

CLOSED

**United States District Court
District of Nevada (Las Vegas)
CIVIL DOCKET FOR CASE #: 2:03-cv-01230-KJD-GWF**

Equal Employment Opportunity Commission VS Sun Cab
Company, Inc., etal
Assigned to: Judge Kent J. Dawson
Referred to: Magistrate Judge George W Foley, Jr
Magistrate Judge Peggy A. Leen (Settlement)
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 09/30/2003
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Anna Park**
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V.

Defendant

Sun Cab Company, Inc.
doing business as
Nellis Cab Company

represented by **Jeffrey S. Judd**
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Date Filed	#	Docket Text
09/30/2003	<u>1</u>	COMPLAINT Copy of complaint w/jury demand obo P (Entered: 10/27/2003)
09/30/2003	<u>4</u>	COMPLAINT Original complaint (see ord #3 for details). (Entered: 11/06/2003)
10/01/2003		SUMMONS ISSUED (1) summs iss'd to P (Entered: 10/27/2003)
10/27/2003	<u>2</u>	NOTICE (OTHER) Notc of referral to ENE session w/Special Ord #102 attch'd. cps dis (Entered: 10/27/2003)
10/28/2003	<u>3</u>	ORDER ORD: P is to return an original signature page for the complaint forthwith. Cnsl are to snd doc w/a cover lttr to the attn of Deputy Clrk Jeff Miller. cps dis (Entered: 10/28/2003)
11/06/2003	<u>5</u>	NOTICE OF APPEARANCE Notc of appearance of cnsl for Ds. (m) (Entered: 11/07/2003)
11/17/2003	<u>6</u>	WAIVER OF SERVICE EXECUTED as to D Sun Cab Co. obo P. (m) (Entered: 11/18/2003)
12/08/2003	<u>7</u>	ANSWER TO COMPLAINT Answr obo Ds. (m) (Entered: 12/09/2003)
12/08/2003	<u>8</u>	CERTIFICATE OF INTERESTED PARTIES obo Ds. (m) (cpy to KJD & RJJ) (Entered: 12/09/2003)
12/10/2003	<u>9</u>	SCHEDULING ORDER ORD: An ENE session is sched for 4-7-03 @ 1:30pm before PAL. cps dis (Entered: 12/11/2003)
01/20/2004		MISCELLANEOUS DOCUMENT disc plan & sched ord. to RJJ (Entered: 01/21/2004)

