

**U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:98-cv-05065-DGT-RML**

Equal Employment Opp v. Local 88 Amalgamated, et al
Assigned to: Senior Judge David G. Trager
Referred to: Magistrate-Judge Robert M. Levy
Demand: \$0
Cause: 28:451 Employment Discrimination

Date Filed: 08/05/1998
Date Terminated: 07/26/1999
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **David L. Barkey**
Anti-Defamation League
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Miami, FL 33131
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth Anne Grossman
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Commission
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V.

Defendant

Local 88 Amalgamated Workers Union

represented by **Eric J. LaRuffa**
Law Offices of Richard M. Greenspan,
P.C.
Parkway Plaza II
Elmsford, NY 10523
914-345-2100
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Defendant

**Amalgamated Workers Union Local 88
Welfare Fund**

represented by **Eric J. LaRuffa**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/05/1998	1	COMPLAINT filed and summons(es) issued for Local 88 Amalgamated, Amalgamated Workers (Chin, Felix) (Entered: 08/06/1998)
09/03/1998	2	ORDER scheduling an initial conference for 4:00 on 12/16/98 before Magistrate Robert M. Levy . (signed by Magistrate Robert M. Levy, dated 08.18.98) Galeano,

		Sonia (Entered: 09/03/1998)
09/24/1998	3	ANSWER to Complaint by Local 88 Amalgamated Workers Union and Amalgamated Workers Union Local 88 Welfare Fund. Galeano, Sonia (Entered: 09/24/1998)
12/16/1998	4	Calendar entry: before Magistrate Judge Levy–Initial Conference held. Fact Discovery to be completed by 03.26.99. Mandatory disclosure by 12.21.98. Next conference scheduled for 04.09.99 at 4:00 w/ expert disclosure. (Must see doc. #4 for more details) Galeano, Sonia (Entered: 12/21/1998)
12/22/1998	6	NOTICE of attorney appearance for Equal Employment Opportunity Commission by David L. Barkey. Galeano, Sonia (Entered: 01/19/1999)
01/05/1999	5	LETTER dated 12/18/98 from David L. Barkey to Magistrate Judge Levy, advising that as a student at Bklyn Law School, he interned for Judge Trager in Spring 1995, and that he has filed Notice of appearance in this matter with the Clerk's office. (Reddy, Lisa) (Entered: 01/05/1999)
01/19/1999	7	LETTER dtd 12.22.98 from Richard M. Greenspan to Magistrate Judge Levy advising the Court that an associate atty in their office, Gary Rothman, Esq. had previously been consulted by the complainant re: matters related to this proceeding. Galeano, Sonia (Entered: 01/19/1999)
02/02/1999	8	ORDER that this matter is respectfully referred to mediation. (signed by Magistrate Robert M. Levy, dated 01.23.99) See letter dtd 01.20.99 from Eric J. LaRuffa to Magistrate Judge Levy. (1) Copy of this Order forwarded to Gerry Lepp. Galeano, Sonia (Entered: 02/02/1999)
04/12/1999	9	ORDER granting the parties' request for a ninety (90) day extension of time from 03.26.99, for fact discovery and identification of experts. (signed by Magistrate–Judge Robert M. Levy, dtd 03.24.99) See letter dtd 03.22.99 from David Barkey to Magistrate Judge Levy. Galeano, Sonia (Entered: 04/12/1999)
04/12/1999	10	ORDER application granted as parties' are in mediation. Conference adjourned to 06.25.99 at 4:00. (signed by Magistrate–Judge Robert M. Levy, dtd 04.07.99) See letter dtd 04.05.99 from David Barkey to Magistrate Judge Levy. Galeano, Sonia (Entered: 04/12/1999)
06/29/1999	11	ORDER as parties have reached settlement, stipulation shall be filed by 07.26.99. (signed by Magistrate–Judge Robert M. Levy , on 06.25.99) See letter dtd 06.18.99 from David Barkey to Magistrate Judge Levy. Galeano, Sonia (Entered: 06/29/1999)
07/21/1999		CASE returned from mediation. E'mail sent on 7/21/99 from Gerald Lepp, ADR Adm., to Judge Trager & Mag. Judge Levy, which read: This case has settled after several mediation sessions. Counsel will forward you a stipulation of discontinuance. (Vaughn, Terry) (Entered: 07/22/1999)
07/26/1999	12	ORDER that this action is discontinued without costs and without prejudice to the right to reopen if settlement is not consummated. (signed by Judge David G. Trager , on 07.22.99) Copies mailed by Chambers. Galeano, Sonia Modified on 07/26/1999 (Entered: 07/26/1999)
07/26/1999		Case closed. M.J. Levy Notified. Galeano, Sonia (Entered: 07/26/1999)
07/27/1999	13	ORDER granting request for a ten (10) day extension of time to submit the final Consent Decree to Judge Trager for his signature and order. (signed by Magistrate Robert M. Levy , on 07.26.99) See letter dtd 07.22.99 from David Barkey to Magistrate Judge Levy. Galeano, Sonia (Entered: 07/27/1999)
08/04/1999	14	LETTER dated 07.27.99 from David Barkley to Judge Trager, informing that the EEOC respectfully requests that Your Honor withdraw the 07.22.99 Order as premature and await submission of the Consent Decree. Galeano, Sonia (Entered: 08/04/1999)
11/03/1999	15	CONSENT DECREE/ORDER that this consent resolves all issues concerning acts of disability discrimination by the Defts as alleged in the Complaint filed by the EEOC in this case. The parties agree that this Consent Decree does not constitute an admission by Defts of any violation of the ADA. Defts agree that they will not retaliate against any Local 88 member for exercising his or her rights under the ADA. Defts agree that

within ten (10) days of the execution of this Consent Decree (hereafter "Execution Date"), the Welfare Fund shall pay a total of forty-thousand dollars and zero cents (\$40,000.00) to Charging Party (hereafter "Total"), which represents the following lost and future benefits described herein. (signed by Judge David G. Trager, on 11.02.99)
Galeano, Sonia (Entered: 11/04/1999)