

CLOSED, JURY

**U.S. District Court
Eastern District of Virginia (Alexandria)
CIVIL DOCKET FOR CASE #: 1:99-cv-01461-LMB**

Equal Employment Opp v. Waste Management VA, et al
Assigned to: District Judge Leonie M. Brinkema
Demand: \$0
Case in other court: 00-01447
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 09/29/1999
Date Terminated: 02/18/2000
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Stacey Turner Caldwell**
Equal Employment Opportunity
Commission
830 East Main St
Suite 600
Richmond, VA 23219
(804) 771-2215
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Waste Management of Virginia, Inc.

represented by **Lawrence P. Postol**
Seyfarth, Shaw, Fairweather
815 Connecticut Ave, NW
Washington, DC 20006-4004
(202) 828-5385
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/29/1999	1	COMPLAINT; jury demand (clerk) (Entered: 09/29/1999)
09/29/1999		Jury Trial Flag (clerk) (Entered: 09/29/1999)
09/29/1999		SUMMONS(ES)(orig. & 1) issued and given to atty. for service by SPS as to Dft. (clerk) (Entered: 09/29/1999)
10/08/1999	2	MOTION by USA Waste Management to Dismiss (Called atty and told to notice) (stas) (Entered: 10/13/1999)
10/08/1999	3	MEMORANDUM of Points and Authorities by USA Waste Management in support of [2-1] motion by USA Waste Management to Dismiss (stas) (Entered: 10/13/1999)

10/13/1999	4	NOTICE of Hearing: Motion Hearing set for 10:00 11/12/99 for [2-1] motion by USA Waste Management to Dismiss (stas) (Entered: 10/14/1999)
10/22/1999	5	MOTION by Equal Employment Opp for Extension of Time to Respond to Deft. USA Waste Management, Inc.'s Motion to Dismiss (stas) (Entered: 10/25/1999)
10/22/1999	6	JOINT MOTION by USA Waste Management, Equal Employment Opp to Correct Defendant's Name (stas) (Entered: 10/25/1999)
10/26/1999	7	ORDER that [5-1] motion by Equal Employment Opp for Extension of Time until October 26, 1999 to Respond to Deft. USA Waste Management, Inc.'s Motion to Dismiss is GRANTED (See Order for Details)(signed by Judge Leonie M. Brinkema) Copies Mailed: yes [EOD Date: 10/26/99] (stas) (Entered: 10/26/1999)
10/26/1999	8	ORDER that Deft shall be referred to its legal name, "Waste Management of Virginia, Inc." in all subsequent pleadings henceforth. (See Order for Details) (signed by Judge Leonie M. Brinkema) Copies Mailed: yes [EOD Date: 10/26/99] (stas) (Entered: 10/26/1999)
10/26/1999	9	MEMORANDUM RESPONSE by Equal Employment Opp in opposition to [2-1] motion by USA Waste Management to Dismiss (stas) (Entered: 10/27/1999)
11/01/1999	10	Reply Memorandum of Points & Authorities in Support of Its Motion to Dismiss by Waste Management VA (clerk) (Entered: 11/01/1999)
11/09/1999	11	MOTION by Equal Employment Opp to Supplement (atty called and told to notice motion) (stas) Modified on 11/09/1999 (Entered: 11/09/1999)
11/09/1999	12	BRIEF by Equal Employment Opp in support of [11-1] motion by Equal Employment Opp to Supplement (stas) (Entered: 11/09/1999)
11/09/1999	13	MEMORANDUM OPINION - filed. (signed by Judge Leonie M. Brinkema) Copies Mailed: yes (stas) (Entered: 11/09/1999)
11/09/1999	14	ORDER For the reasons stated in the accompanying Memorandum Opinion, [2-1] motion by USA Waste Management to Dismiss is DENITED. (See Order for Details)(signed by Judge Leonie M. Brinkema) Copies Mailed: yes [EOD Date: 11/9/99] (stas) (Entered: 11/09/1999)
11/10/1999	15	Response Memorandum of Points and Authorities by Waste Management VA to [11-1] motion by Equal Employment Opp to Supplement (stas) (Entered: 11/10/1999)
11/12/1999	16	ANSWER to Complaint by Waste Management VA (pmil) (Entered: 11/15/1999)
11/12/1999	17	SCHEDULING ORDER setting Discovery cutoff 2/25/00 ; Pretrial Conference for 11:35 3/16/00 ; (signed by Judge Claude M. Hilton) Copies Mailed: yes (pmil) (Entered: 11/15/1999)
12/08/1999	18	CONSENT ORDER Upon the unopposed motion of Pltf EEOC, and for good cause shown, the Record is hereby supplemented to substitute the original Affidavit of Tulio L. Diaz, with referenced exhibits, as Exhibit E to Pltf EEOC's Memorandum Response in Opposition to Deft's Motion to Dismiss, and to add the Affidavit of Roxie Raines Kornegay as Exhibit G to Pltf EEOC's Memorandum Response in Opposition to Deft's Motion to Dismiss (See Order to

