Case: 1:93-cv-07709 Document #: 290 Filed: 05/30/03 Page 1 of 8 PageID #:35

FILED

IN THE UNITED STATES DISTRICT COURT WAY 2003 FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION CLERK, U.S. DISTRICT

| | | "MCT COUNT |
|---|------------------|---|
| In re: HOOTERS GENDER DISCRIMINATION LITIGATION |)))) | Not. 93 C 7709 and 94 C 6338 (N.D. III.) and No. 97 C 2563 (No. PJM962034, S.D. Md.) Magistrate Judge Denlow |
| | | |

NOTICE OF FILING

TO: Steven Saltzman

122 S. Michigan Avenue

Suite 1850

Chicago, Illinois 60603

Robert D. Allison

Robert D. Allison & Associates

122 S. Michigan Avenue

Suite 1850

Chicago, Illinois 60603

PLEASE TAKE NOTICE that on May 30, 2003 Defendants, HOOTERS OF AMERICA, INC. and HOOTERS OF ROCKVILLE, INC., pursuant to their reporting obligations under the Consent Decree entered by Magistrate Judge Morton Denlow on November 25, 1997, filed with the United States District Court for the Northern District of Illinois, Eastern Division, the attached report evidencing their compliance with the Consent Decree. A true and correct copy of this report is attached hereto and hereby served upon you.

HOOTERS OF AMERICA, INC. and HOOTERS OF ROCKVILLE, INC.

One of Their A torneys

Brenda H. Feis SEYFARTH SHAW 55 East Monroe Street Suite 4200 Chicago, Illinois 60603 (312) 346-8000

May 30, 2003

290

Key

SB= Service Bartender

A = Applied

H = Hired

Ø = Empty set. Indicates there were no applicants and thus empty set symbol used for applicant and hire count columns.

Fiscal Year 2002 Accounting

| | Host | | Host | | Staff | | Staff | | SB | | SB | |
|---|------|------|------|--------|-------|------|-------|--------|----|---|-------|----|
| | Male | Male | | Female | | Male | | Female | | | Femal | le |
| STORE | Α | Н | Α | Н | Α | Н | Α | Н | Α | Н | Α | Н |
| Hooters of Anderson, Inc. | 0 | 0 | 1 | 1 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Appleton, LLC | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Augusta, Inc. | 1 | 0 | 6 | 2 | 3 | 3 | 1 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Birmingham, Inc. | 0 | 0 | 6 | 3 | 10 | 3 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Bingamton, LLC | 0 | 0 | O | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Bloomington, Inc. | 3 | 1 | 13 | 5 | 10 | 3 | 3 | 1 | 0 | 0 | 0 | 0 |
| Hooters of Bricktown, Inc. | 1 | 0 | 5 | 2 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 |
| Hooters of Canton, LLC | 0 | 0 | 2 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Casselberry, Inc. | 1 | 0 | 3 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Champaign, Inc. | 3 | 0 | 9 | 4 | 13 | 4 | 1 | 0 | 1 | 0 | 0 | 0 |
| Hooters of Charlotte, Inc. | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Charlotte II, Inc. | 0 | 0 | 5 | 0 | 3 | 1 | 2 | 0 | 1 | 0 | 0 | 0 |
| Hooters of Church Street, Inc. | 0 | 0 | 2 | 0 | 10 | 1 | 2 | 0 | 1 | 0 | 0 | 0 |
| Hooters of Columbia, Inc,. | 0 | 0 | 4 | 1 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Columbus, Inc. (GA) | 2 | 0 | 47 | 14 | 27 | 10 | 6 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Concord, Inc. | 0 | 0 | 32 | 4 | 6 | 3 | 1 | 0 | 3 | 0 | 2 | 0 |
| Hooters of Conyers, Inc. | 0 | 0 | 4 | 0 | 11 | 2 | 0 | 0 | 1 | 0 | 0 | 0 |
| Hooters of Cumberland, Inc. | 1 | 0 | 2 | 0 | 4 | 0 | 0 | 0 | 0 | 0 | 1 | O |
| Hooters of Daytona, Inc. | 0 | 0 | 27 | 1 | 22 | 1 | 14 | 0 | C | 0 | 2 | O |
| Hooters of Douglasville, Inc. | 0 | 0 | 3 | 0 | 2 | 1 | 0 | -0 | 0 | 0 | 1 | 0 |
| Hooters of Duval II, Inc. d/b/a Ponte Vedra | 0 | 0 | 12 | 1 | -0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| | | | | | | | | | | | | |

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H = Hired

Ø = Empty set. Indicates there were no applicants and thus empty set symbol used for applicant and hire count columns.

