### TERMINATED

# U.S. District Court District of Oregon (Portland) CIVIL DOCKET FOR CASE #: 3:03-cv-00064-HA

Equal Employment Opportunity Commission et al v. United States Bakery, Inc. Assigned to: Chief Judge Ancer L. Haggerty Cause: 28:1343 Violation of Civil Rights

### <u>Plaintiff</u>

Equal Employment Opportunity Commission

Date Filed: 01/16/2003 Date Terminated: 07/19/2006 Jury Demand: Plaintiff Nature of Suit: 442 Civil Rights: Jobs Jurisdiction: U.S. Government Plaintiff

### represented by A. Luis Lucero, Jr.

Equal Employment Opportunity Commission 909 First Avenue Suite 400 Seattle, WA 98104-1061 (206) 220-6878 Fax: (206) 220-6911 Email: luis.lucero@eeoc.gov LEAD ATTORNEY ATTORNEY TO BE NOTICED

### John Freeman Stanley

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### Lisa Ann Cox

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## Wesley Katahira

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## Lisa K. Day

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### **Intervenor Plaintiff**

Christine Thompson TERMINATED: 06/14/2006

## represented by Christine Thompson PRO SE

### Lawrence P. Blunck

Lawrence P. Blunck, PC West Linn Law Center 2350 Willamette Falls Dr West Linn, OR 97068 (503)656-1654 Fax: (503)650-0603 Email: larry@bluncklaw.com *TERMINATED: 06/20/2006* 

### Scott D. Preston

Lawrence Blunck, PC 2350 Willamette Falls Drive West Linn, OR 97068 (503) 656-1654 Fax: (503) 650-0603 Email: scott@bluncklaw.com *TERMINATED: 06/20/2006* 

#### **Intervenor Plaintiff**

Laurie DaMetz TERMINATED: 06/14/2006 represented by Laurie DaMetz PRO SE

Lawrence P. Blunck (See above for address) *TERMINATED: 06/20/2006* 

Lisa K. Day (See above for address) *TERMINATED: 06/20/2006* 

Scott D. Preston (See above for address) *TERMINATED: 06/20/2006* 

represented by **Donna Emerson** PRO SE

> Lawrence P. Blunck (See above for address) *TERMINATED: 06/20/2006*

> Lisa K. Day (See above for address) *TERMINATED: 06/20/2006*

> Scott D. Preston (See above for address) *TERMINATED: 06/20/2006*

### **Intervenor Plaintiff**

**Intervenor Plaintiff** 

TERMINATED: 06/14/2006

**Donna Emerson** 

Wendy Baker TERMINATED: 06/14/2006

### represented by Wendy Baker PRO SE

Lawrence P. Blunck (See above for address) *TERMINATED: 06/20/2006* 

Lisa K. Day (See above for address) *TERMINATED: 06/20/2006* 

Scott D. Preston (See above for address) *TERMINATED: 06/20/2006* 

#### **Intervenor Plaintiff**

**Christine Thompson** *TERMINATED: 06/14/2006* 

## represented by Christine Thompson

(See above for address) PRO SE

Lawrence P. Blunck

#### 3 of 28

(See above for address) *TERMINATED: 06/20/2006* 

Lisa K. Day (See above for address) *TERMINATED: 06/20/2006* 

## Scott D. Preston

(See above for address) *TERMINATED: 06/20/2006* 

V.

### **Defendant**

**United States Bakery, Inc.** 

## represented by Sonja Leneice Henning

Tonkon Torp LLP 888 SW Fifth Avenue Suite 1600 Portland, OR 97204-2099 (503) 802-2182 Fax: (503) 972-3882 Email: sonja@tonkon.com LEAD ATTORNEY ATTORNEY TO BE NOTICED

## Dennis E. Westlind

Stoel Rives, LLP 900 SW Fifth Avenue Suite 2600 Portland, OR 97204 (503) 294-9221 Fax: (503) 220-2480 Email: dewestlind@stoel.com *TERMINATED: 01/09/2006* 

## Lynda J. Hartzell

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<u>Counter Claimant</u>

United States Bakery, Inc.

## **Counter Defendant**

Wendy Baker TERMINATED: 06/14/2006

## **Counter Defendant**

Laurie DaMetz *TERMINATED: 08/04/2005* 

## **Counter Defendant**

**Donna Emerson** *TERMINATED: 06/14/2006* 

## **Counter Defendant**

**Christine Thompson** *TERMINATED: 06/14/2006* 

## **Counter Defendant**

### **Christine Thompson**

*TERMINATED: 06/14/2006* 

Date Filed	#	Docket Text
01/16/2003	1	Complaint <i>Jury Trial Demanded</i> Summons issued as to Untied States Bakery. Filed by Equal Employment Opportunity Commission against United States Bakery, Inc (rtrb, ) (Entered: 01/17/2003)
01/16/2003	2	Discovery and Pretrial Scheduling Order and Notice of Case Assignment: Case assigned to the Honorable Ancer L. Haggerty. Discovery to be completed by 5/16/2003. Joint Alternate Dispute Resolution Report due by 6/16/2003. Pretrial Order due by 6/16/2003. (rtrb, ) (Entered: 01/17/2003)
02/17/2003	<u>3</u>	Answer to Complaint , <i>Affirmative Defenses, and Counterclaims</i> (Related Doc # <u>1</u> ). Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 02/17/2003)
02/17/2003	4	Corporate Disclosure Statement. Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 02/17/2003)
03/18/2003	5	Joint Motion for Extension of Discovery & PTO Deadlines. Filed by all defendants. (Hartzell, Lynda) (Entered: 03/18/2003)
03/21/2003	7	<b>CIVIL MINUTES:</b> Record of Order granting the joint motion for extension of discovery completion date, date to file dispositive motions, for disclosure of expert witnesses and exchange of reports to December 31,2003 and the pretrial lodging date to January 30,2004. (Counsel - Please submit the ECF filing receipt and the Judge's copy to the Clerk's office(Rm 740) - do not mail directly to the Judge's chambers.) by Judge Ancer L.Haggerty. Discovery to be completed by 12/31/2003. Pretrial Order due by 1/30/2004. (md, ) (Entered: 03/21/2003)

05/19/2003	<u>8</u>	Motion to Intervene <i>and Complaint in Intervention</i> . Filed by Christine Thompson, Laurie DaMetz, Donna Emerson, Wendy Baker. (Preston, Scott) (Entered: 05/19/2003)
06/02/2003	<u>9</u>	Memorandum in Opposition <i>to Motion to Intervene</i> . Filed by United States Bakery, Inc (Related motion(s) <u>8</u> ) (Hartzell, Lynda) (Entered: 06/02/2003)
06/02/2003	<u>10</u>	Affidavit of <i>Diana Rak in Support of Opposition to Motion to Intervene</i> . Filed by United States Bakery, Inc (Related document(s) <u>8</u> ) (Hartzell, Lynda) (Entered: 06/02/2003)
06/02/2003	<u>11</u>	Affidavit of <i>Lynda J. Hartzell in Support of Opposition to Motion to Intervene</i> . Filed by United States Bakery, Inc (Related document(s) <u>8</u> ) (Hartzell, Lynda) (Entered: 06/02/2003)
06/13/2003	<u>12</u>	Reply to Motion <i>Reply to Opposition to Motion to Intervene</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related motion(s) <u>8</u> ) (Preston, Scott) (Entered: 06/13/2003)
06/13/2003	<u>13</u>	Affidavit of <i>Scott D. Preston in Support of Reply to Opposition to Motion to Intervene</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s) <u>8</u> ) (Preston, Scott) (Entered: 06/13/2003)
06/18/2003	<u>14</u>	Motion to Intervene <i>as Plaintiffs in Federal Law Claims</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Preston, Scott) (Entered: 06/18/2003)
06/19/2003	<u>15</u>	Order: It is ordered that the applicants for intervention are ordered to file ? as soon as practicable and as attachments to a supplemental affidavit ? any other Right to Sue letters from the EEOC issued to Laurie DaMetz, Donna Emerson, or Wendy Baker, if any such letters exist. If there are no such letters, the affidavit shall so state that there were no other Right to Sue letters sent to the other applicants from the EEOC. Signed 6/18/03 by Judge Ancer L.Haggerty. (Related document(s) <u>8</u> , <u>14</u> ) (md, ) (Entered: 06/19/2003)
06/20/2003	<u>16</u>	Affidavit of <i>Scott Preston Regarding Other Right To Sue Letters From The EEOC</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s) <u>8</u> ) (Preston, Scott) (Entered: 06/20/2003)
07/02/2003	<u>17</u>	Response to Motion <i>to Intervene</i> . Filed by United States Bakery, Inc (Related motion(s) <u>14</u> ) (Hartzell, Lynda) (Entered: 07/02/2003)
07/02/2003	<u>18</u>	Affidavit of <i>Hartzell in Support of Opposition to Motion to Intervene</i> . Filed by United States Bakery, Inc (Related document(s) <u>17</u> ) (Hartzell, Lynda) (Entered: 07/02/2003)
07/10/2003	<u>19</u>	Response to Motion <i>Response to Opposition to Motion to Intervene</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related motion(s) <u>14</u> ) (Preston, Scott) (Entered: 07/10/2003)
07/10/2003	<u>20</u>	Affidavit of <i>Lawrence P. Blunck In Support of Response to Opposition to Motion to Intervene</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s) <u>19</u> ) (Preston, Scott) (Entered: 07/10/2003)

