CLOSED, CONSENT

U.S. District Court Middle District of Louisiana (Baton Rouge) CIVIL DOCKET FOR CASE #: 3:01-cv-00819-CN

EEOC v. SDI of BR - Hooper R

Assigned to: Magistrate Judge Christine Noland

Demand: \$0

Cause: 42:2000 Job Discrimination (Race)

Date Filed: 09/28/2001

Date Terminated: 05/28/2003 Jury Demand: Defendant

Nature of Suit: 442 Civil Rights: Jobs Jurisdiction: U.S. Government Plaintiff

Plaintiff

Equal Employment Opportunity

Commission

represented by Michelle Theresa Butler

U.S. Equal Employment Opportunity

Commission

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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U.S. Equal Employment Opportunity

Commission

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V.

Defendant

SDI of B.R. - Hooper Road, LLC

doing business as Sonic Drive Inn represented by Alan K. Breaud

Breaud & Lemoine

P.O. Box 3448

Lafayette, LA 70502-3448

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Intervenor Plaintiff

Tiffany Atkinson *TERMINATED: 05/19/2003*

represented by Floyd J. Falcon, Jr.

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Intervenor Plaintiff

Jaime Theriot Cedatol

TERMINATED: 05/19/2003

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TERMINATED: 05/19/2003

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Intervenor Plaintiff

Julia Cook

TERMINATED: 05/19/2003

represented by Floyd J. Falcon, Jr.

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TERMINATED: 05/19/2003

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Intervenor Plaintiff

Celida McDaniel

TERMINATED: 05/19/2003

represented by Floyd J. Falcon, Jr.

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Sherri Lynn Gregoire

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Intervenor Plaintiff

Sarah McDaniel

TERMINATED: 05/19/2003

represented by Floyd J. Falcon, Jr.

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TERMINATED: 05/19/2003

LEAD ATTORNEY

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Sherri Lynn Gregoire

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TERMINATED: 05/19/2003

ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Charles J Cook, Sr

represented by Floyd J. Falcon, Jr.

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Daniel L. Avant

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ATTORNEY TO BE NOTICED

Sherri Lynn Gregoire

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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Richard McDaniel

represented by Floyd J. Falcon, Jr.

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Sherri Lynn Gregoire

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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Mark Atkinson

represented by Floyd J. Falcon, Jr.

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Intervenor Plaintiff

Wendy Atkinson

represented by Floyd J. Falcon, Jr.

(See above for address)

LEAD ATTORNEY

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ATTORNEY TO BE NOTICED

Sherri Lynn Gregoire

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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Charles Theriot

represented by Floyd J. Falcon, Jr.

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ATTORNEY TO BE NOTICED

Daniel L. Avant

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ATTORNEY TO BE NOTICED

Sherri Lynn Gregoire

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Intervenor Plaintiff

Lisa Theriot

represented by Floyd J. Falcon, Jr.

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Daniel L. Avant

(See above for address)

ATTORNEY TO BE NOTICED

Sherri Lynn Gregoire

(See above for address)

ATTORNEY TO BE NOTICED

V.

Intervenor Defendant

SDI of B.R. - Hooper Road, LLC

doing business as Sonic Drive Inn

represented by Murphy James Foster, III

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address)

ATTORNEY TO BE NOTICED

Intervenor Defendant

Sonic Industries, Inc.

TERMINATED: 08/28/2002

represented by Craig A. Cowart

Lewis, Fisher, Henderson, Claxton & Mulroy, LLP 6410 Poplar Avenue Suite 300 Memphis, TN 38157 901-767-6160

Fax: 901-767-7411 FAX Email: craigc@lfhc.com TERMINATED: 08/28/2002 LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Thomas L. Henderson

Lewis, Fisher, Henderson, Claxton & Mulroy, LLP 6410 Poplar Avenue Suite 300 Memphis, TN 38157 901-767-6160 TERMINATED: 08/28/2002

Intervenor Defendant

O.O.C., L.L.C.

represented by Murphy James Foster, III

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address) ATTORNEY TO BE NOTICED

Intervenor Defendant

Real Estate Partners of Hooper Road, L.L.C.

represented by Murphy James Foster, III

(See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address) ATTORNEY TO BE NOTICED

Intervenor Defendant

Theodore W Kergan

represented by Murphy James Foster, III

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Yvonne Reed Olinde

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Intervenor Defendant

Ann Crosby Kergan

represented by Murphy James Foster, III

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Yvonne Reed Olinde

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Intervenor Defendant

Charles Tomajko

also known as Chuck Tomajko

represented by Murphy James Foster, III

(See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address) ATTORNEY TO BE NOTICED

Intervenor Defendant

S.D.I. OF B.R. Airline, L.L.C.

represented by Murphy James Foster, III

(See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address)

ATTORNEY TO BE NOTICED

Intervenor Defendant

Real Estate Partners of Airline, L.L.C.

