

**United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 6.3.3 (Chicago)
CIVIL DOCKET FOR CASE #: 1:98-cv-04413**

EEOC v. Cambridge Ind Inc, et al
Assigned to: Honorable Robert W. Gettleman
Demand: \$0
related Case: [1:95-cv-03824](#)
Case in other court: 00-03737
00-03972
Cause: 42:12101 Americans with Disabilities Act

Date Filed: 07/20/1998
Date Terminated: 08/29/2000
Jury Demand: Both
Nature of Suit: 442 Civil Rights:
Jobs
Jurisdiction: U.S. Government
Plaintiff

Plaintiff

**United States Equal
Employment Opportunity
Commission**

represented by **Diane Ilene Smason**
United States Equal Employment
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V.

Defendant

Cambridge Industries Inc.,

represented by **Marsha Ann Tolchin**
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ATTORNEY TO BE NOTICED

Defendant

**Local 1766 United Automobile,
Aerospace and Argicultural
Implement Workers of America**

represented by **Barbara J. Hillman**
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Defendant

**International Union, United
Automobile, Aerospace and
Agricultural Implement
Workers of America (UAW)**

Date Filed	#	Docket Text
07/20/1998	1	COMPLAINT; jury demand - Civil cover sheet - Appearance(s) of Diane Ilene Smason, Jean Powers Kamp, John C. Hendrickson as attorney(s) for plaintiff (No summons(es) issued.) (Documents: 1-1 through 1-3) (jmp) (Entered: 07/21/1998)
07/22/1998		SCHEDULE set on 7/22/98 by Hon. Joan B. Gottschall : Status hearing set to 10:00 9/22/98 . Plaintiff is directed to advise the defendants of the 9/22/98 status hearing forthwith. Parties are directed to discuss settlement of case, consent to proceed before the Magistrate Judge and a proposed discovery plan. Mailed notice (jlj) (Entered: 07/22/1998)
08/31/1998	2	REASSIGNMENT ORDER of 8/28/98: Case reassigned to Hon. Robert W. Gettleman from Hon. Joan B. Gottschall pursuant to local General Rule 2.31. Case related 1:95-cv-3824 with case 1:98-cv-4413. (For further detail see order.) Mailed notice (jmp) (Entered: 09/01/1998)
09/01/1998	3	WAIVER of service of summons as to defendant Local 1766 United Automobile sent on 8/21/98 (jmp) (Entered: 09/02/1998)
09/01/1998	4	WAIVER of service of summons as to defendant Cambridge Ind Inc sent on 8/26/98 (jmp) (Entered: 09/02/1998)
09/01/1998	5	MINUTE ORDER of 9/1/98 by Hon. Joan B. Gottschall : Case is reassigned to the calendar of Judge Gettleman as related to 95 cv 3824, status hearing set for 09/2/298 is stricken. Mailed notice (jmp) (Entered: 09/02/1998)
09/18/1998	6	ANSWER to plaintiff's complaint by defendant Cambridge Ind Inc (jmp) (Entered: 09/21/1998)

09/18/1998	7	ATTORNEY APPEARANCE for defendant Cambridge Ind Inc by Marsha Ann Tolchin and Jon D Cohen; Notice of filing (jmp) (Entered: 09/21/1998)
09/24/1998	12	MOTION by defendant Local 1766 United Automobile to dismiss this action ; Notice of motion (jmp) (Entered: 10/22/1998)
09/24/1998	13	MEMORANDUM by defendant Local 1766 United Automobile in support of its motion to dismiss this action [12-1] (Attachment)` (jmp) (Entered: 10/22/1998)
09/24/1998	14	ATTORNEY APPEARANCE for defendant Local 1766 United Automobile by Barbara J. Hillman and Gail E. Mrozowski (jmp) (Entered: 10/22/1998)
09/29/1998	8	AMENDED NOTICE of motion by defendant Local 1766 United Automobile regarding defendant's motion to dismiss and memorandum in support of defendants' motion to dismiss (jmp) (Entered: 10/05/1998)
10/01/1998	9	MOTION by defendant Cambridge Ind Inc for admission of Thomas H. Williams, Esq. Jaffe, Raitt, Heuer & Weiss to appear pro hac vice ; Notice of motion (jmp) (Entered: 10/14/1998)
10/02/1998	15	AMENDED NOTICE of motion by defendant Local 1766 United Automobile regarding motion to dismiss this action [12-1] (jmp) (Entered: 10/22/1998)
10/07/1998	11	MOTION by plaintiff for leave to amend complaint and to file amended complaint instanter (Exhibits); Notice of motion (jmp) (Entered: 10/22/1998)
10/07/1998	16	MOTION by plaintiff for order of court to serve subpoenas for production of medica documents ; (jmp) (Entered: 10/22/1998)
10/07/1998	17	NATURE OF THE ACTION by plaintiff (jmp) (Entered: 10/22/1998)
10/13/1998	10	MINUTE ORDER of 10/13/98 by Hon. Robert W. Gettleman : Defendant Cambridge Industries' motion for admission of Thomas H. Williams, Esq. Jaffe, Raitt, Heuer & Weiss to appear pro hac vice as attorney is granted [9-1]. Telephoned notice (jmp) (Entered: 10/14/1998)
10/16/1998	18	MINUTE ORDER of 10/16/98 by Hon. Robert W. Gettleman : Pretrial conference held. Plaintiff's motion for leave to [11-1] amend complaint [11-2] and to file amended complaint instanter is granted [11-3]. The motion to dismiss this action filed by United Automobile, Aerospace and Agricultural Implement Workers of America, Local 1766 is denied [12-1]. Plaintiff's motion to serve subpoenas for production of medical

