

CLOSED2006, SCHEDO

**U.S. District Court
Southern District of Alabama (Mobile)
CIVIL DOCKET FOR CASE #: 1:05-cv-00125-WS-C**

United States of America v. Escambia County Board of
Education
Assigned to: Judge William H. Steele
Referred to: Magistrate Judge William E. Cassady
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 03/01/2005
Date Terminated: 08/14/2006
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff**United States of America**

represented by **Robert Lee Galbreath**
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V.

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Clay Richard Carr**

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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/01/2005	<u>1</u>	COMPLAINT against Escambia County Board of Education filed by United States of America.(Galbreath, Robert) Civil Cover Sheet added as attachment on 3/1/2005 (tgw). (Entered: 03/01/2005)
03/18/2005	<u>2</u>	Service Order entered 3/18/2005. Plaintiff to notify the Court the action taken to effect service and the results thereof. Service order deadline set to 5/2/2005. Signed by Judge William H. Steele on 3/18/05. Copy to Pltf.(mpp) (Entered: 03/18/2005)

04/06/2005	<u>3</u>	PROPOSED Intervenor COMPLAINT, filed by Betty J. Hooks.(Stein, Gregory) Modified docket text on 4/11/2005 (mpp). (Entered: 04/06/2005)
04/06/2005	<u>4</u>	MOTION to Intervene by Betty J. Hooks. (Stein, Gregory) (Entered: 04/06/2005)
04/07/2005		REFERRAL OF <u>4</u> MOTION to Intervene to Judge Steele. (tgw,) (Entered: 04/07/2005)
04/07/2005		REFERRAL OF <u>3</u> Intervenor Complaint to Judge Steele. (tgw,) (Entered: 04/07/2005)
04/20/2005	<u>5</u>	NOTICE by United States of America of <i>Service Attempt</i> (Galbreath, Robert) (Entered: 04/20/2005)
05/06/2005	<u>6</u>	WAIVER OF SERVICE Returned Executed by United States of America. Escambia County Board of Education waiver sent on 4/5/2005, answer due 6/6/2005. (Galbreath, Robert) (Entered: 05/06/2005)
05/09/2005	<u>7</u>	Order re: <u>4</u> MOTION to Intervene filed by Betty J. Hooks. Responses due by 5/20/2005 for <u>4</u> , Replies due by 5/27/2005 for <u>4</u> . The motion will be taken under submission on 5/27/05. Signed by Judge William H. Steele on 5/9/05. Copy mailed to Alicia F. Bennett, Esq. as ordered(tgw) (Entered: 05/10/2005)
06/03/2005	<u>8</u>	ORDER stating the Court finds that Hooks' request for intervention is proper,therefore GRANTING the <u>4</u> Motion to Intervene, and the Clerk's Office is directed to docket the proposed Intervenor's Complaint (doc. 3) as the operative complaint in intervention in this action. Signed by Judge William H. Steele on 6/3/05. Copies to parties.(mpp) (Entered: 06/03/2005)
06/03/2005	<u>9</u>	Intervenor COMPLAINT filed by Betty J. Hooks.(mpp) (Entered: 06/03/2005)
07/05/2005	<u>10</u>	ORDER TO SHOW CAUSE: The plaintiff and plaintiff-intervenor are ordered to show cause by 7/15/05 why they have not sought entry of default and default judgment against defendant Escambia for noncompliance with Rule 12. Show Cause Response due by 7/15/2005. Signed by Judge William H. Steele on 7/5/05. Copy of order mailed to Alicia F. Bennett as ordered.(tgw) (Entered: 07/06/2005)
07/14/2005	<u>11</u>	<i>Defendant's</i> ANSWER to Complaint <i>Filed by United States, Defendant's</i> ANSWER to Intervenor Complaint <i>Filed by Betty J. Hooks</i> by Escambia County Board of Education, Escambia County Board of Education.(Boardman, Mark) (Entered: 07/14/2005)
07/14/2005	<u>12</u>	NOTICE of Appearance by Alicia Fritz Bennett on behalf of Escambia County Board of Education, Escambia County Board of Education (Bennett, Alicia) (Entered: 07/14/2005)
07/15/2005	<u>13</u>	RESPONSE TO ORDER re: <u>10</u> Order to Show Cause, by Betty J. Hooks filed by Betty J. Hooks. (Stein, Gregory) (Entered: 07/15/2005)
07/15/2005	<u>14</u>	RESPONSE TO ORDER TO SHOW CAUSE re: <u>10</u> Order to Show Cause, filed by United States of America. (Galbreath, Robert) (Entered: 07/15/2005)
07/15/2005		REFERRAL OF <u>14</u> Response to Order to Show Cause & <u>13</u> Response to Order to Judge Steele. (mpp) (Entered: 07/15/2005)

