entered: 01/04/2001)
01/11/2001	136	JOINT MOTION to continue motion in limine deadline (extend the time for responding to motions until 1/26/01) by pla, dft [136-1] (former emp) (Entered: 01/11/2001)
01/18/2001	137	ORDER by Judge Roslyn O. Silver granting joint motion to continue the time for responding to motions in limine from 1/12/01 to 1/26/01 [136-1] (cc: all counsel) (former emp) (Entered: 01/18/2001)
01/26/2001	138	JOINT MOTION to continue dft's motion in limine until 1/31/01 by dft, pla [138-1] (former emp) (Entered: 01/29/2001)
01/26/2001	139	MOTION IN RESPONSE by pla EEOC to motion in limine to exclude pla EEOC, from introducing evidence regarding related alleged acts of Timothy A Short adn Michael Macera, Jr by dft Short's Grading Disp, dft Tim Short, dft Valori Short [129-1] (former emp) (Entered: 01/29/2001)
01/30/2001	140	ORDER by Judge Roslyn O. Silver granting motion to extend the time for responding to outstanding motions in limine until 1/31/01 by dft, pla [138-1] (cc: all counsel) (former emp) Modified on 01/31/2001 (Entered: 01/30/2001)
01/30/2001	141	The Court has ORDERED that effective February 1, 2001, the above captioned matter is reassigned to Judge Mary H. Murguia for all further proceedings. Any hearing, conference, or trial scheduled on or after 2/1/2001 in this action is vacated and will be reset by the Court. Counsel are to file a Joint Status Report in accordance with the attached order by 2/22/2001. All further pleadings and papers filed in this action should bear the complete case number and judge's initials, as shown above. (cc: all counsel), JURY TRIAL VACATED; PRETRIAL CONF VACATED; [141-1] (MAP) (Entered: 01/30/2001)
01/31/2001	142	RESPONSE by dft Short's Grading Disp to pla EEOC's motion in limine to exclude testimony of Charles Mannino and any other testimony regarding Salina Bryant's manner of dress (former emp) (Entered: 02/01/2001)
01/31/2001	143	RESPONSE by dft Short's Grading Disp to pla's EEOC's motion in limine to exclude evidence of Lavern Ball's conversation about visits to sex clubs with her husband (former emp) (Entered: 02/01/2001)
01/31/2001	144	SEALED Response to pla's motion in limine to exclude testimony and documentary evidence by Dr C Brady Wilson (former emp) (Entered: 02/01/2001)
02/12/2001	145	SEALED Motion TO SEAL reply by pla EEOC [145-1] (former emp) (Entered: 02/13/2001)

02/12/2001	146	SEALED Reply to response by EEOC (former emp) (Entered: 02/13/2001)
02/12/2001	147	SEALED Reply to response to motion by EEOC (former emp) (Entered: 02/13/2001)
02/12/2001	148	REPLY by pla EEOC to response to pla's motion in limine to exclude testimony of Charles Mannino and any other testimony regarding Salina Bryant's manner of dress (former emp) (Entered: 02/13/2001)
02/13/2001	149	CORRECTED SEALED Reply to dfts' response to EEOC's motion in limine (former emp) (Entered: 02/15/2001)
02/22/2001	150	JOINT STATUS REPORT by pla EEOC (former emp) (Entered: 02/26/2001)
03/08/2001	151	MINUTE ORDER status hearing is set for 10:00AM, Wednesday, 3/28/01 (cc: all counsel) [151] (former emp) (Entered: 03/08/2001)
03/28/2001	152	MINUTE ENTRY before Judge Mary H. Murguia Crt Rptr: M.SANCHEZ Present: David Lopez for pltf; Phillip Austin for dft. Status hearing held. Counsel advise they are close to settling the case; request 30 days. Court directs that a settlement conference be scheduled in 45 to 60 days by Mag/Judge Mathis in the event this case has not been resolved by counsel. [152] (former emp) (Entered: 03/28/2001)
07/09/2001	153	REQUEST (MOTION) for a Rule 16 Settlement Conference by pla EEOC [153-1] (former emp) (Entered: 07/10/2001)
07/23/2001	154	MINUTE ORDER granting motion for a Rule 16 Settlement Conference by pla EEOC [153]. FURTHER ORDERED referring this matter to Mag/Judge Virginia Mathis for settlement conference; that court to set date and time of hearing. (cc: all counsel) [154] (former emp) (Entered: 07/23/2001)