		records is granted [16-1]. All discovery except damage discovery shall be completed on or before 03/24/99. Status report set for 10:00 a.m. on 03/24/99. Mailed notice (jmp) Modified on 10/22/1998 (Entered: 10/22/1998)
10/28/1998	19	APPLICATION for leave to appear pro hac vice by Thomas H. Williams for defendant Cambridge Ind Inc ; Order entered granting leave by Hon. Robert W. Gettleman (dmkf) (Entered: 10/29/1998)
11/02/1998	20	CORRECTED FIRST AMENDED COMPLAINT [1-1] by plaintiff; jury demand; adding Intl Un UAAAIW Amer (jmp) (Entered: 11/03/1998)
11/02/1998		RETURN OF SERVICE executed upon defendant Cambridge Ind Inc on (jmp) (Entered: 11/05/1998)
11/02/1998		WAIVER of service of summons as to defendant sent on (jmp) (Entered: 11/05/1998)
11/02/1998		RETURN OF SERVICE executed upon defendant Local 1766 United Automobile on (jmp) (Entered: 11/05/1998)
11/02/1998		WAIVER of service of summons as to defendant sent on (jmp) (Entered: 11/05/1998)
11/02/1998		RETURN OF SERVICE executed upon defendant Intl Un UAAAIW Amer on (jmp) (Entered: 11/05/1998)
11/02/1998		WAIVER of service of summons as to defendant sent on (jmp) (Entered: 11/05/1998)
11/06/1998	21	ANSWER by defendants to corrected first amended complaint of EEOC (fce) (Entered: 11/09/1998)
03/17/1999	22	RESPONSE by plaintiff to defendant Cambridge Industries, Inc.'s motion to continue discovery for 60 days or, in the alternative, to limit the class of persons on whose behalf the EEOC may seek relief (Exhibit); Notice of filing (jmp) Modified on 03/18/1999 (Entered: 03/18/1999)
03/23/1999	23	AGREED MOTION by plaintiff for entry of stipulated protective order ; Notice of motion (rmm) (Entered: 03/30/1999)
03/24/1999	24	MOTION by defendant Cambridge Ind Inc to continue discovery for 60 days , or, in the alternative, to limit the class of persons on whose behalf the EEOC may seek relief (Attachments); Notice of motion (rmm) (Entered: 03/30/1999)