07/15/2005	15	PRELIMINARY SCHEDULING ORDER entered. Rule 26 Meeting Report due by 8/29/2005. Signed by Judge Kristi D. Lee on 7/15/05. Copies to parties.(mpp) (Entered: 07/15/2005)
07/18/2005	16	Document endorsed NOTED by Judge William H. Steele : Response to Order to Show Cause 13 filed by Betty J. Hooks. (Steele, William) (Entered: 07/18/2005)
07/18/2005	17	Document endorsed NOTED by Judge William H. Steele : Response to Order to Show Cause 14 filed by United States of America. (Steele, William) (Entered: 07/18/2005)
07/29/2005	18	REPORT of Rule 26(f) Planning Meeting. (Stein, Gregory) (Entered: 07/29/2005)
07/29/2005		REFERRAL OF 18 Report of Rule 26(f) Planning Meeting to Judge DuBose. (mpp) (Entered: 07/29/2005)
07/29/2005	19	Notice of Filing filed by Betty J. Hooks.(Stein, Gregory) (Entered: 07/29/2005)
08/05/2005	20	SCHEDULING ORDER: Pretrial Conference set for 7/11/2006 at 9:30 AM in Courtroom 2A before Judge William H. Steele. Amended Pleadings due by 1/13/2006. Discovery cutoff 4/3/2006. Motions due by 4/17/2006. Jury Selection set for 8/1/2006 at 9:00 AM in Courtroom 2A before Judge William H. Steele. Position Regarding Settlement due by 4/3/2006. Signed by Judge Kristi K. DuBose on 8/4/05. (Attachments: # 1 Standing Pretrial Order)Copies to parties 8/8/05.(mpp) (Entered: 08/08/2005)
08/09/2005	21	MOTION to Amend Scheduling Order by Betty J. Hooks. (Stein, Gregory) (Entered: 08/09/2005)
08/09/2005		REFERRAL OF 21 MOTION to Amend Scheduling Order to Judge Dubose. (tgw) (Entered: 08/09/2005)
08/11/2005	22	AMENDED SCHEDULING ORDER entered. The 21 Motion to Amend Scheduling Order is GRANTED. Reports from retained experts under Rule 26(a)(2)(B) shall be produced by the parties on or before January 17, 2006. Rebuttal reports shall be produced on or before February 17, 2006. All other deadlines set forth in the Rule 16(b) Scheduling Order (Doc. 20) remain in effect. Signed by Judge Kristi K. DuBose on 8/11/05. (tgw) (Entered: 08/11/2005)
08/18/2005	23	Notice of Filing Discovery filed by Betty J. Hooks.(Stein, Gregory) Modified on 8/18/2005 (tgw,). (Entered: 08/18/2005)
08/18/2005	24	NOTICE by United States of America <i>Notice of Filing</i> (Galbreath, Robert) (Entered: 08/18/2005)
09/22/2005	25	NOTICE of Appearance by Clay Richard Carr on behalf of Escambia County Board of Education, Escambia County Board of Education (Carr, Clay) (Entered: 09/22/2005)
09/28/2005	26	MOTION for Protective Order by Escambia County Board of Education. (Attachments: # 1 Exhibit Protective Order)(Carr, Clay) (Entered: 09/28/2005)
09/29/2005		REFERRAL OF 26 MOTION for Protective Order to Judge DuBose. (tgw) (Entered: 09/29/2005)