01/22/2004	<u>10</u>	ORDER ON STIPULATION ORD: Disc exp 6-7-04, dispo mtns due 7-7-04, jnt PTO due 8-6-04. cps dis (Entered: 01/23/2004)
03/08/2004		MISCELLANEOUS DOCUMENT stip to extnd d'dlines. to RJJ (Entered: 03/08/2004)
03/10/2004	<u>11</u>	ORDER ON STIPULATION ORD:(EXTENDED) Disc exp 7-22-04, dispo mtns due 8-23-04, jnt PTO due 9-20-04, interim stat rept due 5-21-04. cps dis (Entered: 03/11/2004)
04/09/2004	<u>12</u>	MISCELLANEOUS HEARING ENE session hld 4/7/04 bfr PAL: no settlmnt was reached, case shld be returned to normal litigation track. cpys dist. (Entered: 04/09/2004)
05/10/2004	<u>13</u>	MOTION TO COMPEL EMRGNCY mtn to compel attendance @ depo obo D. (f,m) (DISPO: oppo #14, reply #16, ord #20 DENIED (Entered: 05/11/2004)
05/17/2004	<u>14</u>	RESPONSE IN OPPOSITION TO MOTION Oppo to EMRGNCY mtn to compel #13 obo P. (m) (Entered: 05/17/2004)
05/17/2004	<u>15</u>	MOTION FOR PROTECTIVE ORDER Mtn for prot ord re: depositions of Kite, Nelson & Perry obo P. (m) (DISPO: oppo #16, reply #17, ord #20 GRNTD (Entered: 05/17/2004)
05/17/2004	<u>16</u>	REPLY TO RESPONSE TO MOTION Reply in supt of EMRGNCY mtn to compel #13 & oppo to mtn for prot ord #15 obo D. (m) (Entered: 05/17/2004)
05/19/2004	<u>17</u>	REPLY TO RESPONSE TO MOTION REPLY to oppo (#16) Mtn for protective order (#15) obo P (m) (Entered: 05/19/2004)
05/20/2004	<u>18</u>	STATUS REPORT Interim stat rept. (cpy to KJD & RJJ) (Entered: 05/21/2004)
05/28/2004		MISCELLANEOUS DOCUMENT stip to amnd disc. to KJD (Entered: 05/28/2004)
06/14/2004	<u>19</u>	ORDER ON STIPULATION ORD:(EXTENDED) Disc exp 10-20-04, dispo mtns due 11-19-04, jnt PTO due 12-20-04, interim stat rept due 8-23-04. cps dis (Entered: 06/15/2004)
06/15/2004	<u>20</u>	ORDER ORD: D's mtn to compel #13 DENIED; FUR ORD: P's mtn for prot ord #15 GRNTD. cps dis (Entered: 06/15/2004)
08/20/2004	<u>21</u>	MOTION IN LIMINE by Pltf to exclude the report & testimony of Nellis Cab's statistical expert Richard Singleton. (s) (DISPO: oppo #23, reply #24, ord #37 DENIED (Entered: 08/23/2004)
08/23/2004	<u>22</u>	STATUS REPORT Jnt interim stat rept obo P. (m) (cpy to KJD & RJJ) (Entered: 08/25/2004)
09/07/2004	<u>23</u>	RESPONSE IN OPPOSITION TO MOTION Oppo to mtn in limine #21 obo D. (m) (Entered: 09/08/2004)
09/21/2004	<u>24</u>	REPLY TO RESPONSE TO MOTION Reply in supt of mtn in limine to exclude report/testimony #21 obo P. (m) (Entered: 09/22/2004)
09/30/2004		MISCELLANEOUS DOCUMENT 3rd stip to extnd disc. to KJD (Entered: 10/01/2004)

10/05/2004	<u>25</u>	ORDER ON STIPULATION ORD: The d'dline for exprt disc is extnd'd until 40 days after Ct's ruling on P's mtn in limine #21. All other disc dates remain the same. cps dis (Entered: 10/05/2004)
10/12/2004	<u>26</u>	NOTICE OF CHANGE OF ADDRESS for cnsl Litter Mendelson obo D. (m) (Entered: 10/20/2004)
11/19/2004	<u>27</u>	MOTION FOR PARTIAL SUMMARY JUDGMENT Mtn for prtl s/j obo P. (m) (DISPO: oppo #28, reply #30, objctns #31 ORD #43 GRNTD (Entered: 11/22/2004)
12/06/2004	<u>28</u>	RESPONSE IN OPPOSITION TO MOTION Oppo to mtn for prtl s/j #27 obo D. (m) (Entered: 12/06/2004)
12/10/2004		MISCELLANEOUS DOCUMENT stip/ord to amend disc plan - KJD (Entered: 12/10/2004)
12/13/2004	<u>29</u>	ORDER ON STIPULATION ORD: Jnt PTO due after dispo of mtn for prtl s/j #27. cps dis (Entered: 12/14/2004)
12/21/2004	<u>30</u>	REPLY TO RESPONSE TO MOTION Reply in supt of mtn for prtl s/j #27 obo P. (m) (Entered: 12/28/2004)
12/21/2004	<u>31</u>	OBJECTION TO REPORT AND RECOMMENDATIONS Objctns to dec of Robert Winner attch'd to oppo #28 to mtn for prtl s/j #27 obo P. (m) (Entered: 12/28/2004)
01/10/2005	<u>32</u>	MOTION FOR MISCELLANEOUS RELIEF by Dft to re-open disc. (s) (DISPO: oppo #33, objctns #34, reply #35, ord #38 GRNTD (Entered: 01/11/2005)
01/28/2005	<u>33</u>	RESPONSE IN OPPOSITION TO MOTION Oppo to mtn to reopen disc #32 obo P. (m) (Entered: 01/31/2005)
01/28/2005	<u>34</u>	OBJECTION TO REPORT AND RECOMMENDATIONS Objctns to dec attch'd to mtn to reopen disc #32 obo P. (m) (Entered: 01/31/2005)
02/14/2005	<u>35</u>	REPLY TO RESPONSE TO MOTION Reply in supt of mtn to reopen disc #32 obo Ds. (m) (Entered: 02/14/2005)
03/08/2005	<u>36</u>	ORDER ORD: A hrng is sched for 3-15-05 @ 1:30pm on D's mtn to reopen disc #32 in Ctrm #3D. cps dis (Entered: 03/09/2005)
03/10/2005	<u>37</u>	ORDER ORD: P's mtn in limine #21 DENIED w/o prej as premature. cps dis (Entered: 03/10/2005)
03/15/2005	<u>38</u>	MISCELLANEOUS HEARING (Tape #05-4-40 >5-1282<) re: hrng on mtn to reopen disc #32 - ORD: Mtn to reopen disc #32 GRNTD. Disc exp 5-13-05, dispo mtns due 6-17-05 & jnt PTO due 6-30-05; FUR ORD: P's req to reopen depo of Mr. Derman is DENIED as this time. cp (Entered: 03/16/2005)
06/17/2005	<u>39</u>	MOTION FOR SUMMARY JUDGMENT Def motion for s/j with two declarations attached (OA req) (m) DISPO: Objections #40, oppo #41, reply #42. Additional attachment(s) added on 11/30/2005 (MJZ,). (Entered: 06/20/2005)
07/05/2005	<u>40</u>	OBJECTION TO REPORT AND RECOMMENDATIONS Objections to two declarations with the mtn for s/j #39. (m) (Entered: 07/06/2005)