represented by Murphy James Foster, III

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Yvonne Reed Olinde

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ATTORNEY TO BE NOTICED

Intervenor Defendant

S.D.I. OF B.R. PERKINS ROAD, L.L.C.

represented by Murphy James Foster, III

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address)

ATTORNEY TO BE NOTICED

Intervenor Defendant

Real Estate Partners of Perkins Road L.L.C.

represented by Murphy James Foster, III

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address)

ATTORNEY TO BE NOTICED

Intervenor Defendant

S.D.I. OF B.R. O'Neil Lane, L.L.C.

represented by Murphy James Foster, III

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

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ATTORNEY TO BE NOTICED

Intervenor Defendant

Real Estate Partners of O'Neil Lane, L.L.C.

represented by **Murphy James Foster, III** (See above for address)

LEAD ATTORNEY ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

(See above for address)

ATTORNEY TO BE NOTICED

Intervenor Defendant

Daniel Naquin

Intervenor Defendant

Wesley Bridges

Intervenor Defendant

SDI of B.R. - Hooper Road, LLC

doing business as Sonic Drive Inn

represented by Murphy James Foster, III

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Yvonne Reed Olinde

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ATTORNEY TO BE NOTICED

Intervenor Defendant

Kergan Bros Inc

Intervenor Defendant

Wausau Business Insurance Co.

TERMINATED: 05/13/2003

represented by Charles A. Schutte, Jr.

Guglielmo, Marks, Schutte, Terhoeve &

Love

320 Somerulos Street

Baton Rouge, LA 70802-6129

225-387-8330

Fax: 225-387-8230

Email: cschutte@gmstl.com TERMINATED: 05/13/2003

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Intervenor Defendant

Hartford Insurance Company

TERMINATED: 03/11/2003

represented by Elizabeth Smyth Rambin

Chopin, Wagar, Richard, & Kutcher, LLP

3850 N. Causeway Blvd.

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Fax: 504-836-9540

Email: erambin@chopin.com TERMINATED: 03/11/2003

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Movant

Tiffany Atkinson

TERMINATED: 01/18/2002

represented by Floyd J. Falcon, Jr.

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TERMINATED: 01/18/2002

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ATTORNEY TO BE NOTICED

Daniel L. Avant

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TERMINATED: 01/18/2002

ATTORNEY TO BE NOTICED

Sherri Lynn Gregoire

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TERMINATED: 01/18/2002

ATTORNEY TO BE NOTICED

Movant

Jaime Theriot Cedatol

TERMINATED: 01/18/2002

represented by Floyd J. Falcon, Jr.

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TERMINATED: 01/18/2002

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Sherri Lynn Gregoire

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ATTORNEY TO BE NOTICED

Movant

Julia Cook

TERMINATED: 01/18/2002

represented by Floyd J. Falcon, Jr.

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TERMINATED: 01/18/2002

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TERMINATED: 01/18/2002

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Movant

Celida McDaniel

TERMINATED: 01/18/2002

represented by Floyd J. Falcon, Jr.

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TERMINATED: 01/18/2002

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Sherri Lynn Gregoire

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TERMINATED: 01/18/2002

ATTORNEY TO BE NOTICED

Movant

Sarah McDaniel

TERMINATED: 01/18/2002

represented by Floyd J. Falcon, Jr.

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TERMINATED: 01/18/2002

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Daniel L. Avant

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TERMINATED: 01/18/2002

ATTORNEY TO BE NOTICED

Sherri Lynn Gregoire

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TERMINATED: 01/18/2002

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text	
09/28/2001	<u>1</u>	COMPLAINT (nlt) (Entered: 10/01/2001)	
10/02/2001	2	ORDER set Scheduling Conference for 9:30 2/7/02, set Status Report deadlir to 1/28/02 (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 10/02/2001)	
11/02/2001	<u>3</u>	WAIVER of SERVICE Returned Executed as to SDI of BR - Hooper R 10/23/01 Answer due on 12/24/01 for SDI of BR - Hooper R (elp) (Entered: 11/02/2001)	