| | Host Male | | | Host Female | | Staff Male | | e | SB Male | | SB Female | |
|--|--------------|---|----|----------------|-----|---------------|---|---|--|---|-----------------|-------------|
| STORE | Α | Н | Α | Н | Α | Н | Α | H | Α | Н | Α | Н |
| Hooters of Fairfax, Inc. | 0 | 0 | 0 | 0 | T 0 | 0 | 0 | 0 | T 0 | 0 | 1 0 | 0 |
| | 1 | 0 | 7 | 1 | 16 | 7 | 0 | 0 | | 0 | 1 3 | 0 |
| Hooters of Fairview Heights, Inc. | | | 16 | | | | 2 | 0 | 1 0 | 0 | 1 | 0 |
| Hooters of Fayetteville(NC), Inc. | 0 | 0 | 1 | 3 | 13 | 4 | | | | 0 | '- | 0 |
| Hooters of Fayetteville (Arkansas), Inc. | 0 | 0 | 8 | 4 | 2 | 0 | 1 | 1 | 0 | | 0 | |
| Hooters of Flint, Inc. | 0 | 0 | 8 | 1_ | 2 | 0 | 0 | 0 | 2_ | 0 | 1 | 0 |
| Hooters of Fredericksburg, Inc. | 1 | 0 | 17 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Gastonia, Inc. | 2 | 0 | 32 | 1_1_ | 5 | 1 | 2 | 0 | 1_ | 0 | 1 | 0 |
| Hooters of Grand Avenue, Inc. | 0 | 0 | 10 | 0 | 2 | 0 | 0 | 0 | 0_ | 0 | 1 | 0 |
| Hooters of Grand Rapids, Inc. | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Green Bay, Inc. | 0 | 0 | 10 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Greenfield, Inc. | 0 | 0 | 18 | 4 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Greensboro, Inc. | 0 | 0 | 8 | 0 | 10 | 5 | 1 | 0 | 0 | 0 | 1 | O |
| Hooters of Greenville, Inc. | 2 | 0 | 0 | 0 | 4 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Gwinnett, Inc. | 1 | 0 | 9 | 4 | 5 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Harborplace, Inc./Baltimore | 12 | 0 | 14 | 0 | 36 | 6 | 3 | 0 | 2 | G | 0 | 0 |
| Hooters of Hickory, Inc. | 3 | 0 | 41 | 5 | 20 | 2 | 2 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Homewood, Inc. | 1 | 0 | 21 | 0 | 11 | 1 | 3 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Honolulu, Inc. | 0 | 0 | 15 | 0 | 32 | 0 | 1 | 0 | 1 | 0 | 1 | 0 |
| Hooters of Horn Lake, LLC | 2 | 0 | 32 | 0 | 28 | 3 | 2 | 0 | 0 | 0 | 3 | 0 |
| Hooters of Huntsville, Inc. | 2 | 0 | 29 | 6 | 19 | 7 | 0 | 0 | 1 | 0 | 0 | 0 |
| Hooters of Jackson (MS), LLC | 4 | 1 | 30 | 5 | 52 | 6 | 1 | 1 | 0 | 0 | 3 | 0 |
| Hooters of Jacksonville Landing, Inc. | 0 | 0 | 12 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Key SB= Service Bartender | | | • | _ | • | | | · | | • | • | |

Page - 2 -

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| | Host | | Host Female | | Staff Male | | Staff | | SB | | SB | |
|---|------|---|----------------|----|---------------|----|--------|---|------|---|-------|---|
| | Male | | | | | | Female | | Male | | Femal | e |
| STORE | Α | Н | Α | Н | Α | Н | Α | Н | Α | Н | Α | H |
| Hooters of Jacksonville, Inc. (San Jose)* | 0 | 0 | 26 | 3 | 7 | 0 | 2 | 0 | 1 | 0 | 2 | 0 |
| Hooters of Jacksonville (NC), LLC | 2 | 0 | 8 | 2 | 3 | 0 | 1 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Janesville, LLC | 0 | 0 | 12 | 0 | 5 | 0 | 1 | 0 | 0 | 0 | 4 | 0 |
| Hooters of Kalamazoo, Inc. | 2 | 0 | 7 | 0 | 1 | 0_ | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Kenesaw, Inc. | 0 | 0 | 19 | 3 | 21 | 1 | 7 | 0 | 0 | 0 | O | 0 |
| Hooters of Kirkman Road, Inc. | 0 | 0 | 20 | 1 | 21 | 1 | 2 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Kissimmee, Inc. | 1 | 0 | 97 | 14 | 25 | 8 | 0 | 0 | 1 | 0 | 1 | 0 |
| Hooters of Lake Buena Vista, Inc. | 2 | 0 | 13 | 1 | 15 | 2 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Lakeland II, Inc. | 4 | 4 | 31 | 11 | 4 | 1 | 1 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Lake Norman, LLC | 0 | 0 | 4 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Lake Underhill, LLC | 0 | 0 | 47 | 0 | 16 | 1 | 0 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Leon, Inc. d/b/a Tallahassee | 0 | Ð | 39 | 4 | 16 | 11 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Macon Inc. | 0 | 0 | 2 | 1 | 7 | 1 | 2 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Madison, Inc. | 0 | 0 | 13 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Manassas, Inc. | 1 | 0 | 0 | 0 | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Maryland Heights, Inc. | 2 | 0 | 20 | 2 | 22 | 1 | 8 | 0 | 0 | 0 | 6 | 0 |
| Hooters of Mathews, Inc. | 0 | 0 | 22 | 0 | 12 | 1 | 3 | 0 | 0 | 0 | 0 | 0 |
| Hooters of McDonough LLC | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Melbourne, Inc. | 1 | 0 | 11 | 3 | 1 | 0 | 0 | 0 | 0 | 0 | O | 0 |
| Hooters of Merritt Island, Inc. | 2 | 0 | 25 | 1 | 7 | 2 | 2 | 0 | 0 | 0 | 2 | 0 |
| Hooters of Murrells Inlet , LLC | 1 | 0 | 1 | 0 | C | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

