

**1. EEOC Case ID#:** EE-NY-0177

**2. Docket number/Court of each of the related or consolidated cases:** 01-CV-00809 and 03-CV-00411 (Western District of New York)

**3. Related or consolidated?** Consolidated

**4. Docket entry # (or other location) where consolidation or relation appears:** There are two places on the dockets where it says they are consolidated, first a mark saying they are consolidated and later an order consolidating them. They are as follows: Docket entry #34 of 01-00809 and Docket entry #5 of 03-0411; and Docket entry #55 of 01-00809 and docket entry #7 of 03-00411.

**5. Date of consolidation/relation?** 7/28/2003; 5/20/2004 (dates for the granting of motion to consolidate and first indication of consolidation, and for later order consolidating cases)

**6. Terms of the consolidation (e.g. “consolidated for purposes of discovery only, trial to be in front of original judge” or “consolidated for purposes of discovery; decision on trial consolidation to be made later”):** The order indicates that the actions will “consolidated into a single action under the case number 01-CV-0809E(Sr), all documentation from 03-CV-0411E(Sr) shall be physically transferred to 01-CV-0809E(Sr) and that 03-CV-0411E(Sr) shall be closed.”

**7. For each case, who are the parties (include charging parties if EEOC is plaintiff) and what is the basic theory of the case? (e.g. sexual harassment, age discrimination)**  
01-00809: Plaintiff is EEOC; consol plaintiff is Joseph A. DePronio; defendant is U.S. Signs, Inc.; consol defendant is Administaff Companies, Inc.; intervenor defendants are U.S. Signs, Inc. and Corey Perez; intervenor plaintiff is Joseph A. DePronio; theory—sexual harassment, hostile work environment, retaliation.

03-00411: Plaintiff is Joseph A. DePronio; defendant Administaff Companies, Inc.; theory—not clear; the consent decree only regards U.S. Signs, Inc., the defendant in the lead case, but none of the available documents indicate what the theory against Administaff Companies, Inc may be unless it is the same theory.

**8. Briefly describe the procedural history of each case prior to their being related or consolidated.**

01-00809 was filed by EEOC on 11/15/2001; there was an intervention by Joseph A. DePronio; there was also scheduling, discovery, and a pre-trial conference prior to the consolidation.

03-00411 was filed by DePronio on 5/27/2003; there is not much activity prior to the consolidation.

**9. After the cases were related/consolidated, what happened? was one case designated the lead case and all subsequent activity appears on that case docket? do both dockets contain lots of subsequent entries and if so, are they mostly or entirely duplicative, or do they indicate different types of activities in the two cases? The majority of the activity is in the lead case, 01-00809. In 03-00411, the only thing that follows the consolidation is dismissal.**