

CLOSED

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:04-cv-00425-SLR**

Equal Employment v. MBNA America Bank NA
Assigned to: Honorable Sue L. Robinson
Demand: \$0
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 06/23/2004
Date Terminated: 03/27/2007
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Patricia C. Hannigan**
U.S. Attorney's Office
1007 Orange Street, Suite 700
P.O. Box 2046
Wilmington, DE 19899-2046
(302) 573-6277
Fax: (302) 573-6220
Email: patricia.hannigan@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rudolph Contreras
U.S. Attorney's Office
The Nemours Building
1007 Orange Street, Suite 700
P.O. Box 2046
Wilmington, DE 19899-2046
(302) 573-6277 ext. 154
Fax: (302) 573-6220
Email: rudolph.contreras@usdoj.gov
TERMINATED: 03/30/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

MBNA America Bank NA
a subsidiary of MBNA Corporation

represented by **Rudolph Contreras**
U.S. Attorney's Office
1007 Orange Street, Suite 700
P.O. Box 2046
Wilmington, DE 19899-2046
(302) 573-6277 ext. 154
Fax: (302) 573-6220
Email: rudolph.contreras@usdoj.gov

TERMINATED: 04/11/2005
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sheldon N. Sandler
 Young, Conaway, Stargatt & Taylor
 The Brandywine Building
 1000 West Street, 17th Floor
 P.O. Box 391
 Wilmington, DE 19899-0391
 (302) 571-6600
 Email: ssandler@ycst.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Justus D Eapen
TERMINATED: 02/28/2005

represented by **Rudolph Contreras**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/23/2004	1	COMPLAINT filed. Magistrate Consent Notice to Pltf. (bkb) (Entered: 06/23/2004)
06/23/2004		DEMAND for jury trial by Equal Employment (bkb) (Entered: 06/23/2004)
06/23/2004		No summons issued. (bkb) (Entered: 06/23/2004)
06/24/2004		SUMMONS(ES) issued for MBNA America Bank NA (bkb) (Entered: 06/25/2004)
06/30/2004	2	CASE assigned to Judge Sue L. Robinson . Notice to all parties. (rjb) (Entered: 06/30/2004)
07/08/2004	3	Letter to Clerk from A. Davis, U.S. Equal Employment Opportunity Commission, enclosing Affidavit of Service (fmt) (Entered: 07/08/2004)
07/08/2004	4	RETURN OF SERVICE executed as to MBNA America Bank NA 6/30/04 Answer due on 7/20/04 for MBNA America Bank NA (fmt) (Entered: 07/08/2004)
08/02/2004	5	ANSWER to Complaint by MBNA America Bank NA (Attorney Sheldon N. Sandler),; jury demand (fmt) (Entered: 08/02/2004)
08/26/2004	6	ORDER, set Tele-Scheduling Conference for 9:00 9/20/04 (signed by Judge Sue L. Robinson) copies to: cnsl. (rld) (Entered: 08/26/2004)
09/17/2004	7	NOTICE of Filing by Equal Employment; attaching agreed upon Proposed Scheduling Order (fmt) (Entered: 09/17/2004)

