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**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CIVIL DOCKET FOR CASE #: 2:03-cv-00064-DGC**

Valenzuela, et al v. JPI Partners LLC, et al
Assigned to: Judge David G Campbell
Demand: \$0
Lead case: [2:02-cv-02643-DGC](#)
Member case: ([View Member Case](#))
Case in other court: Sup Ct Maricopa, CV2002-017475
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 01/10/2003
Date Terminated: 01/11/2005
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

Tracy Williams Valenzuela
wife

represented by **William D Holm**
Jones Skelton & Hochuli PLC
2901 N Central Ave
Ste 800
Phoenix, AZ 85012
602-263-1700
Fax: 602-200-7804
Email: bholm@jshfirm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Joseph Valenzuela
husband

represented by **William D Holm**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

JPI Partners LLC
a foreign corporation

represented by **John Mark Ogden**
Littler Mendelson PC
2425 E Camelback Rd
Ste 900
Phoenix, AZ 85016-2907
602-474-3601
Fax: 602-957-1801
Email: mogden@littler.com
LEAD ATTORNEY
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Laurent Richard George Badoux

Littler Mendelson PC
 2425 E Camelback Rd
 Ste 900
 Phoenix, AZ 85016-2907
 602-474-3600
 Fax: 602-957-1801
 Email: lbadoux@littler.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**JPI Arizona Apartment Management,
 L.L.C.**
a Delaware Corporation
also known as
 JPI Partners Inc

represented by **John Mark Ogden**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Laurent Richard George Badoux
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Mary Wessler
a single person

represented by **John Mark Ogden**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Laurent Richard George Badoux
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John Does
1-5

Defendant

Jane Does
1-5

Defendant

ABC Entities
1-5

| Date Filed | # | Docket Text |
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| 01/10/2003 | 1 | NOTICE OF REMOVAL from Maricopa County Superior Court Case Number: CV2002-017475 (summons/complaint) (ESH) (Entered: 01/14/2003) |
| 01/10/2003 | 2 | CERTIFICATE of Svc of Notice of Adverse Parties of Removal to Federal Court by dfts (MAP) (Entered: 01/15/2003) |
| 01/23/2003 | 3 | STIPULATION to extend time for JPI Dfts to answer the Complaint [1-2] by Dfts JPI Partners LLC, JPI AZ Apartment Mgt, MARY Wessler and Pla [3-1] (MAP) Modified on 01/27/2003 (Entered: 01/27/2003) |
| 01/29/2003 | 4 | ORDER by Magistrate Judge David K. Duncan granting stipulation to extend time for JPI Dfts to answer the Complaint [1-2] by Dfts JPI Partners LLC, JPI AZ Apartment Mgt, MARY Wessler and Pla [3-1] Time extended thru 2/28/03 (cc: all counsel) (MAP) (Entered: 01/29/2003) |
| 02/03/2003 | 5 | Party agrees to mag judge jurisdiction (MAP) (Entered: 02/10/2003) |
| 02/05/2003 | 6 | Party elects assignment of case to district judge ; mag election form ddl satisfied 2/5/03 (MAP) (Entered: 02/10/2003) |
| 02/10/2003 | 7 | MINUTE ORDER that pursuant to Local Rule 1.2(e), a request has been received for a random reassignment of this case to a District Judge FURTHER ORDERED Case reassigned by random draw to Judge Earl H. Carroll All further papers/pleadings should now list the following COMPLETE case number: CIV-03-64-PHX-EHC (cc: all counsel/DKD/EHC) [7-2] (MAP) (Entered: 02/10/2003) |
| 05/13/2003 | 8 | STIPULATION to consolidate this case with CV02-2643-PHX-FJM and transfer this action 03cv64-PHX-EHC to Judge Martone by pla Tracy Williams Valenzuela, pla Joseph Valenzuela, dft JPI Partners LLC, dft JPI AZ Apartment Mgt, dft Mary Wessler , and and to dismiss counts I, II and III by pla Tracy Williams Valenzuela, pla Joseph Valenzuela, dft JPI Partners LLC, dft JPI AZ Apartment Mgt, dft Mary Wessler (DMT) (Entered: 05/16/2003) |
| 05/27/2003 | 9 | NOTICE of service of discovery by plas. (DMT) (Entered: 05/30/2003) |
| 09/22/2003 | 10 | ORDER by Judge David G. Campbell granting stipulation to consolidate this case with CV02-2643-PHX-FJM and transfer this action 03cv64-PHX-EHC by pla Tracy Williams Valenzuela, pla Joseph Valenzuela, dft JPI LLC, dft JPI AZ Apartment Mgt, dft Mary Wessler, granting stipulation and to dismiss counts I, II and III by pla Williams Valenzuela, pla Joseph Valenzuela, dft JPI LLC, dft JPI AZ Apartment Mgt, dft Mary Wessler Case reassigned to Judge David G. Campbell (with notice re consolidation sent) ; FURTHER ORDERED the parties shall by 9/26/03, file with the Court a joint case management report addressing whether the consolidation of these cases will require an adjustment in the litigation schedule presently existing for CV 02-2643.... (cc: all counsel/EHC) (LAD) (Entered: 09/22/2003) |
| 10/10/2003 | | ORDER by Judge David G. Campbell granting stipulation to extend time for dfts' response to pla's discovery requests (to 10/20/03) by pla in 2:02-cv-02643, dfts in 2:02-cv-02643 in 2:02-cv-02643 (cc: all counsel) (LAD) (Entered: 10/10/2003) |

