

CLOSED

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:03-cv-07651-JSR

Equal Employment v. Innovax-Pillar, Inc., et al
Assigned to: Judge Jed S. Rakoff
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/29/2003
Date Terminated: 04/13/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Elizabeth A. Grossman**
U.S. Equal Employment Opportunity
Commission
New York District Office
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LEAD ATTORNEY

V.

Defendant

Innovax-Pillar, Inc.

represented by **Frances Dapice Marinelli**
Joseph A. Maria, P.C.
301 Old Tarrytown Road
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(914)-684-0333
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joseph A. Maria

Joseph A. Maria, P.C.
301 Old Tarrytown Road
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(914) 684-0333
LEAD ATTORNEY

Defendant

Diamond Contracting Corp.

Intervenor Plaintiff

John Wiggins

represented by **Paul O'Neal**
Outten and Golden LLP
3 Park Avenue
29th Floor
New York, NY 10016
(212) 245-1000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cross Claimant

Innovax-Pillar, Inc.

represented by **Frances Dapice Marinelli**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joseph A. Maria

(See above for address)
LEAD ATTORNEY

V.

Cross Defendant

Diamond Contracting Corp.

Cross Claimant

Innovax-Pillar, Inc.

represented by **Frances Dapice Marinelli**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

V.

Cross Defendant**Diamond Contracting Corp.**

Date Filed	#	Docket Text
09/29/2003	1	COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). . (gf) (Entered: 10/01/2003)
09/29/2003		Magistrate Judge Frank Maas is so designated. (gf) (Entered: 10/01/2003)
11/13/2003	2	ANSWER to Complaint and CROSSCLAIM by Innovax-Pillar, Inc. (Attorney Joseph A. Maria) against Diamond Contracting (cd) (Entered: 11/18/2003)
11/26/2003	4	Minute Entry for proceedings held before Judge Jed S. Rakoff : Initial Pretrial Conference held on 11/26/2003. (pl,) (Entered: 12/08/2003)
12/01/2003	3	CASE MANAGEMENT PLAN: Amended Pleadings due by 12/17/2003. Joinder of Parties due by 1/6/2003. all discovery due by 3/15/2004. Oral Argument set for 4/28/2004 05:00 PM before Judge Jed S. Rakoff. Final Pretrial Conference set for 4/28/2004 05:00 PM before Judge Jed S. Rakoff. Ready for Trial by 4/26/2004. Additional discovery deadlines are as set forth in this Scheduling Order. (Signed by Judge Jed S. Rakoff on 11/26/03) (pl,) (Entered: 12/08/2003)
02/09/2004	5	COMPLAINT against Diamond Contracting Corp., Innovax-Pillar, Inc. Document filed by John Wiggins.(sac,) (Entered: 02/11/2004)
02/09/2004		DEMAND for Trial by Jury. Document filed by John Wiggins (sac,) (Entered: 02/11/2004)
02/09/2004		SUMMONS ISSUED as to Diamond Contracting Corp., Innovax-Pillar, Inc.. (sac,) (Entered: 02/11/2004)
02/13/2004	6	STIPULATION TO INTERVENTION OF JOHN WIGGINS AS PARTY PLAINTIFF: The undersigned parties consent that John Wiggins be permitted to intervene as a party plaintiff in this action and to file and serve his complaint. John Wiggins, Intervenor, may not seek any extension of the Civil case management plan dated 11/26/2004. If John Wiggins, intervenor, does not provide timely disclosures in accord with the Federal Rules of Civil Procedure, and the Civil Case management plan, defendant Innovax-Pillar, Inc, shall have the right to request extensions of time from the Court. (Signed by Judge Jed S. Rakoff on 2/10/2004) (jsa,) (Entered: 02/18/2004)
03/11/2004	7	ANSWER to Complaint., CROSSCLAIM against Diamond Contracting Corp.. Document filed by Innovax-Pillar, Inc..(djc,) (Entered: 03/16/2004)
03/18/2004	8	MOTION (FILED ON SERVICE DATE) for an order granting summary judgment. Document filed by Innovax-Pillar, Inc.. (dle,) (Entered: 03/23/2004)

04/13/2004	9	NOTICE of Voluntary Dismissal pursuant to Rule 41(a)(1) of the F.R.C.P. (Signed by Judge Jed S. Rakoff on 4/12/2004) (jp,) (Entered: 04/14/2004)
05/10/2004	10	MOTION (FILED ON SERVICE DATE) for Attorney Fees, that the moving papers to be served 5/10/04; answering papers by 5/31/04; and reply papers by 6/7/04. Document filed by Innovax-Pillar, Inc. Return Date set for 5/10/2004 at 05:00 PM. (db,) (Entered: 05/11/2004)
05/25/2004		Minute Entry for proceedings held before Judge Jed S. Rakoff : Telephone Conference held on 5/25/2004. (cd,) (Entered: 05/27/2004)
06/04/2004	11	MEMORANDUM OF LAW in Opposition re: [10] MOTION (FILED ON SERVICE DATE) for Attorney Fees. Document filed by John Wiggins. (jco,) (Entered: 06/07/2004)
06/04/2004	12	DECLARATION of John Wiggins, Professor Merrick Rossein, and Paul O'Neil in Opposition re: [10] MOTION (FILED ON SERVICE DATE) for Attorney Fees. (jco,) (Entered: 06/07/2004)
06/07/2004	13	MEMORANDUM OF LAW in Opposition re: [10] MOTION (FILED ON SERVICE DATE) for Attorney Fees.. (cd,) (Entered: 06/09/2004)
06/09/2004	14	OPPOSITION/RESPONSE to Motion re: [10] MOTION (FILED ON SERVICE DATE) for Attorney Fees ; Document filed by Equal Employment Opportunity Commission. (djc,) (Entered: 06/10/2004)
06/09/2004	15	DECLARATION of John Wiggins. Document filed by John Wiggins. (djc,) (Entered: 06/10/2004)
06/14/2004	16	DECLARATION of Michael Ranis in Opposition re: [10] MOTION (FILED ON SERVICE DATE) for Attorney Fees.. Document filed by Equal Employment Opportunity Commission. (jp,) (Entered: 06/15/2004)
07/20/2004		Minute Entry for proceedings held before Judge Jed S. Rakoff : Oral Argument held on 7/20/2004 re: [10] MOTION (FILED ON SERVICE DATE) for Attorney Fees. filed by Innovax-Pillar, Inc.. MOTION DENIED. (cd,) (Entered: 07/22/2004)
07/21/2004	17	ORDER Confirming the Court's ruling from the bench, see transcript 7/20/04, the motion of defendant Innovax-Pillar, Inc. for attorney's fees pursuant to 42 U.S.C. 2000e-5(k) is hereby denied. So Ordered. (Signed by Judge Jed S. Rakoff on 7/20/04) (jco,) (Entered: 07/22/2004)

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