03/24/1999	25	AGREED PROTECTIVE ORDER with stipulation governing confidentiality of discovery materials (Exhibit) (rmm) (Entered: 03/30/1999)
03/24/1999	25	STIPULATION governing confidentiality of discovery materials with agreed protective order (rmm) (Entered: 03/30/1999)
03/24/1999	26	MINUTE ORDER of 3/24/99 by Hon. Robert W. Gettleman : Agreed protective order entered. No notice (rmm) (Entered: 03/30/1999)
03/24/1999	27	MINUTE ORDER of 3/24/99 by Hon. Robert W. Gettleman : EEOC's agreed motion for entry of stipulated protective order [23-1] and Cambridge's to continue discovery for 60 days in 98 C 4413 is granted [24-1]. No new claimants shall be added to the case without leave of court. EEOC's motion's for partial summary judgment is granted in part by agreement. The court continues Rockwell's motion for summary judgment for a Daubert hearing on 4/27/99 at 1:30 p.m. Status report on settlement is set for 4/16/99 at 10:00 a.m. (See reverse of minute order.) Notices mailed by judge's staff (rmm) (Entered: 03/30/1999)
04/02/1999		TRANSCRIPT of proceedings for the following date(s): 03/24/99 Before Honorable Robert W. Gettleman. (Original in 95 C 3824) (hp) (Entered: 04/05/1999)
04/02/1999	28	MOTION by plaintiff to extend time for filing expert report of Michael Brethauer ; Notice of motion (jmp) (Entered: 04/12/1999)
04/05/1999	29	RESPONSE by defendant Cambridge Ind Inc in opposition to plaintiff, EEOC's motion to extend time for filing expert report of Michael Brethauer [28-1] (Attachment); Notice of filing (jmp) (Entered: 04/12/1999)
04/07/1999	30	MINUTE ORDER of 4/7/99 by Hon. Robert W. Gettleman : Plaintiff's motion to extend time for filing expert report of Michael Brethauer to 05/28/99 is denied [28-1]. The Court extends the time to 05/14/99. Defendant is to designate expert by 06/11/99. Defendant's exeprt report is due by 07/02/99. Plaintiff is to depose expert by 07/19/99. No notice (jmp) (Entered: 04/13/1999)
04/16/1999		SCHEDULE set on 4/16/99 by Hon. Robert W. Gettleman : Status hearing held. no notice (gds) (Entered: 04/16/1999)
05/26/1999	31	AGREED MOTION by plaintiff to extend the date for completion of fact discovery ; Notice (hp) (Entered: 06/03/1999)
05/26/1999	32	MINUTE ORDER of 5/26/99 by Hon. Robert W. Gettleman : Plaintiff's motion to extend the date for completion of fact discovery is granted.

		[31-1] Fact discovery ordered closed 07/31/99, and all experts are to be deposed by 08/31/99. Daubert hearing held. Argument set for 06/22/99 at 10:30 a.m. No notice (hp) (Entered: 06/03/1999)
05/26/1999	33	MOTION by plaintiff for leave of court to designate as an expert witness professor James Witte (Attachment); Notice (hp) (Entered: 06/03/1999)
05/26/1999	34	MINUTE ORDER of 5/26/99 by Hon. Robert W. Gettleman : Plaintiff's motion for leave of court to designate as an expert witness professor James Witte is granted and defendant's designation of its experts is due by 07/09/99. [33-1] Experts' reports are due by 07/30/99. No notice (hp) (Entered: 06/03/1999)
06/08/1999		TRANSCRIPT of proceedings for the following date(s): 04/07/99. Before Honorable Robert W. Gettleman. (Original in case number 95 cv 3824) (jmp) (Entered: 06/10/1999)
06/24/1999	35	NOTICE by defendant Cambridge Ind Inc of change of address for attorney Cornfield and Feldman (hp) (Entered: 06/25/1999)
06/24/1999		NOTICE by Local 1766 United Automobile of change of address. (In 95C3824) (tlm) (Entered: 06/28/1999)
08/10/1999	36	MOTION by plaintiff EEOC to compel defendant Cambridge Industries, Inc. to answer various outstanding discovery (Attachment); Notice (hp) (Entered: 08/17/1999)
08/10/1999	37	MINUTE ORDER of 8/10/99 by Hon. Robert W. Gettleman : Plaintiff's motion to compel defendant Cambridge Industries, Inc. to answer discovery is granted. [36-1] (Agreed order entered). No notice (hp) (Entered: 08/17/1999)
09/01/1999	38	MINUTE ORDER of 9/1/99 by Hon. Robert W. Gettleman : Status hearing held and continued to 03/02/00 at 9:00 a.m. The 08/13/99 order should apply to Cambridge as well as Rockwell. Defendant's motion for summary judgment is due by 10/25/99. Plaintiff's cross-motion for summary judgment and response are due by 11/29/99. Defendant's reply and response are due by 12/15/99. Plaintiff's reply is due by 12/30/99. The bill of costs is stayed. No notice (hp) (Entered: 09/10/1999)
10/26/1999	39	MOTION by defendant Cambridge Industries, Inc., for summary judgment ; Notice (hp) (Entered: 10/28/1999)
10/26/1999	40	MEMORANDUM by defendant Cambridge Ind., Inc., in support motion for summary judgment [39-1] (hp) (Entered: 10/28/1999)

