

**U.S. District Court
North Carolina Middle District (NCMD)
CIVIL DOCKET FOR CASE #: 1:07-cv-00592-TDS-WWD**

UNITED STATES OF AMERICA v. THE UNIVERSITY OF
NORTH CAROLINA

Assigned to: JUDGE THOMAS D. SCHROEDER
Referred to: MAG/JUDGE WALLACE W. DIXON
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 08/07/2007
Date Terminated: 04/28/2008
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

UNITED STATES OF AMERICA

represented by **ELAINE J. GRANT**
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RIGHTS
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V.

Intervenor Plaintiff

TASHA MURRAY

represented by **DAVID B. PURYEAR, JR.**
PURYEAR AND LINGLE, P.L.L.C.
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ADAMS FARM PROFESSION CTR.
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Intervenor Plaintiff

MATTIE SMITH

represented by **DAVID B. PURYEAR, JR.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**THE UNIVERSITY OF NORTH
CAROLINA**

represented by **THOMAS J. ZIKO**
N. C. DEPARTMENT OF JUSTICE

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Date Filed	#	Docket Text
08/07/2007	<u>1</u>	COMPLAINT <i>UNITED STATES OF AMERICA</i> against THE UNIVERSITY OF NORTH CAROLINA, filed by UNITED STATES OF AMERICA.(GRANT, ELAINE) (Entered: 08/07/2007)
08/07/2007	<u>2</u>	CIVIL COVER SHEET, filed by UNITED STATES OF AMERICA.(GRANT, ELAINE). Modified on 8/7/2007 replaced corrected cover sheet and added attachment (Garrett, Kim). (Entered: 08/07/2007)
08/07/2007		CASE REFERRED to Standing Order 30 (McClain, Abby) (Entered: 08/08/2007)
08/08/2007	<u>3</u>	NOTICE of Appearance by attorney SARAH C. BLUTTER on behalf of Plaintiff UNITED STATES OF AMERICA (BLUTTER, SARAH) (Entered: 08/08/2007)
08/08/2007	<u>4</u>	Summons Issued as to THE UNIVERSITY OF NORTH CAROLINA. (McClain, Abby) (Entered: 08/08/2007)
08/08/2007	<u>5</u>	Notice of Right to Consent. Counsel shall serve the attached form on all parties. (McClain, Abby) (Entered: 08/08/2007)
08/17/2007	<u>6</u>	REQUEST FOR WAIVER of Service sent to Thomas J. Ziko on August 14, 2007 by UNITED STATES OF AMERICA.Waiver of Service due by 9/13/2007. (BLUTTER, SARAH) (Entered: 08/17/2007)
08/17/2007	<u>7</u>	WAIVER OF SERVICE Returned Executed by UNITED STATES OF AMERICA. THE UNIVERSITY OF NORTH CAROLINA waiver sent on 8/14/2007, answer due 10/15/2007. (BLUTTER, SARAH) (Entered: 08/17/2007)
08/17/2007	<u>8</u>	MOTION to Intervene by Tasha Murray, Mattie Smith. Responses due by 9/10/2007. (Attachments: # <u>1</u> Appendix Complaint of Intervenor-Plaintiff Tasha Murray# <u>2</u> Appendix Complaint of Intervenor-Plaintiff Mattie Smith# <u>3</u> Text of Proposed Order)(PURYEAR, DAVID) (Entered: 08/17/2007)
08/17/2007	<u>9</u>	<i>Brief Of Applicant Intervenor-Plaintiffs In Support of Motion To Intervene</i> BRIEF re <u>8</u> MOTION to Intervene. (PURYEAR, DAVID) (Entered: 08/17/2007)
08/17/2007	<u>10</u>	AFFIDAVIT of Tasha Murray filed by Intervenor Plaintiff Tasha Murray. (PURYEAR, DAVID) (Entered: 08/17/2007)
08/17/2007	<u>11</u>	AFFIDAVIT of Mattie Smith re <u>8</u> MOTION to Intervene filed by Intervenor Plaintiff Mattie Smith. (PURYEAR, DAVID) (Entered: 08/17/2007)
08/17/2007	<u>12</u>	NOTICE of Appearance by attorney DAVID B. PURYEAR, JR on behalf of Intervenor Plaintiffs Tasha Murray, Mattie Smith (PURYEAR, DAVID) (Entered: 08/17/2007)
08/20/2007	<u>13</u>	NOTICE of Appearance by attorney THOMAS J. ZIKO on behalf of Defendant THE UNIVERSITY OF NORTH CAROLINA (ZIKO, THOMAS) (Entered: 08/20/2007)