07/10/2003	<u>21</u>	Affidavit of <i>Scott D. Preston in Support of Response to Opposition to Motion to Intervene</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s) <u>19</u> ) (Preston, Scott) (Entered: 07/10/2003)
07/15/2003	<u>22</u>	<b>ORDER:</b> Opinion and Order Denying Wendy Baker, Donna Emerson, Laurie DaMetz, and Christine Thompson Motion to Intervene (Related Doc #8) to bring state law claim as the court declines to exercise its supplemental jurisdiction over the applicants' state law claims because they are barred by the applicable statutes of limitations. Order Granting Wendy Baker, Donna Emerson, Laurie DaMetz, and Christine Thompson motion to Intervene (Related Doc #14) on their federal law claims. Signed on 7/15/03 by Judge Ancer L.Haggerty. (md, ) (Entered: 07/16/2003)
09/26/2003	<u>23</u>	Notice of Appearance by Attorney Lisa Ann Cox for Equal Employment Opportunity Commission as primary trial counsel. (md, ) (Entered: 09/26/2003)
09/29/2003	<u>24</u>	Motion to Compel answers to 1st set of interrogatories and requests for production of documents.Oral Argument requested. Filed by Equal Employment Opportunity Commission. (md, ) (Entered: 09/29/2003)
09/29/2003	<u>25</u>	Memorandum in Support <i>of motion to compel</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>24</u> ) (md, ) (Entered: 09/29/2003)
09/29/2003	<u>26</u>	Declaration of <i>Lisa Cox in support of motion to compel</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>24</u> ) (md, ) (Entered: 09/29/2003)
10/02/2003	<u>27</u>	Intervenor Complaint. Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson against United States Bakery, Inc (Preston, Scott) (Entered: 10/02/2003)
10/08/2003	<u>28</u>	Unopposed Motion for Extension of Time to File a Response/Reply to Motion # 24 Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 10/08/2003)
10/08/2003	<u>29</u>	Joint Motion for Extension of Discovery & PTO Deadlines. Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 10/08/2003)
10/10/2003	30	<b>CIVIL MINUTES:</b> Record of Order granting unopposed motion for extension of time to file response to plaintiff's motion to compel to October 17,2003. ORDER granting unopposed motion for extension of discovery date to January 30,2004, disclosure of expert witnesses and exchange of reports to March 1,2004, filing of dispositive motions to April 16,2004 and the pretrial order lodging date to May 14,2004 by Judge Ancer L.Haggerty. (Related documents(s) <u>24</u> ) (md, ) (Entered: 10/10/2003)
10/17/2003	<u>31</u>	Response to Discovery Motion <i>of EEOC to Compel Discovery</i> . Filed by United States Bakery, Inc (Related motion(s) <u>24</u> ) (Hartzell, Lynda) (Entered: 10/17/2003)
10/17/2003	<u>32</u>	Affidavit of <i>Lynda J. Hartzell In Support of Response to EEOC's Motion to Compel Discovery</i> . Filed by United States Bakery, Inc (Related document(s) <u>31</u> ) (Hartzell, Lynda) (Entered: 10/17/2003)
10/22/2003	<u>33</u>	Answer to Intervenor Complaint (Related Doc # <u>27</u> ). Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 10/22/2003)

10/30/2003	<u>34</u>	Unopposed Motion for Leave <i>to File Reply in Support of EEOC's Motion to Compel</i> . Filed by Equal Employment Opportunity Commission. (pvh, ) (Entered: 10/30/2003)
10/30/2003	<u>35</u>	Reply to Motion <i>in Support of Motion to Compel</i> . Filed by Equal Employment Opportunity Commission. (Related motion(s) <u>24</u> ) (pvh, ) (Entered: 10/30/2003)
10/30/2003	<u>36</u>	Declaration of <i>Lisa Cox in Support of Reply in Support of Motion to Compel.</i> Filed by Equal Employment Opportunity Commission. (Related document(s) <u>35</u> ) (pvh, ) (Entered: 10/30/2003)
10/30/2003	<u>37</u>	Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related document(s) <u>34</u> , <u>35</u> , <u>36</u> ) (pvh, ) (Entered: 10/30/2003)
11/21/2003	<u>38</u>	<b>ORDER:</b> Opinion and Order Granting EEOC's Motion for Leave (Related Doc # <u>34</u> )to file reply brief., Order Granting in part, Denying in part EEOC's Motion to Compel (Related Doc # <u>24</u> ) Signed on 11/20/03 by Judge Ancer L.Haggerty. (md, ) (Entered: 11/21/2003)
12/03/2003	<u>39</u>	Motion to Compel <i>entry upon land for inspection pursuant to Fed.R.Civ.P.34</i> . <i>Oral Argument Requested</i> . Filed by Equal Employment Opportunity Commission. (md, ) (Entered: 12/03/2003)
12/03/2003	<u>40</u>	Declaration of <i>Wes Katahira in support of plaintiff's motion to compel entry upon land for inspection</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>39</u> ) (md, ) (Entered: 12/03/2003)
12/03/2003	<u>41</u>	Memorandum in Support <i>of motion to compel entry upon land</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>39</u> ) (md, ) (Entered: 12/03/2003)
12/03/2003	<u>42</u>	Declaration of <i>Lisa Cox in support of plaintiff's motion to compel entry upon land for inspection</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>39</u> ) (md, ) (Entered: 12/03/2003)
12/03/2003	<u>43</u>	Certificate of Service of motion to compel entry upon land for inspection and supporting documents. Filed by Equal Employment Opportunity Commission. (md, ) (Entered: 12/03/2003)
12/08/2003	<u>44</u>	Amended Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related document(s) <u>42</u> , <u>39</u> , <u>40</u> , <u>41</u> ) (pvh, ) (Entered: 12/09/2003)
12/16/2003	<u>45</u>	Memorandum in Opposition <i>to EEOC's Motion to Compel Entry Upon Land for Inspection</i> . Filed by United States Bakery, Inc (Related motion(s) <u>39</u> ) (Hartzell, Lynda) (Entered: 12/16/2003)
12/16/2003	<u>46</u>	Affidavit of <i>Diana Rak in Support of Opposition to EEOC's Motion to Compel</i> <i>Entry Upon Land for Inspection</i> . Filed by United States Bakery, Inc (Related document(s) <u>45</u> ) (Hartzell, Lynda) (Entered: 12/16/2003)
12/16/2003	<u>47</u>	Affidavit of <i>Lynda J. Hartzell in Support of Opposition to EEOC's Motion to Compel Entry Upon Land for Inspection</i> . Filed by United States Bakery, Inc (Attachments: # <u>1</u> )(Related document(s) <u>45</u> ) (Hartzell, Lynda) (Entered: 12/16/2003)

12/17/2003	<u>48</u>	Motion for Order <i>Compelling Discovery and for a Limited Discovery Extension.</i> <i>Oral Argument Requested.</i> Filed by Equal Employment Opportunity Commission. (pvh, ) (Entered: 12/18/2003)
12/17/2003	<u>49</u>	Memorandum in Support <i>of Motion for Order</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>48</u> ) (pvh, ) (Entered: 12/18/2003)
12/17/2003	<u>50</u>	Declaration of <i>Wes Katahira</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>48</u> ) (pvh, ) (Entered: 12/18/2003)
12/17/2003	<u>51</u>	Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related document(s) <u>48</u> , <u>49</u> , <u>50</u> ) (pvh, ) (Entered: 12/18/2003)
12/19/2003	<u>52</u>	Unopposed Motion for Extension of Time to File a Response/Reply to Motion # <u>48</u> Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 12/19/2003)
12/22/2003	53	<b>CIVIL MINUTES:</b> Record of Order granting unopposed motion for extension of time for defendant to file response to plaintiff's motion to compel discovery to January 9,2004 by Judge Ancer L.Haggerty. (md, ) (Entered: 12/22/2003)
12/22/2003	<u>56</u>	Motion for Leave <i>to File Reply in Support of EEOC's Motion to Compel</i> <i>Inspection</i> . Filed by Equal Employment Opportunity Commission. (peg, ) (Entered: 12/23/2003)
12/23/2003	<u>54</u>	Motion to Compel <i>Entry Upon Land for Inspection</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Preston, Scott) (Entered: 12/23/2003)
12/23/2003	<u>55</u>	Affidavit of <i>Lawrence P. Blunck in Support of Intervening Plaintiffs' Motion to</i> <i>Compel Entry Upon Land for Inspection</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s) <u>54</u> ) (Preston, Scott) (Entered: 12/23/2003)
12/30/2003	<u>57</u>	Reply <i>by Plaintiffs in Intervention to Defendant's Counterclaim</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s) <u>33</u> ) (Preston, Scott) (Entered: 12/30/2003)
01/09/2004	<u>58</u>	Response to Motion <i>for an Order Compelling Discovery and for Limited</i> <i>Discovery Extension</i> . Filed by United States Bakery, Inc (Related motion(s) <u>48</u> ) (Hartzell, Lynda) (Entered: 01/09/2004)
01/09/2004	<u>59</u>	Affidavit of <i>Lynda J. Hartzell In Support of Opposition to EEOC's Motion for an</i> <i>Order Compelling Discovery</i> . Filed by United States Bakery, Inc (Attachments: # <u>1</u> Exhibit to Hartzell Affidavit ISO Opposition to EEOC's Motion to Compel and for Limited Discovery Extension)(Related document(s) <u>58</u> ) (Hartzell, Lynda) (Entered: 01/09/2004)
01/13/2004	60	<b>CIVIL MINUTES:</b> Record of order granting plaintiff's motion for leave to file reply in support of plaintiff's motion to compel inspection by Judge Ancer L.Haggerty (md, ) (Entered: 01/13/2004)
01/23/2004	<u>61</u>	Motion for Leave <i>to File Reply in Support of EEOC's Motion for an Order to Compel Discovery and for a Limited Discovery Extension</i> . Filed by Equal Employment Opportunity Commission. (mja, ) (Entered: 01/23/2004)

