

CLOSED2002, JURY, R16MLD

**U.S. District Court
Southern District of Alabama (Mobile)
CIVIL DOCKET FOR CASE #: 1:01-cv-00522-BH-M**

Equal Employment Opp v. Wal-Mart Stores, Inc
Assigned to: Senior Judge W. B. Hand
Referred to: Magistrate Judge Bert W. Milling, Jr
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 07/19/2001
Date Terminated: 07/23/2002
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Charles Guerrier**
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V.

Defendant

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Intervenor Defendant

Wal-Mart Stores, Inc

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LEAD ATTORNEY
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Jeffrey Byron Carr
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ATTORNEY TO BE NOTICED**Robbie Steele Martin**

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ATTORNEY TO BE NOTICED**Thomas L. Oliver, II**

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ATTORNEY TO BE NOTICED**Intervenor Plaintiff****Dinah Charlene Daugherty**represented by **Harry V. Satterwhite**

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Date Filed	#	Docket Text
07/19/2001	<u>1</u>	COMPLAINT filed; FILING FEE \$ waived (clr) (Entered: 07/25/2001)
07/27/2001	<u>2</u>	Notice of Assignment to Mag. Judge Bert W. Milling Jr. for trial. Copies mailed 7/27/01 (clr) (Entered: 07/27/2001)
07/31/2001	3	Notice of filing WAIVER OF SERVICE Returned Executed as to Wal-Mart Stores, Inc (mca) (Entered: 08/01/2001)
08/03/2001	4	REQUEST FOR WAIVER of Service as to Wal-Mart Stores, Inc mailed 7/26/01 ; Answer deadline projected for 9/24/01 for Wal-Mart Stores, Inc ; Waiver of Service due by 8/27/01 for Wal-Mart Stores, Inc (clr) (Entered: 08/07/2001)
09/21/2001	5	ANSWER to Complaint by Wal-Mart Stores, Inc (Attorney Charles F. Carr, Jeffrey Byron Carr, Thomas L. Oliver II, Robbie Steele Martin), (clr) (Entered: 09/26/2001)
09/27/2001	<u>6</u>	PRELIMINARY SCHEDULING ORDER entered by Mag. Judge Bert W. Milling Jr. Report of Parties Planning Meeting due 11/13/01 ; Copies mailed/sfaxed 9/27/01 (clr) (Entered: 09/27/2001)

09/27/2001		Local Rule 3.4 and Disclosure Form mailed. Disclosure Statement due 10/9/01 for Wal-Mart Stores, Inc (clr) (Entered: 09/27/2001)
10/02/2001	7	Disclosure Statement filed by Wal-Mart Stores, Inc; referred to M/J Milling. (clr) (Entered: 10/03/2001)
10/26/2001	8	MOTION to Intervene filed by Dinah Charlene Daugherty ; referred to M/J Milling. (clr) (Entered: 10/29/2001)
11/02/2001	9	ORDER, Response to Motion set to 11/9/01 for [8-1] motion to Intervene filed by Dinah Charlene Daugherty If no objection is filed, the motion will be granted. Counsel for Dinah Daugherty is instructed that all signatures on documents filed with Court should be original-not stamped. Any future filings having stamped signatures will be stricken. (signed by Mag. Judge Bert W. Milling Jr. 11/2/01) Copies faxed 11/5/01 (clr) (Entered: 11/05/2001)
11/09/2001	10	OBJECTION by Wal-Mart Stores, Inc to [8-1] motion to Intervene filed by Dinah Charlene Daugherty; referred to M/J Milling. (clr) (Entered: 11/13/2001)
11/13/2001	11	MOTION by Wal-Mart Stores, Inc to Extend Time for Filing Report of Parties' Planning Meeting ; referred to M/J Milling. (clr) (Entered: 11/14/2001)
11/15/2001	12	ORDER GRANTING [11-1] motion to Extend Time for Filing Report of Parties' Planning Meeting reset Report of parties deadline to 11/20/01 , Pltf and proposed Intervenor Dinah Daugherty are to file a response to Deft's Objection to Dinah Daugherty's Motion to Intervene nlt 11/30/01 (signed by Mag. Judge Bert W. Milling Jr. 11/15/01) Copies mailed/sfaxed 11/16/01 (clr) (Entered: 11/16/2001)
11/20/2001	13	REPORT of Planning Meeting filed by parties; referred to M/J Milling. (clr) (Entered: 11/20/2001)
11/27/2001	14	ORDER, set Consent Notice Deadline to 12/7/01 If written consent is not filed by 12/7/01, the Clerk is directed to reassign this action to a U. S. District Judge (signed by Mag. Judge Bert W. Milling Jr. 11/27/01) Copy of order and consent form mailed/sfaxed to counsel 11/30/01 (clr) (Entered: 11/30/2001)
11/30/2001	15	RESPONSE by Dinah Charlene Daugherty to [10-1] Defendant's Objection to Plaintiff's Motion to Intervene; referred to M/J Milling. (clr) (Entered: 12/04/2001)
11/30/2001	15	MOTION by Dinah Charlene Daugherty for Permissive Intervention by Dinah Charlene Daugherty ; referred to M/J Milling (clr) (Entered: 12/04/2001)
12/03/2001	16	MOTION by Jill Lolley Vincent to Withdraw as Attorney for Equal Employment Opportunity ; referred to M/J Milling. (clr) (Entered: 12/04/2001)
12/18/2001		CASE reassigned to Senior Judge W. B. Hand, Notices mailed 12/19/01 (clr) (Entered: 12/18/2001)
12/18/2001		CASE ASSIGNED to Mag. Judge Bert W. Milling Jr. (clr) (Entered: 12/18/2001)
01/03/2002	17	SCHEDULING ORDER setting Discovery cutoff 5/31/02 ; Deadline for filing dispositive motions 6/21/02 ; Joining of parties,amending of pleadings on 1/22/02 ; Settlement Position due 5/31/02 Jury Trial set for 9:00 9/4/02 ; Jury Selection set for 9:00 9/4/02 Pretrial conference for 9:30 8/21/02 ; before Senior Judge W. B. Hand ; (signed by Mag. Judge Bert W. Milling Jr.) (tgw) (Entered: 01/03/2002)