		Dismiss)(signed by Judge Claude M. Hilton) Copies Mailed: yes (stas) (Entered: 12/09/1999)
12/23/1999	19	MOTION by Equal Employment Opp to Excuse Late Service of Discovery Objections (told to Notice) (stas) (Entered: 12/28/1999)
12/23/1999	20	BRIEF by Equal Employment Opp in support of [19-1] motion by Equal Employment Opp to Excuse Late Service of Discovery Objections (stas) (Entered: 12/28/1999)
12/30/1999	21	BRIEF (MEMORANDUM) by Waste Management VA in opposition to [19-1] motion by Equal Employment Opp to Excuse Late Service of Discovery Objections (jsol) (Entered: 01/03/2000)
01/07/2000	22	NOTICE of Hearing: Motion Hearing set for 10:00 1/21/00 for [19-1] motion by Equal Employment Opp to Excuse Late Service of Discovery Objections (jsol) (Entered: 01/10/2000)
01/12/2000	23	MOTION by Waste Management VA to Compel Discovery (clerk) (Entered: 01/13/2000)
01/12/2000	24	MEMORANDUM by Waste Management VA in support of [23-1] motion by Waste Management VA to Compel Discovery (clerk) (Entered: 01/13/2000)
01/12/2000	25	NOTICE of Hearing: Motion Hearing Deadline set for 10:00 1/21/00 for [23-1] motion by Waste Management VA to Compel Discovery (clerk) (Entered: 01/13/2000)
01/20/2000	26	RESPONSE by Equal Employment Opp in opposition to [23-1] motion by Waste Management VA to Compel Discovery (clerk) (Entered: 01/20/2000)
01/21/2000		Minute entry: Mag. Judge Jones. Rpt. Rudiger and Green. Appearance of Counsel. Tape 9. Matter called, argued and granting [19-1] motion by Equal Employment Opp to Excuse Late Service of Discovery Objections, and deft's motion to compel discovery- granted/denied in part. Order to follow. (dana) (Entered: 01/21/2000)
01/21/2000	27	ORDERED, for reasons stated from the bench, granting in part, denying in part [23-1] motion by Waste Management VA to Compel Discovery (signed by Magistrate Judge Thomas R. Jones Jr.) Copies Mailed: y [EOD Date: 1/21/00] (dana) (Entered: 01/21/2000)
01/24/2000	28	MOTION by Waste Management VA for Summary Judgment (stas) (Entered: 01/24/2000)
01/24/2000	29	MEMORANDUM of Points and Authorities by Waste Management VA in support of [28-1] motion by Waste Management VA for Summary Judgment (stas) (Entered: 01/24/2000)
01/24/2000	30	NOTICE of Hearing: Motion Hearing Deadline set for 10:00 2/18/00 for [28-1] motion by Waste Management VA for Summary Judgment (stas) (Entered: 01/24/2000)
02/01/2000	31	Response by Equal Employment Opp to Deft's First Set of Requests for the Production of Documents (stas) (Entered: 02/01/2000)