12/26/2001	4	ANSWER to Complaint by SDI of BR - Hooper R (Attorney Murphy James Foster III, Yvonne Inez Reed), (nlt) (Entered: 12/27/2001)		
12/27/2001	<u>5</u>	MOTION by SDI of BR - Hooper R (Attorney) to Stay (Motion Hearing set for 9:00 2/15/02) (kmk) (Entered: 12/27/2001)		
12/27/2001	<u>6</u>	MEMORANDUM by SDI of BR - Hooper R in support of [5-1] motion to Stay by SDI of BR - Hooper R (kmk) (Entered: 12/27/2001)		
01/15/2002	7	MOTION to Intervene by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel (elp) (Entered: 01/16/2002)		
01/15/2002		Motion(s) referred to Mag. Judge Christine Noland : [7-1] motion to Intervene by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel (elp) (Entered: 01/16/2002)		
01/15/2002		Holding Intervenor Complaint (elp) (Entered: 01/16/2002)		
01/16/2002	<u>8</u>	NOTICE of Hearing: Motion Hearing set for 9:00 3/1/02 for [7-1] motion to Intervene by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel (nlt) (Entered: 01/16/2002)		
01/18/2002	9	MEMORANDUM by EEOC in opposition to [5-1] motion to Stay by SDI of BR - Hooper R (nlt) (Entered: 01/18/2002)		
01/18/2002	<u>10</u>	ORDER granting [7-1] motion to Intervene by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel intv's are allowed to file within 20 days a motion for leave of court to file a supplemental complaint (signed by Mag. Judge Christine Noland), issued notices. (nlt) (Entered: 01/18/2002)		
01/18/2002	<u>11</u>	INTERVENOR'S Complaint by Tiffany Atkinson, Jaime Theriot Cedatol, Jul Cook, Celida McDaniel, Sarah McDaniel against SDI of BR - Hooper R (elp) (Entered: 01/22/2002)		
01/25/2002	<u>12</u>	MOTION by EEOC to Continue Scheduling Conference (elp) (Entered: 01/28/2002)		
01/25/2002		Motion(s) referred to Mag. Judge Christine Noland : [12-1] motion to Continue Scheduling Conference (elp) (Entered: 01/28/2002)		
01/28/2002	<u>13</u>	MOTION by SDI of BR - Hooper R for Leave to File Reply Memo in Support Motion to Stay (elp) (Entered: 01/29/2002)		
01/28/2002		Holding Reply Memo (elp) (Entered: 01/29/2002)		
01/29/2002	<u>14</u>	ORDER granting [13-1] motion for Leave to File Reply Memo in Support of Motion to Stay by SDI of BR - Hooper R (signed by Judge James J. Brady), issued notices. (elp) (Entered: 01/29/2002)		
01/29/2002	<u>15</u>	REPLY by SDI of BR - Hooper R to response to [5-1] motion to Stay by SDI of BR - Hooper R (elp) (Entered: 01/29/2002)		
01/29/2002	<u>16</u>			

02/05/2002	<u>17</u>	MOTION by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel (Attorney) for Leave to File Supplemental and Amending Petition of Intervention to add parties and to add claims (elp) (Entered: 02/05/2002)	
02/05/2002		Motion(s) referred to Mag. Judge Christine Noland: [17-1] motion for Leave to File Supplemental and Amending Petition of Intervention to add parties and to add claims (elp) (Entered: 02/05/2002)	
02/05/2002		Holding Supp Intervention (elp) (Entered: 02/05/2002)	
02/25/2002	<u>18</u>	MOTION by EEOC for Leave to File Response to Dft's Reply Memo in Support of Dft's Motion to Stay (pjd) (Entered: 02/26/2002)	
02/25/2002		Holding EEOC's response (pjd) (Entered: 02/26/2002)	
02/26/2002	<u>19</u>	ORDER granting [18-1] motion for Leave to File Response to Dft's Reply Memo in Support of Dft's Motion to Stay by EEOC (signed by Judge James J. Brady), issued notices. (pjd) (Entered: 02/26/2002)	
02/26/2002	<u>20</u>	RESPONSE by EEOC in opposition to [15-1] response reply by SDI of BR - Hooper R (pjd) (Entered: 02/26/2002)	
02/28/2002	<u>21</u>	ORDER granting [17-1] motion for Leave to File Supplemental and Amending Petition of Intervention to add parties and to add claims by Sarah McDaniel, Celida McDaniel, Julia Cook, Jaime Theriot Cedatol, Tiffany Atkinson (signed by Mag. Judge Christine Noland), issued notices. (kmk) (Entered: 02/28/2002)	
02/28/2002	22	SUPPLEMENTAL AND AMENDING INTERVENOR'S Complaint by Charles J Cook Sr, Richard McDaniel, Mark Atkinson, Wendy Atkinson, Charles Theriot, Lisa Theriot, Sonic Industries, In, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Daniel Naquin, Wesley Bridges against SDI of BR - Hooper R, Sonic Industries, In, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Daniel Naquin, Wesley Bridges (kmk) (Entered: 02/28/2002)	
02/28/2002	<u>23</u>	MOTION by SDI of BR - Hooper R (Attorney) for Leave to File sur reply mem (nlt) (Entered: 03/01/2002)	
02/28/2002		Holding sur reply memo (nlt) (Entered: 03/01/2002)	
03/01/2002	<u>24</u>	RULING denying [5-1] motion to Stay by SDI of BR - Hooper R (signed by Judge James J. Brady), issued notices. (dcap) (Entered: 03/01/2002)	
03/01/2002	<u>25</u>	ORDER granting [23-1] motion for Leave to File sur reply memo by SDI of BR - Hooper R (signed by Judge James J. Brady), issued notices. (nlt) (Entered: 03/01/2002)	
03/01/2002	<u>26</u>	Sur reply MEMORANDUM by SDI of BR - Hooper R in support of [5-1] motio to Stay by SDI of BR - Hooper R (nlt) (Entered: 03/01/2002)	