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| | Host | _ | Host | | Staff | | Staff | | SB | | SB | · |
|--|------|---|--------|----|-------|---|--------|---|------|----|-------|---|
| | Male | | Female | | Male | | Female | | Male | | Femal | e |
| STORE | Α | Н | Α | H | Α | Н | Α | H | Α | H | Α | Н |
| Hooters of Muskegon, Inc. | 0 | 0 | 5 | 2 | 5 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Myrtle Beach(North), Inc. | 0 | 0 | 6 | 1 | 5 | 3 | 0 | 0 | 1 | 0 | 0 | 0 |
| Hooters of North Charleston, LLC | 0 | 0 | 3 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Hooters of North Myrtle Beach III, Inc. | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of North Kansas City LLC | 0 | 0 | 33 | 2 | 15 | 4 | 2 | 0 | 0 | 0 | 1 | Ð |
| Hooters of Newnan, Inc. | 0 | 0 | 13 | 4 | 9 | 4 | 2 | 1 | 0 | 0 | 0 | 0 |
| Hooters of Norcross, Inc. | 0 | 0 | 5 | 2 | 5 | 2 | . 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Oklahoma City, Inc. | 0 | 0 | 19 | 6 | 2 | O | 2 | 2 | 0 | -0 | 0 | 0 |
| Hooters of Orange Park, Inc. | 1 | 0 | 22 | 1 | 0 | O | 0 | 0 | 0 | -0 | 0 | 0 |
| Hooters of Orlando (Airport), Inc. | 1 | 1 | 23 | 9 | 11 | 2 | 0 | 0 | 0 | 0 | 0 | O |
| Hooters of Orlando (Altamonte) Inc. | 7 | O | 41 | 8 | 30 | O | 0 | 0 | 0 | 0 | 0 | O |
| Hooters of Overland Park, LLC | 3 | 0 | 8 | 2 | 24 | 8 | 5 | 2 | 0 | 0 | 1 | 0 |
| Hooters of Peoria, Inc. | 4 | 2 | 60 | 19 | 16 | 5 | 2 | 1 | 2 | 0 | 0 | 0 |
| Hooters of Pointe Orlando, Inc. | 0 | 0 | 0 | 0 | 0 | O | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Port Huron, LLC | 0 | 0 | 0 | 0 | 0 | O | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Raleigh, Inc. | 1 | 0 | 6 | 1 | 9 | 3 | 1 | 1 | 1 | 0 | 1 | 0 |
| Hooters of Regency, Inc. | 0 | 0 | 10 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Rockville, Inc. | 2 | 0 | 12 | 1 | 13 | 2 | 1 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Roseville, Inc. | 0 | 0 | 13 | 2 | 0 | 0 | 1 | 0 | 0 | 0 | 4 | 0 |
| Hooters of Roswell, Inc. | Ö | 0 | 10 | 2 | 10 | 1 | 2 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Savannah, Inc. | 1 | 0 | 28 | 12 | 14 | 6 | 1 | 0 | 0 | 0 | 0 | 0 |
| Hooters of St. Louis Union Station, Inc. | 4 | 0 | 12 | 1 | 25 | 4 | 2 | 0 | 3 | 0 | 2 | 0 |

