

General Docket

US Court of Appeals for the Seventh Circuit

Court of Appeals Docket #: 98-3096

Filed: 8/19/98

Nsuit: 3710 Fair Labor Standards-FedQues

Ameritech Benefit, et al v. Communications Work

Appeal from: Court Unknown

Lower court information:

District: 0752-1 : 97 C 1441
Court Reporter: Blanca I. Lara, Court Reporter
Ordering Judge: Suzanne B. Conlon, Judge
Date Filed: 3/3/97
Date order/judgment: 7/20/98
Date NOA filed: 8/18/98
District: 0752-1 : 97 C 2209
Date Filed: 3/31/97
Date order/judgment: 7/20/98
Date NOA filed: 8/18/98

Fee status: paid

Prior cases:

None

Current cases:

	Lead	Member	Start	End
Consolidated:				
	98- 3096	98- 3102	8/20/98	
	98- 3096	98- 3101	8/19/98	

Docket as of October 28, 2004 0:27 am

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98-3096 Ameritech Benefit, et al v. Communications Work

AMERITECH BENEFIT PLAN
COMMITTEE
Plaintiff - Appellee

James D. Holzhauer
312/701-7078
[COR LD NTC ret]
MAYER, BROWN, ROWE & MAW
190 S. LaSalle Street
Chicago, IL 60603-3441
USA

AMERITECH MANAGEMENT PENSION
PLAN
Plaintiff - Appellee

James D. Holzhauer
(See above)
[COR LD NTC ret]

AMERITECH CORPORATION
Plaintiff - Appellee

James D. Holzhauer
(See above)
[COR LD NTC ret]

ILLINOIS BELL TELEPHONE

James D. Holzhauer

COMPANY
Plaintiff - Appellee

(See above)
[COR LD NTC ret]

AMERITECH PENSION PLAN
Plaintiff - Appellee

James D. Holzhauer
(See above)
[COR LD NTC ret]

v.

COMMUNICATIONS WORKERS OF
AMERICA, AFL-CIO
Defendant - Appellant

Mary K. O'Melveny
202/434-1213
[COR LD NTC ret]
COMMUNICATIONS WORKERS OF
AMERICA
501 Third Street N.W.
Washington, DC 20001-2797
USA

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION
Amicus Curiae

Robert J. Gregory
202/663-4059
[COR LD NTC ret]
C. Gregory Stewart
202/663-4705
Room 7001
[COR LD NTC ret]
EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION
Office of General Counsel
1801 L Street N.W.
Washington, DC 20507
USA

EQUAL EMPLOYMENT ADVISORY

Ann Elizabeth Reesman

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COUNCIL
Amicus Curiae

202/789-8600
Suite 1200
[COR LD NTC ret]
MCGUINNESS & WILLIAMS
1015 15th Street N.W.
Washington, DC 20005
USA

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AMERITECH BENEFIT PLAN COMMITTEE, AMERITECH PENSION PLAN,
AMERITECH MANAGEMENT PENSION PLAN, et al.,

Plaintiffs - Appellees

v.

COMMUNICATIONS WORKERS OF AMERICA, AFL-CIO,
Defendant - Appellant

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8/19/98 Private civil case docketed. [98-3096] [1092254-1]
Transcript information sheet due 8/31/98. Appellant's brief
due 9/28/98 for Communications Work. (patb) [98-3096]

8/19/98 Filed Appellant Communications Work docketing statement.
[98-3096] [1092269-1] (patb) [98-3096]

8/19/98 [98-3096] ROA from No. Dist. of Il., E. Div. due 9/1/98.
(patb) [98-3096]