07/05/2005	41	RESPONSE IN OPPOSITION TO MOTION Oppo to D mtn for s/j #39, with 3 declarations attached. (filed separate due to size).(s) (Entered: 07/06/2005)
07/15/2005	42	REPLY TO RESPONSE TO MOTION Reply to oppo to mtn for s/j #39. obo D. W/ declaration of Judd and Winner. (s) (Entered: 07/18/2005)
09/07/2005	43	ORDER ORD: mtn for part s/j #27 is GRNTD. cps dist. (Entered: 09/08/2005)
12/20/2005	44	MINUTE ORDER IN CHAMBERS of the Honorable Kent J. Dawson, U.S. District Judge on 12/20/2005. By Deputy Clerk: <i>Peggie Vannozzi</i> . Proposed Joint Pretrial Order due by 1/20/2006.(no image attached) (PAV,) (Entered: 12/20/2005)
12/28/2005		Set/Reset Deadlines: A motion for summary judgment is currently under submission, which renders the current due date for the filing of the proposed joint pretrial order premature. Therefore, the Proposed Joint Pretrial Order is due by 4/14/2006. (PAV,) (Entered: 12/28/2005)
03/09/2006	45	ORDER denying 39 Motion for Summary Judgment and finding as moot 41 Plaintiff's Objections. Signed by Judge Kent J. Dawson on 3/9/06. (AAB) (Entered: 03/10/2006)
04/10/2006	46	STIPULATION AND ORDER TO EXTEND TIME TO FILE JOINT PRE-TRIAL ORDER by Defendant Sun Cab Company, Inc.. (Hicks, Patrick) (Entered: 04/10/2006)
04/19/2006	47	ORDER ON STIPULATION re 46 Stipulation for time to file Pretrial Order. Proposed Joint Pretrial Order due by 4/28/2006. Signed by Judge Kent J. Dawson on 4/17/06. (AXM,) (Entered: 04/19/2006)
04/28/2006	48	PROPOSED Pretrial Order <i>JOINT PRETRIAL ORDER</i> by Defendant Sun Cab Company, Inc., Plaintiff Equal Employment Opportunity Commission. (Judd, Jeffrey) (Entered: 04/28/2006)
04/28/2006	49	First MOTION in Limine <i>Plaintiff's Motion in Limine to Exclude Defendant's Statistical Expert</i> by Plaintiff Equal Employment Opportunity Commission. Responses due by 5/16/2006. (Attachments: # 1 Exhibit A-1# 2 Exhibit A-2# 3 Exhibit A-3# 4 Exhibit B-1# 5 Exhibit B-2# 6 Exhibit B-3)(Laura, Peter) (Entered: 04/28/2006)
05/01/2006	50	PRETRIAL ORDER: Jury Trial set for 8/28/2006 09:00 AM in LV Courtroom 6D before Judge Kent J. Dawson. Calendar Call set for 8/22/2006 09:00 AM in LV Courtroom 6D before Judge Kent J. Dawson. Trial Briefs due by 8/23/2006. Proposed Jury Instructions due by 8/23/2006. Proposed Voir Dire due by 8/23/2006. Signed by Judge Kent J. Dawson on 5/1/06. Motions in limine due 7/28/06; responses due 8/11/06. (PAV,) (Entered: 05/01/2006)
05/01/2006	51	ORDER re 50 Pretrial Order, this matter is referred to Magistrate Judge Johnston to set a settlement conference. Signed by Judge Kent J. Dawson on 5/1/06. (PAV) (Entered: 05/01/2006)
05/11/2006	52	RESPONSE to 49 First MOTION in Limine <i>Plaintiff's Motion in Limine to Exclude Defendant's Statistical Expert</i> ; filed by Defendant Sun Cab Company, Inc.. <i>OPPOSITION TO EEOC'S MOTION IN LIMINE</i> (Judd, Jeffrey) (Entered: 05/11/2006)

