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U.S. District Court California Northern District (San Jose) CIVIL DOCKET FOR CASE #: 5:06-cv-06140-RS

Equal Employment Opportunity Commission v. Hammon Plating Corporation Assigned to: Magistrate Judge Richard Seeborg Cause: 42:1983 Civil Rights (Employment Discrimination)

<u>Plaintiff</u>

Equal Employment Opportunity Commission

Date Filed: 09/29/2006 Date Terminated: 10/22/2007 Jury Demand: None Nature of Suit: 442 Civil Rights: Jobs Jurisdiction: U.S. Government Plaintiff

represented by Cindy O'Hara

Equal Employment Opportunity Commission 350 The Embarcadero, Suite 500 San Francisco, CA 94105-1260 415/625-5653 Fax: 415-625-5657 Email: cindy.ohara@eeoc.gov LEAD ATTORNEY ATTORNEY TO BE NOTICED

Jonathan T. Peck

U.S. EEOC 350 Embarcadero Street Suite 500 San Francisco, CA 94105-1687 415/625-5600 Fax: 415-625-5657 Email: Jonathan.Peck@eeoc.gov *LEAD ATTORNEY ATTORNEY TO BE NOTICED*

William Robert Tamayo

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Defendant

Elizabeth Esparza-Cervantes

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Hammon Plating Corporation

represented by Christopher E. Cobey

Littler Mendelson 50 W. San Fernando Street, 14th Floor San Jose, CA 95113 408/998-4150 Email: ccobey@littler.com *LEAD ATTORNEY ATTORNEY TO BE NOTICED*

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Date Filed	#	Docket Text
09/29/2006	_	COMPLAINT for Civil Rights - Employment Discrimination against Hammon Plating Corporation (Summons Issued); jury demand;. Filed by Equal Employment Opportunity Commission. (Fee Waived) (bw, COURT STAFF) (Filed on 9/29/2006) Additional attachment(s) added on 10/3/2006 (bw, COURT STAFF).

		(Entered: 10/02/2006)	
09/29/2006	<u>2</u>	ADR SCHEDULING ORDER: Case Management Statement due by 12/27/2006 Case Management Conference set for 1/3/2007 02:30 PM. (Attachments: # <u>1</u> Standing Order)(bw, COURT STAFF) (Filed on 9/29/2006) (Entered: 10/02/2006)	
09/29/2006		Summons Issued as to Hammon Plating Corporation. (bw, COURT STAFF) (Filed on 9/29/2006) (Entered: 10/02/2006)	
10/02/2006		CASE DESIGNATED for Electronic Filing. (bw, COURT STAFF) (Filed on 10/2/2006) (Entered: 10/02/2006)	
11/06/2006	<u>3</u>	Notice of Motion and Motion to Dismiss or, in the Alternative, To Stay; Memorandum of Points and Authorities in Support of Motion filed by Hammon Plating Corporation. Motion Hearing set for 12/20/2006 09:30 AM in Courtroom #4, 5th Floor, San Jose. (Cobey, Christopher) (Filed on 11/6/2006) Text modified on 11/7/2006 to conform to document caption post by counsel (bw, COURT STAFF). (Entered: 11/06/2006)	
11/06/2006	<u>4</u>	Declaration of Christopher E. Cobey in Support of Motion of Defendant Hammon Plating Corporation to Dismiss, Or, In the Alternative, To Stay This Action filed byHammon Plating Corporation. (Cobey, Christopher) (Filed on 11/6/2006) (Entered: 11/06/2006)	
11/16/2006	<u>5</u>	CONSENT to Proceed Before a US Magistrate Judge by Equal Employme Opportunity Commission (O'Hara, Cindy) (Filed on 11/16/2006) (Entered 11/16/2006)	
11/21/2006	<u>6</u>	CONSENT to Proceed Before a US Magistrate Judge by Hammon Plating Corporation (Cobey, Christopher) (Filed on 11/21/2006) (Entered: 11/21/20	
11/22/2006	7	STIPULATION to Move Date of Hearing on Motion; Order re <u>3</u> Notice of Motion and Motion to Dismiss or, in the Alternative, To Stay; Memorandum of Points and Authorities in Support of MotionTo Continue Hearing Date to January 3, 2007 by Equal Employment Opportunity Commission. (O'Hara, Cindy) (Filed on 11/22/2006) Text modified on 11/29/2006 to conform to document caption post by counsel (bw, COURT STAFF). (Entered: 11/22/2006)	
11/27/2006	<u>8</u>	ORDER re 7 Stipulation, filed by Equal Employment Opportunity Commission Signed by Judge Richard Seeborg on 11/27/06. (rssec, COURT STAFF) (Filed 11/27/2006) (Entered: 11/27/2006)	
12/11/2006	<u>9</u>	CLERK'S NOTICE. Case Management Conference continued to 3/7/2007 02:30 PM. (rssec, COURT STAFF) (Filed on 12/11/2006) (Entered: 12/11/2006)	
12/12/2006	<u>10</u>	ADR Certification (ADR L.R. 3-5b) of discussion of ADR options (Esparza-Cervantes, Elizabeth) (Filed on 12/12/2006) (Entered: 12/12/2006)	
12/13/2006	<u>11</u>	Stipulated Miscellaneous Administrative Request to File Documents Under Seal; Stipulation; Order filed by Equal Employment Opportunity Commission. (O'Hara, Cindy) (Filed on 12/13/2006) Text modified on 12/14/2006 to conform to document caption post by counsel (bw, COURT STAFF). (Entered: 12/13/2006)	