09/19/2007		***Motions Referred: <u>8</u> MOTION to Intervene to Judge WALLACE W. DIXON – (McCarty, Dianne) (Entered: 09/19/2007)
09/20/2007	<u>14</u>	NOTICE of Appearance by attorney JOHN P. SCHERER, II on behalf of Defendant THE UNIVERSITY OF NORTH CAROLINA (SCHERER, JOHN) (Entered: 09/20/2007)
10/01/2007		ORDER granting <u>8</u> Motion to Intervene. The attorneys for the Plaintiff–Intervenors are DIRECTED to file and serve the Intervenors' complaints as the rules require. Signed by Judge WALLACE W. DIXON on 10/1/2007. (DIXON, WALLACE) (Entered: 10/01/2007)
10/01/2007	<u>15</u>	Intervenor COMPLAINT, filed by Tasha Murray.(PURYEAR, DAVID) (Entered: 10/01/2007)
10/01/2007	<u>16</u>	Intervenor COMPLAINT, filed by Mattie Smith.(PURYEAR, DAVID) (Entered: 10/01/2007)
10/02/2007	<u>17</u>	Summons Issued as to THE UNIVERSITY OF NORTH CAROLINA. (Attachments: # <u>1</u> Additional summons)(McClain, Abby) (Entered: 10/02/2007)
10/05/2007	<u>18</u>	AFFIDAVIT OF SERVICE by Affidavit of Service of Process by Certified Mail as to THE UNIVERSITY OF NORTH CAROLINA served on 10/3/2007, answer due 10/23/2007. (Attachments: # <u>1</u> Exhibit Summons# <u>2</u> Exhibit Service Transmittal Letter# <u>3</u> Exhibit Certified Mail Return Receipt)(PURYEAR, DAVID) (Entered: 10/05/2007)
10/08/2007	<u>19</u>	Notice to Parties RE: SO30. Responses due by 11/13/2007 (McCarty, Dianne) (Entered: 10/08/2007)
10/15/2007	<u>20</u>	ANSWER to Complaint with Jury Demand by THE UNIVERSITY OF NORTH CAROLINA. (SCHERER, JOHN) (Entered: 10/15/2007)
10/23/2007	<u>21</u>	ANSWER to Intervenor Complaint of <i>Intervenor–Plaintiff Tasha Murray</i> by THE UNIVERSITY OF NORTH CAROLINA. (SCHERER, JOHN) (Entered: 10/23/2007)
10/23/2007	<u>22</u>	ANSWER to Intervenor Complaint of <i>Intervenor–Plaintiff Mattie Smith</i> by THE UNIVERSITY OF NORTH CAROLINA. (SCHERER, JOHN) (Entered: 10/23/2007)
10/24/2007		Case Reassigned to Judge JAMES A. BEATY, JR. Judge UNASSIGNED no longer assigned to the case. (Powell, Gloria) (Entered: 10/24/2007)
11/29/2007	<u>23</u>	NOTICE of Initial Pretrial Conference Hearing: Initial Pretrial Conference Hearing set for 1/9/2008 09:30 AM in Durham Courtroom #1 before MAG/JUDGE WALLACE W. DIXON. (Williamson, Wanda) (Entered: 11/29/2007)
12/27/2007	<u>24</u>	Rule 26(f) Report (Joint) filed by all parties by UNITED STATES OF AMERICA.(BLUTTER, SARAH) (Entered: 12/27/2007)
12/27/2007	<u>25</u>	MOTION to Consolidate Cases. Case to be consolidated with 1:07–cv–00812 by TASHA MURRAY, MATTIE SMITH. Responses due by 1/19/2008 (PURYEAR, DAVID) (Entered: 12/27/2007)
12/27/2007	<u>26</u>	BRIEF re <u>25</u> MOTION to Consolidate Cases. Case to be consolidated with 1:07–cv–00812. (Attachments: # <u>1</u> Supplement Brief In Support Of Unopposed Motion To Consolidate, No. 1:07–cv–00812)(PURYEAR, DAVID) (Entered: 12/27/2007)
12/28/2007		***Motions Referred: <u>24</u> Rule 26(f) Report (Joint) filed by all parties to MAG/JUDGE WALLACE W. DIXON. (Williamson, Wanda) (Entered: 12/28/2007)
01/02/2008		ORDER approving <u>24</u> RULE 26F REPORT (JOINT). Signed by MAG/JUDGE WALLACE W. DIXON on 1/2/2008. All discovery, including general and expert, shall be completed by August 29, 2008. Plaintiff can request leave to join additional parties or amend pleadings until March 1, 2008. Defendant can request leave to join additional parties or amend pleadings until April 1, 2008. Case–management track is established as complex. Mediator shall be Jonathan R.