8/19/98 THIS CAUSE CONSISTS OF MORE THAN 5 PARTIES AS EITHER
APPELLANTS or APPELLEES. The following are those parties to
this cause as reflected on the District Court docket, yet
are not reflected on the Appellate docket/caption for
administrative purposes: (APPELLEES) Indiana Bell
Telephone Company, Michigan Bell Telephone Company, Ohio
Bell Telephone Company, Wisconsin Bell Telephone Company,
Ameritech Services, Incorporated, Ameritech Advanced Data
Services of Illinois, Incorporated, Ameritech Advanced Data
Services of Indiana, Incorporated, Ameritech Advanced Data
Services of Wisconsin, Incorporated, Ameritech Advanced
Data Services of Ohio, Incorporated, Ameritech Advanced
Data Services of Wisconsin, Incorporated, Ameritech Mobile
Communications, Incorporated, Ameritech Information
Systems, Incorporated, Ameritech Credit Corporation,
Ameritech Development Corporation, Ameritech
International, Incorporated, Ameritech Publishing,
Incorporated, Ameritech Interactive Media Services,
Incorporated, Ameritech New Zealand Limited, Ameritech
Health Connections, Incorporated, Ameritech Long Distance
Industry Services, Incorporated, et al. [98-3096] [20306-1]
(patb) [98-3096]

8/27/98 ORDER: The court orders these appeals CONSOLIDATED for
purposes of briefing and disposition: [1092493-1] DW
[98-3096, 98-3101, 98-3102] 1. Appellants' joint
consolidated brief due 10/5/98. 2. Appellees' joint
consolidated brief due 11/4/98. 3. Appellants' joint
consolidated reply brief, if any, is due 11/18/98. (orac)
[98-3096 98-3101 98-3102]

9/2/98 Original record on appeal filed. Contents of record: 3 vol.
pleadings; 5 vol. loose pleadings; 11 vol. exhibits; .
[98-3096, 98-3101, 98-3102] [1096511-1] (bobi)

[98-3096 98-3101 98-3102]

9/2/98 Filed motion by Appellant Communications Work in 98-3096, Appellee Ameritech Corp in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 to extend time to file appellant's brief. [1097066-1] [98-3096, 98-3101, 98-3102] (heid) [98-3096 98-3101 98-3102]

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98-3096 Ameritech Benefit, et al v. Communications Work

9/3/98 ORDER re: Motion for extension of time to file appellant's brief. [1097066-1] AK [98-3096, 98-3101, 98-3102] Appellant's brief due 11/4/98 for Communications Work in 98-3096, for Bernadette Bernabei in 98-3101, for Sharon Parrish in 98-3102, for H. Carleen Leach in 98-3102, for Helen Kloess in 98-3102, for Brenda Gibson in 98-3102, for Annette Foster-Hall in 98-3102. 2. The appellee(s) brief is due on or before 12/4/98 for Ameritech Pension Pl in 98-3096, for IL Bell Telephone in 98-3096, for Ameritech Corp in 98-3096, for Ameritech Mgmt in 98-3096, for Ameritech Benefit in 98-3096, for Ameritech Employees in 98-3101, for Ameritech Corp in 98-3101, for Ameritech Mgmt in 98-3101, for Ameritech Pension Pl in 98-3102, for IL Bell Telephone in 98-3102, for Ameritech Corp in 98-3102, for Ameritech Mgmt in 98-3102, for Ameritech Benefit in 98-3102 3. The reply brief, if any, is due 12/18/98 for Communications Work in 98-3096, for Bernadette Bernabei in 98-3101, for Sharon Parrish in 98-3102, for H. Carleen Leach in 98-3102, for Helen Kloess in 98-3102, for Brenda Gibson in 98-3102, for Annette Foster-Hall in 98-3102. (heid) [98-3096 98-3101 98-3102]

9/18/98 Filed oversized record in Section # 47 of exhibit room: 2 boxes containing 3 vol. pleadings; 5 vol. loose pleadings; 11 vol. exhibits. [1092493-1] [98-3096, 98-3101, 98-3102] (cove) [98-3096 98-3101 98-3102]

11/4/98 Filed 10c appendix by Appellant Communications Work in 98-3096, Appellant Bernadette Bernabei in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 . [98-3096, 98-3101, 98-3102] [1116560-1] (heid) [98-3096 98-3101 98-3102]

11/4/98 Filed 15c appellant's brief by Communications Work in 98-3096, Bernadette Bernabei in 98-3101, Annette Foster-Hall in 98-3102, Brenda Gibson in 98-3102, Helen Kloess in 98-3102, H. Carleen Leach in 98-3102, Sharon Parrish in 98-3102 . Disk filed. [98-3096, 98-3101, 98-3102] [1116569-1] (heid) [98-3096 98-3101 98-3102]

