

CLOSED

**U.S. District Court  
District of South Carolina (Columbia)  
CIVIL DOCKET FOR CASE #: 3:99-cv-03262-MJP**

Equal Employment, et al v. 44 Truck Stop Inc, et al  
Assigned to: Judge Matthew J Perry  
Demand: \$0  
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 09/30/1999  
Date Terminated: 10/27/2000  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **David R Treeter**  
Equal Employment Opportunity  
Commission  
129 W Trade Street  
Suite 400  
Charlotte, NC 28202  
704-344-6880  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Pedro J Durand**  
Equal Employment Opportunity  
Commission  
Landmark Building  
301 N Main Street  
Suite 1402  
Greenville, SC 29601  
864-241-4400  
Fax: 864-241-4416  
*TERMINATED: 04/05/2000*  
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**Intervenor Plaintiff**

**Bernadina MontJoy**

represented by **Ray Pratt McClain**  
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**Ronald A Hightower**

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*LEAD ATTORNEY*  
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**Intervenor Plaintiff**

**Glenda Hughes**

represented by **Ray Pratt McClain**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
(See above for address)  
*LEAD ATTORNEY*  
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**Intervenor Plaintiff**

**Melanie Miller**

represented by **Ray Pratt McClain**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
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*LEAD ATTORNEY*  
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**Intervenor Plaintiff**

**Cecelia Prouse**

represented by **Ray Pratt McClain**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
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*LEAD ATTORNEY*  
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V.

**Defendant**

**44 Truck Stop Inc**

represented by **John Joseph McCauley**  
Nicholson Davis Frawley Anderson and  
Ayer  
PO Box 489

Lexington, SC 29071-0489  
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**Richard Jerome Breibart**  
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**Defendant**

**Ronnie Baughcome**

represented by **James Bernard Lybrand, Jr**  
McDonald McKenzie Rubin Miller and  
Lybrand  
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803-252-0500  
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**Richard Jerome Breibart**  
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*LEAD ATTORNEY*  
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**Defendant**

**Joseph L Shealy, Sr**

represented by **John Joseph McCauley**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Jerome Breibart**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Joann Shealy**

represented by **John Joseph McCauley**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Jerome Breibart**  
(See above for address)  
*LEAD ATTORNEY*  
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**Intervenor Defendant**

**44 Truck Stop Inc**

represented by **John Joseph McCauley**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Jerome Breibart**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Intervenor Defendant**

**44 Truck Stop Inc**

represented by **John Joseph McCauley**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Jerome Breibart**  
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*LEAD ATTORNEY*  
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**Intervenor Defendant**

**Ronnie Baughcome**

represented by **James Bernard Lybrand, Jr**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Jerome Breibart**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Intervenor Defendant**

**Joseph L Shealy, Sr**

represented by **John Joseph McCauley**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Jerome Breibart**  
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*LEAD ATTORNEY*  
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**Intervenor Defendant****Joann Shealy**

represented by **John Joseph McCauley**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Jerome Breibart**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Movant****Bernadina MontJoy**

represented by **Ray Pratt McClain**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Movant****Glenda Hughes**

represented by **Ray Pratt McClain**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Movant****Melanie Miller**

represented by **Ray Pratt McClain**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Movant****Cecelia Prouse**

represented by **Ray Pratt McClain**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Movant**

**Dana Moreland**

represented by **Ray Pratt McClain**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Dana Moreland**

represented by **Ray Pratt McClain**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ronald A Hightower**  
 (See above for address)  
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*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/30/1999	1	COMPLAINT; Service due by 1/28/00 for 44 Truck Stop Inc (kbos) (Entered: 10/01/1999)
09/30/1999	2	Answers to 16B Interrogatories by plaintiff Equal Employment; jury demand (kbos) (Entered: 10/01/1999)
09/30/1999	3	WAIVER OF SERVICE as to 44 Truck Stop Inc (kbos) (Entered: 10/01/1999)
10/13/1999	4	WAIVER OF SERVICE as to 44 Truck Stop Inc Answer due on 12/6/99 for 44 Truck Stop Inc (bwil) (Entered: 10/14/1999)
12/02/1999	5	ANSWER to Complaint by defendant 44 Truck Stop Inc (Attorney Richard Jerome Breibart, John Joseph McCauley),; jury demand (bwil) (Entered: 12/06/1999)
12/02/1999	6	Answers to 16B Interrogatories by defendant 44 Truck Stop Inc; jury demand (bwil) (Entered: 12/09/1999)
12/10/1999	<a href="#">7</a>	SCHEDULING ORDER, set amended pleadings due for 1/3/00 , set discovery due for 4/3/00 , set dispositive motion filing deadline for 4/21/00 , set briefing of

