

Cat03, Perelman, Termed

**U.S. District Court  
Northern District of Ohio (Cleveland)  
CIVIL DOCKET FOR CASE #: 1:00-cv-00757-KMO**

EEOC v. Keybank, N.A.  
Assigned to: Hon. Kathleen M. O'Malley  
Demand: \$0  
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 03/21/2000  
Date Terminated: 05/08/2001  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **C. Larry Watson**  
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V.

**Defendant****Keybank, N.A.**

represented by **Jill C. Boland**  
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**Mediator****Bruce G Hearey***TERMINATED: 11/28/2000*

represented by **Bruce G Hearey**  
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*TERMINATED: 11/28/2000*  
**LEAD ATTORNEY**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
03/21/2000		FILING FEE WAIVED (B,BA A) (Entered: 03/21/2000)
03/21/2000		ASSIGNMENT OF MAGISTRATE JUDGE pursuant to Local Rule 3.1, Assignment of Cases. In the event of referral this case will be referred to Mag. Judge David S. Perelman . 1 pg (B,E J) (Entered: 03/21/2000)
03/21/2000	1	COMPLAINT; jury demand ( Service: summons, magistrate consent form issd) ( 6 pgs) (B,E J) (Entered: 03/21/2000)
03/21/2000	2	CIS filed by plaintiff. ECF Req. By Donna L. Williams-Alexander Recommended Track: standard ( 2 pgs) (B,E J) (Entered: 03/21/2000)

03/28/2000	3	ORDER: Case reassigned to Judge Kathleen M. O'Malley pur to 28:455 - order of recusal (issued on 3/28/00) ( 1 pgs) Judge Lesley B. Wells [EOD Date: 3/30/00] (K,V) (Entered: 03/30/2000)
04/13/2000	4	ANSWER to Complaint by deft. ( 4 pgs) (H,D) (Entered: 04/14/2000)
04/13/2000	5	CIS filed by deft. ECF Req. By Sue Marie Douglas Recommended Track: Standard. ( 2 pgs) (H,D) (Entered: 04/14/2000)
04/26/2000	6	CASE MANAGEMENT CONFERENCE scheduling order. case management conference set for 10:30 on 5/25/00 (issued on 4/26/00) ( 3 pgs) Judge Kathleen M. O'Malley [EOD Date: 4/27/00] (S,R) (Entered: 04/27/2000)
05/19/2000	7	POSITION STATEMENT by parties Re: Agenda for Case Management Conf. ( 3 pgs) (E,P) (Entered: 05/22/2000)
05/25/2000	8	CASE MANAGMENT PLAN/ORDER: Track Designation: standard ; case management conference held 5/25/00 ;Ct refers this case to mediation to occur no later than 11/1/00; non-expert discovery ddl 11/17/00; expert reports exchanged by pltf 12/17/00 and dft 1/17/01; expert discovery ddl 2/17/01; pldgs amd and/or pty added by 8/15/00; dispositive motion ddl 1/17/01; status hrg will be set upon receipt of report of the mediator (issued on 5/25/00) ( 4 pgs) Judge Kathleen M. O'Malley [EOD Date: 5/26/00] (S,R) (Entered: 05/26/2000)
05/30/2000		NOTICE OF REFERRAL to MED. List of potential neutrals sent to parties. Neutral selection ddl set for 6/9/00; Process to be completed by 11/13/00; Hrg to be sched/hld by 11/1/00. (issd 5/30/00) (V,K) Modified on 06/13/2000 (Entered: 05/30/2000)
06/13/2000		NOTICE of potential selection as neutral sent to first potential neutral. Neutral to respond by 6/16/00. (V,K) (Entered: 06/13/2000)
06/16/2000		NOTICE received from first potential neutral re: conflict. Neutral Available (y/n): y. (V,K) (Entered: 06/16/2000)
06/16/2000		NOTICE of parties selection of neutrals. Hrg to be set by 11/1/00; Process to be completed by 11/13/00; Designated neutral: Bruce G Hearey. (14 pgs) (V,K) (Entered: 06/16/2000)
06/16/2000		NOTICE of ADR Administrator. Agreed ranking sheet rcvd from all cnsl. (ranking sheet was due 6/9/00) (3 pgs) (V,K) (Entered: 06/19/2000)
06/21/2000	9	SUBPOENA returned. Served on Jose A. Quintana thru Angel Rolan on 6/20/00. ( 3 pgs) (M,J A A) (Entered: 06/22/2000)
07/07/2000	10	EX PARTE STATUS Report by pltf. (1 pg) (V,K) (Entered: 07/10/2000)
08/07/2000		MEDIATION HEARING set for 9:30 10/18/00 at office of mediator, 925 Euclid Ave., Suite 2000, Cleve, OH 44115-1496. Report due by 10/30/00 (S,J) (Entered: 08/07/2000)
08/15/2000	11	AMENDED COMPLAINT by plaintiff EEOC; jury demand [1-1] (8 pgs) (S,R) (Entered: 08/16/2000)
09/19/2000	12	SUBPOENA returned. Issued on behalf of deft. Served 9/18/00 on Carmen Colon. (2 pgs) (V,K) (Entered: 09/20/2000)