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| 10/14/2003 | | SCHEDULING ORDER by Judge David G. Campbell ; discovery due 2/13/04 in 2:02-cv-02643, in 2:03-cv-00064 ; dispositive motions due 3/26/04 in 2:02-cv-02643, in 2:03-cv-00064 (cc: all counsel) re: order (scheduling) [0-1] (LAD) (Entered: 10/14/2003) |
| 02/09/2004 | | ORDER by Judge David G. Campbell granting stipulation for extension of discovery deadline to complete the deposition of Mary Wessler by pla EEOC in 2:02-cv-02643, dft JPI Partners LLC in 2:02-cv-02643, dft JPI AZ Apartment Mgt in 2:02-cv-02643, intervenor Tracy Williams Valenzuela in 2:02-cv-02643 in 2:02-cv-02643 discovery ddl reset for 2/22/04 in 2:02-cv-02643 (cc: all counsel) (LAD) (Entered: 02/09/2004) |
| 02/13/2004 | | ORDER by Judge David G. Campbell granting stipulation to extend time to resolve discovery disputes and disclosure issues by plas, dfts in 2:02-cv-02643; the deadline to resolve discovery disputes and disclosure issues and to supplement disclosures is extended to 3/12/0* (*as agreed by parties, this extension shall not change the 3/26/04 deadline for filing dispositive motions (cc: all counsel) (LAD) (Entered: 02/13/2004) |
| 02/25/2004 | | ORDER by Judge David G. Campbell re: order (scheduling) [44-1] in 2:02-cv-02643, 2:03-cv-00064 final pretrial order ddl of 4/23/04 is vacated; pretrial conference of 4/30/04 is vacated; jury trial of 5/11/04 is vacated (cc: all counsel) (LAD) (Entered: 02/25/2004) |
| 03/18/2004 | | PROTECTIVE ORDER by Judge David G. Campbell : granting stipulation for protective order by pla EEOC in 2:02-cv-02643, dft JPI Partners LLC in 2:02-cv-02643, dft JPI AZ Apartment Mgt in 2:02-cv-02643, intervenor Tracy Williams Valenzuela in 2:02-cv-02643 in 2:02-cv-02643; ORDERED that the stipulation for protective order will govern the production, disclosure and use of all documents containing or constituting any confidential information in this action (cc: all counsel) (LAD) (Entered: 03/18/2004) |
| 04/30/2004 | | ORDER by Judge David G. Campbell granting stipulation to extend time to file pla's response and dfts' reply to motion for summary judgment (dismissing the pregnancy discrimination claims) by dft JPI Partners LLC in 2:02-cv-02643, dft JPI AZ Apartment Mgt in 2:02-cv-02643 [64-1] by pla in 2:02-cv-02643, dfts in 2:02-cv-02643, intervenor in 2:02-cv-02643 (pla and intervenor to respond by 5/5/04, dfts to reply by 5/27/04 -- no proposed documents) in 2:02-cv-02643 (cc: all counsel) (LAD) (Entered: 04/30/2004) |
| 05/12/2004 | | ORDER by Judge David G. Campbell granting motion to exceed the page limit for doc(s) response to motion for summary judgment by pla EEOC in 2:02-cv-02643, intervenor Tracy Williams Valenzuela in 2:02-cv-02643 [69-1] (proposed response not provided) in 2:02-cv-02643; ORDERED that the page limit for the response of the Commission and pla intervenor is extended by 5 pages for a total of 22 pages (cc: all counsel) (LAD) (Entered: 05/12/2004) |
| 07/06/2004 | | ORDER by Judge David G. Campbell setting motion for summary judgment (dismissing the pregnancy discrimination claims) by dft JPI Partners LLC in 2:02-cv-02643, dft JPI AZ Apartment Mgt in 2:02-cv-02643 [64-1] at in 2:02-cv-02643 4:00 8/11/04 in 2:02-cv-02643, in 2:03-cv-00064 (cc: all counsel) (CMM) (Entered: 07/06/2004) |