		dispositive motions due for 5/8/00; mediation form attached ( signed by Magistrate Judge Bristow Marchant ) eod 12/10/99 (bwil) (Entered: 12/10/1999)
12/30/1999	8	MOTION with attached "Complaint in Intervention" to intervene by Bernadina MontJoy, Glenda Hughes, Melanie Miller, Cecelia Prouse (former empl) Modified on 01/04/2000 (Entered: 01/03/2000)
01/12/2000	9	MOTION by plaintiff Equal Employment for Pedro Durand to appear pro hac vice (pbri) (Entered: 01/13/2000)
01/12/2000	10	AFFIDAVIT of Pedro Durand by plaintiff Equal Employment Re: [9-1] motion for Pedro Durand to appear pro hac vice (pbri) (Entered: 01/13/2000)
01/19/2000	<a href="#">11</a>	ORDER granting [9-1] motion for Pedro Durand to appear pro hac vice ( signed by Magistrate Judge Bristow Marchant ) eod 1/19/00 (bwil) (Entered: 01/19/2000)
01/28/2000	<a href="#">12</a>	ORDER granting [8-1] motion to intervene by Bernadina MontJoy, Glenda Hughes, Melanie Miller, Cecelia Prouse ( signed by Magistrate Judge Bristow Marchant ) (bwil) (Entered: 01/28/2000)
02/16/2000	13	Intervenor's COMPLAINT by intervenor-plaintiff Bernadina Montjoy, Glenda Hughes, Melanie Miller, Cecelia Prouse against defendant 44 Truck Stop Inc; jury demand (former empl) (Entered: 02/18/2000)
02/16/2000	14	SUMMONS(ES) issued for defendant 44 Truck Stop Inc (former empl) (Entered: 02/18/2000)
03/09/2000	15	ACCEPTANCE OF SERVICE filed as to 44 Truck Stop Inc 3/8/00 Answer due on 3/28/00 for 44 Truck Stop Inc, for 44 Truck Stop Inc Answers to 16B Interrogatories due by 4/27/00 for 44 Truck Stop Inc (bwil) (Entered: 03/10/2000)
03/28/2000	16	MOTION by plaintiff Equal Employment to withdraw as attorney of record (gant) (Entered: 03/28/2000)
03/28/2000	17	ANSWER to Complaint by intervenor-defendant 44 Truck Stop Inc, defendant Joseph L Shealy Sr, defendant Joann Shealy (Attorneys Richard J. Breibart and John Joseph McCauley) (bwil) (Entered: 03/29/2000)
03/30/2000	18	MOTION by intervenor-plaintiff Bernadina Montjoy, intervenor-plaintiff Glenda Hughes, intervenor-plaintiff Melanie Miller, intervenor-plaintiff Cecelia Prouse to extend time for discovery and scheduling order deadlines (bwil) (Entered: 03/30/2000)
04/05/2000	<a href="#">19</a>	ORDER granting [16-1] motion to withdraw as attorney of record by Pedro J. Durand ( signed by Magistrate Judge Bristow Marchant ) eod 4/5/00 (bwil) (Entered: 04/05/2000)
04/05/2000	<a href="#">20</a>	CONSENT ORDER granting [18-1] motion to extend time for discovery and scheduling order deadlines, reset discovery due for 6/30/00 , reset motion filing deadline for 7/31/00 , reset briefing of dispositive motions due for 8/15/00 ( signed by Magistrate Judge Bristow Marchant ) eod 4/5/00 (bwil) (Entered: 04/05/2000)