03/06/2002	<u>27</u>	ORDERthe scheduling conference set for 3/21/02 at 3:00pm is hereby CANCELLED and RESET to 4/25/02 at 3:30pm Reset Scheduling Conference for 3:30 4/25/02, Reset Joint Status Report deadline to 4/15/02 (signed by Mag. Judge Christine Noland), issued notices. (kmk) (Entered: 03/06/2002)	
03/08/2002	<u>28</u>	PARTIAL MOTION by SDI of BR - Hooper R (Attorney) to Dismiss Pursuant to Rule 12(B)(6) (Motion Hearing set for 9:00 5/3/02) (kmk) (Entered: 03/08/2002)	
03/08/2002	<u>29</u>	MEMORANDUM by SDI of BR - Hooper R in support of [28-1] motion to Dismiss Pursuant to Rule 12(B)(6) by SDI of BR - Hooper R (kmk) (Entered: 03/08/2002)	
03/08/2002	<u>30</u>	ANSWER by SDI of BR - Hooper R to [22-1] intervenor complaint, [11-1] intervenor complaint (kmk) (Entered: 03/11/2002)	
03/19/2002	<u>31</u>	MOTION by SDI of BR - Hooper R (Attorney) for Partial Summary Judgment (Motion Hearing set for 9:00 5/17/02) (kmk) (Entered: 03/20/2002)	
03/19/2002	<u>32</u>	Statement of Facts by SDI of BR - Hooper R . (kmk) (Entered: 03/20/2002)	
03/19/2002	<u>33</u>	MEMORANDUM by SDI of BR - Hooper R in support of [32-1] facts by SDI of BR - Hooper R, [31-1] motion for Partial Summary Judgment by SDI of BR - Hooper R (kmk) (Entered: 03/20/2002)	
03/19/2002	<u>34</u>	MOTION by SDI of BR - Hooper R (Attorney) for Oral Argument on [31-1] motion for Partial Summary Judgment by SDI of BR - Hooper R (kmk) (Entered: 03/20/2002)	
03/19/2002	<u>35</u>	MEMORANDUM by SDI of BR - Hooper R in support of [34-1] motion for Argument on [31-1] motion for Partial Summary Judgment by SDI of BR - Hooper R by SDI of BR - Hooper R (kmk) (Entered: 03/20/2002)	
03/22/2002	<u>36</u>	ORDER granting [34-1] motion for Oral Argument on [31-1] motion for Partis Summary Judgment by SDI of BR - Hooper R by SDI of BR - Hooper R Oral argument set for 9:00 5/28/02 before JJB for [31-1] motion for Partial Summa Judgment (signed by Judge James J. Brady), issued notices. (kmk) (Entered: 03/22/2002)	
L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PI Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Dani Wesley Bridges, SDI of BR - Hooper R 3/7/02 Answer due on 5/6/02 f BR - Hooper R, for Wesley Bridges, for Daniel Naquin, for Real Est P for S.D.I. OF BR-O'Neil, for Real Est Ptnrs-Perki, for S.D.I. OF BR-Pi for Real Est Ptnrs-Airli, for S.D.I. OF BR-Airline, for Charles Tomajk Crosby Kergan, for Theodore W Kergan, for Real Est Ptnrs-H.R., for Company Rea		WAIVER of SERVICE Returned Executed as to Sonic Industries, In, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Daniel Naquin, Wesley Bridges, SDI of BR - Hooper R 3/7/02 Answer due on 5/6/02 for SDI of BR - Hooper R, for Wesley Bridges, for Daniel Naquin, for Real Est Ptnrs-O'Nei, for S.D.I. OF BR-O'Neil, for Real Est Ptnrs-Perki, for S.D.I. OF BR-PERKINS, for Real Est Ptnrs-Airli, for S.D.I. OF BR-Airline, for Charles Tomajko, for Ann Crosby Kergan, for Theodore W Kergan, for Real Est Ptnrs-H.R., for O.O.C., L.L.C., for Sonic Industries, In (elp) (Entered: 04/10/2002)	
04/12/2002	<u>38</u>		