11/5/98 Filed motion by American Association of Retired Persons for leave to file amicus brief in support of plaintiff-appellant Bernabei and defendants-appellants Foster-Hall, et al. [1116717-1] 15c amicus curiae brief tendered. [1116717-1] [98-3096, 98-3101, 98-3102] (kell) [98-3096 98-3101 98-3102]

11/9/98 Filed 15c amicus brief by Amicus Curiae EEOC in 98-3096, Amicus Curiae EEOC in 98-3101, Amicus Curiae EEOC in 98-3102 Disk filed. [98-3096, 98-3101, 98-3102] [1117385-1] (heid) [98-3096 98-3101 98-3102]

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11/12/98 ORDER issued DENYING motion to file amicus brief as untimely filed. [1116717-1] MAF [98-3096, 98-3101, 98-3102] (kell) [98-3096 98-3101 98-3102]

11/16/98 ORDER: Amending order of 11/12/98 to include appeal nos. 98-3101 and 98-3102. [1092493-1] [98-3096, 98-3101, 98-3102] (kell) [98-3096 98-3101 98-3102]

11/18/98 Filed motion by American Association of Retired Persons for reconsideration of order denying leave to file a brief amici curiae as untimely in support of plaintiff-appellant Bernabei and defendants-appellants Foster-Hall, et al. [1120974-1] [98-3096, 98-3101, 98-3102] (kell) [98-3096 98-3101 98-3102]

11/20/98 ORDER issued DENYING motion of American Association of Retired Persons for reconsideration of order denying leave to file a brief amici curiae as untimely in support of plaintiff-appellant Bernabei and defendants-appellants Foster-Hall, et al. [1120974-1] MAF [98-3096, 98-3101, 98-3102] (kell) [98-3096 98-3101 98-3102]

12/2/98 Filed motion by Amicus Curiae EEAC in 98-3096, Amicus Curiae EEAC in 98-3101, Amicus Curiae EEAC in 98-3102 to file amicus brief. [1124594-1] 15c amicus curiae's brief tendered. [1124594-1] [98-3096, 98-3101, 98-3102] (kell) [98-3096 98-3101 98-3102]

12/4/98 Filed 15c appellee's brief by Ameritech Benefit in 98-3096, Ameritech Mgmt in 98-3096, Ameritech Corp in 98-3096, IL Bell Telephone in 98-3096, Ameritech Pension Pl in 98-3096, Ameritech Mgmt in 98-3101, Ameritech Corp in 98-3101, Ameritech Employees in 98-3101, Ameritech Benefit in 98-3102, Ameritech Mgmt in 98-3102, Ameritech Corp in 98-3102, IL Bell Telephone in 98-3102, Ameritech Pension Pl in 98-3102. Disk filed. [98-3096, 98-3101, 98-3102] [1125556-1] (kell) [98-3096 98-3101 98-3102]

12/4/98 Filed motion by ERISA Industry Committee to file amicus brief. [1125828-1] [98-3096, 98-3101, 98-3102] (heid) [98-3096 98-3101 98-3102]

12/7/98 Filed Appellant Communications Work in 98-3096, Appellant Bernadette Bernabei in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 response in opposition to both The Equal Employment Advisory Council's (EEAC) and the Erisa Industry Committee (ERIC) motions to file amicus curiae briefs in support of appellees. [98-3096, 98-3101, 98-3102] [1092493-1] (kell) [98-3096 98-3101 98-3102]

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12/11/98 ORDER issued GRANTING motion of the Equal Employment Advisory Council for leave to file a brief amicus curiae in support of appellees and in support of affirmance. [1124594-1] [1125828-1] The clerk of this court is directed to file instanter the tendered copies of the brief of the Equal Employment Advisory Council as amicus curiae. The motion of the Erisa Industry Committee for leave to file a brief amicus curiae in support of appellees is DENIED. All other request relief is DENIED. [1092493-1] NM [98-3096, 98-3101, 98-3102] (kell) [98-3096 98-3101 98-3102]