12/14/2006	<u>12</u>	ORDER by Judge Richard Seeborg granting <u>11</u> Motion to Seal. (rssec, COURT STAFF) (Filed on 12/14/2006) (Entered: 12/14/2006)	
12/14/2006	15	Declaration of Kristine Jensen in Support of Plaintiff EEOC's Memorndum of Points and Authorities in Opposition to Defendants Motion to Dismiss or, in the Alternative, to Stay (DOCUMENT FILED UNDER SEAL) filed by Equal Employment Opportunity Commission. (bw, COURT STAFF) (Filed on 12/14/2006) (Entered: 12/26/2006)	
12/15/2006	<u>13</u>	AMENDED Table of Contents and Table of Authorities to Plaintiff EEOC's Memorandum of Points and Authorities in Opposition to Defendant's Motion to Dismiss or, in the Alternative, to Stay filed by Equal Employment Opportunity Commission. Amendment to <u>12</u> Order on Motion to Seal Amended Table of Contents & Table of Authorities to Plaintiff EEOC's Opposition . (O'Hara, Cindy) (Filed on 12/15/2006) Text modified on 12/18/2006 to conform to document caption post by counsel (bw, COURT STAFF). (Entered: 12/15/2006)	
12/20/2006	<u>14</u>	REPLY BRIEF OF DEFENDANT HAMMON PLATING CORPORATION IN SUPPORT OF ITS MOTION TO DISMISS OR, IN THE ALTERNATIVE, TO STAY THIS ACTION (<u>3</u>) filed by Hammon Plating Corporation. (Cobey, Christopher) (Filed on 12/20/2006) Text modified on 12/21/2006 to conform to document caption post by counsel (bw, COURT STAFF). Modified on 12/27/2006 (bw, COURT STAFF). (Entered: 12/20/2006)	
01/03/2007	<u>16</u>	Minute Entry: Motion Hearing held on 1/3/2007 before Judge Richard Seeborg (Date Filed: 1/3/2007). (Tape #FTR.) (mpb, COURT STAFF) (Date Filed: 1/3/2007) (Entered: 01/03/2007)	
01/10/2007	<u>17</u>	Letter from Counsel for Plaintiff EEOC and Defendant Hammon Re: ADR Process. (O'Hara, Cindy) (Filed on 1/10/2007) (Entered: 01/10/2007)	
01/22/2007	<u>18</u>	ORDER by Judge Richard Seeborg denying <u>3</u> Motion to Dismiss. (rssec, COURT STAFF) (Filed on 1/22/2007) (Entered: 01/22/2007)	
01/22/2007		CASE REFERRED to Mediation. (rssec, COURT STAFF) (Filed on 1/22/2007) (Entered: 01/22/2007)	
01/25/2007	<u>19</u>	ADR Clerk's Notice Appointing Jessica M. Notini as Mediator. (cmf, COURT STAFF) (Filed on 1/25/2007) (Entered: 01/25/2007)	
01/30/2007	<u>20</u>	PROOF OF SERVICE OF Summons and Complaint (<u>1</u>), with Acknowledgement of Receipt of Service filed by Equal Employment Opportunity Commission. (O'Hara, Cindy) (Filed on 1/30/2007) Text modified on 1/31/2007 to conform to document caption post by counsel (bw, COURT STAFF). (Entered: 01/30/2007)	
02/05/2007	<u>21</u>	Appearance of Co-Counsel for Defendant Harmon Plating Corporation by Hammon Plating Corporation. (Rapoport, William) (Filed on 2/5/2007) Text modified on 2/6/2007 to conform to document caption post by counsel (bw, COURT STAFF). (Entered: 02/05/2007)	
02/23/2007	<u>22</u>	ANSWER to Complaint by Hammon Plating Corporation. (Cobey, Christopher) (Filed on 2/23/2007) Modified on 2/26/2007 (bw, COURT STAFF). (Entered: 02/23/2007)	

