

CLOSED

U.S. District Court
Western District of Tennessee (Memphis)
CIVIL DOCKET FOR CASE #: 2:04-cv-02775-JDB-tmp

Equal Employment Opportunity Commission v. Mirabile
Investment Corporation
Assigned to: Judge J. Daniel Breen
Referred to: Magistrate Judge Tu M. Pham
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/28/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Carson L. Owen**
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TERMINATED: 11/23/2004
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V.

Defendant

Mirabile Investment Corporation

represented by **Gerald Patrick Arnoult**
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Defendant

Olive Oil Associates
a Tennessee General Partnership
doing business as
 Popeye's Chicken and Biscuit Restaurant

represented by **Stephen H. Biller**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gerald Patrick Arnoult
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text

09/28/2004	1	COMPLAINT Under Title VII fo the Civil Rights Act of 1964 and Title I of the Civil Rights Act of 1991 against Mirabile Investment Corporation , filed by Equal Employment Opportunity Commission.(tlh,) (Entered: 10/01/2004)
10/14/2004	2	NOTICE of Appearance by G. Patrick Arnoult on behalf of Mirabile Investment Corporation. (tlh,) (Entered: 10/15/2004)
11/03/2004	3	SETTING LETTER: Scheduling Conference set for 11/18/2004 10:00 AM in Courtroom 6 - Memphis before Tu M. Pham. (tlh,) (Entered: 11/03/2004)
11/10/2004	4	NOTICE of Appearance by Carson L. Owen on behalf of Equal Employment Opportunity Commission. (tlh,) (Entered: 11/10/2004)
11/15/2004	5	REPORT of Rule 26(f) Planning Meeting. (jae,) (Entered: 11/15/2004)
11/18/2004	6	Minute Entry for proceedings held before Judge Tu M. Pham : Scheduling Conference held on 11/18/2004. Parties have not consented to proceed before magistrate judge. Parties are encouraged to seek mediation after close of discovery. Rule 26(a)(1) disclosure ddl 12/3/04. Schedule set as follows: Amended Pleadings due by 2/28/2005. Discovery due by 4/20/2005. Joinder of Parties due by 1/31/2005. Initial Motions to dismiss due by 2/28/2005. Dispositive motions ddl 6/6/05. Case set for jury trial (7-8 days); Rule 26(e) supplementation ddl 12/3/04.(Court Reporter FTR. Pltf atty-Owen: Dft atty-Annoult.) (jae,) (Entered: 11/22/2004)
11/22/2004	7	SCHEDULING ORDER: Initial disclosures due 12/3/04. Amended Pleadings due by 1/31/2005(pltf) 2/28/05(Dft). Discovery due by 4/20/2005. Joinder of Parties due by 1/31/2005(pltf) 2/28/05(dft). Initial Motions to dismiss due by 2/28/2005. Dispositive motions due 6/6/05. Case is set for jury trial (7-8 days). Pretrial order, pretrial conference and trial dates will be set by presiding judge. Parties have not consented to proceed before magistrate judge. Absent good cause shown, dates set by this order will not be modified or extended. Signed by Judge Tu M. Pham. (jae,) (Entered: 11/22/2004)
11/30/2004	8	MOTION for Enlargement of Time to Answer by Mirabile Investment Corporation. (tlh,) (Entered: 12/01/2004)
11/30/2004	9	STIPULATION Enlarging Time to Answer by Mirabile Investment Corporation, Equal Employment Opportunity Commission.(tlh,) (Entered: 12/01/2004)
12/01/2004	10	ORDER APPROVING STIPULATION ENLARGING TIME TO ANSWER. Granting [8] Motion for Enlargement of Time to Answer. Mirabile Investment Corporation answer due 12/30/2004. Signed by Judge Tu M. Pham. (tlh,) (Entered: 12/02/2004)
12/06/2004	11	SETTING LETTER: Jury Trial set for 9/19/2005 09:30 AM in Courtroom 1 - Memphis before J. Daniel Breen. Pretrial Conference set for 9/12/2005 09:15 AM in Courtroom 1 - Memphis before J. Daniel Breen. Proposed Joint Pretrial Order due by 9/6/2005.(tlh,) (Entered: 12/07/2004)
12/09/2004	12	AMENDED COMPLAINT against Olive Oil Associates, Mirabile Investment Corporation , filed by Equal Employment Opportunity Commission.(tlh,) (Entered: 12/09/2004)