04/24/2002	<u>39</u>	MOTION by EEOC for Leave to File Response to dft's Motion for Partial Summary Judgment , and to Reschedule the Date for Oral Arguments (elp) (Entered: 04/25/2002)	
04/24/2002		Holding EEOC's Memo in Opposition to dft's Motion for Partial SJ (elp) (Entered: 04/25/2002)	
04/25/2002	<u>40</u>	MOTION by SDI of BR - Hooper R for Leave to File Reply Memo to Pla's Opposition to dft's Motion for Partial SJ Reply not Submitted (elp) Modified on 04/26/2002 (Entered: 04/26/2002)	
04/26/2002	<u>41</u>	ORDER granting [40-1] motion for Leave to File Reply Memo to Pla's Opposition to dft's Motion for Partial SJ by SDI of BR - Hooper Rdft shall have 10 days from the date of this order to file a Reply Memo to pla's Memorandum in Opposition to Motion for Partial Summary Judgment (signed by Judge James J. Brady), issued notices. (elp) (Entered: 04/26/2002)	
05/06/2002	42	ANSWER by SDI of BR - Hooper R, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei to [22-1] intervenor complaint (elp) (Entered: 05/06/2002)	
05/06/2002	<u>44</u>	MOTION by O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei (Attorney Yvonne Inez Reed, Murphy James Foster III) to Dismiss Pursuant to Rule 12(B)(6) (Motion Hearing set for 6/21/02) (elp) (Entered: 05/06/2002)	
05/06/2002	<u>45</u>	MEMORANDUM by O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei in support of [44-1] motion to Dismiss Pursuant to Rule 12(B)(6) by intervenor-defendsssssssss (elp) (Entered: 05/06/2002)	
05/06/2002	<u>43</u>	REPLY by SDI of BR - Hooper R to response to [31-1] motion for Partial Summary Judgment by SDI of BR - Hooper R (elp) (Entered: 05/22/2002)	
05/07/2002	<u>46</u>	MOTION by Sonic Industries, In (Attorney Craig A. Cowart) for Thomas L. Henderson to Appear Pro Hac Vice (elp) (Entered: 05/07/2002)	
05/07/2002		Motion(s) referred to Mag. Judge Christine Noland : [46-1] motion for Thomas L. Henderson to Appear Pro Hac Vice (elp) (Entered: 05/07/2002)	
05/07/2002	<u>47</u>	MOTION by Sonic Industries, In to Dismiss atty will submit notice of hearing. (elp) (Entered: 05/07/2002)	
05/07/2002	<u>48</u>	MEMORANDUM by Sonic Industries, In in support of [47-1] motion to Dismi by Sonic Industries, In (elp) (Entered: 05/07/2002)	
05/09/2002	49	ORDER granting [39-2] motion to Reschedule the Date for Oral Arguments by EEOCOral argument is set for 5/30/02 at 9:30 in courtroom 1 on all pending motionsFaxed to all cnsl (signed by Judge James J. Brady), issued notices. (elp) (Entered: 05/09/2002)	

05/09/2002	<u>55</u>	MEMORANDUM by EEOC in opposition to [31-1] motion for Partial Summar Judgment by SDI of BR - Hooper R (elp) (Entered: 05/22/2002)		
05/13/2002	<u>50</u>	NOTICE of Hearing: Motion Hearing set for 6/21/02 for [47-1] motion to Dismiss (elp) (Entered: 05/13/2002)		
05/15/2002	<u>51</u>	ORDER granting [46-1] motion for Thomas L. Henderson to Appear Pro Hac Vice by Sonic Industries, In (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 05/15/2002)		
05/21/2002	<u>52</u>	MOTION by EEOC for Leave to File Response to dft's Reply Memo in Support of dft's Motion for Partial SJ (elp) (Entered: 05/22/2002)		
05/21/2002		Holding EEOC's Response (elp) (Entered: 05/22/2002)		
05/22/2002	<u>53</u>	ORDER granting [52-1] motion for Leave to File Response to dft's Reply Memo in Support of dft's Motion for Partial SJ by EEOC (signed by Judge James J. Brady), issued notices. (elp) (Entered: 05/22/2002)		
05/22/2002	<u>54</u>	Response by EEOC to [43-1] response reply by SDI of BR - Hooper R (elp) (Entered: 05/22/2002)		
05/24/2002	<u>56</u>	MOTION by SDI of BR - Hooper R for Leave to File Sur Reply Memo in Support of Motion for Partial Summary Judgment (elp) (Entered: 05/28/2002)		
05/24/2002		Holding Sur Reply (elp) (Entered: 05/28/2002)		
05/28/2002	<u>57</u>	ORDER granting [56-1] motion for Leave to File Sur Reply Memo in Support of Motion for Partial Summary Judgment by SDI of BR - Hooper R (signed by Judge James J. Brady), issued notices. (elp) (Entered: 05/28/2002)		
05/28/2002	<u>58</u>	Supplemental Memo by SDI of BR - Hooper R in support of [31-1] motion for Partial Summary Judgment by SDI of BR - Hooper R (elp) (Entered: 05/28/2002)		
06/05/2002	<u>59</u>	RULING granting [47-1] motion to Dismiss by Sonic Industries, In, granting [44-1] motion to Dismiss Pursuant to Rule 12(B)(6) by intervenor-defs grant [28-1] motion to Dismiss Pursuant to Rule 12(B)(6) by SDI of BR - Hooper Rwithout prejudice to these claims proceeding in state court granting [31 motion for Partial Summary Judgment by SDI of BR - Hooper Rcnsl is requested to notify the court by letter as to what claims, if any, remain viable this action (signed by Judge James J. Brady), issued notices. (elp) (Entered 06/05/2002)		
06/17/2002	<u>60</u>	Minute entry: Oral argument held 5/30/02the parties present argument on df motions to dismiss and for partial summary judgmentexhibits filedthe courtakes the matter under advisement and will issue a ruling shortly (signed by Judge James J. Brady) (elp) (Entered: 06/17/2002)		
06/24/2002		Scheduling conference held (elp) (Entered: 06/24/2002)		
06/24/2002	<u>61</u>	ORDERstatus cnf held 6/24/02the parties informed the Court that they wil discussing possible settlement of this matter set Status Conference for 11:15 8/2/02 (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entere 06/24/2002)		