09/17/2004	8	MOTION to Intervene by Justus D Eapen Answer Brief due 10/1/04 re: [8-1] motion (fmt) (Entered: 09/17/2004)
09/20/2004		Scheduling conference held via teleconference; Judge Robinson presiding; no crt. rpt. present; cnsl. to send final order to the court for signature. (rld) (Entered: 09/20/2004)
09/20/2004	9	NOTICE of Filing by Equal Employment; on behalf of all parties submitting attached agreed upon scheduling order (fmt) (Entered: 09/21/2004)
09/22/2004	10	ORDER, set Scheduling Order Deadlines: joining of parties, amended pleadings on 10/20/04 Discovery deadline on 4/30/05 Daubert motions due 7/1/05; Deadline for filing dispositive motions by 6/15/05 , and set Status Conference for 4:30 9/13/05 matter referred to Mag. Judge Thyng for purpose of exploring settlement (signed by Judge Sue L. Robinson) copies to: cnsl. (rld) Modified on 12/20/2004 (Entered: 09/22/2004)
09/23/2004	11	ORDER, set Telephone Conference for 9:30 10/13/04 (signed by Judge Mary P. Thyng) copies to: cnsl (fmt) (Entered: 09/24/2004)
09/23/2004	12	CERTIFICATE OF SERVICE by MBNA America Bank NA re 1st req for prod of docs and 1st set of interogs (fmt) (Entered: 09/24/2004)
09/29/2004	13	MOTION by Equal Employment with Proposed Order for Terrence R. Cook to Appear Pro Hac Vice (fmt) (Entered: 09/30/2004)
10/04/2004		So Ordered granting [13-1] motion for Terrence R. Cook to Appear Pro Hac Vice (signed by Judge Sue L. Robinson) Notice to all parties. (rld) (Entered: 10/04/2004)
10/07/2004		So Ordered granting [8-1] motion to Intervene by Justus D Eapen (signed by Judge Sue L. Robinson) Notice to all parties. (rld) (Entered: 10/07/2004)
10/13/2004	14	ORDER, set Settlement Conference for 10:00 4/27/05 (signed by Judge Mary P. Thyng) copies to: cnsl. (rld) (Entered: 10/13/2004)
10/13/2004	15	CERTIFICATE OF SERVICE by Equal Employment re 1st req. for answers to interogs and 1st req. for prod. of docs. (fmt) (Entered: 10/14/2004)
11/12/2004	16	CERTIFICATE OF SERVICE by MBNA America Bank NA re intial disclosures (fmt) (Entered: 11/15/2004)
11/29/2004	17	CERTIFICATE OF SERVICE by Equal Employment re objs and responses to 1st req. for answers to interogs, objs and responses to 1st set of docs. requests, initial disclosure docs, privilege log and certificate of service (fmt) (Entered: 11/30/2004)
01/05/2005	18	CERTIFICATE OF SERVICE by MBNA America Bank NA re answers to pltf's 1st set of interogs (fmt) (Entered: 01/05/2005)
01/05/2005	19	CERTIFICATE OF SERVICE by MBNA America Bank NA re responses to pltf's 1st req for prod of docs (fmt) (Entered: 01/05/2005)
02/16/2005	20	MOTION to Withdraw the motion to intervene, D.I. 8. - filed by Justus D Eapen. (rld,) (Entered: 02/16/2005)

02/28/2005		SO ORDERED, re [20] MOTION to Withdraw the motion to intervene filed by Justus D Eapen, . Signed by Judge Sue L. Robinson on 2/25/05. (rld,) (Entered: 02/28/2005)
03/22/2005	21	NOTICE to Take Deposition of Justus D. Eapen on April 4, 2005 by MBNA America Bank NA.(Sandler, Sheldon) (Entered: 03/22/2005)
04/08/2005	22	Joint MOTION to Amend/Correct <i>Scheduling Order</i> - filed by Equal Employment Opportunity Commission, MBNA America Bank NA, Justus D Eapen. (Contreras, Rudolph) (Entered: 04/08/2005)
04/11/2005		SO ORDERED, re 22 Joint MOTION to Amend/Correct <i>Scheduling Order</i> filed by Equal Employment Opportunity Commission,, MBNA America Bank NA,, Justus D Eapen, Re-Setting Scheduling Order Deadlines: Discovery due by 7/31/2005. Dispositive Motions due by 9/15/2005. Oral argument/status conf. previously set for 9/13/05 is removed from the court's calendar at this time. Signed by Judge Sue L. Robinson on 4/11/05. (rld,) (Entered: 04/11/2005)
04/27/2005	23	ORDER Setting Mediation Conferences: Mediation Conference rescheduled for 10/11/2005 10:00 AM in Courtroom 6C before Honorable Mary Pat Thyng. Signed by Judge Mary Pat Thyng on 4/27/2005. (cab,) (Entered: 04/27/2005)
06/30/2005	24	NOTICE OF SERVICE of Defendant's First Request for Admissions, Defendant's Second Set of Interrogatories, and Defendant's Second Request for Production by MBNA America Bank NA.(Sandler, Sheldon) (Entered: 06/30/2005)
07/06/2005	25	NOTICE of Service by Equal Employment Opportunity Commission (Contreras, Rudolph) (Entered: 07/06/2005)
07/28/2005	26	Consent MOTION to Amend/Correct <i>Scheduling Order</i> - filed by Equal Employment Opportunity Commission. (Contreras, Rudolph) (Entered: 07/28/2005)
07/29/2005		SO ORDERED, re 26 Consent MOTION to Amend/Correct <i>Scheduling Order</i> filed by Equal Employment Opportunity Commission,, ORDER, Setting Scheduling Order Deadlines Discovery due by 9/30/2005. Dispositive Motions due by 11/15/2005. Signed by Judge Sue L. Robinson on 7/29/05. (rld,) (Entered: 07/29/2005)
10/12/2005	27	ORDER cancelling the 10/11/05 mediation conference. Signed by Judge Mary Pat Thyng on 10/12/05. (kjk,) (Entered: 10/12/2005)
11/15/2005	28	MOTION for Summary Judgment - filed by MBNA America Bank NA. (Sandler, Sheldon) (Entered: 11/15/2005)
11/15/2005	29	OPENING BRIEF in Support re 28 MOTION for Summary Judgment filed by MBNA America Bank NA.Answering Brief/Response due date per Local Rules is 11/30/2005. (Attachments: # 1 Unreported Opinions - Part 1# 2 Unreported Opinions Part 2# 3 Certificate of Service)(Sandler, Sheldon) (Entered: 11/15/2005)
11/15/2005	30	APPENDIX re 29 Opening Brief in Support, of <i>Motion for Summary Judgment</i> by MBNA America Bank NA. (Attachments: # 1 Appendix - Part 2# 2 Appendix - Part 3# 3 Appendix - Part 4# 4 Appendix - Part 5# 5 Appendix - Part