07/27/2001	155	ORDER by Mag Judge Virginia A. Mathis ; settlement conference set for 9:30 9/11/01 , before Mag Judge Virginia A. Mathis ; counsel shall appear at conference with parties having full authority to settle the case (cc: all counsel) (former emp) (Entered: 07/27/2001)
09/12/2001	156	ORDER by Mag Judge Virginia A. Mathis ; settlement conference reset for 9:30 10/29/01 ; settlement conference statements shall be delivered no later than 10/25/01 (cc: all counsel) (former emp) (Entered: 09/12/2001)
09/13/2001	157	MINUTE ORDER The Court denys as moot with leave to refile after the outcome of the settlement conference and the setting of a pretrial conference the following motions: motion in limine to exclude pla EEOC, from introducing evidence regarding related alleged acts of Timothy A Short adn Michael Macera, Jr by dft Short's Grading Disp, dft Tim Short, dft Valori Short [129], motion in limine to exclude [123], motion in limine to exclude by pla EEOC [124], motion in limine to exclude.. by pla EEOC [122], motion in limine to exclude evidence of Short's 1998 personnel handbook and any sexual harrassment training conducted subsequent to its adoption by pla EEOC [121], motion in limine to exclude evidence of arrest and anticipated misdemeanor conviction of Salina Bryant by pla EEOC [120]. Motion to seal reply [145] is moot. (cc: all counsel) [157] (former emp) (Entered: 09/13/2001)

10/23/2001	158	MOTION to continue settlement conference for 30 days by dfts [158-1] (former emp) (Entered: 10/24/2001)
10/29/2001	159	ORDER by Mag Judge Virginia A. Mathis granting motion to continue settlement conference for 30 days by dfts [158-1] ; settlement conference reset for 9:30 12/3/01 , before Mag Judge Virginia A. Mathis (cc: all counsel) (former emp) (Entered: 10/29/2001)
11/29/2001	160	APPLICATION by pla EEOC for entry of default (former emp) (Entered: 12/04/2001)
12/03/2001	161	MINUTE ENTRY before Mag Judge Virginia A. Mathis . . . ; settlement conference held ; settlement reached [161-2] (former emp) (Entered: 12/04/2001)
01/28/2002	162	JOINT STIPULATED MOTION for entry of consent decree by pla, dfts [162-1] (former emp) (Entered: 01/29/2002)
02/11/2002	163	CONSENT DECREE by Judge Mary H. Murguia: this decree resolves all claim of the Commission against dfts Short's Grading, Tim Shor and Valori Short; Short's Grading are permanently enjoined from sexually harassing any employee, retaliating against any employee; judgment is entered in favor of the Commission and against dfts in the amount of \$60,000; the settlement shall be paid beginning 2/12/02 or 10 days from the Court's entry of the Consent Decree a total of \$2400 monthly to class members; each payment shall be made the 15th of the month for 25 months; Short's Grading shall pay the amount to each class member by check; within 3 business days of the issuance of the checks Short's Grading shall submit a copy of each check and related correspondence to the Regional Attorney, EEOC; Short's Grading shall obtain and provide consultation and training on sexual harrasment to its employees for a period of 25 months from the date of this decree; during the first year, 2002 the sessions shall be conducted within 4 months of the entry of this decree; during the second year sessions shall be conducted between 10 and 13 months after the completion of the preceeding session; the training sessions shall be no less than one and one-half hours plus 15 to 30 minutes of questions and answers; within 30 days of the entry of this Decree, Short's Grading shall revise its written policy concerning sexual harassment and retaliation to conform with the law and submit the policy for review to the EEOC; Short's Grading shall distribute to each employee within 30 days of the consent decree; the policies shall be distributed to all new employees when hired and reissued to each employee once a year for the term of this Decree; Shorts Grading shall report in writing beginning 6 months from the date of the entry of this Decree a copy of the policy, any changes, modifications, revocations...; the duration of this decree is 25 months from its entry; the decree shall expire 25 months from the date of entry [162-1]; terminating case (cc: all counsel) (former emp) (Entered: 02/11/2002)