02/01/2000	32	Response by Equal Employment Opp to Deft's First Set of Interrogatories (stas) (Entered: 02/01/2000)
02/02/2000	33	ORDER After reviewing the documents submitted for in camera inspection in accordance with the court's rulings from the bench on 1/21/00, the court finds that the documents numbered 1-6 are protected by the deliberative process privilege and therefore need not be produced. The Court further finds that the documents numbered 7 and 8 are not protected and must be produced promptly. (signed by Magistrate Judge Thomas R. Jones Jr.) Copies Mailed: yes [EOD Date: 2/4/00] (psid) (Entered: 02/04/2000)
02/03/2000	34	OBJECTIONS by plaintiff Equal Employment Opp to deflt Waste Management of VA Inc's Second Set of Interrogatories (stas) (Entered: 02/07/2000)
02/04/2000	35	MEMORANDUM IN SUPPORT OF ITS RESPONSE by Equal Employment Opp in opposition to [28-1] motion by Waste Management VA for Summary Judgment (clerk) (Entered: 02/08/2000)
02/15/2000	36	REPLY MEMORANDUM in support by Waste Management VA of [28-1] motion by Waste Management VA for Summary Judgment (clerk) (Entered: 02/16/2000)
02/18/2000	37	MEMORANDUM OPINION AND ORDER [28-1] motion by Waste Management VA for Summary Judgment is GRANTED and it is hereby ORDERED that judgment be and is entered in favor of defendant (See Order for Details)(signed by Judge Leonie M. Brinkema) Copies Mailed: yes [EOD Date: 2/22/00] (stas) (Entered: 02/22/2000)
02/18/2000	38	JUDGMENT for Waste Management VA pursuant to FRCP 58. Copies Mailed: yes [EOD DATE: 2/22/00] (stas) (Entered: 02/22/2000)
02/18/2000		CASE assigned to Judge Leonie M. Brinkema (stas) (Entered: 02/22/2000)
02/18/2000		Case closed (stas) (Entered: 02/22/2000)
03/06/2000	39	MOTION by Waste Management VA for Attorney Fees (stas) (Entered: 03/07/2000)
03/06/2000	40	MEMORANDUM of Points and Authorities by Waste Management VA in support of [39-1] motion by Waste Management VA for Attorney Fees (stas) (Entered: 03/07/2000)
03/17/2000	41	RESPONSE by Equal Employment Opp in opposition to [39-1] motion by Waste Management VA for Attorney Fees (stas) (Entered: 03/20/2000)
03/23/2000	42	REPLY MEMORANDUM in support by Waste Management VA of [39-1] motion by Waste Management VA for Attorney Fees (mcke) (Entered: 03/23/2000)
04/11/2000	43	NOTICE OF APPEAL OF [37-1] 02/18/00 order by Equal Employment Opportunity Commission. Copies sent to Equal Employment Opp, Waste Management VA; copy of notice, order and docket entries mailed to USCA. (stas) (Entered: 04/12/2000)
04/12/2000	44	MEMORANDUM OPINION - filed. (signed by Judge Leonie M. Brinkema) Copies Mailed: yes (stas) (Entered: 04/12/2000)

04/12/2000	45	ORDER For the reasons stated in the accompanying Memorandum Opinion, [39-1] motion by Waste Management VA for Attorney Fees is GRANTED. Accordingly, it is hereby ORDERED that the Equal Employment Opportunity Commission remit forthwith to deft's counsel \$11,119.50. (See Order for Details) (signed by Judge Leonie M. Brinkema) Copies Mailed: yes [EOD Date: 4/12/00] (stas) (Entered: 04/12/2000)
04/20/2000		USCA Case Number Re: [43-1] appeal by Equal Employment Opp CASE MANAGER: Donna Brown USCA NUMBER: 00-1447 (stas) (Entered: 04/20/2000)
05/08/2000		Certification of completion sent to USCA re: [43-1] appeal by Equal Employment Opp (agil) (Entered: 05/08/2000)
05/24/2000	46	JUDGMENT OF USCA (certified copy) filed May 23, 2000 the Court dismisses this appeal, upon such terms as have been agreed to by the parties, pursuant to Rule 42(b) of the FRAP Re: [43-1] appeal by Equal Employment Opp (stas) (Entered: 05/24/2000)

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