01/23/2004	<u>62</u>	Reply <i>in Support of EEOC's Motion to Compel Entry Upon Land for Inspection</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>39</u> ) (mja, ) (Entered: 01/23/2004)
01/23/2004	<u>63</u>	Declaration of <i>Wesley Katahira in Support of EEOC's Reply in Support of</i> <i>Motion to Compel Entry Upon Land for Inspection Pursuant to FED.R.Civ. P.34.</i> Filed by Equal Employment Opportunity Commission. (Related document(s) <u>39</u> ) (mja, ) (Entered: 01/23/2004)
01/23/2004	<u>64</u>	Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related document(s) <u>61</u> ) (mja, ) (Entered: 01/23/2004)
01/23/2004	65	<b>CIVIL MINUTES:</b> Record of order granting plaintiff's motion for leave to file reply in support of its motion to compel and for limited discovery extension by Judge Ancer L.Haggerty. (md, ) (Entered: 01/23/2004)
01/23/2004	<u>66</u>	Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related document(s) <u>63</u> , <u>62</u> ) (pvh, ) (Entered: 01/28/2004)
01/30/2004	<u>67</u>	Reply <i>in Support of EEOC's Motion to Compel Discovery</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>24</u> ) (pvh, ) (Entered: 01/30/2004)
01/30/2004	<u>68</u>	Declaration of <i>Wesley Katahira</i> . Filed by Equal Employment Opportunity Commission. (Related document(s) <u>67</u> ) (pvh, ) (Entered: 01/30/2004)
02/02/2004	<u>69</u>	Motion for Leave <i>to Amend Answer, Affirmative Defenses, and Counterclaim to Complaint</i> . Filed by United States Bakery, Inc (Attachments: # <u>1</u> Exhibit Exhibit A - Proposed Answer)(Hartzell, Lynda) (Entered: 02/02/2004)
02/02/2004	<u>70</u>	Memorandum in Support <i>of Motion for Leave to Amend Answer, Affirmative Defenses, and Counterclaim to Complaint</i> . Filed by United States Bakery, Inc (Related document(s) <u>69</u> ) (Hartzell, Lynda) (Entered: 02/02/2004)
02/02/2004	<u>71</u>	Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related document(s) <u>67</u> , <u>68</u> ) (pvh, ) (Entered: 02/02/2004)
02/04/2004	<u>72</u>	<b>ORDER:</b> Opinion and Order Denying plaintiffs'Motions to Compel Entry upon land for inspection. (Related Doc # <u>39</u> ) (Related Doc # <u>54</u> ) Signed on 2/4/04 by Judge Ancer L.Haggerty. (md, ) (Entered: 02/05/2004)
02/10/2004	<u>73</u>	<b>ORDER:</b> Order that plaintiff's motion to compel discovery and for limited discovery extension is granted in part and denied in part. (Related Doc # <u>48</u> ) Signed on 2/10/04 by Judge Ancer L.Haggerty. (md, ) (Entered: 02/13/2004)
02/13/2004	<u>74</u>	Response to Motion <i>for leave to amend answer, affiramtive defenses and counterclaim to complaint</i> . Filed by Equal Employment Opportunity Commission. (Related motion(s) <u>69</u> ) (md, ) (Entered: 02/17/2004)
02/13/2004	<u>75</u>	Declaration of <i>Lisa Cox in support of plaintiff's response to defendant's motion to amend answer,etc.</i> . Filed by Equal Employment Opportunity Commission. (md, ) (Entered: 02/17/2004)
02/13/2004	<u>76</u>	Certificate of Service of response and declaration of Lisa Cox regarding defendant's motion to amend answer, etc. Filed by Equal Employment Opportunity Commission. (md, ) (Entered: 02/17/2004)

02/17/2004	<u>77</u>	<b>ORDER:</b> Order Granting Defendant's Motion for Leave its answer, affirmative defenses and counterclaims. (Related Doc # <u>69</u> ) Signed on 2/16/04 by Judge Ancer L.Haggerty. (md, ) (Entered: 02/17/2004)
02/17/2004	<u>78</u>	Amended Answer, <i>Affirmative Defenses, and Counterclaim</i> . Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 02/17/2004)
02/25/2004	<u>79</u>	Unopposed Motion for Extension of Time <i>to Make Disclosure of Expert</i> <i>Testimony</i> . Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 02/25/2004)
02/26/2004	80	<b>CIVIL MINUTES:</b> Record of order granting unopposed motion for extension of time to make disclosure of expert testimony to and including March 31,2004 by Judge Ancer L.Haggerty. (Related documents(s) <u>79</u> ) (md, ) (Entered: 02/26/2004)
03/01/2004	<u>81</u>	Motion for Leave to File Amended Complaint/Petition <i>in Intervention</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Attachments: # <u>1</u> Proposed Document Amended Complaint in Intervention) (Preston, Scott) (Entered: 03/01/2004)
03/01/2004	<u>82</u>	Memorandum in Support of Motion for Leave to File Amended Complaint/Petition <i>in Intervention</i> <u>81</u> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s): Motion for Leave to File Amended Complaint/Petition <i>in Intervention</i> <u>81</u> .)(Preston, Scott) (Entered: 03/01/2004)
03/01/2004	<u>83</u>	Affidavit of Lawrence P. Blunck in Support of Motion <i>for Leave to File Amended Complaint in Intervention</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s): Motion for Leave to File Amended Complaint/Petition <i>in Intervention</i> <u>81</u> .)(Preston, Scott) (Entered: 03/01/2004)
03/24/2004	<u>84</u>	Joint Motion for Extension of Time <i>to File Dispositive Motions and Submit</i> <i>Pretrial Order</i> . Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 03/24/2004)
03/29/2004	<u>85</u>	Unopposed Motion for Extension of Discovery & PTO Deadlines. Filed by Equal Employment Opportunity Commission. (Katahira, Wesley) (Entered: 03/29/2004)
03/29/2004	<u>86</u>	Proposed Form of Order Submitted <i>For Extension of Expert Disclosures</i> . Filed by Equal Employment Opportunity Commission. (Katahira, Wesley) (Entered: 03/29/2004)
04/02/2004	87	Record of Order granting stipulated motion for extension of time to file dispositive motions to April 21,2004 and to lodge the pretrial order 30 days after the court rules on the dispositive motions. (md, ) (Entered: 04/02/2004)
04/05/2004	<u>88</u>	<b>ORDER:</b> ORDER : It is ordered interventing plaintiffs (Baker, Thompson,DaMetz and Emerson) motion for leave to file amended complaint in intevention to add punitive damages to prayer for relief is granted. Signed on 4/5/04 by Judge Ancer L. Haggerty. (md, ) (Entered: 04/05/2004)
04/06/2004	89	<b>ORDER:</b> Record of order granting unopposed motion for extension of timefor disclosure of expert witnesses and exchange of reports to April 1,2040. Ordered

		by Judge Ancer L. Haggerty. (md, ) (Entered: 04/06/2004)
04/12/2004	<u>90</u>	Amended Complaint <i>in Intervention</i> .Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson against United States Bakery, Inc(Preston, Scott) (Entered: 04/12/2004)
04/16/2004	<u>91</u>	Joint Motion to File Excess Pages for Concise Statement of Material Facts in Parties' Motions for Summary Judgment. Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 04/16/2004)
04/16/2004	<u>92</u>	Joint Motion for Extension of Time <i>to File Responses/Replies to Dispositive Motions</i> . Filed by United States Bakery, Inc (Hartzell, Lynda) Modified on 6/3/2004 (md, ). (Entered: 04/16/2004)
04/20/2004	<u>93</u>	Unopposed Motion for Leave <i>to File Motion for Summary Judgment</i> . Filed by Laurie DaMetz. (Preston, Scott) (Entered: 04/20/2004)
04/20/2004	<u>94</u>	Affidavit in Support of Motion <i>for Leave to File Motion for Summary Judgment</i> . Filed by Laurie DaMetz. (Related document(s): Motion for Leave <u>93</u> .)(Preston, Scott) (Entered: 04/20/2004)
04/20/2004	<u>95</u>	Joint Motion for Extension of Time <i>to File Responses/Replies to Dispositive Motions</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Preston, Scott) (Entered: 04/20/2004)
04/21/2004	96	<b>ORDER:</b> Record of order granting Joint motion to extend page limit forconcise statement of facts to parties' motions for summary judgment to 20 pages. Ordered by Judge Ancer L. Haggerty. <u>91</u> . (md, ) (Entered: 04/21/2004)
04/21/2004	<u>97</u>	Motion for Summary Judgment ( <i>Partial</i> ). Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 04/21/2004)
04/21/2004	<u>98</u>	Memorandum in Support <i>of Motion for Partial Summary Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Summary Judgment <u>97</u> .)(Hartzell, Lynda) (Entered: 04/21/2004)
04/21/2004	<u>99</u>	Concise Statement of Material Fact <i>in Support of Motion for Partial Summary Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Summary Judgment <u>97</u> .)(Hartzell, Lynda) (Entered: 04/21/2004)
04/21/2004	<u>100</u>	Affidavit in Support of Motion <i>for Partial Summary Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Summary Judgment <u>97</u> .)(Hartzell, Lynda) (Entered: 04/21/2004)
04/21/2004	<u>101</u>	Motion for Partial Summary Judgment. Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Preston, Scott) (Entered: 04/21/2004)
04/21/2004	<u>102</u>	Affidavit of Scott D. Preston in Support of Motion <i>for Partial Summary</i> <i>Judgment</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s): Motion for Partial Summary Judgment <u>101</u> .)(Preston, Scott) (Entered: 04/21/2004)
04/21/2004	<u>103</u>	Concise Statement of Material Fact <i>for Intervenors' Motion for Partial Summary Judgment</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Related document(s): Motion for Partial Summary Judgment <u>101</u> .)(Preston, Scott) (Entered: 04/21/2004)