		6)(Sandler, Sheldon) (Entered: 11/15/2005)
11/29/2005	31	STIPULATION TO EXTEND TIME to Oppose Motion for Summary Judgment to December 12, 2005 - filed by Equal Employment Opportunity Commission, MBNA America Bank NA. (Contreras, Rudolph) (Entered: 11/29/2005)
11/30/2005		SO ORDERED, re 31 STIPULATION TO EXTEND TIME to Oppose Motion for Summary Judgment to December 12, 2005 filed by Equal Employment Opportunity Commission,, MBNA America Bank NA,, Set Briefing Schedule: Answering Brief due 12/12/2005.Reply Brief due 12/30/2005. Signed by Judge Sue L. Robinson on 11/30/05. (rld,) (Entered: 11/30/2005)
12/12/2005	32	MOTION for Extension of Time to File Response/Reply as to 28 MOTION for Summary Judgment, 29 Opening Brief in Support, - filed by Equal Employment Opportunity Commission. (Contreras, Rudolph) (Entered: 12/12/2005)
12/13/2005	33	PROPOSED ORDER Extension of Time re 32 MOTION for Extension of Time to File Response/Reply as to 28 MOTION for Summary Judgment, 29 Opening Brief in Support, by Equal Employment Opportunity Commission. (Contreras, Rudolph) (Entered: 12/13/2005)
12/14/2005		SO ORDERED, re 32 MOTION for Extension of Time to File Response/Reply as to 28 MOTION for Summary Judgment, 29 Opening Brief in Support, filed by Equal Employment Opportunity Commission,, 33 Proposed Order filed by Equal Employment Opportunity Commission,, Set Briefing Schedule: Answering Brief due 12/14/2005. Signed by Judge Sue L. Robinson on 12/14/05. (rld,) (Entered: 12/14/2005)
12/14/2005	34	ANSWERING BRIEF in Opposition re 28 MOTION for Summary Judgment filed by Equal Employment Opportunity Commission.Reply Brief due date per Local Rules is 12/21/2005. (Contreras, Rudolph) (Entered: 12/14/2005)
12/19/2005	35	MOTION for Extension of Time to File Response/Reply as to 34 Answering Brief in Opposition - filed by MBNA America Bank NA. (Attachments: # 1)(Sandler, Sheldon) (Entered: 12/19/2005)
12/19/2005	36	APPENDIX re 34 Answering Brief in Opposition by Equal Employment Opportunity Commission. (Attachments: # 1)(Contreras, Rudolph) Additional attachment(s) added on 12/19/2005 (fmt,). Modified on 12/19/2005 (fmt,). (Entered: 12/19/2005)
12/19/2005		CORRECTING ENTRY: Vols 2-4 of the Appendix have been added as attachments to D.I. 36 (fmt,) (Entered: 12/19/2005)
12/20/2005		SO ORDERED, re 35 MOTION for Extension of Time to File Response/Reply as to 34 Answering Brief in Opposition filed by MBNA America Bank NA,, Set Briefing Schedule: Reply Brief due 1/9/2006. Signed by Judge Sue L. Robinson on 12/19/05. (rld,) (Entered: 12/20/2005)
01/09/2006	37	REPLY BRIEF re 28 MOTION for Summary Judgment filed by MBNA America Bank NA. (Sandler, Sheldon) Modified on 1/10/2006 (fmt,). (Entered: 01/09/2006)
01/09/2006	38	APPENDIX re 37 Reply Brief <i>in Support of Its Motion for Summary Judgment</i> by MBNA America Bank NA. (Attachments: # 1 Appendix Part 2# 2 Appendix