		Harkavy. Trial of this case is expected to take approximately 4-5 days. A jury trial has been demanded. (DIXON, WALLACE) Modified on 1/3/2008 to supplement text (Law, Trina). (Entered: 01/02/2008)
01/03/2008		Set Scheduling Order Deadlines: Amended Pleadings by Plaintiff due by 3/1/2008. Amended Pleadings by Defendant due by 04/1/2008. Joinder of Parties by Plaintiff due by 3/1/2008. Joinder of Parties by Defendant due by 04/1/2008. Discovery due by 8/29/2008. (Law, Trina) (Entered: 01/03/2008)
01/03/2008		***Motions Referred: <u>25</u> MOTION to Consolidate Cases. Case to be consolidated with 1:07-cv-00812 to MAG/JUDGE WALLACE W. DIXON. (Williamson, Wanda) (Entered: 01/03/2008)
01/09/2008	<u>27</u>	ORDER signed by MAG/JUDGE WALLACE W. DIXON on 01/09/08, granting <u>25</u> Motion to Consolidate Cases, that the motions of Tasha Murray, Mattie Smith and Gloria Adams Smoot to consolidate these actions, for purposes of pretrial discovery and motion proceedings, and mediation, shall be and HEREBY IS GRANTED. For ease of administration of these cases, all filings henceforth must contain the double caption as on this order with case number 07CV592 being the lead case, and all filings in the two cases will be maintained by the clerk in case number 07CV592. (Law, Trina) (Entered: 01/09/2008)
01/14/2008	<u>28</u>	Joint MOTION for Protective Order by UNITED STATES OF AMERICA. Responses due by 2/6/2008. (Attachments: # <u>1</u> Stipulated Protective Order)(BLUTTER, SARAH) (Entered: 01/14/2008)
01/16/2008		***Motions Referred: <u>28</u> Joint MOTION for Protective Order to MAG/JUDGE WALLACE W. DIXON. (Kemp, Donita) (Entered: 01/16/2008)
01/16/2008	<u>29</u>	STIPULATED PROTECTIVE ORDER Re: confidential information as set out; Signed by MAG/JUDGE WALLACE W. DIXON on 01/16/08. (Law, Trina) (Entered: 01/16/2008)
01/24/2008		Case Reassigned to JUDGE TOM SCHROEDER. CHIEF JUDGE JAMES A. BEATY, JR. no longer assigned to the case. (Powell, Gloria) (Entered: 01/24/2008)
02/05/2008		CASE REFERRED to Mediation pursuant to Local Rule 83.9b of the Rules of Practice and Procedure of this Court. (Gammon, Cheryl) (Entered: 02/06/2008)
02/06/2008		MEDIATION SCHEDULING ORDER; Mediation due by 6/29/2008. (Gammon, Cheryl) (Entered: 02/06/2008)
02/06/2008	<u>30</u>	ORDER Appointing JONATHAN R. HARKAVY as the mediator pursuant to LR 83.9d(a). Signed by John S. Brubaker, Clerk of Court. (Gammon, Cheryl) (Entered: 02/06/2008)
03/12/2008	<u>31</u>	NOTICE of Hearing: Jury Trial set for 4/6/2009 09:30 AM in Unassigned Courtroom. Trial brief due 3/17/2009 (McCarty, Dianne) (Entered: 03/12/2008)
03/31/2008	<u>32</u>	Joint MOTION for Entry of Consent Decree by UNITED STATES OF AMERICA. Responses due by 4/23/2008. (Attachments: # <u>1</u> Consent Decree Between the United States and the University of North Carolina, # <u>2</u> Order of Approval)(GRANT, ELAINE) (Entered: 03/31/2008)
04/04/2008		***Motions Submitted: <u>32</u> Joint MOTION for Entry of Consent Decree to JUDGE THOMAS D. SCHROEDER- (Powell, Gloria) (Entered: 04/04/2008)
04/14/2008		Case Reported Settled Prior to Mediation (Gammon, Cheryl) (Entered: 04/14/2008)
04/17/2008		NOTICE of Docket Text/Event Modification on 4/17/2008; the previous docket entry re: Stipulation of Dismissal due was inadvertently docketed and has been removed from the docket. (Gammon, Cheryl) (Entered: 04/17/2008)
04/28/2008	<u>33</u>	CONSENT DECREE BETWEEN THE UNITED STATES AND THE UNIVERSITY OF NORTH CAROLINA signed by JUDGE THOMAS D. SCHROEDER on 04/28/08, as set out; (Law, Trina) (Entered: 04/28/2008)
05/23/2008	<u>34</u>	STIPULATION of Dismissal of University of North Carolina by TASHA MURRAY, MATTIE SMITH. (PURYEAR, DAVID) (Entered: 05/23/2008)