

NDISPO, TERMED

**U.S. District Court
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:05-cv-00969-LTB-MEH**

Equal Employment Opportunity Commission v. TXI Operations,
LP
Assigned to: Chief Judge Lewis T. Babcock
Referred to: Magistrate Judge Michael E. Hegarty
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 05/27/2005
Date Terminated: 11/01/2006
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Kim Rene Rogers**
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V.

Defendant

TXI Operations, LP
doing business as
TXI-Boulder

represented by **Christopher Marshall Leh**
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Date Filed	#	Docket Text
05/27/2005	1	COMPLAINT and Jury Trial Demand against TXI Operations, LP Summons Issued, filed by Equal Employment Opportunity Commission.(bpm,) (Entered: 05/31/2005)
05/27/2005	2	MOTION to Consolidate by Plaintiff Equal Employment Opportunity Commission. (bpm,) (Entered: 05/31/2005)
06/17/2005	3	Joint STATUS REPORT regarding date for response to motion to consolidate by Defendant TXI Operations, LP. with the concurrence of counsel for plaintiff EEOC. (djs,) (Entered: 06/17/2005)
06/30/2005	4	<i>TXI Operations, LP's</i> ANSWER to Complaint of EEOC by TXI Operations, LP.(Leh, Christopher) (Entered: 06/30/2005)
06/30/2005	5	BRIEF in Opposition re [2] MOTION to Consolidate Cases filed by Defendant TXI Operations, LP. (Attachments: # 1 Exhibit 1 Charge of Discrimination# 2 Exhibit 2 Letter from CCRD# 3 Exhibit 3 EEOC Determination# 4 Exhibit 4 EEOC Amended Determination# 5 Exhibit 5 Feiner Deposition Excerpts# 6 Exhibit 6. Jones Deposition Excerpts# 7 Exhibit 7. EEOC v. Pan Am World Airways)(Leh, Christopher) (Entered: 06/30/2005)
07/18/2005	6	MOTION for Extension of Time to File Answer by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 07/18/2005)
07/19/2005	7	Minute ORDER granting Pla's 6 Motion for Extension of Time to File Reply in Support of [2] MOTION to Consolidate Cases to 7/25/05, by Judge Lewis T. Babcock on 7/19/05. (gms,) (Entered: 07/19/2005)
07/25/2005	8	REPLY to Response to Motion re [2] MOTION to Consolidate Cases filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1 Deposition Excerpts Ex. 1, Jones deposition)(Kittle, Rita) (Entered: 07/25/2005)

07/28/2005	9	ORDER denying [2] Motion to Consolidate Cases 04-cv-2053-EWN-MJW and 05-cv-969-LTB-OES . Signed by Judge Edward W. Nottingham on 7/28/05. (gms,) (Entered: 07/28/2005)
02/01/2006	10	ORDER REFERRING CASE to Magistrate Judge O. Edward Schlatter by Judge Babcock. (gms,) (Entered: 02/01/2006)
02/03/2006	11	MINUTE ORDER For Scheduling/Planning Conference set for 5/15/2006 09:15 AM before Magistrate Judge O. Edward Schlatter, by Magistrate Judge O. Edward Schlatter on 02/03/06. (rlp,) (Entered: 02/03/2006)
02/08/2006	12	NOTICE of Entry of Appearance - <i>Kim R. Rogers</i> by Kim Rene Rogers on behalf of Equal Employment Opportunity Commission (Rogers, Kim) (Entered: 02/08/2006)
02/08/2006	13	REASSIGNING MAGISTRATE JUDGE. Upon the retirement of Magistrate Judge O. Edward Schlatter, this case has been reassigned and is now referred to Michael E. Hegarty, effective February 15, 2006. All future pleadings should reference Magistrate Judge Hegarty at the end of the civil action number (such as 05-cv-00500-LTB-MEH). The dates and times for all previously scheduled matters will be maintained and will now be handled by Magistrate Judge Hegarty in Courtroom A601. His chambers are located in Room A651. His telephone number is 303-844-4507. (Text only entry - no document attached) (gms,) (Entered: 02/08/2006)
05/09/2006	14	Proposed Scheduling Order by Defendant TXI Operations, LP. (Leh, Christopher) (Entered: 05/09/2006)
05/15/2006	15	SCHEDULING ORDER: Discovery due by 11/15/2006. Dispositive Motions due by 12/15/2006. Settlement Conference set for 9/12/2006 10:00 AM before Magistrate Judge Michael E. Hegarty. Final Pretrial Conference set for 2/13/2007 09:00 AM before Magistrate Judge Michael E. Hegarty, Signed by Judge Michael E. Hegarty on 05/15/06. (rlp,) (Entered: 05/15/2006)
05/15/2006	16	Minute Entry/Minute Order for proceedings held before Magistrate Judge Michael E. Hegarty: Scheduling Conference held on 5/15/2006. Confidential Settlement Statements due by 9/5/2006. Settlement Conference set for 9/12/2006 10:00 AM in Courtroom A 601 before Magistrate Judge Michael E. Hegarty. Proposed Pretrial Order due by 2/6/2007. Final Pretrial Conference set for 2/13/2007 09:00 AM in Courtroom A 601 before Magistrate Judge Michael E. Hegarty. (Court Reporter FTR - C. Coomes.) (mehcd) (Entered: 05/15/2006)
05/17/2006	17	MINUTE ORDER setting Jury Trial for 10/15/2007 08:00 AM in Courtroom A 201 before Chief Judge Lewis T. Babcock. Final Trial Preparation Conference set for 9/19/2007 at 08:00 AM before Chief Judge Lewis T. Babcock, by Judge Lewis T. Babcock on 05/17/06. (rlp,) (Entered: 05/17/2006)
05/31/2006	18	Stipulated MOTION for Protective Order - <i>Expedited</i> by Defendant TXI Operations, LP. (Attachments: # 1 Proposed Order (PDF Only))(Leh, Christopher) (Entered: 05/31/2006)
06/01/2006	19	MEMORANDUM referring to Magistrate Judge Hegarty : 18 Stipulated MOTION for Protective Order - <i>Expedited</i> filed by TXI Operations, LP, by Judge Lewis T. Babcock on 06/01/06. (Text Only Entry - No Document Attached)(rlp,)