09/30/2005	27	ORDER granting 26 Motion for Protective Order stating the Defendant is to produce the personnel files sought by the Plaintiff-Intervenor subject to the conditions set out in items numbered 1 thru 8. Signed by Judge Kristi K. DuBose on 9/29/05. Copies to parties 9/30/05. (mpp) (Entered: 09/30/2005)
10/28/2005	28	Notice of Filing filed by Betty J. Hooks.(Stein, Gregory) (Entered: 10/28/2005)
11/14/2005	29	NOTICE by Escambia County Board of Education of <i>Filing Objection</i> (Carr, Clay) (Entered: 11/14/2005)
11/17/2005	30	NOTICE by United States of America <i>First Document Request</i> (Galbreath, Robert) (Entered: 11/17/2005)
11/22/2005	31	MOTION to Compel Discovery by Betty J. Hooks. (Attachments: # 1 # 2)(Stein, Gregory) Modified on 11/22/2005 (tgw). (Entered: 11/22/2005)
11/22/2005	32	Brief re 31 MOTION. (Stein, Gregory) (Entered: 11/22/2005)
11/22/2005		REFERRAL OF 31 MOTION to Compel Discovery to Judge DuBose. (tgw,) (Entered: 11/22/2005)
11/29/2005	33	Order re: 31 MOTION to Compel filed by Betty J. Hooks. Responses due by 12/6/2005 for 31 . Signed by Judge Kristi K. DuBose on 11/29/05. (tgw) (Entered: 11/29/2005)
12/04/2005	34	Memorandum in Opposition re 31 MOTION to <i>Compel</i> filed by Escambia County Board of Education, Escambia County Board of Education. (Carr, Clay) (Entered: 12/04/2005)
12/05/2005		REFERRAL OF 34 Memorandum in Opposition to Motion to Compel to Judge DuBose. (mpp) (Entered: 12/05/2005)
12/06/2005	35	REPLY to 34 Memorandum in Opposition filed by Betty J. Hooks. (Stein, Gregory) (Entered: 12/06/2005)
12/06/2005		REFERRAL OF 35 Reply to Response to Motion to Compel to Judge DuBose. (tgw,) (Entered: 12/06/2005)
12/14/2005	36	PROTECTIVE ORDER ENTERED. The 31 MOTION to Compel filed by Betty J. Hooks is MOOT because the parties have agreed upon the provisions set out herein exceptfor paragraph I.7. Signed by Judge Kristi K. DuBose on 12/14/05. (tgw) (Entered: 12/14/2005)
12/27/2005	37	This action has been transferred from the docket of Magistrate Judge Kristi K. DuBose and is now assigned to the docket of Magistrate Judge William E. Cassady. To insure that your pleadings are referred to the proper Judge and Magistrate Judge with as little delay as possible, please use the letter suffix WS-C after the case number on all future pleadings. (tgw) (Entered: 12/27/2005)
02/20/2006	38	Notice of Filing Notices of Depositions filed by Betty J. Hooks.(Stein, Gregory) (Entered: 02/20/2006)
02/22/2006	39	Notice of Filing Plaintiff-Intervenor's Second Requests for Admissions to Defendant Escambia County Board of Education filed by Betty J. Hooks.(Stein, Gregory) (Entered: 02/22/2006)

02/23/2006	40	NOTICE of Appearance by Charles Baer on behalf of United States of America (Baer, Charles) (Entered: 02/23/2006)
02/23/2006	41	Notice of Filing Subpoena of June Mabry filed by Betty J. Hooks.(Stein, Gregory) (Entered: 02/23/2006)
02/28/2006	42	Notice of Filing First Set of Interrogatories and Second Request to Produce Documents filed by United States of America.(Galbreath, Robert) (Entered: 02/28/2006)
03/06/2006	43	Notice of Filing Responses to Plaintiff's First Discovery Request filed by Escambia County Board of Education.(Bennett, Alicia) (Entered: 03/06/2006)
03/08/2006	44	MOTION to Compel by Betty J. Hooks. (Attachments: # 1 # 2 # 3 # 4)(Stein, Gregory) (Entered: 03/08/2006)
03/08/2006		REFERRAL OF 44 MOTION to Compel to Judge Cassady. (tgw,) (Entered: 03/08/2006)
03/08/2006	45	NOTICE by Escambia County Board of Education of <i>Service of Defendant's Supplemental Responses to Plaintiff's First Discovery Request</i> (Bennett, Alicia) (Entered: 03/08/2006)
03/09/2006	46	Order re: 44 MOTION to Compel filed by Betty J. Hooks. Responses due by 3/20/2006 for 44 . Motion to be taken under submission on 3/20/2006 without oral argument. Signed by Judge William E. Cassady on 3/9/06. (tgw) (Entered: 03/09/2006)
03/13/2006	47	NOTICE by Betty J. Hooks of <i>Possibly Conflicting Trial Schedules</i> (Stein, Gregory) (Entered: 03/13/2006)
03/13/2006		REFERRAL OF 47 Notice of Possibly Conflicting Trial Schedules in Aug. 2006 to Judge Cassady. (mpp) (Entered: 03/13/2006)
03/18/2006	48	Order . The notice of a possible trial conflict is noted. Counsel shall specifically add this matter to the final pretrial agenda for consideration by the trial judge. Signed by Judge William E. Cassady on 3/18/06. (Cassady, William) (Entered: 03/18/2006)
03/20/2006	49	RESPONSE to 44 MOTION to Compel <i>Defendant's Response to Plaintiff-Intervenor's Rule 37 Motion to Compel Discovery</i> filed by Escambia County Board of Education, Escambia County Board of Education. (Attachments: # 1 Exhibit A)(Bennett, Alicia) (Entered: 03/20/2006)
03/20/2006		REFERRAL OF 49 Response to Judge Cassady. (mpp) (Entered: 03/20/2006)
03/21/2006	50	ORDER GRANTING IN ITS ENTIRETY the 44 Motion to Compel . Signed by Judge William E. Cassady on 3/21/06. (tgw) (Entered: 03/21/2006)
03/28/2006	51	NOTICE by Escambia County Board of Education of <i>Service of Defendant's Supplemental Responses to Plaintiff-Intervenor's Second Discovery Request</i> (Bennett, Alicia) (Entered: 03/28/2006)
04/03/2006	52	Position Regarding Settlement - <i>Joint Statement Regarding Settlement (All Parties)</i> filed by United States of America. (Galbreath, Robert) (Entered: 04/03/2006)