02/28/2007	<u>23</u>	*** FILED IN ERROR. PLEASE SEE DOCKET # <u>24</u> . *** STIPULATION re <u>9</u> Clerks Notice <i>to Continue Case Management Conference</i> by Equal Employment Opportunity Commission. (O'Hara, Cindy) (Filed on 2/28/2007) Modified on 2/28/2007 (ewn, COURT STAFF). (Entered: 02/28/2007)	
02/28/2007	07 <u>24</u> STIPULATION and (Proposed) Order to Continue Case Mana Conference CORRECTION OF DOCKET # <u>23</u> by Equal Empl Opportunity Commission. (O'Hara, Cindy) (Filed on 2/28/2007) 2/28/2007 to conform to document caption post by counsel (bw STAFF). (Entered: 02/28/2007)		
02/28/2007	<u>25</u>	ORDER re 24 Stipulation filed by Equal Employment Opportunity Commission. Initial Case Management Conference continued 6/6/2007 02:30 PM. Signed by Judge Richard Seeborg on 2/28/07. (rssec, COURT STAFF) (Filed on 2/28/2007) (Entered: 02/28/2007)	
05/17/2007	<u>26</u>	CLERK'S NOTICE Case Management Conference continued to 6/13/2007 02:30 PM. (rssec, COURT STAFF) (Filed on 5/17/2007) (Entered: 05/17/2007)	
05/23/2007		Set/Reset Hearings: Mediation Hearing set for 6/29/2007. Counsel will request an extension of time to complete mediation at the 6/13/2007 Case Management Conference. (cmf, COURT STAFF) (Filed on 5/23/2007) (Entered: 05/23/2007)	
06/05/2007	<u>27</u>	SECOND STIPULATION and (Proposed) Order to continue Case Management Conference & Mediation by Equal Employment Opportunity Commission. (O'Hara, Cynthia) (Filed on 6/5/2007) Text modified on 6/6/2007 to conform to document caption post by counsel (bw, COURT STAFF). (Entered: 06/05/2007)	
06/05/2007	<u>28</u>	ORDER re <u>27</u> Stipulation filed by Equal Employment Opportunity Commission. Initial Case Management Conference continued to 7/25/2007 02:30 PM. Signed by Judge Richard Seeborg on 6/5/07. (rssec, COURT STAFF) (Filed on 6/5/2007) (Entered: 06/05/2007)	
07/25/2007	<u>29</u>	CLERK'S NOTICE. Case Management Conference continued to 9/26/2007 02:30 PM. (rssec, COURT STAFF) (Filed on 7/25/2007) (Entered: 07/25/2007)	
08/03/2007	<u>30</u>	CERTIFICATION OF MEDIATION Session by Mediator, Jessica M. Notini; Mediation session held 6/29/2007; Case settled; Mediation process is complete. (cmf, COURT STAFF) (Filed on 8/3/2007) (Entered: 08/03/2007)	
09/19/2007	<u>31</u>	STIPULATION AND [PROPOSED] ORDER CONTINUING CASEMANAGEMENT CONFERENCE (L.R. 16-10(c)) by Hammon Plating Corporation. (Cobey, Christopher) (Filed on 9/19/2007) (Entered: 09/19/2007)	
09/19/2007	<u>32</u>	ORDER CONTINUING CASE MANAGEMENT CONFERENCE. Case Management Conference set for 10/24/2007 02:30 PM. Signed by Judge Richard Seeborg on 9/19/07. (rssec, COURT STAFF) (Filed on 9/19/2007) (Entered: 09/19/2007)	
10/17/2007	<u>33</u>	 (Proposed) Consent Decree by Equal Employment Opportunity Commission. (O'Hara, Cynthia) (Filed on 10/17/2007) Text modified on 10/17/2007 (bw, COURT STAFF). Modified on 10/22/2007 (rssec, COURT STAFF). (Entered: 10/17/2007) 	

10/22/2007		CONSENT DECREE re $\underline{33}$. Signed by Judge Richard Seeborg on 10/22/07.
		(rssec, COURT STAFF) (Filed on 10/22/2007) (Entered: 10/22/2007)

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