10/26/1999	41	RULE 12(M) Statement of undisputed material facts in support of its motion for summary judgment by defendant Cambridge Industries, Inc., (hp) (Entered: 10/28/1999)
10/26/1999	42	EXHIBITS A through C (Book 1) by defendant Cambridge Ind., Inc., to their motion for summary judgment [39-1] Rule 12(M) statement and memorandum of law [40-1] [41-1] (hp) (Entered: 10/28/1999)
10/26/1999	43	EXHIBITS D through I (Book 2) by defendant Cambridge Ind., Inc., to their motion for summary judgment [39-1], Rule 12(M) statement and memorandum of law [40-1] [41-1] (hp) (Entered: 10/28/1999)
10/26/1999	44	MINUTE ORDER of 10/26/99 by Hon. Robert W. Gettleman : Cambridge Industries, Inc. is granted leave to file its motion for summary judgment, supporting memorandum and Local Rule 12(M) statement, instant. No notice (hp) (Entered: 10/28/1999)
11/24/1999	45	RESPONSE by plaintiff EEOC to Cambridge's Rule 12(M) statement of undisputed material facts in support of its motion for summary judgment [41-1] (hp) (Entered: 12/02/1999)
11/24/1999	46	RESPONSE by plaintiff EEOC to Cambridge's motion for summary judgment [39-1] (hp) (Entered: 12/02/1999)
11/24/1999	47	STATEMENT of additional undisputed material facts in response to Cambridge's motion for summary judgment by plaintiff EEOC (Attachment) (one volume) (hp) (Entered: 12/02/1999)
11/29/1999	48	MOTION by plaintiff for partial summary judgment dismissing Cambridge's first and second affirmative defenses (hp) (Entered: 12/03/1999)
11/29/1999	49	MEMORANDUM by plaintiff in support of their motion for partial summary judgment dismissing Cambridge's first and second affirmative defenses [48-1] (hp) (Entered: 12/03/1999)
11/29/1999	50	LOCAL RULE 56.1 Statement of undisputed facts in support of partial summary judgment motion dismissing Cambridge's first and second affirmative defenses, and attached exhibits by plaintiff (Attachment) (hp) (Entered: 12/03/1999)
11/29/1999	51	MOTION by plaintiff for partial summary judgment dismissing Cambridge's third and fourth additional defenses (hp) (Entered: 12/03/1999)

11/29/1999	52	MEMORANDUM by plaintiff in support motion for partial summary judgment dismissing Cambridge's third and fourth additional defenses [51-1] (hp) (Entered: 12/03/1999)
11/29/1999	53	LOCAL RULE 56.1 Statement of undisputed facts supporting its motion for partial summary judgment dismissing Cambridge's third and fourth additional defenses by plaintiff (Attachment) (hp) (Entered: 12/03/1999)
12/10/1999	54	MOTION by defendant Cambridge Industries, Inc. for extension of time regarding Cambridge's motion for summary judgment ; Notice (hp) (Entered: 12/23/1999)
12/16/1999	55	MINUTE ORDER of 12/16/99 by Hon. Robert W. Gettleman : Defendant Cambridge's motion for extension of time to 12/29/99 to file its brief is granted. [54-1] Plaintiffs' reply brief is due by 01/14/00. [39-1] No notice (hp) (Entered: 12/23/1999)
12/29/1999	56	RESPONSE by defendant Cambridge Ind Inc to the EEOC's motion for partial summary judgment dismissing Cambridge's first and second affirmative defenses [48-1]; Notice (hp) (Entered: 12/30/1999)
12/29/1999	57	RESPONSE by defendant Cambridge Ind Inc to the EEOC's motion for partial summary judgment dismissing Cambridge's third and fourth additional defenses [51-1] (hp) (Entered: 12/30/1999)
12/29/1999	58	REPLY by defendant Cambridge Ind Inc., in support of its motion for summary judgment [39-1] (Attachment) (hp) (Entered: 12/30/1999)
12/29/1999	59	REPLY by defendant Cambridge Ind Inc., to EEOC's statement of additional undisputed material facts in response to Cambridge's motion for summary judgment [47-1] (hp) (Entered: 12/30/1999)
03/02/2000	60	MINUTE ORDER of 3/2/00 by Hon. Robert W. Gettleman : Evidentiary hearing set for 03/13/00 at 1:30 p.m. No notice (hp) (Entered: 03/03/2000)
03/06/2000	61	UNOPPOSED MOTION by plaintiff to continue the date for hearing of EEOC expert Professor James Witte and oral argument ; Notice (hp) (Entered: 03/08/2000)
03/07/2000	62	MINUTE ORDER of 3/7/00 by Hon. Robert W. Gettleman : Plaintiff's unopposed motion to continue the date for hearing of EEOC expert Professor James Witte and oral argument from 03/13/00 to 04/13/00 at 10:00 a.m. is granted. [61-1] Mailed notice (hp) (Entered: 03/08/2000)