12/09/2004	13	ANSWER to Amended Complaint by Olive Oil Associates, Mirabile Investment Corporation.(tlh,) (Entered: 12/10/2004)
03/25/2005	14	MOTION in Limine and/or Motion for Partial Dismissal and MEMORANDUM IN SUPPORT Thereof by Olive Oil Associates, Mirabile Investment Corporation. (ehg,) (Entered: 04/05/2005)
04/14/2005	15	Joint MOTION for a Brief Extension of the Discovery Completion Deadline by Equal Employment Opportunity Commission, Olive Oil Associates, Mirabile Investment Corporation. (ehg,) (Entered: 04/15/2005)
04/14/2005	16	ORDER EXTENDING DISCOVERY COMPLETION DEADLINE..granting [15] Motion for Extension of Time..to 5/6/2005.. Signed by Judge Tu M. Pham. (ehg,) (Entered: 04/15/2005)
04/21/2005	17	Joint MOTION for Protective Order by Equal Employment Opportunity Commission, Olive Oil Associates, Mirabile Investment Corporation. (ehg,) (Entered: 04/25/2005)
04/22/2005	18	PROTECTIVE ORDER: Protective order entered relating to dft's new worth and related financial information and entitled to protection in accordance with FRCvP 26(c). Signed by Judge Tu M. Pham. (jae,) (Entered: 04/25/2005)
04/27/2005	20	MEMORANDUM IN SUPPORT by Plaintiff Equal Employment Opportunity Commission re [19] Response in Opposition to Motion To Defendants' Motion In Limine and/or Motion For Partial Dismissal, Which Is a Motion For Partial Summary Judgment. (document placed in separate folder)(jae,) (Entered: 04/28/2005)
04/28/2005	19	RESPONSE in Opposition re [14] MOTION in Limine and/or Motion For Partial Dismissal, Which is a Motion For Partial Summary Judgment filed by Equal Employment Opportunity Commission. (jae,) (Entered: 04/28/2005)
05/04/2005	21	JOINT MOTION for Extension of Time to Complete Discovery by Equal Employment Opportunity Commission, Olive Oil Associates, Mirabile Investment Corporation. (jae,) (Entered: 05/05/2005)
05/06/2005	22	ORDER granting [21] Motion for Extension of Time to Complete Discovery. Discovery completion ddl is extended until 5/18/05. Signed by Judge Tu M. Pham. (jae,) (Entered: 05/06/2005)
05/06/2005	23	MEMORANDUM OF LAW in Support re [14] MOTION in Limine and/or Motion For Partial Dismissal filed by Olive Oil Associates, Mirabile Investment Corporation. (jae,) (Entered: 05/09/2005)
05/06/2005	24	MOTION for Leave to File Reply Brief by Olive Oil Associates, Mirabile Investment Corporation. (jae,) (Entered: 05/09/2005)
05/06/2005	25	MEMORANDUM OF LAW in Support re [24] MOTION for Leave to File Reply Brief filed by Olive Oil Associates, Mirabile Investment Corporation. (jae,) (Entered: 05/09/2005)
05/10/2005	26	ORDER granting [24] Defendant's Motion for Leave to File Reply Brief. Signed by Judge J. Daniel Breen. (jae,) (Entered: 05/10/2005)

07/20/2005	27	CONSENT DECREE. Signed by Judge J. Daniel Breen. (ehg,) (Entered: 07/21/2005)
07/25/2005	28	JUDGMENT IN A CIVIL CASE . Signed by Judge J. Daniel Breen. (ehg,) (Entered: 07/25/2005)

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