		01/04/2002)
01/07/2002	<u>18</u>	ORDER GRANTING [8-1] motion to Intervene filed by Dinah Charlene Daugherty, GRANTING [15-1] motion for Permissive Intervention by Dinah Charlene Daugherty, GRANTING [16-1] motion by Jill Lolley Vincent to Withdraw as Attorney for Equal Employment Opportunity (Terminated attorney Jill Lolley Vincent for Equal Employment Opp (signed by Senior Judge W. B. Hand) copies mailed (tgw) (Entered: 01/07/2002)
01/07/2002	<u>19</u>	Intervenor's COMPLAINT against Wal-Mart Stores, Inc (tgw) (Entered: 01/30/2002)
01/29/2002	20	ANSWER by Wal-Mart Stores, Inc to [19-1] intervenor complaint (tgw) (Entered: 01/30/2002)
04/26/2002	21	MOTION by Equal Employment Opp to Amend [17-1] Scheduling Order & for adjustment of Discovery Deadlines ; ref to J/Milling on 4/26/02 (sdb) (Entered: 04/26/2002)
05/08/2002	<u>22</u>	ORDER, Telephone Conference to RECONVENE at 8:30 on 5/15/02 The parties are to attempt to settle this discovery matter before the conference. The parties ARE ALSO ORDERED TO SEND TO THE CLERK ALL NOTICES FOR DISCOVERY PREVIOUSLY DONE & ENSURE THAT SUCH NOTICES ARE SENT TO THE COURT IN THE FUTURE. (signed by Mag. Judge Bert W. Milling Jr.) copies to parties (tgw) (Entered: 05/09/2002)
05/15/2002	<u>23</u>	ORDER, Parties & their counsel are to be present at the Settlement Conference scheduled for 9:00 on 7/1/02 , set deadline for 5:00 on 6/26/02 for counsel for each party to submit to the undersigned IN CHAMBERS a CONFIDENTIAL SETTLEMENT STATEMENT as further set out ; (signed by Mag. Judge Bert W. Milling Jr.); copies mailed (sdb) (Entered: 05/16/2002)
05/15/2002	<u>24</u>	ORDER - All discovery & other deadlines set out in the Rule 16(b) Scheduling Order (doc. 17) are hereby STAYED pending the settlement conference scheduled for 7/1/02. If this action is not settled, an Amended R16(b) will be entered.; (signed by Mag. Judge Bert W. Milling Jr.); copies mailed (sdb) (Entered: 05/16/2002)
07/02/2002	<u>25</u>	ORDER, After conducting a settlement conference all day 7/1/02, it was decided to continue it. reset Settlement Conference for 9:00 on 7/15/02 ; (signed by Mag. Judge Bert W. Milling Jr.); copies mailed (sdb) (Entered: 07/03/2002)
07/12/2002	<u>26</u>	ORDER, By telephone, counsel for plf EEOC & Dft have requested a continuance of the stlmt cnf presently set for 7/15/02 a 9:00. The request is GRANTED. reset Settlement Conference for 9:00 on 7/22/02 in chambers if the action is not settled in the interim ; (signed by Mag. Judge Bert W. Milling Jr.); copies mailed (sdb) (Entered: 07/12/2002)
07/22/2002	<u>27</u>	ORDER - At the conclusion of the settlement conference this date, the parties notified the Court that this action has settled. The parties request the Court to enter an order dismissing this action with prejudice (signed by Mag. Judge Bert W. Milling Jr.) copies to parties (tgw) (Entered: 07/22/2002)

07/23/2002	28	ORDER entered that this case is DISMISSED WITH PREJUDICE subject to the right of either party to reinstate the action within 15 days should the settlement not be consummated. (signed by Senior Judge W. B. Hand) copies to counsel (srr) (Entered: 07/23/2002)
07/23/2002		Case closed (srr) (Entered: 07/23/2002)
08/06/2002	29	MOTION by Dinah Charlene Daugherty to Extend Time by which the parties may reinstate the case until such time as an agreement can be had b/t the parties re: language of the Confidential Full & Final Release of all claims ; ref to J/Hand (sdb) (Entered: 08/07/2002)
08/08/2002	30	ORDER GRANTING [29-1] motion to Extend Time by which the parties may reinstate the case. The Order dated 7/23/02 (Doc. 28) is AMENDED to substitute 8/14/02 in lieu of the 15 days permitted for reinstatement of the action. (signed by Senior Judge W. B. Hand) copies to parties (tgw) (Entered: 08/09/2002)
01/17/2003	31	MOTION by Wal-Mart Stores, Inc to Unseal the Transcript of the Settlement Agreement ; ref to J/Milling on 1/17/03 (sdb) (Entered: 01/17/2003)
01/21/2003	32	NOTICE entered, endorsed GRANTING [31-1] Motion to Unseal the Transcript of the Settlement Agreement; (signed by Mag. Judge Bert W. Milling Jr.); copies mailed (sdb) (Entered: 01/21/2003)
05/16/2005	33	Mail Returned as Undeliverable as to Valerie Hicks Powe re 32 Order (srr,) (Entered: 05/16/2005)

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