06/02/2006	53	ORDER OF RECUSAL. This action is referred to Chief Judge Philip M. Pro for reassignment. Signed by Judge Robert J. Johnston on 6/2/2006. (MXS) (Entered: 06/02/2006)
06/05/2006	54	MINUTE ORDER IN CHAMBERS of the Honorable Philip M. Pro, Chief U.S. District Judge on 6/5/2006. By Deputy Clerk: V. Hayes. IT IS ORDERED that this case is reassigned to Magistrate Judge George W Foley, Jr. for all further proceedings routinely referred to the Magistrate Judge. Magistrate Judge Robert J. Johnston no longer assigned to case. All further documents must bear the correct case number 2:03-cv-01230-KJD-GWF. (no image attached) (VHM,) (Entered: 06/05/2006)
06/15/2006	55	EXHIBIT LIST <i>Supplemental</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1 Exhibit A & B)(Laura, Peter) (Entered: 06/15/2006)
06/27/2006	56	ORDER Scheduling Settlement Conference: Settlement Conference set for 8/10/2006 09:00 AM before Magistrate Judge George W Foley Jr.. Signed by Judge George W Foley Jr. on 6/26/06. (AXM) (Entered: 06/27/2006)
06/27/2006	57	ORDER denying 49 Motion in Limine. Signed by Judge Kent J. Dawson on 6/26/06. (AXM) (Entered: 06/27/2006)
07/28/2006	58	MOTION in Limine <i>Excluding Evidence and Allegations about Hassan Bashir</i> by Plaintiff Equal Employment Opportunity Commission. Responses due by 8/15/2006. (Laura, Peter) (Entered: 07/28/2006)
08/08/2006	59	ORDER REGARDING TRIAL: Jury Trial set for 8/28/2006 09:00 AM in LV Courtroom 6D before Judge Kent J. Dawson. Calendar Call set for 8/22/2006 09:00 AM in LV Courtroom 6D before Judge Kent J. Dawson. Exhibit List due by 8/23/2006. Proposed Findings of Fact and Conclusions of Law due by 8/23/2006. Proposed Voir Dire due by 8/23/2006. Proposed Jury Instructions due by 8/23/2006. Trial Briefs due by 8/23/2006. Signed by Judge Kent J. Dawson on 8/8/06. (PAV) (Entered: 08/08/2006)
08/10/2006	60	MINUTES OF PROCEEDINGS - Settlement Conference held on 8/10/2006 before Judge George W Foley Jr.. Judicial Assistant: <i>Julia Hill</i> ; Pla Counsel: <i>Peter Laura, Anna Park, Angela Morrison</i> ; Def Counsel: <i>Jeff Judd</i> ; Time of Hearing: <i>9:00 a.m.</i> The court heard presentations from counsel and each of the parties present and thereafter met individually with counsel and each individual party. A settlement was reached, the terms of which were placed on the record. (no image attached) (JXH) (Entered: 08/10/2006)
08/10/2006	62	ORDER regarding Settlement Conference held on 8/10/2006. A settlement was reached the terms of which are confidential and have been placed on the record. Parties are to file settlement/release documents and dismissal papers within 31 days from entry of this order. Settlement documents are due by 9/15/2006. Signed by Judge George W Foley Jr. on 8/10/06. (RFJ) (Entered: 08/14/2006)
08/17/2006		The following Deadlines are terminated: 1) the deadline for the filing of the response to #58; 2) all deadlines set by the Order regarding trial, The following hearings are vacated pending receipt of settlement documents/dismissal: 1)the calendar call set for 8/22/06; 2) the trial set for 8/28/06. (PAV) (Entered: 08/17/2006)