09/18/2002	164	STIPULATION to modify/amend consent decree [163-2] by pla EEOC, dft Short's Grading Disp (DMT) (Entered: 09/19/2002)
10/18/2002	165	ORDER by Judge Mary H. Murguia granting stipulation to modify/amend consent decree [163-2] by pla EEOC, dft Grading Disp (cc: all counsel) (former emp) (Entered: 10/18/2002)

06/26/2003	166	APPLICATION (MOTION) for order requiring Short's Grading and Disposal to show cause why it should not be held in contempt for failure to comply with consent decree by pla EEOC [166-1] , for sanctions against dfts for failure to comply with the decree by pla EEOC [166-2] (former emp) Modified on 11/20/2003 (Entered: 06/27/2003)
07/30/2003	167	ORDER by Judge Mary H. Murguia granting application for order requiring Short's Grading and Disposal to show cause why it should not be held in contempt for failure to comply with consent decree by pla EEOC [166-1] ; show cause hearing set for 4:00 10/24/03 for Short's Grading and Disposal, Inc to show cause why it should not be held in contempt of court ; the issue of sanctions will also be addressed at the hearing; on or before 9/30/03 Short's Grading and Disposal may file a response addressing the request for a contempt finding and sanctions contained in EEOC's application; the EEOC may file a reply on or before 10/10/03 (cc: all counsel) (former emp) (Entered: 07/30/2003)
10/01/2003	168	RESPONSE by dft Short's Grading Disp, dft Tim Short, dft Valori Short to EEOC's, application for order requiring Short's Grading & Disposal to show cause why it should not be held in contempt for failure to comply with consent decree; motion for sanctions [166-2] (former emp) (Entered: 10/02/2003)
10/06/2003	169	SUPPLEMENTAL response to pla, EEOC's application for order requiring Short's Grading & Disposal to show cause why it should not be held in contempt for failure to comply with consent decree; motion for sanctions by dft Short's Grading Disp, dft Tim Short, dft Valori Short [168-1] (former emp) (Entered: 10/06/2003)
10/10/2003	170	REPLY by pla EEOC in support of application for order requiring Short's Grading and Disposal to show cause why it should not be in contempt for failure to comply with consent decree by pla EEOC [166-1], to motion for sanctions against dfts for failure to comply with the decree by pla EEOC [166-2] (former emp) (Entered: 10/10/2003)
10/14/2003	171	NOTICE OF FILING ORIGINAL AFFIDAVIT of Rosanne Wood which was attached to pla's reply in support of its application for order requiring Short's Grading & Disposal to Show Cause why it should not be held in contempt for failure to comply with the consent decree [170-1] by pla EEOC (former emp) (Entered: 10/15/2003)
10/21/2003	172	MINUTE ORDER Order to show cause hearing set for 10/24/03 is vacated and reset to 2:30PM, 10/29/03 (cc: all counsel) [172] (former emp) (Entered: 10/21/2003)
10/28/2003	173	MINUTE ORDER: ORDERED vacating the order to show cause hearing set for 10/29/03 and resetting to 11/6/03 at 4:30 p.m., to give parties more time to reach a stipulated agreement. (cc: all counsel) [173-2] (TCA) (Entered: 10/28/2003)
11/05/2003	174	MINUTE ORDER Order to show cause hearing set for 11/6/03 is vacated. (cc: all counsel) [174] (former emp) (Entered: 11/05/2003)
11/17/2003	175	STIPULATED ORDER by Judge Mary H. Murguia: on 6/26/03, the Commission filed a motion for an order to show cause alleging that dfts have failed to comply with the Decree; the parties have agreed: dfts to pay the balance outstanding under the decree including penalties, interest, and incidental costs, in