04/21/2004	<u>104</u>	Affidavit of Lynda J. Hartzell in Support of Motion <i>for Partial Summary</i> <i>Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>101</u> .) (Attachments: # <u>1</u> Exhibit Wendy Baker Deposition# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Exhibit 10)(Hartzell, Lynda) (Entered: 04/21/2004)
04/21/2004	<u>105</u>	Memorandum in Support <i>Intervening Plaintiffs' Summary Judgment Motions</i> . Filed by Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson. (Preston, Scott) (Entered: 04/21/2004)
04/21/2004	<u>106</u>	Motion for Partial Summary Judgment. Filed by Equal Employment Opportunity Commission. (pvh, ) (Entered: 04/22/2004)
04/21/2004	<u>107</u>	Memorandum in Support. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(pvh, ) (Entered: 04/22/2004)
04/21/2004	<u>108</u>	Concise Statement of Material Fact. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(pvh, ) (Entered: 04/22/2004)
04/21/2004	<u>109</u>	Declaration of Lisa Cox with exhibits. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(pvh, ) (Entered: 04/22/2004)
04/23/2004	<u>112</u>	Memorandum in Support of Motion for Partial Summary Judgment. (Table of Contents & Authorities). Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment <u>106</u> )(pvh, ) (Entered: 04/29/2004)
04/26/2004	110	<b>ORDER:</b> Record of order granting stipulated motion for extension of time to file responses to dispositive motions to May 12,2004 and to file replies toMay 28,2004. Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 04/26/2004)
04/27/2004	111	<b>ORDER:</b> Record of order granting unopposed motion for leave to file motion for summary on Count II of intervening plaintiffs' amended complaint. Ordered by Judge Ancer L. Haggerty. <u>93</u> . (md, ) (Entered: 04/27/2004)
04/27/2004	<u>113</u>	Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related documents: <u>112</u> )(pvh, ) (Entered: 04/29/2004)
05/03/2004	<u>114</u>	Answer to Amended Complaint <i>in Intervention</i> , Counterclaim Wendy Baker, Laurie DaMetz, Donna Emerson, Christine Thompson, Christine Thompson. Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 05/03/2004)
05/12/2004	<u>115</u>	Memorandum in Opposition to Motion for Summary Judgment ( <i>Partial</i> )97. Filed by Equal Employment Opportunity Commission.(Katahira, Wesley) (Entered: 05/12/2004)
05/12/2004	<u>116</u>	Response in Opposition <i>to Intervening Plaintiffs'</i> to Motion for Partial Summary Judgment <u>101</u> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 05/12/2004)

05/12/2004	<u>117</u>	Response <i>to Intervenors' Concise Statement of Material Facts AND Statement of Additional Material Facts</i> . Filed by United States Bakery, Inc (Related document(s): Concise Statement of Material Fact, <u>103</u> .)(Hartzell, Lynda) (Entered: 05/12/2004)
05/12/2004	<u>118</u>	Affidavit of Lynda J. Hartzell <i>in Support of Defendant's Response to Intervening</i> <i>Plaintiffs' Summary Judgment Motions</i> . Filed by United States Bakery, Inc (Related document(s): Response in Opposition to Motion <u>116</u> .) (Attachments: # <u>1</u> Exhibit 1-5 to Hartzell Affidavit ISO Response to Intervening Plaintiffs' Summary Judgment Motions)(Hartzell, Lynda) (Entered: 05/12/2004)
05/12/2004	<u>119</u>	Affidavit of Diana Rak <i>in Support of Defendant's Response to</i> <i>Plaintiff-Intervenors' Motions for Summary Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Response in Opposition to Motion <u>116</u> .)(Hartzell, Lynda) (Entered: 05/12/2004)
05/12/2004	<u>120</u>	Declaration of Wesley Katahira in Support of EEOC's Opposition to Defendant's Motion for Summary Judgment. Filed by Equal Employment Opportunity Commission. (Related document(s): Memorandum in Opposition <u>115</u> .)(pvh, ) (Entered: 05/12/2004)
05/12/2004	<u>121</u>	Concise Statement of Material Fact in Support of EEOC's Opposition to USB's Motion for Summary Judgment. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Summary Judgment <u>97</u> Memorandum in Opposition <u>115</u> .)(pvh, ) (Entered: 05/12/2004)
05/12/2004	<u>122</u>	Certificate of Service. (Related documents: <u>115</u> , <u>120</u> , <u>121</u> ). Filed by Equal Employment Opportunity Commission. (pvh, ) (Entered: 05/12/2004)
05/12/2004	<u>123</u>	Response in Opposition <i>Defendant's Response to Plaintiff EEOC's Motion for</i> <i>Partial Summary Judgment - Oral Argument Requested</i> to Motion for Partial Summary Judgment <u>106</u> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 05/12/2004)
05/12/2004	<u>124</u>	Concise Statement of Material Fact <i>Response to Plaintiff's Concise Statement of Material Facts AND Additional Material Facts</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda)FILED UNDER SEAL BY 8/10/05 ORDER. Modified on 8/10/2005 (md, ). (Entered: 05/12/2004)
05/12/2004	<u>125</u>	Affidavit of Lynda J. Hartzell <i>in Support of Defendant's Response to Plaintiff</i> <i>EEOC's Motion for Partial Summary Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .) (Attachments: # <u>1</u> Exhibit Exhibits 1-7# <u>2</u> Exhibit Exhibits 1 - 7# <u>3</u> Exhibit 8# <u>4</u> Exhibit 9 pages 1-40# <u>5</u> Exhibit 9 pages 41-71# <u>6</u> Exhibit 10# <u>7</u> Exhibit 11# <u>8</u> Exhibit 12 and 13# <u>9</u> Exhibit 14 - 18)(Hartzell, Lynda) Modified on 8/10/2005 (md, ). FILED under seal pursuant to Court's order 8/10/05 (Entered: 05/12/2004)
05/12/2004	<u>126</u>	Affidavit of Diana Rak <i>In Support of Defendant's Response to Plaintiff EEOC's</i> <i>Motion for Partial Summary Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) (Entered: 05/12/2004)

05/12/2004	<u>127</u>	Declaration of Lisa Kane <i>In Support of Defendant's Response to Plaintiff EEOC's Motion for Summary Judgment</i> . Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) (Entered: 05/12/2004)
05/12/2004	<u>128</u>	Declaration of Danny Bain. Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) Modified on 8/10/2005 (md, ).FILED under seal pursuant to Court's order 8/10/05 (Entered: 05/12/2004)
05/12/2004	<u>129</u>	Affidavit of Gene Beaudoin. Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) (Entered: 05/12/2004)
05/12/2004	<u>130</u>	Affidavit of Claude Sammons. Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) Modified on 8/10/2005 (md, ). FILED UNDER SEAL PURSUANT TO 8/10/05 ORDER. (Entered: 05/12/2004)
05/12/2004	<u>131</u>	Affidavit of Kevin Brandt. Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) Modified on 8/10/2005 (md, ).FILED under seal pursuant to Court's order 8/10/05 (Entered: 05/12/2004)
05/12/2004	<u>132</u>	Affidavit of Doug Allred. Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) Modified on 8/10/2005 (md, ).FILED under seal pursuant to Court's order 8/10/05 (Entered: 05/12/2004)
05/12/2004	<u>133</u>	Affidavit of Kevin Sturdy. Filed by United States Bakery, Inc (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(Hartzell, Lynda) Modified on 8/10/2005 (md, ). FILED under seal pursuant to Court's order 8/10/05 (Entered: 05/12/2004)
05/13/2004	<u>134</u>	Notice re Memorandum in Opposition <u>115</u> <i>Notice of Filing Signature Page</i> . Filed by Wesley Katahira appearing on behalf of Equal Employment Opportunity Commission. (Related document(s): Memorandum in Opposition <u>115</u> .)(Katahira, Wesley) (Entered: 05/13/2004)
05/27/2004	<u>135</u>	Reply <i>Memorandum</i> to Motion for Summary Judgment ( <i>Partial</i> ) <u>97</u> . Filed by all defendants.(Hartzell, Lynda) (Entered: 05/27/2004)
05/27/2004	<u>136</u>	Affidavit of Lynda J. Hartzell <i>in Support of Defendant's Reply Memorandum</i> . Filed by all defendants. (Related document(s): Motion for Summary Judgment <u>97</u> .) (Attachments: # <u>1</u> Exhibit 1-6)(Hartzell, Lynda) (Entered: 05/27/2004)
05/28/2004	<u>137</u>	Reply to Defendant's Response to EEOC's Motion for Partial Summary Judgment <u>106</u> . Oral Argument Requested. Filed by Equal Employment Opportunity Commission.(pvh, ) (Entered: 05/28/2004)
05/28/2004	<u>138</u>	Declaration of Wesley Katahira. Filed by Equal Employment Opportunity Commission. (Related document(s): Reply to Motion <u>137</u> .)(pvh, ) (Entered: 05/28/2004)