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| | Host | | Host | | Staff | | Staff | | SB | | SB | |
|-------------------------------------|------|---|--------|---|-------|---|--------|---|------|----|-------|---|
| | Male | | Female | | Male | | Female | | Male | | Femal | e |
| STORE | Α | Н | Α | Н | Α | Н | Α | Н | Α | Н | Α | Н |
| Hooters of Snellville, Inc. | 0 | 0 | 6 | 4 | 8 | 3 | 1 | 0 | 0 | 0 | 1 | 0 |
| Hooters of South County, Inc. | 3 | 0 | 13 | 3 | 10 | 2 | 3 | 1 | 0 | 0 | 1 | 0 |
| Hooters of South Oklahoma, Inc. | 0 | 0 | 33 | 8 | 8 | 1 | 3 | 1 | 0 | 0 | 0 | 0 |
| Hooters of South Myrtle Beach, Inc. | 0 | 0 | 3 | 0 | 4 | 4 | 2 | 1 | 0 | 0 | 0 | 0 |
| Hooters of Springfield, Inc. | 4 | 0 | 14 | 3 | 26 | 6 | 1 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Springfield(MO) LLC | 1 | 1 | 28 | 9 | 9 | 6 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Sterling Heights, Inc. | 1 | 0 | 6 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Tara, Inc. | 1 | 0 | 19 | 5 | 15 | 2 | 1 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Taylor, Inc. | 0 | 0 | 90 | 8 | 9 | 0 | 0 | 0 | 7 | 0 | 0 | 0 |
| Hooters of Tray, Inc. | Ð | 0 | 8 | 6 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Tulsa, Inc. | 0 | 0 | 47 | 6 | 12 | 0 | 1 | 0 | 14 | 0 | 1 | 0 |
| Hooters of Tuscaloosa, Inc. | 0 | 0 | 11 | 0 | 4 | 0 | 0 | 0 | 0 | 0_ | 0 | 0 |
| Hooters of Underground, Inc. | 4 | 0 | 2 | 0 | 2 | O | 0 | 0 | 1 | 0 | 0 | 0 |
| Hooters of Warner Robins, LLC | 0 | 0 | 5 | 0 | 8 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Hooters of West Monroe, Inc. | 0 | 0 | 16 | 1 | 7 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of West Palm Beach II, Inc. | 2 | 0 | 4 | 0 | 9 | 4 | 0 | 0 | 0 | 0 | 2 | 0 |
| Hooters of Wichita, LLC | 2 | 0 | 29 | 4 | 6 | 2 | 1 | 0 | 0 | G | 0 | 0 |
| Hooters of Wilmington, Inc. | 0 | 0 | 4 | 2 | 32 | 8 | 7 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Winston Safem, LLC | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| | | | | | | | | | | | | |

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| | Host Male | | | Host Female | | Staff Male | | Staff Female | | SB Male | | le |
|-----------------------------------|--------------|----|----------|----------------|--------------|---------------|----------------|-----------------|----------|------------|----------|--------------|
| STORE | A | H | Α | Н | Α | H | Α | H | Α | Н | Α | Н |
| Hooters of Rockford, Inc. | 0 | 0 | 31 | 3 | 28 | 5 | 0 | 0 | 1 | 0 | 1 | 0 |
| Hooters of Rochester, LLC | 0 | 0 | 3 | 1 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Lakeland, LLC | 2 | 0 | 46 | 0 | 10 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Hooters of Lansing, Inc. | 3 | -0 | 81 | 2 | 77 | 19 | 7 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Kansas City, LLC | 4 | 1 | 22 | 0 | 2 | 0 | 1 | 0 | 2 | 0 | 2 | 0 |
| Hooters of Fayetteville (GA), Inc | 0 | 0 | 26 | 3 | 6 | 0 | 0 | 0 | 0 | -0 | 0 | 0 |
| Hooters of Peachtree, LLC | 0 | 0 | 12 | 0 | 37 | 6 | 10 | 0 | 0 | 0 | 0 | 0 |
| Hooters of Buffalo, LLC | 0 | ð | 3 | 0 | 1 | 0 | 0 | 0 | 0 | 0_ | 3 | 0 |
| | | | | | | | | | | | | |
| | | | _ | <u> </u> | | | - | | <u> </u> | | <u> </u> | |
| | | | | <u> </u> | | | | | | | - | |

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true and correct copy of HOOTERS OF AMERICA, INC. and HOOTERS OF ROCKVILLE, INC.'s Report Evidencing Compliance with the Consent Decree was served upon the following counsel via regular mail on this 30th day of May, 2003:

Steven Saltzman 155 N. Michigan Avenue Suite 500 Chicago, Illinois 60601

Robert D. Allison Robert D. Allison & Associates 122 S. Michigan Avenue Suite 1850 Chicago, Illinois 60603

Donald R. Livingston AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P. 1333 New Hampshire Avenue, N.W. Suite 400 Washington, D.C. 20036

Breude M. Feis
Brenda H. Feis