04/14/2000	21	ANSWER by defendant Ronnie Baughcome to amended complaint (bwil) (Entered: 04/17/2000)
05/19/2000	<a href="#">22</a>	ORDER, extending time for Defendants to answer and respond to requests for production and interrogatories on letter motion from counsel for Plaintiff Montjoy ( signed by Magistrate Judge Bristow Marchant ) eod 5/19/00 (bwil) (Entered: 05/19/2000)
05/23/2000	23	MOTION by plaintiff Equal Employment to extend time to 6/13/00 in which to respond to discovery requests (bwil) (Entered: 05/23/2000)
05/23/2000	24	AFFIDAVIT of Attorney David R. Treeter by plaintiff Equal Employment Re: [23-1] motion to extend time to 6/13/00 in which to respond to discovery requests (bwil) (Entered: 05/23/2000)
05/24/2000	<a href="#">25</a>	ORDER granting [23-1] motion to extend time to 6/13/00 in which to respond to discovery requests ( signed by Magistrate Judge Bristow Marchant ) eod 5/25/00 (bwil) (Entered: 05/24/2000)
07/18/2000	<a href="#">26</a>	CONSENT ORDER amending [20-1] order reset discovery due for 6/30/00 , reset discovery due for 11/30/00 , reset motion filing deadline for 1/31/01 , reset brief due for 2/19/01 ( signed by Magistrate Judge Bristow Marchant ) eod 7/18/00 (bwil) (Entered: 07/18/2000)
07/20/2000	27	MOTION to intervene by Dana Moreland (bwil) (Entered: 07/21/2000)
09/14/2000	<a href="#">28</a>	ORDER granting [27-1] motion to intervene by Dana Moreland intervening by Dana Moreland ( signed by Magistrate Judge Bristow Marchant ) (ttil) (Entered: 09/15/2000)
09/28/2000	29	Intervenor's AMENDED COMPLAINT by Bernadina Montjoy, Glenda Hughes, Melanie Miller, Cecelia Prouse and Dana Moreland against defendant 44 Truck Stop Inc, defendant Ronnie Baughcome, defendant Joseph L Shealy Sr, defendant Joann Shealy; jury demand (bwil) (Entered: 09/29/2000)
10/10/2000	30	ANSWER by defendant Ronnie Baughcome, intervenor-defendant Ronnie Baughcome to amended complaint (bwil) (Entered: 10/11/2000)
10/27/2000	<a href="#">31</a>	ORDER that this action is dismissed without prejudice. If settlement not consummated within 60 days, either party may petition the court to reopen/restore the calendar. ( signed by Magistrate Judge Bristow Marchant; See standing order M90-3 FBH ) eod 10/27/00 (bwil) (Entered: 10/27/2000)
10/27/2000		Case closed (bwil) (Entered: 10/27/2000)
12/14/2000	<a href="#">32</a>	NOTICE of Hearing set settlement conference for 9:30 12/18/00 before Judge Matthew J. Perry (former empl) (Entered: 12/14/2000)
12/15/2000	33	MOTION by intervenor-plaintiff Bernadina Montjoy, intervenor-plaintiff Glenda Hughes, intervenor-plaintiff Melanie Miller, intervenor-plaintiff Cecelia Prouse for settlement approval (jada) (Entered: 12/15/2000)
12/18/2000	34	DECLARATION of Ray P. McClain by intervenor-plaintiff Bernadina Montjoy, intervenor-plaintiff Glenda Hughes, intervenor-plaintiff Melanie Miller, intervenor-plaintiff Cecelia Prouse Re: [33-1] motion for settlement approval (jada) (Entered: 12/18/2000)



12/18/2000	35	MOTION HEARING [33-1] motion for settlement approval ORAL ORDER granting [33-1] motion for settlement approval (before Judge Matthew J. Perry ) Court Reporter: Jack Clark. (jada) (Entered: 12/18/2000)
12/18/2000	<a href="#">36</a>	ORDER granting [33-1] motion for settlement approval ( signed by Judge Matthew J. Perry ) (jada) (Entered: 12/18/2000)
12/18/2000	<a href="#">37</a>	CONSENT DECREE setting out terms for the parties to settle the case. ( signed by Judge Matthew J. Perry ) (jada) (Entered: 12/18/2000)

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