05/28/2004	<u>139</u>	Concise Statement of Material Fact in Support of EEOC's Reply to Defendant's Opposition to the EEOC's Motion for Parial Summary Judgment. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment <u>106</u> .)(pvh, ) (Entered: 05/28/2004)
05/28/2004	<u>140</u>	Certificate of Service. Filed by Equal Employment Opportunity Commission. (Related documents: <u>137,138,139</u> ).(pvh, ) (Entered: 05/28/2004)
05/28/2004	<u>141</u>	Concise Statement of Material Fact <i>Reply to Defendant's Statement of Additional</i> <i>Material Facts (Retaliation Claim)</i> . Filed by Laurie DaMetz. (Related document(s): Motion for Partial Summary Judgment <u>101</u> .)(Preston, Scott) (Entered: 05/28/2004)
05/28/2004	<u>142</u>	Affidavit of Laurie DaMetz <i>in Support of Intervenors' Summary Judgment Reply</i> ( <i>Retaliation</i> ). Filed by Laurie DaMetz. (Preston, Scott) (Entered: 05/28/2004)
05/28/2004	<u>143</u>	Affidavit of Scott D. Preston <i>in Support of Intervening Plaintiff Laurie DaMetz's</i> <i>Reply in Support of Summary Judgment on Retaliation Claim</i> . Filed by Laurie DaMetz. (Preston, Scott) (Entered: 05/28/2004)
05/28/2004	<u>144</u>	Reply <i>to Defendant's Response to Intervening Plaintiffs'</i> to Motion for Partial Summary Judgment <u>101</u> . Filed by Laurie DaMetz.(Preston, Scott) (Entered: 05/28/2004)
06/07/2004	<u>145</u>	Notice of Attorney Absence. Filed by Lisa Ann Cox appearing on behalf of Equal Employment Opportunity Commission.(pvh, ) (Entered: 06/07/2004)
06/21/2004	146	CIVIL MINUTES: Record of order setting oral argument on defendant's motion for summary judgment <u>97</u> ,plaintiff's motion for partial summary judgment <u>106</u> and plaintiff/intervenor motion for partial summary judgment <u>101</u> for August 2,2004 at 1:30pm before Judge Ancer L.Haggerty. (md, ) (Entered: 06/21/2004)
08/02/2004	147	<b>CIVIL MINUTES: Record of Hearing on motions for partial summary</b> <b>judgment.</b> Order taking Motions taken under advisement L.Cox,W Katahira,S.Preston present as counsel for plaintiff(s). L.Hartzell,D.Westlind present as counsel for defendant(s). Court Reporter or Tape No.: B.Alexander. Ancer L. Haggerty presiding. (Related document(s): <u>97</u> , <u>101</u> , <u>106</u> .) (md, ) (Entered: 08/02/2004)
08/02/2004	148	Record of order that EEOC shall direct the court to where in the record it can find the letter written by Jeff Fahlman with respect to disciplinary action taken against a USB employee that was referenced during oral argument on August 2,2004. EEOC may do this in letter form with copies to counsel. Signed on 8/2/04 by Judge Ancer L. Haggerty. (md, ) (Entered: 08/02/2004)
08/09/2004	<u>149</u>	<b>OPINION AND ORDER:</b> It is ordered that plaintiff EEOC's Motion for Partial Summary Judgment (Doc. #106) is GRANTED in part and DENIED in part. It is granted insofar as it pertains to a judgment that defendant is liable as a matter of law for Fahlman's and Caudle's harassment. It is denied insofar as it pertains to a judgment that plaintiffs are entitled to punitive damages. Plaintiff intervenors' Motion for Partial Summary Judgment (Doc. #101) is DENIED. Finally, defendant's Motion for Partial Summary Judgment (Doc. #101) is GRANTED in part and DENIED in part. It is granted insofar as it seeks to dismiss Baker's

		disparate treatment claim and Baker's and Thompson's gender harassment claims. The remainder of the motion is denied. Signed on 8/9/04 by Judge Ancer L. Haggerty. (md, ) (Entered: 08/09/2004)
08/27/2004	<u>150</u>	Unopposed Motion for Extension of Time <i>For Lodging Pretrial Order</i> . Filed by all plaintiffs. (Katahira, Wesley) (Entered: 08/27/2004)
08/31/2004	151	<b>ORDER:</b> Record of order granting plaintiff's motion for extension of time to lodge pretrial order to September 30,2004. Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 08/31/2004)
09/30/2004	<u>152</u>	Joint Proposed Pretrial Order Lodged. Filed by Equal Employment Opportunity Commission. (Preston, Scott) (Entered: 09/30/2004)
10/27/2004	153	<b>CIVIL MINUTES: Record of order setting a telephone status conference to set a trial date for Thursday, November 4,2004 at 10:30AM before Judge Ancer L. Haggerty. The court will place the telephone. Please note that the court received its working copy of the pretrial order on October 25,2004.</b> Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 10/27/2004)
10/28/2004	154	<b>CIVIL MINUTES: Record of order resetting the telephone status conference</b> <b>to set a trial date from November 4,2004 to November 10,2004 at 9:00AM</b> <b>before Judge Ancer L. Haggerty.</b> The court will place the telephone call. Order by Ancer L. Haggerty. (md) (Entered: 10/28/2004)
11/10/2004	155	<b>CIVIL MINUTES: Record of Telephone Status Conference.</b> ORDER setting pretrial conference for June 6,2005 at 1:30pm before Judge Ancer L. Haggerty. ORDER setting a 9 day jury trial for August 8,2005 at 9:00AM before Judge Ancer L. Haggerty (It will not be held on Monday, August 15,2005). A trial management order will be issued listing the documents that will need to be exchanged and filed for trial. W. Katahira,L.Cox present as counsel for plaintiff(s). L.Blunck,L.Hartzell,D.Westlind present as counsel for defendant(s). Court Reporter or Tape No.: D.Apodaca. Ancer L. Haggerty presiding. (md, ) (Entered: 11/10/2004)
11/10/2004	<u>156</u>	Trial Management Order. Signed on 11/10/04 by Judge Ancer L. Haggerty. (md, ) (Entered: 11/10/2004)
11/12/2004	157	Record of order correcting the trial date that is listed in the Trial Management Order to read August 8,2005. A new management order will not be issued as the correct trial date was in the minute order dated November 10,20004 and the trial management order main purpose is to deal with the dates for exchange of the trial documents and the filing dates for those documents. Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 11/12/2004)
12/16/2004	158	<b>CIVIL MINUTES: Record of order resetting pretrial conference from June</b> <b>6,2005 to July 11,2005 at 2:30pm before Judge Ancer L. Haggerty.</b> (Reset at request of the plaintiff with agreement of defendant) Order by Ancer L. Haggerty. (md, ) (Entered: 12/16/2004)
01/24/2005	<u>159</u>	Notice of Attorney Substitution:. Filed by Scott D. Preston appearing on behalf of Laurie DaMetz, Donna Emerson, Wendy Baker, Christine Thompson.(Preston, Scott) (Entered: 01/24/2005)

05/18/2005	160	<b>CIVIL MINUTES: Record of order resetting pretrial conference from July</b> <b>11,2005 to August 1,2005 at 1:30pm before Judge Ancer L.Haggerty.</b> Order by Ancer L. Haggerty. (md, ) (Entered: 05/18/2005)
06/09/2005	<u>161</u>	Joint Stipulation <i>for proposed pre-trial schedule</i> by Equal Employment Opportunity Commission. Filed by Equal Employment Opportunity Commission. (Cox, Lisa) (Entered: 06/09/2005)
07/15/2005	<u>162</u>	Proposed Jury Verdict Form <i>Defendant's Proposed Verdict Forms</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/15/2005)
07/15/2005	<u>163</u>	Joint Trial Memorandum. Filed by all plaintiffs.(Cox, Lisa) (Entered: 07/15/2005)
07/15/2005	<u>164</u>	Voir Dire <i>Defendant's Proposed Questions on Voir Dire</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/15/2005)
07/15/2005	<u>165</u>	Proposed Jury Instructions <i>Defendant's Proposed Jury Instructions</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/15/2005)
07/15/2005	<u>166</u>	Motion in limine. Filed by United States Bakery, Inc (Attachments: # <u>1</u> Attachment EEOC v. Dial Corporation) (Westlind, Dennis) (Entered: 07/15/2005)
07/15/2005	<u>167</u>	Declaration of Dennis E. Westlind <i>in Support of Motions in Limine</i> . Filed by United States Bakery, Inc (Related document(s): Motion in Limine <u>166</u> .)(Westlind, Dennis) (Entered: 07/15/2005)
07/15/2005	<u>168</u>	Trial Memorandum. Filed by United States Bakery, Inc(Westlind, Dennis) (Entered: 07/15/2005)
07/15/2005	<u>169</u>	Witness Statement. Filed by United States Bakery, Inc(Westlind, Dennis) (Entered: 07/15/2005)
07/15/2005	<u>170</u>	Joint Motion for Extension of Time <i>to File Exhibit Lists</i> . Filed by United States Bakery, Inc (Westlind, Dennis) (Entered: 07/15/2005)
07/15/2005	<u>171</u>	Motion in limine <i>to exclude Kevin Brandt As Witness and Brandt's and Sammons'</i> <i>Affidavits At Trial</i> . Filed by Equal Employment Opportunity Commission. (Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>172</u>	Certificate of Service by all plaintiffs re Trial memorandum <u>163</u> . Filed by all plaintiffs. (Cox, Lisa) (Entered: 07/15/2005)
07/15/2005	<u>173</u>	Memorandum in Support <i>of EEOC's Motion in Limine to Exclude Kevin Brandt</i> <i>As Witness and Brandt's and Sammons' Affidavits At Trial</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion in Limine <u>171</u> .)(Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>174</u>	Declaration of Lisa Cox <i>in Support of EEOC's Motion in Limine to Exclude</i> <i>Kevin Brandt As Witness and Brandt's and Sammons' Affidavits At Trial</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion in Limine <u>171</u> .) (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4)(Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>175</u>	Joint Witness List. Filed by all plaintiffs.(Cox, Lisa) (Entered: 07/15/2005)