12/11/98 Filed 15c amicus brief by Amicus Curiae Equal Employment in 98-3096, Amicus Curiae Equal Employment in 98-3101, Amicus Curiae Equal Employment in 98-3102, per order. Disk filed. [98-3096, 98-3101, 98-3102] [1128560-1] (kell) [98-3096 98-3101 98-3102]

12/18/98 Filed motion by Appellant Communications Work in 98-3096, Appellant Bernadette Bernabei in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 [1130527-1] to hold briefing schedule in abeyance pending completion of the record. [98-3096, 98-3101, 98-3102] (land) [98-3096 98-3101 98-3102]

12/18/98 Filed 15c appellant's reply brief by Communications Work in 98-3096, Bernadette Bernabei in 98-3101, Annette Foster-Hall in 98-3102, Brenda Gibson in 98-3102, Helen Kloess in 98-3102, H. Carleen Leach in 98-3102, Sharon Parrish in 98-3102. Disk filed. [98-3096, 98-3101, 98-3102] [1131118-1] (joce) [98-3096 98-3101 98-3102]

12/18/98 ORDER issued DENYING motion to suspend briefing. The reply brief shall be filed by 5:00p.m. on 12/21/98. [1130527-1] MAF [98-3096, 98-3101, 98-3102] (joce) [98-3096 98-3101

98-3102]

- 12/30/98 ORDER: Argument set for Tuesday, February 9, 1999 at 9:30 a.m. 10 minutes for EEOC, 20 minutes for appellants, 30 minutes for appellees. [98-3096, 98-3101, 98-3102] [1132862-1] (broo) [98-3096 98-3101 98-3102]
- 1/5/99 Filed motion by Appellant Communications Work in 98-3096, Appellant Bernadette Bernabei in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 to adjust time permitted at oral argument. [98-3096, 98-3101, 98-3102] (joce) [98-3096 98-3101 98-3102]

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- 1/8/99 Filed Appellee Ameritech Benefit in 98-3096, Appellee Ameritech Mgmt in 98-3096, Appellee Ameritech Corp in 98-3096, Appellee IL Bell Telephone in 98-3096, Appellee Ameritech Pension Pl in 98-3096, Appellee Ameritech Mgmt in 98-3101, Appellee Ameritech Corp in 98-3101, Appellee Ameritech Employees in 98-3101, Appellee Ameritech Benefit in 98-3102, Appellee Ameritech Mgmt in 98-3102, Appellee Ameritech Corp in 98-3102, Appellee IL Bell Telephone in 98-3102, Appellee Ameritech Pension Pl in 98-3102 objection to Appellant Communications Work in 98-3096, Appellant Bernadette Bernabei in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 motion to adjustment time permitted at oral argument. [98-3096, 98-3101, 98-3102] [1136161-1] (joce) [98-3096 98-3101 98-3102]
- 1/13/99 ORDER issued DENYING motion of appellants' to adjust time permitted at oral argument. [1134408-1] MAF [98-3096, 98-3101, 98-3102] (joce) [98-3096 98-3101 98-3102]
- 2/9/99 Case heard and taken under advisement by panel: Circuit Judge Richard D. Cudahy, Circuit Judge Kenneth F. Ripple, Circuit Judge Diane P. Wood. [98-3096, 98-3101, 98-3102] [1146399-1] (broo) [98-3096 98-3101 98-3102]
- 2/9/99 Attorney Robert J. Gregory in 98-3096, Robert J. Gregory in 98-3101, Robert J. Gregory in 98-3102 added for Amicus Curiae EEOC in 98-3096, Amicus Curiae EEOC in 98-3101, Amicus Curiae EEOC in 98-3102 for purposes of oral argument . [98-3096, 98-3101, 98-3102] (broo) [98-3096 98-3101 98-3102]
- 2/9/99 Case argued by Robert J. Gregory for Amicus Curiae EEOC in 98-3096, James D. Holzhauser for Appellee Ameritech Pension