		(Entered: 06/01/2006)
06/05/2006	20	MINUTE ORDER granting 18 Joint Motion for Expedited Entry of Stipulated Protective Order, by Magistrate Judge Michael E. Hegarty on 06/05/06. (rlp,) (Entered: 06/05/2006)
06/05/2006	21	PROTECTIVE ORDER to protect the discovery and dissemination of personnel and medical files, trade secret or confidential research, development or commercial information, Signed by Judge Michael E. Hegarty on 06/05/06. (rlp,) (Entered: 06/05/2006)
08/28/2006	22	Unopposed MOTION For Extension of Time to <i>RESPOND TO PLAINTIFF'S SECOND SET OF CONSOLIDATED DISCOVERY AND CERTIFICATE OF COMPLIANCE WITH LOCAL RULES 6.1 AND 7.1</i> by Defendant TXI Operations, LP. (Attachments: # 1 Proposed Order (PDF Only))(Gutierrez, Steven) (Entered: 08/28/2006)
08/29/2006	23	MEMORANDUM referring to Magistrate Judge Hegarty : 22 Unopposed MOTION For Extension of Time to <i>RESPOND TO PLAINTIFF'S SECOND SET OF CONSOLIDATED DISCOVERY AND CERTIFICATE OF COMPLIANCE WITH LOCAL RULES 6.1 AND 7.1</i> filed by TXI Operations, LP, by Judge Lewis T. Babcock on 08/29/06. (Text Only Entry - No Document Attached) (rlp2,) (Entered: 08/29/2006)
08/30/2006	24	MINUTE ORDER granting 22 Defendant's Unopposed Motion for Extension of Time to Respond to Plaintiff's second Set of Consolidated Discovery, Defendant's responses are to be submitted on or before September 11, 2006 by Magistrate Judge Michael E. Hegarty on 08/30/06. (rlp,) (Entered: 08/30/2006)
09/12/2006	25	MINUTE ORDER: By agreement of the parties, the settlement conference is hereby vacated. Signed by Judge Michael E. Hegarty on 09/12/06. (rlp2,) (Entered: 09/12/2006)
10/31/2006	26	Stipulated MOTION to Dismiss <i>Without Prejudice</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1 Proposed Order (PDF Only))(Rogers, Kim) (Entered: 10/31/2006)
11/01/2006	27	ORDER DISMISSING CASE per 26 the Stipulated Motion to Dismiss Without Prejudice Pursuant to Fed.R.Civ.P. 41(a)(1)(II), this matter shall be DISMISSED WITHOUT PREJUDICE, each party to pay their own fees and costs. Signed by Judge Lewis T. Babcock on 11/01/06. (rlp2,) (Entered: 11/01/2006)

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