07/15/2005	<u>176</u>	Witness List <i>Defendant' Expert Witness List</i> . Filed by United States Bakery, Inc (Attachments: # <u>1</u> Attachment Expert Witness Report 1-23# <u>2</u> Attachment Expert Witness Report 24-54)(Hartzell, Lynda) (Entered: 07/15/2005)
07/15/2005	<u>177</u>	Expert Witness List. Filed by all plaintiffs. (Attachments: # <u>1</u> Attachment Expert Report)(Cox, Lisa) (Entered: 07/15/2005)
07/15/2005	<u>178</u>	Motion in limine <i>to Exclude Evidence of Witness Daniel Christianson's Drug</i> <i>Use</i> . Filed by Equal Employment Opportunity Commission. (Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>179</u>	Memorandum in Support of EEOC's Motion in Limine to Exclude Evidence of Witness Daniel Christianson's Drug Use. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion in Limine <u>178</u> .)(Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>180</u>	Declaration of Lisa Cox <i>In Support of EEOC's Motion in Limine to Exclude</i> <i>Evidence of Witness Daniel Christianson's Drug Use</i> . Filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1)(Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>181</u>	Motion in limine <i>to Exclude Evidence of Christine Thompson's Criminal</i> <i>Convictions</i> . Filed by Equal Employment Opportunity Commission. (Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>182</u>	Memorandum in Support <i>of EEOC's Motion in Limine to Exclude Evidence of Christine Thompson's Criminal Convictions</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion in Limine <u>181</u> .)(Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>183</u>	Declaration of Lisa Cox <i>in Support of EEOC's Motion in Limine to Exclude</i> <i>Evidence of Christine Thompson's Criminal Convictions</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion in Limine <u>181</u> .) (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6)(Katahira, Wesley) (Entered: 07/15/2005)
07/15/2005	<u>184</u>	Plaintiff EEOC and Intervening Plaintiffs' Joint Proposed Voir Dire. Filed by Laurie DaMetz, Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson.(pvh, ) (Entered: 07/19/2005)
07/15/2005	<u>185</u>	Plaintiff EEOC and Intervening Joint Requested Jury Instructions. Filed by Laurie DaMetz, Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson.(pvh, ) (Entered: 07/19/2005)
07/15/2005	<u>186</u>	Intervening Plaintiffs' Proposed Deposition Testimony. Filed by Laurie DaMetz, Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson.(pvh, ) (Entered: 07/19/2005)
07/15/2005	<u>187</u>	Plaintiff EEOC and Intervening Plaintiffs' Proposed Special Verdict Form. Filed by Laurie DaMetz, Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson.(pvh, ) (Entered: 07/19/2005)
07/20/2005	<u>188</u>	Exhibit List <i>of Plaintiffs</i> . Filed by Equal Employment Opportunity Commission.(Katahira, Wesley) (Entered: 07/20/2005)

07/20/2005	<u>189</u>	Exhibit List <i>Plaintiffs' Objections to Defendant's Proposed Exhibits</i> . Filed by Equal Employment Opportunity Commission.(Katahira, Wesley) (Entered: 07/20/2005)
07/20/2005	<u>190</u>	Supplemental Witness List <i>Defendant's Supplemental Witness List</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/20/2005)
07/20/2005	<u>191</u>	Joint Exhibit List. Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/20/2005)
07/20/2005	<u>192</u>	Exhibit List <i>Defendant's Exhibit List</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/20/2005)
07/20/2005	<u>193</u>	Exhibit List <i>Defendant's Objections to Plaintiffs' Exhibit List</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/20/2005)
07/22/2005	194	<b>ORDER:</b> Rdcord of order granting joint motion for extension of time to file exhibits lists to July 20,2005. <u>170</u> Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 07/22/2005)
07/22/2005	<u>195</u>	Response in Opposition to USB's Motions in Limine to Exclude Portions of Dr. Fitzgerald's Testimony At Trial to Motion in limine <u>166</u> . Filed by Equal Employment Opportunity Commission.(Katahira, Wesley) (Entered: 07/22/2005)
07/22/2005	<u>196</u>	Declaration of Wesley Katahira <i>In Support of EEOC's Opposition to USB's</i> <i>Motions in Limine to Exclude Portions of Dr. Fitzgerald's Testimony At Trial.</i> Filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4)(Katahira, Wesley) (Entered: 07/22/2005)
07/22/2005	<u>197</u>	Supplemental Motion in limine. Filed by United States Bakery, Inc (Westlind, Dennis) (Entered: 07/22/2005)
07/22/2005	<u>198</u>	Response to Motion in limine <i>to Exclude Evidence of Witness Daniel</i> <i>Christianson's Drug Use</i> <u>178</u> . Filed by United States Bakery, Inc(Westlind, Dennis) (Entered: 07/22/2005)
07/22/2005	<u>199</u>	Declaration of Dennis E. Westlind <i>in Support of Response to EEOC's Motion in Limine to Exclude Evidence of Christianson's Drug Use</i> . Filed by United States Bakery, Inc (Related document(s): Response to Motion <u>198</u> .) (Attachments: # <u>1</u> )(Westlind, Dennis) (Entered: 07/22/2005)
07/22/2005	<u>200</u>	Memorandum in Opposition to Motion in limine <i>to Exclude Evidence of</i> <i>Christine Thompson's Criminal Convictions</i> <u>181</u> . Filed by United States Bakery, Inc(Westlind, Dennis) (Entered: 07/22/2005)
07/22/2005	<u>201</u>	Response in Opposition <i>to Defendant's Motion in Limine Regarding Co-worker</i> <i>Harrasment</i> to Motion in limine <u>166</u> . Filed by Equal Employment Opportunity Commission.(Katahira, Wesley) (Entered: 07/22/2005)
07/22/2005	<u>202</u>	Proposed Jury Verdict Form <i>Defendant's Objections to Plaintiffs' Joint Proposed</i> <i>Special Verdict Forms</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/22/2005)
07/22/2005	<u>203</u>	Declaration of Lisa Cox In Support of Plaintiffs' Joint Opposition to Defendant's Motion in Limine to Exclude Evidence of Intervenors' Co-Workers' Allegations of

		<i>Harassment</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Response in Opposition to Motion201.) (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 # 5 Exhibit E# 6 Exhibit F# 7 Exhibit G# 8 Exhibit H# 9 Exhibit I# 10 Exhibit J# 11 Exhibit K# 12 Exhibit L# 13 Exhibit M# 14 # 15 Exhibit O)(Katahira, Wesley) (Entered: 07/22/2005)
07/22/2005	<u>204</u>	Motion in limine <i>Defendant's Memorandum in Opposition to Plaintiff EEOC's</i> <i>Motion In Limine to Exclude Testimony from Kevin Brandt</i> . Filed by United States Bakery, Inc (Hartzell, Lynda) Modified on 7/26/2005 (pvh, ). (Entered: 07/22/2005)
07/22/2005	<u>205</u>	Affidavit in Opposition Declaration of Lynda J. Hartzell in Support of Defendant's Memorandum in Opposition to Plaintiff EEOC's Motion In Limine to Exclude Testimony from Kevin Brandt to Motion in limine to exclude Kevin Brandt As Witness and Brandt's and Sammons' Affidavits At Trial <u>171</u> . Filed by United States Bakery, Inc (Attachments: # <u>1</u> Exhibit 1-3)(Hartzell, Lynda) (Entered: 07/22/2005)
07/22/2005	<u>206</u>	Memorandum in Opposition <i>Defendant's Objections to Plaintiff's Notice to Read Claude Sammons' Testimony Into the Record</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/22/2005)
07/22/2005	<u>207</u>	Affidavit in Opposition Declaration of Dennis E. Westlind in Support of Defendant's Objections to Plaintiffs' Notice to Read Claude Sammons' Testimony Into the Record. Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/22/2005)
07/22/2005	<u>208</u>	Memorandum in Opposition <i>Defendant's Objections to Plaintiffs' Deposition</i> <i>Designations</i> . Filed by United States Bakery, Inc (Attachments: # <u>1</u> McCarthy pp 1-25# <u>2</u> McCarthy pp 26-45# <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> )(Hartzell, Lynda) (Entered: 07/22/2005)
07/22/2005	<u>209</u>	Proposed Jury Instructions <i>DEFENDANT'S OBJECTIONS TO PLAINTIFFS'</i> <i>PROPOSED JURY INSTRUCTIONS</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/22/2005)
07/22/2005	<u>214</u>	Plaintiff EEOC and Intervening Plaintiffs' Joint Response to Defendant's Motion in Limine #2. Filed by Laurie DaMetz, Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson.(pvh, ) (Entered: 07/26/2005)
07/22/2005	<u>215</u>	Plaintiff EEOC and Intervening Plaintiffs' Joint Response to Defendant's Motion in Limine #3. Filed by Laurie DaMetz, Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson.(pvh, ) (Entered: 07/26/2005)
07/22/2005	<u>216</u>	Plaintiff EEOC and Intervening Plaintiffs' Joint Objections to Defendant's Proposed Verdict Forms. Filed by Laurie DaMetz, Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson. (Related document(s): Jury Verdict Form - Proposed <u>162</u> .)(pvh, ) (Entered: 07/26/2005)
07/23/2005	<u>210</u>	Witness List <i>Defendant's Supplemental Witness List</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/23/2005)