09/08/2006	63	STIPULATION re 62 Order,, Set/Reset Deadlines & Hearings, ; <i>STIPULATION AND ORDER TO EXTEND DATE FOR TELEPHONIC STATUS HEARING</i> by Defendant Sun Cab Company, Inc., Plaintiff Equal Employment Opportunity Commission. (Judd, Jeffrey) (Entered: 09/08/2006)
09/11/2006	64	ORDER ON STIPULATION re 63 : Telephonic status hearing continued to 10/2/2006 03:30 PM in LV Courtroom 3A before Magistrate Judge George W Foley Jr.. Signed by Judge George W Foley Jr. on 9/11/06. (LMC) (Entered: 09/11/2006)
09/28/2006	65	STIPULATION re 63 Stipulation; and <i>ORDER TO EXTEND DATE FOR TELEPHONIC STATUS HEARING [Second Request]</i> by Defendant Sun Cab Company, Inc., Plaintiff Equal Employment Opportunity Commission. (Judd, Jeffrey) (Entered: 09/28/2006)
09/28/2006	66	ORDER ON STIPULATION re 65 Stipulation to extend date for telephonic status hearing. Status Conference set for 10/23/2006 11:00 AM before Magistrate Judge George W Foley Jr.. Signed by Judge George W Foley Jr. on 9/28/06. (MAJ) (Entered: 09/29/2006)
11/07/2006	67	MINUTE ORDER IN CHAMBERS of the Honorable George W Foley Jr., U.S. Magistrate Judge on 11/7/2006. By Judicial Assisant: Julia Hill. RE: 62 Order re settlement; A telephonic status hearing with counsel is scheduled for 4:30 p.m. on TUESDAY, NOVEMBER 14, 2006 in the chambers of U.S. Magistrate Judge Foley regarding the filing of the consent decree/settlement documents.(no image attached) (JXH) (Entered: 11/07/2006)
12/07/2006	68	MINUTE ORDER IN CHAMBERS of the Honorable George W Foley Jr., U.S. Magistrate Judge on 12/7/2006. By Judicial Assistant: Julia Hill. RE: 62 Order re settlement. A telephonic status hearing with counsel is scheduled for 4:00 p.m. on WEDNESDAY, DECEMBER 13, 2006 in the chambers of U.S. Magistrate Judge Foley regarding the filing of the consent decree/settlement documents. Plaintiff's counsel shall initiate the call.(no image attached) (JXH) (Entered: 12/07/2006)
12/12/2006	69	STIPULATED/CONSENT JUDGMENT [<i>PROPOSED</i>] <i>CONSENT DECREE; ORDER</i> by Defendant Sun Cab Company, Inc.. (Judd, Jeffrey) (Entered: 12/12/2006)
12/13/2006	70	MINUTE ORDER IN CHAMBERS of the Honorable George W Foley Jr., U.S. Magistrate Judge on 12/13/2006. By Judicial Assistant: Julia Hill. Pursuant to the filing of 69 Stipulated/Consent Judgment, the telephonic status conference set for 12/13/06 is hereby VACATED .(no image attached) (JXH) (Entered: 12/13/2006)
12/13/2006	71	CONSENT JUDGMENT and Order Decree closing case and resolving issues raised by EEOC. Signed by Judge Kent J. Dawson on 12/12/06. (AXM) (Entered: 12/13/2006)

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