Pl, Appellee IL Bell Telephone, Appellee Ameritech Corp, Appellee Ameritech Mgmt, Appellee Ameritech Benefit in 98-3096, Douglas M. Morehart for Appellee IL Bell Telephone in 98-3096, Robert J. Gregory for Amicus Curiae EEOC in 98-3101, James D. Holzhauer for Appellee Ameritech Employees, Appellee Ameritech Corp, Appellee Ameritech Mgmt in 98-3101, Robert J. Gregory for Amicus Curiae EEOC in 98-3102, Michael B. Erp for Appellant Sharon Parrish, Appellant H. Carleen Leach, Appellant Helen Kloess, Appellant Brenda Gibson, Appellant Annette Foster-Hall in 98-3102, James D. Holzhauer for Appellee Ameritech Pension Pl, Appellee IL Bell Telephone, Appellee Ameritech Corp, Appellee Ameritech Mgmt, Appellee Ameritech Benefit in 98-3102 . [98-3096, 98-3101, 98-3102] [1092493-1] (broo) [98-3096 98-3101 98-3102]

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- 6/18/99 Filed Appellant Communications Work in 98-3096, Appellant Bernadette Bernabei in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 Citation of Additional Authority, per CR 28(e). Dist. [98-3096, 98-3101, 98-3102] [1189710-1] (heid) [98-3096 98-3101 98-3102]
- 11/15/99 Filed Appellee Ameritech Benefit in 98-3096, Appellee Ameritech Mgmt in 98-3096, Appellee Ameritech Corp in 98-3096, Appellee IL Bell Tele Co in 98-3096, Appellee Ameritech Pension Pl in 98-3096, Appellee Ameritech Mgmt in 98-3101, Appellee Ameritech Corp in 98-3101, Appellee Ameritech Employees in 98-3101, Appellee Ameritech Benefit in 98-3102, Appellee Ameritech Mgmt in 98-3102, Appellee Ameritech Corp in 98-3102, Appellee IL Bell Tele Co in 98-3102, Appellee Ameritech Pension Pl in 98-3102 Citation of Additional Authority, per CR 28(e). Dist. [98-3096, 98-3101, 98-3102] [1233714-1] (heid) [98-3096 98-3101 98-3102]
- 11/17/99 Filed Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 Citation of Additional Authority, per CR 28(e). Dist. [98-3096, 98-3101, 98-3102] [1234642-1] (heid) [98-3096 98-3101 98-3102]
- 11/22/99 Filed Appellant Communications Work in 98-3096, Appellant Bernadette Bernabei in 98-3101, Appellant Annette Foster-Hall in 98-3102, Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess in 98-3102, Appellant H. Carleen Leach in 98-3102, Appellant Sharon Parrish in 98-3102 Citation of Additional Authority, per CR 28(e). Dist.

[98-3096, 98-3101, 98-3102] [1235646-1] (heid)
[98-3096 98-3101 98-3102]

7/13/00 Filed opinion of the court by Judge D. Wood. AFFIRMED.
Circuit Judge Richard D. Cudahy, Circuit Judge Kenneth F.
Ripple, Circuit Judge Diane P. Wood. [98-3096, 98-3101,
98-3102] [1092493-1] (kell) [98-3096 98-3101 98-3102]

7/13/00 ORDER: Final judgment filed per opinion. With costs: y.
[98-3096, 98-3101, 98-3102] [1306996-1] (kell)
[98-3096 98-3101 98-3102]

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7/27/00 Filed 29c Petition for Rehearing and Petition for Rehearing
Enbanc by Appellee Ameritech Benefit in 98-3096, Appellee
Ameritech Mgmt in 98-3096, Appellee Ameritech Corp in
98-3096, Appellee IL Bell Tele Co in 98-3096, Appellee
Ameritech Pension Pl in 98-3096, Appellee Ameritech Mgmt in
98-3101, Appellee Ameritech Corp in 98-3101, Appellee
Ameritech Employees in 98-3101, Appellee Ameritech Benefit
in 98-3102, Appellee Ameritech Mgmt in 98-3102, Appellee
Ameritech Corp in 98-3102, Appellee IL Bell Tele Co in
98-3102, Appellee Ameritech Pension Pl in 98-3102. Dist.
[98-3096, 98-3101, 98-3102] [1311904-1] (kell)
[98-3096 98-3101 98-3102]