07/25/2005	<u>211</u>	Plaintiffs' "Amended" Objections to Defendant's Proposed Exhibits. Filed by Equal Employment Opportunity Commission.(ntm, ) (Entered: 07/25/2005)
07/25/2005	<u>212</u>	Response <i>Plaintiffs' Non-Opposition</i> to Motion in limine <u>166</u> . Filed by all plaintiffs.(Katahira, Wesley) (Entered: 07/25/2005)
07/26/2005	213	<b>CIVIL MINUTES:</b> Record of order striking pretrial conference date of August 1,2005 and jury trial date of August 8,2005. ORDER setting a telephone status conference for Monday, August 1,2005 at 1:30pm before Judge Ancer L.Haggerty. The court will place the telephone call. Order by Ancer L. Haggerty. (md, ) (Entered: 07/26/2005)
07/26/2005	<u>217</u>	Stipulated Motion for Extension of Time <i>to File Pretrial Pleadings and Setting Briefing Schedule for Defendant's Rule 412 Motion</i> . Filed by all parties. (Katahira, Wesley) (Entered: 07/26/2005)
07/26/2005	<u>218</u>	Stipulated Proposed Form of Order Submitted <i>Granting Stipulated Motion to</i> <i>Extend Deadline for Filing Pretrial Pleadings and Setting Briefing Schedule for</i> <i>Defendant's Rule 412 Motion</i> . Filed by all parties. (Katahira, Wesley) (Entered: 07/26/2005)
07/28/2005	<u>219</u>	Defendant's Unopposed Motion for Leave to file FRE 412 motion under seal. Filed by all defendants. Expedited Consideration Requested. (md, ) (Entered: 07/28/2005)
07/28/2005	220	<b>ORDER:</b> Record of order granting unopposed motion for leave for defendant to file FRE 312 moiton under seal. <u>219</u> Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 07/28/2005)
07/28/2005	<u>221</u>	Defendant's Fed.R.Evid.412 Motion. FILED UNDER SEAL. (Rec'd on 7/22/05). In Camera Hearing requested (md, ) (Entered: 07/28/2005)
07/29/2005	<u>222</u>	Proposed Jury Instructions <i>Plaintiffs' Objections to Defendant's Proposed Jury Instructions</i> . Filed by all plaintiffs.(Katahira, Wesley) (Entered: 07/29/2005)
07/29/2005	<u>223</u>	Joint Reply to USB's Response to Motion in limine to Exclude Evidence of Witness Daniel Christianson's Drug Use <u>178</u> . Filed by all plaintiffs.(Katahira, Wesley) (Entered: 07/29/2005)
07/29/2005	<u>224</u>	Joint Reply to Defendant's Memorandum in Opposition to Motion in limine to exclude Kevin Brandt As Witness and Brandt's and Sammons' Affidavits At Trial <u>171</u> . Filed by all plaintiffs.(Cox, Lisa) (Entered: 07/29/2005)
07/29/2005	<u>225</u>	Joint Response to Defendant's Objections to Plaintiffs' Notice to Read Claude Sammons' Testimony into the Record to Motion in limine to exclude Kevin Brandt As Witness and Brandt's and Sammons' Affidavits At Trial <u>171</u> . Filed by all plaintiffs.(Cox, Lisa) (Entered: 07/29/2005)
07/29/2005	<u>226</u>	Declaration of Lisa Cox <i>in Support of Plaintiffs' Response to Defendant's</i> <i>Objections to Plaintiffs' Reading Sammons' Testimony into the Record</i> . Filed by all plaintiffs. (Attachments: # <u>1</u> Exhibit Deposition of Claude Sammons# <u>2</u> Exhibit Deposition of Lynette E. Hansen# <u>3</u> Exhibit Written Reprimand of Scott Burleson by Jeff Fahlman)(Cox, Lisa) (Entered: 07/29/2005)

07/29/2005	227	Joint Reply to Def's Objections to Pltfs' Exhibit List. Filed by all plaintiffs.(Blunck, Lawrence) (Entered: 07/29/2005)
07/29/2005	228	Joint Reply to Def's Objections to Pltfs' Proposed Verdict Forms. Filed by all plaintiffs.(Blunck, Lawrence) (Entered: 07/29/2005)
07/29/2005	<u>229</u>	Reply <i>Defendant's Reply Memorandum in Support of Defendant's Motions in Limine</i> to Motion in limine <u>166</u> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/29/2005)
07/29/2005	<u>230</u>	Declaration of Westlind <i>Declaration of Dennis E. Westlind Regarding</i> <i>Defendant's Reply Memorandum in Support of Defendant's Motions In Limine.</i> Filed by United States Bakery, Inc (Related document(s): Motion in Limine <u>166</u> .) (Attachments: # <u>1</u> Exhibit Exhibits 1-4 to Westlind Declaration)(Hartzell, Lynda) (Entered: 07/29/2005)
07/29/2005	<u>231</u>	Proposed Jury Verdict Form <i>Defendant's Response to Plaintiff EEOC and</i> <i>Intervening Plaintiffs' Joint Objections to Defendant's Proposed Verdict Forms</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/29/2005)
07/29/2005	232	Proposed Jury Verdict Form <i>Declaration of Dennis E. Westlind in Support of Defendant's Response to Plaintiffs' Objection sto Defendant's Proposed Verdict Forms.</i> Filed by United States Bakery, Inc (Attachments: # <u>1</u> Exhibit Exhibit 1 Westlind Declaration)(Hartzell, Lynda) (Entered: 07/29/2005)
07/29/2005	<u>233</u>	Joint Reply <i>of Plaintiffs to USB's Opposition</i> to Motion in limine <i>to Exclude</i> <i>Evidence of Christine Thompson's Criminal Convictions</i> <u>181</u> . Filed by all parties.(Katahira, Wesley) (Entered: 07/29/2005)
07/29/2005	234	Declaration of Wesley Katahira <i>in Support of Plaintiffs' Reply to USB's</i> <i>Opposition to Plaintiffs' Motion in Limine to Exclude Evidence of Christine</i> <i>Thompson's Criminal Convictions</i> . Filed by all plaintiffs. (Attachments: # <u>1</u> Exhibit 1)(Katahira, Wesley) (Entered: 07/29/2005)
07/29/2005	235	Exhibit List <i>Defendant's Reply to Plaintiffs' Objections to Defendant's Exhibit List</i> . Filed by United States Bakery, Inc(Hartzell, Lynda) (Entered: 07/29/2005)
07/29/2005	<u>236</u>	Joint Motion to Strike <i>USB's Untimely Additional Motions in Limine</i> . Filed by all plaintiffs. (Katahira, Wesley) (Entered: 07/29/2005)
07/29/2005	<u>237</u>	Joint Memorandum in Support <i>of Plaintiffs' Motion to Strike USB's Untimely</i> <i>Additional Motions in Limine</i> . Filed by all plaintiffs. (Katahira, Wesley) (Entered: 07/29/2005)
08/01/2005	239	<b>CIVIL MINUTES: Record of telephone status conference held on August</b> <b>1,2005:</b> ORDER setting 8 day jury trial to start on January 10,2006 at 9:00AM beforeJudge Ancer L. Haggerty. (The 2nd week of trial it will start on January 17,2006). ORDER setting a pretrial conference on December 5,2005 at 1:30pm before Judge Ancer L. Haggerty. ORDER setting oral argument on Defendant's Rule 412 motion and the motions in limine filed by the parties for November 28,2005 at 1:30pm before Judge Ancer L. Haggerty. ORDER granting stipulated motion to extend deadline for filing pretrial documents listed in the motion to July 29,2005 and for the replies to August 3,2005. Also granted that plaintiff's response to defendant's 412 motion be filed by August 5,2005 and reply by August 19,2005. L.Blunck,L.Cox,W.Katahira present as counsel for plaintiff(s).

		L.Hartzell,D.Westlind present as counsel for defendant(s). Court Reporter: D.Apodaca. Ancer L. Haggerty presiding. (md, ) (Entered: 08/04/2005)
08/03/2005	<u>238</u>	Joint Reply to Defendant's Objections to Plaintiff's Deposition Designations. Filed by all plaintiffs.(Blunck, Lawrence) (Entered: 08/03/2005)
08/04/2005	<u>240</u>	Stipulation of Dismissal of Laurie DaMetz's Retaliation Claim. Plaintiff Equal Employment Opportunity Commission and Plaintiff-Intervenor Laurie DaMetz hereby submit a stipulation of dismissal pursuant to Fed. R. Civ. P. 41(a)(1) of all liability and damages related to DaMetz's retaliation claim filed in this action by plaintiffs under 42 U.S.C. Sect. 2000e-3(a) and 42 U.S.C. Sect. 1981a. This dismissal is with prejudice. No party shall be entitled to fees or costs related to the pleading or defense of such retaliation claim. (Not original signatures). Filed by Wesley Katahira, Larry Blunck, and Lynda J. Hartzell appearing on behalf of all parties.(pvh, ) (Entered: 08/05/2005)
08/05/2005	<u>241</u>	Stipulated Motion for Leave plaintiff's opposition to defendant's Rule 412 motion under seal. (W/in this motion, counsel for plaintiff EEOC and stipulated to by defendants that other documents that have been previously electronically filed shall also be placed under seal). FILED UNDER SEAL. Filed by all plaintiffs. (md, ) (Entered: 08/10/2005)
08/05/2005	<u>242</u>	Certificate of Service by all plaintiffs for stipulated motion to file response to Rule 412 motion under seal, response, declaration of W. Katahira,etc Filed by all plaintiffs. (md, ) (Entered: 08/10/2005)
08/10/2005	243	<b>ORDER:</b> Record of order granting plaintiffs' motion for leave to fileresponse to defendant's Rule 412 motion and declaration of Wes Katahira under seal.241It is further ordered that the following documents that were filed electronically filed [124,125 (exhibits 9, 6,16, 3 to 125), 130,131,133,132,128]will be placed under seal and the 'group designation for reviewing' will be changed to reflect this change by the Clerk of the Court and within the docket entry of these documents, FILED UNDER SEAL will be noted. Ordered by Judge Michael W. Mosman for Judge Ancer L. Haggerty. (md, ) (Entered: 08/10/2005)
08/10/2005	<u>244</u>	Memorandum in Opposition to Defendant's Rule 412 Motion221.FILED UNDER SEAL. Oral Argument requested. Filed by all plaintiffs.(md, ) (Entered: 08/10/2005)
08/10/2005	<u>245</u>	Declaration of Wesley Katahira in support of memorandum in opposition to defendant's Rule 412 motion. FILED UNDER SEAL. Filed by all plaintiffs. (md, ) (Entered: 08/10/2005)
08/10/2005	246	Record of order that the court will seal the entire document 125 as it can not seal Exhibits 9,16,6 and 3 to this documents as when they were made into electronic documents for filing, these exhibits were not made into separate documents for sealing individually. Ordered by Judge Michael W. Mosman for Judge Ancer L.Haggerty. (md, ) (Entered: 08/10/2005)
08/19/2005	247	Defendant's Reply Memorandum in Support of Defendant's Fed. R. Evid. 412 Motion 221. (FILED UNDER SEAL). In Camera Hearing Requested. Filed by all defendants.(pvh, ) (Entered: 08/22/2005)