07/01/2002	<u>62</u>	MOTION by Sonic Industries, In for Rule 54(b) Judgment (Motion Hearing set for 8/2/02) (elp) (Entered: 07/02/2002)		
07/01/2002	<u>63</u>	MEMORANDUM by Sonic Industries, In in support of [62-1] motion for Rule 54(b) Judgment by Sonic Industries, In (elp) (Entered: 07/02/2002)		
07/24/2002	<u>64</u>	STATUS REPORT by EEOC (elp) (Entered: 07/25/2002)		
07/25/2002	<u>65</u>	STATUS REPORT by EEOC, SDI of BR - Hooper R, Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel, Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel SDI of BR - Hooper R, Charles J Cook Sr, Richard McDaniel, Mark Atkinson, Wendy Atkinson, Charles Theriot, Lisa Theriot, Sonic Industries, In, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Daniel Naquin Wesley Bridges, SDI of BR - Hooper R (nlt) (Entered: 07/25/2002)		
08/02/2002	<u>66</u>	CONSENT to trial by Magistrate by EEOC, SDI of BR - Hooper R, Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDanie SDI of BR - Hooper R, Charles J Cook Sr, Richard McDaniel, Mark Atkinson, Wendy Atkinson, Charles Theriot, Lisa Theriot, Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline (elp) (Entered: 08/02/2002)		
08/02/2002		Status Conference held (elp) (Entered: 08/02/2002)		
08/02/2002	<u>67</u>	ORDERstatus cnf held 8/2/02the parties will sign a consent to proceed before the MJ set Pretrial Conference for 9:00 6/6/03, set Jury Trial for 9:00 6/23/03 through 6/27/03 in courtroom 6, set Amended Pleadings deadline to 8/15/02, set Discovery deadline to 3/31/03, set Expert Witness List deadline to 1/17/03 for plas and 1/31/03 for dfts, set Expert reports deadline due by 2/14/03 for Lisa Theriot, for Charles Theriot, for Wendy Atkinson, for Mark Atkinson, for Richard McDaniel, for Charles J Cook Sr, for SDI of BR - Hooper R, for Sarah McDaniel, for Celida McDaniel, for Julia Cook, for Jaime Theriot Cedatol, for Tiffany Atkinson, for EEOC, set Expert reports deadline due by 2/28/03 for Charles Tomajko, for Ann Crosby Kergan, for Theodore W Kergan, for Real Est Ptnrs-H.R., for O.O.C., L.L.C., for SDI of BR - Hooper R, set Experts deposed deadline for 3/31/03 for Charles Tomajko, for Ann Crosby Kergan, for Theodore W Kergan, for Real Est Ptnrs-H.R., for O.O.C., L.L.C., for Lisa Theriot, for Charles Theriot, for Wendy Atkinson, for Mark Atkinson, for Richard McDaniel, for Charles J Cook Sr, for SDI of BR - Hooper R, for Sarah McDaniel, for Celida McDaniel, for Julia Cook, for Jaime Theriot Cedatol, for Tiffany Atkinson, for EEOC, mfilingddl. set Dispositive Motion Filing deadline to 4/30/03 (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 08/02/2002)		
08/05/2002	<u>68</u>	ORDERthe foregoing matter is referred to the USMJ for the conduct of all further proceedings and the entry of judgment (signed by Judge James J. Brack), issued notices. (elp) (Entered: 08/05/2002)		
08/05/2002		CASE reassigned to Mag. Judge Christine Noland (elp) (Entered: 08/05/2002)		
08/15/2002	<u>69</u>	MOTION by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel for Leave to File Second Supplemental and		