		Part 3# 3 Appendix Part 4# 4 Appendix Part 5# 5 Appendix Part 6)(Sandler, Sheldon) (Entered: 01/09/2006)
01/10/2006		CORRECTING ENTRY: The unreported opinions attached to D.I. 37 have been deleted from the docket; see Judge Robinson's guidelines on the court's website;copies of court decisions should not be filed unless the case involves a pro se litigant or reference is made in the brief to court decisions that are NOT electronically retrievable via Westlaw or Lexis. (fmt,) (Entered: 01/10/2006)
01/12/2006	39	REQUEST for Oral Argument by Equal Employment Opportunity Commission re 28 MOTION for Summary Judgment. (Contreras, Rudolph) (Entered: 01/12/2006)
03/30/2006	40	NOTICE OF SUBSTITUTION OF COUNSEL re Equal Employment Opportunity Commission: Entry of appearance of attorney Patricia C. Hannigan. Attorney Rudolph Contreras terminated. (Hannigan, Patricia) (Entered: 03/30/2006)
09/29/2006	41	MEMORANDUM OPINION. Signed by Judge Sue L. Robinson on 9/29/06. (rld,) (Entered: 09/29/2006)
09/29/2006	42	ORDER Motions terminated: DENYING 28 MOTION for Summary Judgment filed by MBNA America Bank NA; Setting Hearings Telephone Conference set for 10/13/2006 09:00 AM before Honorable Sue L. Robinson. Pltf.'s cnsl. to initiate this call, to schedule trial in this matter. Signed by Judge Sue L. Robinson on 9/29/06. (rld,) (Entered: 09/29/2006)
10/13/2006	43	Letter to Honorable Sue L. Robinson from Patricia C. Hannigan regarding TeleConference. (Hannigan, Patricia) (Entered: 10/13/2006)
11/14/2006	44	Amended SCHEDULING ORDER: Pretrial Conference set for 2/13/2007 04:30 PM in Courtroom 6B before Honorable Sue L. Robinson.,Jury Trial set for 2/26/2007 09:30 AM in Courtroom 6B before Honorable Sue L. Robinson. Signed by Judge Sue L. Robinson on 11/14/06. (rld) (Entered: 11/14/2006)
02/07/2007	45	Letter to The Honorable Sue Robinson from Sheldon N. Sandler regarding Settlement of Case - re 44 Scheduling Order,. (Sandler, Sheldon) (Entered: 02/07/2007)
03/16/2007	46	PROPOSED CONSENT JUDGMENT (<i>Consent Decree</i>) by Equal Employment Opportunity Commission. (Hannigan, Patricia) (Entered: 03/16/2007)
03/27/2007	47	CONSENT JUDGMENT in favor of Equal Employment Opportunity Commission against MBNA America Bank NA in the amount of \$147,000.00; court shall retain jurisdiction over this Decree for three years, in order to enforce its provisions, should this become necessary. See Decree for further details. Signed by Judge Sue L. Robinson on 3/27/07. (rld) (Entered: 03/27/2007)

PACER Service Center

Transaction Receipt

06/12/2007 14:08:40

PACER Login:	hs0328	Client Code:	eeoc
Description:	Docket Report	Search Criteria:	1:04-cv-00425-SLR Start date: 1/1/1970 End date: 6/12/2007
Billable Pages:	4	Cost:	0.32