09/19/2000	13	SUBPOENA returned. Issued on behalf of deft. Served on father of Carmen Reyes on 9/18/00. (2 pgs) (V,K) (Entered: 09/20/2000)
10/27/2000	14	MOTION by mediator Bruce G. Heary for sanctions against pltf. w/Afdt in supp. ( 20 pgs) (D,P N.) (Entered: 10/30/2000)
10/31/2000	15	NOTICE by deft of taking depo duces tecum of Luz Elvelyn Serrano on 11/9/00 ( 3 pgs) (E,P) Modified on 11/01/2000 (Entered: 11/01/2000)
11/07/2000	16	SUBPOENA returned. Issued on behalf of KeyBank. Served on Evelyn Luz Serrano on 11/3/00. (2 pgs) (V,K) (Entered: 11/08/2000)
11/17/2000	17	MEMORANDUM by pltf in opp to mot by mediator Bruce G. Heary for sanctions against pltf [14-1]. (12 pgs) (V,K) (Entered: 11/20/2000)
11/27/2000	18	REPLY by mediator Bruce G Hearey to memo against mot by mediator Bruce G. Heary for sanctions against pltf [14-1]. (5 pgs) (V,K) (Entered: 11/28/2000)
11/28/2000		MEDIATION REPORT. Med. Hrg held Disp: 8. Future ADR: None. (D,P N.) (Entered: 02/01/2001)
12/04/2000	19	SUR-REPLY memo by pltf re [14-1] motion by mediator Bruce G. Heary for sanctions against pltf. ( 7 pgs) (V,K) (Entered: 12/05/2000)
01/11/2001	20	NOTICE of hrg in room 135, before Hon. Kathleen M. O'Malley on mot by mediator Bruce G. Heary for sanctions against pltf [14-1] at 2:00 p.m. on 2/2/01. (issd 1/11/01) (1 pg) (V,K) (Entered: 01/12/2001)
02/02/2001	21	MOTION by pltf in limine on the issue of presentation of matters irrelevant to the Mediator's recommendation for sanctions. ( 3 pgs) (H,D) (Entered: 02/02/2001)
02/02/2001	22	MOTION by pltf in limine on the issue of privileged communications between attys. ( 3 pgs) (M,J A A) (Entered: 02/02/2001)
02/02/2001	23	MINUTES/ORDER granting mot by mediator Bruce G. Heary for sanctions against pltf [14-1]. Mr. Hearey will submit an afdvt as to his costs on or before 2/16/01; EEOC may resp on or before 3/2/01. (issd 2/2/01) (1 pg) Judge Kathleen M. O'Malley [EOD Date: 2/5/01] (V,K) (Entered: 02/05/2001)
02/12/2001	24	MOTION by pltf for reconsideration of ord granting Mediator's recommendation for sanctions (4 pgs) (V,K) (Entered: 02/13/2001)
02/16/2001	25	AFFIDAVIT/SUBMISSION of Bruce G. Hearey of stmnt for services [23-2]. (8 pgs) (V,K) (Entered: 02/16/2001)
03/07/2001		MARGINAL ENTRY ORDER denying mtn by pltf for reconsideration [24-1]; The memorandum mischaracterizes and/or misunderstands the basis for the courts order. The EEOC violated the courts order and the courts local rules, misrepresented counsels settlement authority and unduly increased the cost of addressing those matters. (issued on 3/8/01) Judge Kathleen M. O'Malley [EOD Date: 3/8/01] (M,J A A) (Entered: 03/08/2001)
03/23/2001	26	ORDER: pursuant to Court's earlier order that pltf to pay \$2,993.00 as a sanction for failure to comply with its obligations relating to a court-ordered mediation in this matter. Payment shall be made payable to Bruce G. Hearey, the mediator

		within 10 days of this order (issued on 3/23/01) ( 1 pgs) Judge Kathleen M. O'Malley [EOD Date: 3/26/01] (K,V) (Entered: 03/26/2001)
04/03/2001	27	MOTION by pltf for a 30 day enlargement of time in which to pay the Mediator pursuant to court order ( 3 pgs) (M,EJ) (Entered: 04/04/2001)
04/18/2001		MARGINAL ENTRY ORDER: granting motion by pltf for a 30 day enlargement of time in which to pay the Mediator pursuant to court order [27-1] (issued on 4/18/01) Judge Kathleen M. O'Malley [EOD Date: 4/18/01] (C,B) (Entered: 04/18/2001)
05/07/2001	28	JOINT MOTION by ptys to appove & enter consent order & judgment entry ( 2 pgs) (H,D) (Entered: 05/10/2001)
05/08/2001	29	CONSENT ORDER granting motion by ptys to appove & enter consent order & judgment entry; the term of this Decree shall be 1 yr from date of entry by the Ct; KeyBank shall pay a total of \$24,000.00 to charging ptys; deflt shall post ntc (Exh B) w/in 10 days for 1 yr in Cuyahoga Cty's branches, etc; this Ct shall retain jurisdiction for purposes of insuring compliance; each pty shall bear its own costs; [28-1] dismissing case (issued on 5/8/01) ( 42 pgs) Judge Kathleen M. O'Malley [EOD Date: 5/10/01] (H,D) (Entered: 05/10/2001)
05/08/2001	30	JUDGMENT entered dismissing all claims against deflt w/prej; ptys to bear their own costs & fees, including attys' fees; the Ct retains jurisdiction during the duration of the consent order for the purpose of its enforcement. (issued on 5/8/01) ( 2 pgs) Judge Kathleen M. O'Malley [EOD Date: 5/10/01] (H,D) (Entered: 05/10/2001)

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