7/28/00 Sent clerk's copy of request to Appellant Communications
Work in 98-3096, Appellant Bernadette Bernabei in 98-3101,
Appellant Annette Foster-Hall in 98-3102, Appellant Brenda
Gibson in 98-3102, Appellant Helen Kloess in 98-3102,
Appellant H. Carleen Leach in 98-3102, Appellant Sharon
Parrish in 98-3102 requesting 30c of their Answer to the
Petition for Rehearing and Petition for Rehearing Enbanc
filed by the Appellees on 7/27/00. [98-3096, 98-3101,
98-3102] [1312202-1] Answer to Petition for Enbanc
Rehearing due 8/11/00 for Communications Work in 98-3096,
for Bernadette Bernabei in 98-3101, for Sharon Parrish in
98-3102, for H. Carleen Leach in 98-3102, for Helen Kloess
in 98-3102, for Brenda Gibson in 98-3102, for Annette
Foster-Hall in 98-3102. (jame) [98-3096 98-3101 98-3102]

8/11/00 Filed 30c Answer of Appellant Communications Work in
98-3096 to Petition for Rehearing and Petition for
Rehearing Enbanc. Dist. [98-3096] [1316420-1] (hans)
[98-3096]

8/11/00 Filed 30c Answer of Appellant Bernadette Bernabei in
98-3101, Appellant Annette Foster-Hall in 98-3102,
Appellant Brenda Gibson in 98-3102, Appellant Helen Kloess
in 98-3102, Appellant H. Carleen Leach in 98-3102,
Appellant Sharon Parrish in 98-3102 to Petition for
Rehearing and Petition for Rehearing Enbanc. Dist.

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8/31/00 ORDER: Appellee Ameritech Benefit in 98-3096, Appellee Ameritech Mgmt in 98-3096, Appellee Ameritech Corp in 98-3096, Appellee IL Bell Tele Co in 98-3096, Appellee Ameritech Pension Pl in 98-3096, Appellee Ameritech Mgmt in 98-3101, Appellee Ameritech Corp in 98-3101, Appellee Ameritech Employees in 98-3101, Appellee Ameritech Benefit in 98-3102, Appellee Ameritech Mgmt in 98-3102, Appellee Ameritech Corp in 98-3102, Appellee IL Bell Tele Co in 98-3102, Appellee Ameritech Pension Pl in 98-3102 Petition for Rehearing and Petition for Rehearing Enbanc is DENIED. All members of the original panel have voted to DENY the Petition for Rehearing. No judge (Chief Judge Flaum and Circuit Judge Coffey did not participate in consideration of the Petition for Rehearing En Banc) in regular active service requested a vote on the Petition for Rehearing En Banc. Accordingly, the Petition for Rehearing is hereby DENIED. [98-3096, 98-3101, 98-3102] [1311904-1] (kell) [98-3096 98-3101 98-3102]

9/8/00 MANDATE ISSUED. Record on appeal to be returned later. (Contents to be returned: 3 vol. pleadings; 5 vol. loose pleadings; 11 vol. exhibits;) [98-3096, 98-3101, 98-3102] [1092493-1] (stef) [98-3096 98-3101 98-3102]

9/13/00 Filed mandate receipt. [98-3096, 98-3101, 98-3102] [1325006-1] (cove) [98-3096 98-3101 98-3102]

10/5/00 Partial record returned to the District Court. (Contents returned: 3 vol. pleadings; 4 vol. loose pleadings; 11 vol. exhibits; Record to be returned: 1 vol. loose pleadings;) [98-3096, 98-3101, 98-3102] [0-0] (fran) [98-3096 98-3101 98-3102]

12/6/00 Filed notice from the Supreme Court of the filing of a Petition for Writ of Certiorari. Supreme Court Case No.: 00-864. [98-3096, 98-3101, 98-3102] [1351421-1] (kell) [98-3096 98-3101 98-3102]

1/30/01 Filed order from the Supreme Court DENYING the Petition for Writ of Certiorari. Supreme Court Case No.: 00-864. [98-3096, 98-3101, 98-3102] [1367844-1] (ress) [98-3096 98-3101 98-3102]