03/24/2000	63	MINUTE ORDER of 3/24/00 by Hon. Robert W. Gettleman: Evidentiary hearing date of 4/13/00 is re-set to 4/20/00, at 10:00 a.m. Mailed notice. (srb) (Entered: 03/27/2000)
04/20/2000	64	MINUTE ORDER of 4/20/00 by Hon. Robert W. Gettleman : Evidentiary hearing is reset for 4/25/00 at 10:00 a.m. No notice (fce) (Entered: 04/24/2000)
04/25/2000		SCHEDULE set on 4/25/00 by Hon. Robert W. Gettleman : evidentiary hearing held. The matter is taken under advisement. open court notice (gds) (Entered: 04/26/2000)
08/29/2000	65	MINUTE ORDER of 8/29/00 by Hon. Robert W. Gettleman : Accordingly, defendant Cambridge's motion for summary judgment is granted [39-1]. The case is dismissed as to the remaining defendants. Terminating case. Entered Memorandum Opinion and Order. Mailed notices by judge's staff (fce) (Entered: 08/30/2000)
08/29/2000	66	ENTERED JUDGMENT (fce) (Entered: 08/30/2000)
10/19/2000	67	NOTICE OF APPEAL by plaintiff from minute order [65-3] from Entered Memorandum Opinion and Order[65-2] and from judgment entered [66-1] (No Fee); Notice (las) (Entered: 10/20/2000)
10/19/2000	68	LETTER regarding docketing statement acknowledged by plaintiff. (las) (Entered: 10/20/2000)
10/20/2000		TRANSMITTED to the 7th Circuit the short record on appeal appeal [67-1] in 1:98-cv-04413. Mailed notice to all counsel. (las) (Entered: 10/20/2000)
10/26/2000	69	ACKNOWLEDGEMENT of receipt of short record on appeal [67-1] USCA 00-3737. (kef) (Entered: 10/27/2000)
11/01/2000	70	SEVENTH CIRCUIT transcript information sheet by plaintiff. (kef) (Entered: 11/02/2000)
11/08/2000		TRANSMITTED to the 7th Circuit the long record on appeal no. 00-3737 consisting of 2 volumes of pleadings, 2 volumes of exhibits and 1 volume of loose pleadings. [67-1] Mailed notice to all counsel. (dj) (Entered: 11/08/2000)
11/20/2000	71	COPY of Order dated 11/16/00 from the 7th Circuit: The court, on its own motion, suspends briefing in this appeal pending the court's decision in EEOC v. Rockwell International Corp. Appeal No. 00-1897. (00-3737) (kef) (Entered: 11/20/2000)

12/04/2000	73	TRANSCRIPT of proceedings for the following date(s): Held on 4/25/00 before Honorable Robert W. Gettleman. (kef) (Entered: 12/05/2000)
12/05/2000		TRANSMITTED to the 7th Circuit supplement to appeal no. 00-3737 consisting of: One volume of transcripts (item no. 73). Mailed notice to all counsel. (kef) (Entered: 12/05/2000)
02/02/2001		TRANSCRIPT of proceedings for the following date(s): Held on 3/2/00 before Honorable Robert W. Gettleman. (Original in 95C3824) (kef) (Entered: 02/08/2001)
02/09/2001		TRANSMITTED to the 7th Circuit supplement to appeal no. 00-3737 consisting of Mailed notice to all counsel. (eav) (Entered: 02/09/2001)
08/13/2001	74	CERTIFIED COPY of order from the 7th Circuit: It is ordered that the motion is granted and this cause is dismissed, pursuant to Federal Rule of Appellate Procedure 42(b). Appeal dismissed [67-1] (00-3737). (fce) (Entered: 08/16/2001)
08/13/2001	75	LETTER from the 7th Circuit: Retaining record on appeal no. 00-3737. (fce) (Entered: 08/16/2001)

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