		Amending Complaint to Add Additional dfts, Remove Sonic Industries, Inc. dft and Remove State Law Claims (elp) (Entered: 08/15/2002)		
08/15/2002		HOlding Supp Comp (elp) (Entered: 08/15/2002)		
08/16/2002	<u>70</u>	ORDER granting [69-1] motion for Leave to File Second Supplemental and Amending Complaint to Add Additional dfts, Remove Sonic Industries, Inc. as a dft and Remove State Law Claims by Sarah McDaniel, Celida McDaniel, Julia Cook, Jaime Theriot Cedatol, Tiffany Atkinson (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 08/16/2002)		
08/16/2002	<u>71</u>	AMENDED intervenor's COMPLAINT by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel: amending [11-1] intervenor complaint (elp) (Entered: 08/16/2002)		
08/28/2002	<u>72</u>	ORDER granting [62-1] motion for Rule 54(b) Judgment by Sonic Industries, In (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 08/28/2002)		
08/28/2002	<u>73</u>	JUDGMENT for Sonic Industries, Inc. dismissing Intervenors' suit at their costs (signed by Mag. Judge Christine Noland) (elp) (Entered: 08/28/2002)		
09/19/2002	<u>74</u>	WAIVER of SERVICE Returned Executed as to Wausau Business Ins 9/12/02 Answer due on 11/11/02 for Wausau Business Ins (elp) (Entered: 09/20/2002)		
09/19/2002	<u>75</u>	WAIVER of SERVICE Returned Executed as to Hartford Ins Co 9/12/02 Answ due on 11/11/02 for Hartford Ins Co (elp) (Entered: 09/20/2002)		
09/24/2002	<u>76</u>	ANSWER by SDI of BR - Hooper R, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei to [71-1] intervenor complaint by Sarah McDaniel, Celida McDaniel, Julia Cook, Jaime Theriot Cedatol, Tiffany Atkinson (elp) (Entered: 09/24/2002)		
10/22/2002	<u>77</u>	ANSWER by Kergan Bros Inc to [71-1] second supplemental and amending intervenor complaint by Sarah McDaniel, Celida McDaniel, Julia Cook, Jaime Theriot Cedatol, Tiffany Atkinson (elp) (Entered: 10/22/2002)		
10/25/2002	<u>78</u>	WAIVER of SERVICE Returned Executed as to Kergan Bros Inc 9/12/02 Answer due on 11/11/02 for Kergan Bros Inc (elp) (Entered: 10/25/2002)		
11/13/2002	<u>79</u>	ANSWER by Hartford Ins Co to [71-1] amended intervenor complaint by Sarah McDaniel, Celida McDaniel, Julia Cook, Jaime Theriot Cedatol, Tiffany Atkinson (elp) (Entered: 11/13/2002)		
11/27/2002	<u>80</u>	ANSWER to Complaint by Wausau Business Ins (Attorney Charles A. Schutte Jr.),; jury demand (elp) (Entered: 11/27/2002)		
02/21/2003	<u>81</u>	MOTION by Hartford Ins Co (Attorney Elizabeth Smyth Sirgo) for Summary Judgment (dcap) (Entered: 02/21/2003)		
02/21/2003	<u>82</u>	Statement of Facts by Hartford Ins Co . (dcap) (Entered: 02/21/2003)		
02/21/2003	<u>83</u>	MEMORANDUM by Hartford Ins Co in support of [82-1] facts by Hartford Ins Co, [81-1] motion for Summary Judgment by Hartford Ins Co (dcap) (Entered:		

		02/21/2003)			
02/21/2003	<u>84</u>	MOTION by Hartford Ins Co for oral argument on Motion for SJ (dcap) (Entered: 02/21/2003)			
02/21/2003	<u>85</u>	EXHIBIT(S) to [83-1] support memorandum by Hartford Ins Co (dcap) (Entered 02/21/2003)			
02/28/2003	<u>86</u>	MOTION by SDI of BR - Hooper R, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei (Attorney) to Extend Deadline for Expert Report (elp) (Entered: 03/03/2003)			
03/04/2003	<u>87</u>	ORDER granting [86-1] motion to Extend Deadline for Expert Report by defendantsdeadline to submit their expert report is 3/5/03 (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 03/04/2003)			
03/10/2003	<u>88</u>	JOINT MOTION by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel, Charles J Cook Sr, Richard McDaniel, Mark Atkinson, Wendy Atkinson, Charles Theriot, Lisa Theriot, Hartford Ins Co to Dismiss claims by plas in intervention against Hartford, with prejudice (elp) (Entered: 03/10/2003)			
03/11/2003	89	ORDER granting [88-1] joint motion to Dismiss claims by plas in intervention against Hartford, with prejudice (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 03/11/2003)			
04/10/2003	<u>90</u>	MOTION by Wausau Business Ins for Summary Judgment (elp) (Entered: 04/10/2003)			
04/10/2003	<u>91</u>	Statement of Facts by Wausau Business Ins . (elp) (Entered: 04/10/2003)			
04/10/2003	<u>92</u>	MEMORANDUM by Wausau Business Ins in support of [90-1] motion for Summary Judgment by Wausau Business Ins (elp) (Entered: 04/10/2003)			
04/10/2003	93	EXHIBIT(S) to [92-1] support memorandum by Wausau Business Ins (elp) (Entered: 04/10/2003)			
04/30/2003	<u>94</u>	MOTION by O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airline, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, SDI of BR - Hooper R for Partial Summary Judgment (elp) (Entered: 04/30/2003)			
04/30/2003	<u>95</u>	Statement of Facts by O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Ne Real Est Ptnrs-O'Nei, SDI of BR - Hooper R. (elp) (Entered: 04/30/2003)			
04/30/2003	<u>96</u>	MOTION by O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, SDI of BR - Hooper R for Leave to File Memo in Excess of Page Limit (elp) (Entered: 04/30/2003)			