08/19/2005	<u>248</u>	Declaration of Dennis E. Westlind. (FILED UNDER SEAL). Filed by all defendants. (Related document(s): Reply to Motion247.)(pvh, ) (Entered: 08/22/2005)
09/16/2005	<u>249</u>	Notice Plaintiffs' Withdrawal of Their Opposition to Defendant's Motion in Limine Seeking to Exclude Sexual Harassment Allegations Against Bob Albers. Filed by Wesley Katahira appearing on behalf of all plaintiffs.(Katahira, Wesley) (Entered: 09/16/2005)
10/07/2005	250	<b>ORDER:</b> Record of order granting Plaintiffs' motion to strike defendant'suntimely additional motions in limine (doc. 197 - filed on July 22,2005 and the motions in limine within this pleading was labeled # 7 and #8.) as no oppositionwas filed to this motion. <u>236</u> Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 10/07/2005)
11/21/2005	251	CIVIL MINUTES: Record of In August 2005 the parties indicated they would confer regarding deposition designations and submit a new set of deposition designations and objections. The court did not receive any new submissions. In light of the excessive objections filed by defendant to plaintiff's deposition designations, the court hereby orders the parties to confer and submit a new set of deposition designations by November 28, 2005, with reasonable and valid objections due by November 30, 2005. Paper copies of any electronically filed documents must be delivered to the Clerk's Office on the day of filing. Failure to comply with this Order will result in the court considering the imposition of sanctions. Order by Ancer L. Haggerty. Response is due by 11/30/2005. Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 11/21/2005)
11/28/2005	252	Plaintiffs EEOC and Intervenors' Revised Proposed Deposition Testimony. Filed by Donna Emerson, Wendy Baker, Equal Employment Opportunity Commission, Christine Thompson.(pvh, ) (Entered: 11/28/2005)
11/28/2005	<u>253</u>	<b>Record of Hearing on motions in limine and defendant's Rule 412 motion:</b> Defendant counsel shall supplement its Rule 412 motion by Thursday, December 1,2005 andplaintiff to file a response to the supplemental memorandum on December 5,2005 as early as possible as the Pretrial Conference is at 1:30pm that day. See attached document for rulings on the pending motions in limine. L.Cox,W.Katahira(EEOC); L.BLount (Plaintiffs-Intervenors) present as counsel for plaintiff(s). L.Hartzell,S.Henning present as counsel for defendant(s). Court Reporter: B.Montero. Ancer L. Haggerty presiding. (md, ) Additional attachment(s) added on 11/29/2005 (md, ). (Entered: 11/29/2005)
11/29/2005	<u>254</u>	Record of order amending the minute order dated November 28,2005 to attach the document is attached to this minute order for the rulings on the motions in limine. Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 11/29/2005)
11/30/2005	<u>255</u>	Objection(s) <i>to Notice to Read Deposition Transcript into Trial Record</i> ( <i>Revised</i> ). Filed by United States Bakery, Inc(Olson, Steven) (Entered: 11/30/2005)
12/02/2005	<u>256</u>	Memorandum in Support of Defendant's Fed. R. Evid. 412 Motion. (FILED UNDER SEAL). Filed by all defendants. (Related document(s): Motion 221.)(pvh, ) (Entered: 12/02/2005)

12/02/2005	<u>257</u>	Declaration of Sonja L. Henning (FILED UNDER SEAL). Filed by United States Bakery, Inc (Related document(s): Motion <u>221</u> , Memorandum in Support of Motion <u>256</u> .)(pvh, ) (Entered: 12/02/2005)
12/05/2005	<u>258</u>	Plaintiffs' Opposition to Defendant's Supplemental Memorandum in Support of Defendant's Fed.R.Evid. 412 Motion. (FILED UNDER SEAL) Filed by Equal Employment Opportunity Commission. (Related document(s): Memorandum in Support of Defendant's Fed. R. Evid. 412 Motion <u>256</u> )(eo) (Entered: 12/05/2005)
12/05/2005	<u>259</u>	Declaration of Wesley Katahira in Support of Plaintiffs' Opposition to Defendant's Supplemental Memorandum in Support of Defendant's Fed.R.Evid. 412 Motion. Filed by Equal Employment Opportunity Commission. (Related document(s): Plaintiffs' Opposition to Defendant's Supplemental Memorandum in Support of Defendant's Fed.R.Evid. 412 Motion <u>258</u> )(eo) (Entered: 12/05/2005)
12/06/2005	<u>262</u>	Record of Pretrial Conference held on December 5,2005.: See attached page for rulings on exhibits and deposition designations. Rule 412 motion taken under advisement. (Motion ruling filed on December 7,2005 under seal.) L.Cox,W.Katahire,L.Blounk present as counsel for plaintiff(s). L.Hartzell,S.Henning,S.Olson present as counsel for defendant(s). Court Reporter: D.Apodaca. Ancer L. Haggerty presiding. (md, ) (Entered: 12/08/2005)
12/07/2005	260	Order for Administrative Correction of the Record. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly: The entire docket entry dated December 7,2005 has been deleted as the 'seal' event did not work properly. (md, ) (Entered: 12/07/2005)
12/30/2005	<u>263</u>	Stipulated Motion for Judgment <i>of Dismissal With Prejudice</i> . Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 12/30/2005)
01/05/2006	<u>264</u>	Stipulated Motion <i>To Strike Trial Date</i> . Filed by Equal Employment Opportunity Commission. (Katahira, Wesley) (Entered: 01/05/2006)
01/06/2006	265	<b>ORDER:</b> Record of order striking jury trial scheduled for January 10,2006 as the plaintiff-intervenors have settled their claims with defendant. ORDER setting a telephone status conference for Monday, March 13,2006 at 1:30pm beforeJudge Ancer L. Haggerty regarding the status of the claims between EEOC and US Bakery. The court will place the telephone call. <u>264</u> Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 01/06/2006)
01/09/2006	<u>266</u>	Stipulated Motion for Judgment <i>Stipulated Judgment of Dismissal With Prejudice</i> <i>Concerning Laurie DaMetz.</i> Filed by United States Bakery, Inc (Hartzell, Lynda) (Entered: 01/09/2006)
01/09/2006	<u>267</u>	Notice of Attorney Substitution: <i>Notice of Substitution of Counsel</i> . Filed by Lynda J. Hartzell appearing on behalf of United States Bakery, Inc(Hartzell, Lynda) (Entered: 01/09/2006)
03/13/2006	268	<b>Record of Telephone Status Conference :</b> Order continuing telephone status conference to Thursday, March 16,2006 at 10:00AM before Judge Ancer L.Haggerty. The court will place the telephone call. W.Katahira present as counsel for plaintiff(s). L.Hartzell present as counsel for defendant(s). Court

		Reporter: K.Humiston. Ancer L. Haggerty presiding. (md, ) (Entered: 03/13/2006)
03/16/2006	269	<b>Record of telephone Status Conference:</b> Counsel to contact Judge Garr M. King to set up a settlement conference. ORDER setting a 3 day court trial on the injunctive issue for September 6,2006 at 9:00AM before Judge Ancer L. Haggerty. Order setting a pretrial conferencer for August 7,2006 at 1:30pm beforeJudge Ancer L. Haggerty. W. Katahira, J.Stanley present as counsel for plaintiff(s). L.Hartzell present as counsel for defendant(s). Court Reporter: B.Alexander. Ancer L. Haggerty presiding. (md, ) (Entered: 03/17/2006)
06/09/2006	270	Record of order striking pretrial conference date of August 7,2006 and court trial date of September 6,2006 as this case has been reported settled. Order that the Clerk shall issue a 60 day order of dismissal. (The court will sign the stipulated order of dismissals that were submitted for the plaintiffs-intervenors) Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 06/09/2006)
06/14/2006	<u>271</u>	Stipulated Judgment of Dismissal with prejudice as to Laurie Dametz: It is ordered that all claims by and on behalf of Laurie Dametz are dismissed withprejudice and without costs or attorney fees to any party. Signed on 6/14/06 by Judge Ancer L. Haggerty. (md, ) (Entered: 06/15/2006)
06/14/2006	<u>272</u>	Stipulated Judgment of Dismissal : It is ordered that all claims by and on behalf of plaintiff/Intervenors - Wendy Baker aka Wendy Kennedy, Donna Emerson and Christine Thompson aka Christine Thompson Jackson, are dismissed with prejudice and without costs or attorneys' fees to any party. Signed on 6/14/06 by Judge Ancer L. Haggerty. (md, ) (Entered: 06/15/2006)
06/15/2006	<u>273</u>	Motion to Withdraw <i>as Attorneys of Record for Plaintiff Intervenors</i> . Filed by Christine Thompson, Laurie DaMetz, Donna Emerson, Wendy Baker. (Blunck, Lawrence) (Entered: 06/15/2006)
06/20/2006	274	<b>ORDER:</b> Record of order granting Larry Blunck, Scott D. Preston and Lisa Day and the law firm of Blunck & Walhood to withdraw as counsel for the plaintiffs-intervenors in this case. <u>273</u> Ordered by Judge Ancer L. Haggerty. (md, ) (Entered: 06/20/2006)
07/19/2006	<u>275</u>	<b>ORDER APPROVING CONSENT DECREE.</b> Signed on 07/18/06 by Judge Ancer L. Haggerty. (pvh, ) (Entered: 07/20/2006)
07/19/2006	276	Consent Decree. Filed by William R. Tamayo and Lynda J. Hartzell appearing on behalf of Equal Employment Opportunity Commission, United States Bakery, Inc (Related document(s): Order Approving Consent Decree <u>275</u> .)(pvh, ) Additional attachment(s) added on 7/31/2006 (pvh, ). (Entered: 07/20/2006)

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