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| 07/19/2004 | | ORDER by Judge David G. Campbell resetting motion for summary judgment (dismissing the pregnancy discrimination claims) by dft JPI Partners LLC in 2:02-cv-02643, dft JPI AZ Apartment Mgt in 2:02-cv-02643 [64-1] at in 2:02-cv-02643 4:00 9/1/04 in 2:02-cv-02643, in 2:03-cv-00064 (cc: all counsel) (DMT) (Entered: 07/19/2004) |
| 09/09/2004 | | ORDER by Judge David G. Campbell denying motion for summary judgment (dismissing the pregnancy discrimination claims) by dft JPI Partners LLC in 2:02-cv-02643, dft JPI AZ Apartment Mgt in 2:02-cv-02643 [64-1] in 2:02-cv-02643; by separate order the Court will schedule a final pretrial conference (cc: all counsel) (LAD) (Entered: 09/09/2004) |
| 09/09/2004 | | ORDER by Judge David G. Campbell ; PTO ddl set for 4:00 10/8/04 in 2:02-cv-02643, in 2:03-cv-00064 ; Pretrial conference set for 3:00 10/29/04 in 2:02-cv-02643, in 2:03-cv-00064 (cc: all counsel) (LAD) (Entered: 09/09/2004) |
| 09/27/2004 | | AMENDED ORDER by Judge David G. Campbell ; Pretrial conference set for 4:00 12/3/04 in 2:02-cv-02643, in 2:03-cv-00064 ; PTO ddl set for 4:00 11/12/04 in 2:02-cv-02643, in 2:03-cv-00064 (cc: all counsel) (LAD) Modified on 09/27/2004 (Entered: 09/27/2004) |
| 11/16/2004 | | ORDER by Judge David G. Campbell granting stipulation to dates set forth in the Court's amended order setting final pretrial conference in 2:02-cv-02643, in 2:03-cv-00064 [79-1] by pla in 2:02-cv-02643, dfts in 2:02-cv-02643, intervenor in 2:02-cv-02643 in 2:02-cv-02643; ORDERED that the dates to submit documents, other than the final pretrial order, set forth in the Court's amended order setting final pretrial conference of 9/27/04, are enlarged by a period of 7 days (cc: all counsel) (LAD) (Entered: 11/16/2004) |
| 12/10/2004 | | JOINT FINAL PRETRIAL ORDER approved by Judge David G. Campbell (LAD) (Entered: 12/10/2004) |
| 12/10/2004 | | ORDER by Judge David G. Campbell trial set for 2/11/05 at 8:30 am; final pretrial conference set for 2/8/05 at 4:30 pm; denying motion to bifurcate punitive damages by dfts in 2:02-cv-02643 [80-1]; on or before 12/10/04, parties shall submit to the court deposition transcripts....; counsel for parties to meet to discuss settlement before 12/31/04 and provide the court with a report of such talks (cc: all counsel) (received 12/9/04) (LAD) (Entered: 12/10/2004) |
| 01/07/2005 | | MINUTE ENTRY before Judge David G. Campbell . Crt Rptr: None; settlement conference held ; settlement reached; Consent Degree signed by the parties on 1/7/05 and anticipate filing Stipulation for Dismissal on 1/10/05 [cc: all counsel] [0-2] (SRB) (Entered: 01/10/2005) |
| 01/11/2005 | | ORDER by Judge David G. Campbell having been advised that this matter has settled, the trial in this matter set for 2/11/05 is vacated, the final conference set for 2/8/05 is vacated pretrial conference vacated ; jury trial vacated (cc: all counsel) (SRB) (Entered: 01/11/2005) |
| 01/11/2005 | | CONSENT JUDGMENT by Judge David G. Campbell : to dismiss case granting motion for entry of consent decree by pla EEOC in 2:02-cv-02643, dft JPI Partners LLC in 2:02-cv-02643, dft JPI AZ Apartment Mgt in 2:02-cv-02643, intervenor Tracy Williams Valenzuela in 2:02-cv-02643 |

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| | | [109-1] in 2:02-cv-02643; ORDERED ADJUDGED AND DECREED that JPI will not, for the duration of this Decree, discriminate against an applicant or employee based on sex, and will not discipline or terminate an employee due to her pregnancy; JPI agrees to conduct all employment practices in a non-discriminatory manner; JPI will not, for the duration of this decree, retaliate against any employee because he or she (i) opposed discriminatory practices made unlawful by Title VII, (ii) filed a charge of discrimination, or is assisting or participating in the filing of a charge or (iii) testified, assisted or participated in an investigation, proceeding or hearing brought under Title VII; for the duration of this decree, in all matters arising from or relating to employment, JPI shall preserve all personnel records relevant to the determination of whether employment practices in violation of Title VII have been or are being committed; JPI shall preserve these records for 1 year from the date of making of the record or of the personnel action documented in the record, whichever occurs later; if a charge of discrimination is filed against JPI...JPI shall preserve all relevant personnel records until final disposition of the charge; JPI or its agent shall pay the amount of \$135,000 to Tracy Valenzuela's legal counsel; JPI will post, for the duration of this decree, in a prominent place frequented by its employees at its facilities in AZ, including its multi-family housing communities, the notice attached as Exhibit A in the same type, style and size as exhibit A.... (cc: all counsel/jgm drawer) (LAD) (Entered: 01/11/2005) |
| 01/27/2005 | | ORDER by Judge David G. Campbell granting stipulation to dismiss case with prejudice by pla in 2:02-cv-02643, dfts in 2:02-cv-02643 in 2:02-cv-02643; ORDERED that pla-intervenor's claims be dismissed with prejudice, each party to bear its own attorneys' fees and costs (cc: all counsel/order book) (LAD) (Entered: 01/27/2005) |

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