04/30/2003		Holding Memo in Support of Motion for Partial SJ (elp) (Entered: 04/30/2003)		
04/30/2003	<u>97</u>	MOTION by SDI of BR - Hooper R, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Pe S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Kergan Bros Inc for Partial Sum Judgment, and/or in Limine (elp) (Entered: 04/30/2003)		
04/30/2003	98	Statement of Facts by SDI of BR - Hooper R, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Kergan Bros Inc . (elp) (Entered: 04/30/2003)		
04/30/2003	99	MEMORANDUM by SDI of BR - Hooper R, O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, Kergan Bros Inc in support of [97-1] motion for Partial Summary Judgment by intervenor-defendsssssssssss, defendant, [97-2] motion in Limine by intervenor-defendsssssssssss, defendant (elp) (Entered: 04/30/2003)		
04/30/2003	100	EXHIBIT(S) to [99-1] support memorandum by intervenor-defendsssssssssss, defendant (elp) (Entered: 04/30/2003)		
05/01/2003	<u>101</u>	ORDERthe pretrial cnf set for 6/6/03 and the jury trial set for 6/23/03 are hereby Cancelled terminated deadlines (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 05/01/2003)		
05/05/2003	102	ORDER vacating [101-2] order reset Pretrial Conference for 9:00 6/6/03, and reset Jury Trial for 9:00 6/23/03 through 6/27/03 (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 05/05/2003)		
05/09/2003	<u>103</u>	MOTION by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel for Partial Judgment of Dismissal (nlt) (Entered: 05/09/2003)		
05/09/2003	104	MOTION by O.O.C., L.L.C., Real Est Ptnrs-H.R., Theodore W Kergan, Ann Crosby Kergan, Charles Tomajko, S.D.I. OF BR-Airline, Real Est Ptnrs-Airli, S.D.I. OF BR-PERKINS, Real Est Ptnrs-Perki, S.D.I. OF BR-O'Neil, Real Est Ptnrs-O'Nei, SDI of BR - Hooper R for Leave to File Original Affidavits (elp) (Entered: 05/12/2003)		
05/09/2003		Holding Original Affidavits (elp) (Entered: 05/12/2003)		
05/13/2003	105	JUDGMENT granting [103-1] motion for Partial Judgment of Dismissal by Sar McDaniel, Celida McDaniel, Julia Cook, Jaime Theriot Cedatol, Tiffany Atkinsonas to Wausau Underwriters Insurance only, without prejudice (signed by Mag. Judge Christine Noland) (elp) (Entered: 05/13/2003)		
05/13/2003	<u>106</u>	ORDER granting [104-1] motion for Leave to File Original Affidavits (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 05/13/2003)		
05/13/2003	107	EXHIBIT(S) to [94-1] motion for Partial Summary Judgment (elp) (Entered: 05/13/2003)		

05/16/2003	108	MOTION by Tiffany Atkinson, Jaime Theriot Cedatol, Julia Cook, Celida McDaniel, Sarah McDaniel to Dismiss Claims of Intervenors (elp) (Entered: 05/16/2003)	
05/19/2003	109	ORDER granting [108-1] motion to Dismiss Claims of Intervenors by Sarah McDaniel, Celida McDaniel, Julia Cook, Jaime Theriot Cedatol, Tiffany Atkinson (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 05/19/2003)	
05/28/2003	110	his action is dismissed without prejudice to the right to reopen w/in 60 days if ettlement is not consummated (signed by Mag. Judge Christine Noland) (elp) Entered: 05/28/2003)	
07/30/2003	111	ORDERthe date by which the Joint Motion for Dismissal shall be filed is nereby extended to 8/29/03 (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 07/30/2003)	
08/14/2003	112	JOINT MOTION by EEOC, SDI of BR - Hooper R to Approve and Enter Consent Decree (elp) (Entered: 08/15/2003)	
08/18/2003	<u>113</u>	ORDER granting [112-1] joint motion to Approve and Enter Consent Decree by SDI of BR - Hooper R, EEOCConsent Decree entered as stated herein (signed by Mag. Judge Christine Noland), issued notices. (elp) (Entered: 08/18/2003)	
08/24/2004	114	NOTICE of Certification of Compliance by SDI of BR - Hooper R (dcb) (Entered: 08/24/2004)	
06/14/2005	115	NOTICE of Certification of Compliance by SDI of B.R Hooper Road, LLC (DCB,) (Entered: 06/15/2005)	

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