		the amount of \$13,088 no later than 1/13/04; the outstanding balance shall be paid to the charging parties and class members in the appendix; dfts agree that the failure to make the outstanding payment shall be deemed a violation of this order and result in civil fine of \$50 per day to be paid proportionally to each victim, and extension of the term of the Decree by six months; if dfts fail to make the payment by 1/13/04, the order will not prejudice the Commission's ability to exercise all options available pursuant to the Consent Decree and attachments, including further action, if necessary, before this Court, with respect to dfts' compliance with the Decree; nothing in this order modifies dfts' continuing non-monetary or monetary obligations under the Consent Decree or prejudices the Commission's authority to seek appropriate relief for any future violation of these obligations (cc: all counsel/with attached appendix)** [175-1] (former emp) Modified on 11/17/2003 (Entered: 11/17/2003)
02/27/2004	176	APPLICATION (MOTION) for order requiring Short's Grading and Disposal to show cause why it should not be held in contempt for failure to comply with consent decree by pla EEOC [176-1] , for sanctions against Short's Grading and Disposal, Inc, Tim Short and Valori Short for failure to comply with the terms of the consent decree by pla EEOC [176-2] (former emp) (Entered: 03/01/2004)
03/08/2004	177	NOTICE by pla EEOC of lodging stipulated order to extend term of consent decree (former emp) (Entered: 03/09/2004)
03/23/2004	178	STIPULATED ORDER TO EXTEND TERM OF CONSENT DECREE by Judge Mary H. Murguia: in an effort to resolve further differences remaining with respect to dfts' obligations under the decree, the parties stipulate that the Consent Decree shall be extended six months or until 9/13/04 (cc: all counsel) re: order filed [178-1] (former emp) (Entered: 03/23/2004)
04/21/2004	179	RESPONSE by dfts to motion for order requiring Short's Grading and Disposal to show cause why it should not be held in contempt for failure to comply with consent decree by pla EEOC [176-1], motion for sanctions against Short's Grading and Disposal, Inc, Tim Short and Valori Short for failure to comply with the terms of the consent decree by pla EEOC [176-2] (LSP) (Entered: 04/26/2004)
07/07/2004	180	ORDER by Judge Mary H. Murguia: granting in part and denying in part motion for order requiring Short's Grading and Disposal to show cause why it should not be held in contempt for failure to comply with consent decree by pla EEOC [176-1], holding Short's Grading in contempt for noncompliance with the monetary terms of the Consent Decree; directing Short's Grading to pay the accumulated past due amount, including penalties and interest, that remains owing pursuant to the terms of the Consent Decree, no later than 9/1/04; directing Short's Grading to pay the fine of \$50 per day for each day after 9/1/04 that the accumulated past due amount is not paid, to be paid proportionally to each victim (cc: all counsel) (former emp) (Entered: 07/07/2004)
09/10/2004	181	MOTION to extend term of decree due to dfts' contempt by pla [181-1] (DMT) (Entered: 09/15/2004)
10/27/2004	182	MINUTE ORDER: The Court ORDERS directing Defendants to respond to Plaintiff's Motion to Extend Term of Decree Due to Defendants' Contempt by Plaintiff [181-1] within 10 days of today's date. (cc: MHM, all counsel) [182-1]

		re: order (minute) [182-1] (KSB) (Entered: 10/27/2004)
01/12/2005	183	ORDER by Judge Mary H. Murguia granting motion to extend term of decree to 9/12/05 by pla [181-1] or until dfts comply with the monetary terms of the Decree (cc: all counsel) (DMT) (Entered: 01/12/2005)

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