04/03/2006		REFERRAL OF 52 Position Regarding Settlement to Judge Cassady. (mpp) (Entered: 04/03/2006)
04/04/2006	53	Order setting a Settlement Conference for 5/16/2006 09:30 AM in Courtroom 3A before Magistrate Judge William E. Cassady. Signed by Judge William E. Cassady on 4/4/06. (tgw) (Entered: 04/04/2006)
05/16/2006		Minute Entry for proceedings held before Judge William E. Cassady : Settlement Conference (preliminaries) held on 5/16/2006. FTR Digital Audio Recording. (eec,) (Entered: 05/16/2006)
06/27/2006	54	Witness List by Escambia County Board of Education. (Bennett, Alicia) (Entered: 06/27/2006)
06/27/2006	55	Witness List by United States of America. (Galbreath, Robert) (Entered: 06/27/2006)
07/06/2006	56	Proposed Pretrial Order by Betty J. Hooks. (Stein, Gregory) (Entered: 07/06/2006)
07/06/2006		REFERRAL OF 56 Proposed Pretrial Order to Judge Steele. (mpp) (Entered: 07/06/2006)
07/07/2006	57	Order . After reading the settlement conference submissions that were received on today's date, it is determined that the Court needs additional information in preparation of the conference set for Monday afternoon. Specifically, the court needs a summary of the reasonable hours spent on this case to date by the members of Stein, Brewster & Pilcher, L.L.C., as well as the hourly rate for each attorney involved which they believe to be a reasonable rate in the Southern District of Alabama for similar work. This information is to be presented to the Court ASAP and shared with opposing counsel but not filed or otherwise made public. It shall be considered for settlement purposes only and will not be available for any other purpose. Signed by Judge William E. Cassady on 7/7/06. (Cassady, William) (Entered: 07/07/2006)
07/10/2006		Minute Entry for proceedings held before Judge William E. Cassady : Settlement Conference held on 7/10/2006. SEALED FTR Digital Audio Recording. (eec,) (Entered: 07/10/2006)
07/12/2006	59	Order . After a settlement conference held on July 10, 2006, the parties entered into a settlement agreement and asked for 30 days to consummate the settlement. Accordingly, the parties shall comply with all settlement terms, including the submission of a proposed consent decree to Judge Steele, no later than August 10, 2006. Signed by Judge William E. Cassady on 7/12/06. (Cassady, William) (Entered: 07/12/2006)
08/10/2006	60	Joint MOTION for Consent Decree by Betty J. Hooks. (Attachments: # 1 Consent Decree)(Stein, Gregory) (Entered: 08/10/2006)
08/10/2006		REFERRAL OF 60 Joint MOTION for Consent Decree to Judge Steele. (tgw,) (Entered: 08/10/2006)
08/14/2006	61	Consent Decree filed by the parties. Signed by Judge William H. Steele on 8/14/06. Copies to parties.(mpp) (Entered: 08/14/2006)

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