

ADRMOP,CLOSED,E-Filing,PROTO,PRVADR

**U.S. District Court
California Northern District (Oakland)
CIVIL DOCKET FOR CASE #: 4:06-cv-03153-CW**

Wynne et al v. McCormick & Schmick's Seafood Restaurants,
Inc. et al
Assigned to: Hon. Claudia Wilken
Referred to: Magistrate Judge Bernard Zimmerman
Cause: 42:1981 Job Discrimination (Race)

Date Filed: 05/11/2006
Date Terminated: 08/08/2008
Jury Demand: Defendant
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

Juanita Wynne
*on behalf of themselves and classes of
those similarly situated*

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Defendant

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William Carl Thomas , III
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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05/11/2006	<u>1</u>	COMPLAINT (with jury demand) against McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp. (Filing fee \$350, receipt number 3385531). Filed by Juanita Wynne, Dante Byrd. (cjl, COURT STAFF) (Filed on 5/11/2006) (Entered: 05/15/2006)
05/11/2006		Summons Issued as to McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (cjl, COURT STAFF) (Filed on 5/11/2006) (Entered: 05/15/2006)
05/11/2006	<u>2</u>	ADR SCHEDULING ORDER: Case Management Statement due by 9/1/2006. Case Management Conference set for 9/8/2006 01:30 PM. (Attachments: # <u>1</u> Standing Order)(cjl, COURT STAFF) (Filed on 5/11/2006) (Entered: 05/15/2006)
05/11/2006		CASE DESIGNATED for Electronic Filing. (cjl, COURT STAFF) (Filed on 5/11/2006) (Entered: 05/15/2006)
06/08/2006	<u>3</u>	NOTICE of Appearance by Gilmore F. Diekmann, Jr (Diekmann, Gilmore) (Filed on 6/8/2006) (Entered: 06/08/2006)
06/08/2006	<u>4</u>	NOTICE of Appearance by Kamili Williams Dawson (Dawson, Kamili) (Filed on 6/8/2006) (Entered: 06/08/2006)
06/08/2006	<u>5</u>	STIPULATION <i>EXTENDING DEFENDANTS' TIME TO PLEAD</i> by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp., Juanita Wynne, Dante Byrd. (Diekmann, Gilmore) (Filed on 6/8/2006) (Entered: 06/08/2006)
06/08/2006	<u>6</u>	NOTICE of Appearance by Thomas Larry Watts <i>William C. Thomas</i> (Watts, Thomas) (Filed on 6/8/2006) (Entered: 06/08/2006)
06/09/2006	<u>7</u>	NOTICE of Appearance by Eric E. Hill (Hill, Eric) (Filed on 6/9/2006) (Entered: 06/09/2006)
06/09/2006	<u>8</u>	NOTICE of Appearance by Thomas Larry Watts <i>Michael L. Gallion</i> (Watts, Thomas) (Filed on 6/9/2006) (Entered: 06/09/2006)
06/26/2006	<u>9</u>	MOTION for leave to appear in Pro Hac Vice (Thomas A. Warren) filed by Juanita Wynne, Dante Byrd; fee paid, receipt #4412891 (cp, COURT STAFF) (Filed on 6/26/2006) Additional attachment(s) added on 6/26/2006 (cp, COURT STAFF). (Entered: 06/26/2006)
06/27/2006	<u>10</u>	STIPULATION <i>AND [PROPOSED] ORDER EXTENDING TIME TO PLEAD</i> by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (Diekmann, Gilmore) (Filed on 6/27/2006) (Entered: 06/27/2006)
06/30/2006	<u>11</u>	ORDER re <u>10</u> Granting STIPULATION EXTENDING TIME TO PLEAD. Signed by Judge Claudia Wilken on 6/30/06. (scc, COURT STAFF) (Filed on 6/30/2006) (Entered: 06/30/2006)
07/07/2006	<u>12</u>	ORDER by Judge Claudia Wilken GRANTING <u>9</u> Motion for Pro Hac Vice (Thomas A. Warren) (kc, COURT STAFF) (Filed on 7/7/2006) (Entered: 07/07/2006)
07/28/2006	<u>13</u>	AMENDED COMPLAINT <i>First Amended Complaint for Injunctive, Declaratory Relief, and Damages for Violations of 42 U.S.C. Section 1981, Title VII, and the California Fair Employment and Housing Act</i> ; Jury Demand against McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. Filed by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 7/28/2006) Modified on 7/31/2006 (cp, COURT STAFF). (Entered: 07/28/2006)
08/18/2006	<u>14</u>	ADR Certification (ADR L.R. 3-5b) of discussion of ADR options <i>ADR CERTIFICATION BY PARTIES AND COUNSEL</i> (Sagafi, Jahan) (Filed on 8/18/2006) (Entered: 08/18/2006)
08/18/2006	<u>15</u>	STIPULATION and Proposed Order selecting Private ADR by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp., Juanita Wynne, Dante Byrd (Sagafi, Jahan) (Filed on 8/18/2006) (Entered: 08/18/2006)

08/28/2006	<u>16</u>	DEFENDANTS' ANSWER to Amended Complaint by McCormick & Schmick's Seafood Restaurants, Inc.. (Hill, Eric) (Filed on 8/28/2006) (Entered: 08/28/2006)
08/31/2006	<u>17</u>	JOINT CASE MANAGEMENT STATEMENT AND PROPOSED ORDER filed by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 8/31/2006) (Entered: 08/31/2006)
09/01/2006	<u>18</u>	DEMAND for Trial by Jury by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (Diekmann, Gilmore) (Filed on 9/1/2006) (Entered: 09/01/2006)
09/01/2006	<u>19</u>	ORDER re <u>15</u> Granting Stipulation r selecting Private ADR and REFERRING CASE to Private ADR. Signed by Judge Claudia Wilken on 9/1/06. (scc, COURT STAFF) (Filed on 9/1/2006) (Entered: 09/01/2006)
09/27/2006	<u>20</u>	MINUTE ORDER AND CASE MANAGEMENT ORDER: Case referred to Private ADR. Further Case Management Conference set for 8/10/2007 01:30 PM.. Signed by Judge Claudia Wilken on 9/27/06. (scc, COURT STAFF) (Filed on 9/27/2006) (Entered: 09/27/2006)
09/29/2006	21	TRANSCRIPT of Proceedings held on 9/8/2006 before Judge Claudia Wilken. Court Reporter: Diane E. Skillman. (kc, COURT STAFF) (Filed on 9/29/2006) (Entered: 10/02/2006)
10/03/2006	<u>22</u>	MOTION to Compel <i>Production of Statistical Data and Memorandum of Points and Authorities</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Declaration of James M. Finberg in Support of Plaintiffs' Motion to Compel Production of Statistical Data# <u>2</u> Proposed Order Granting Plaintiffs' Motion to Compel Production of Statistical Data)(Lee, Bill) (Filed on 10/3/2006) (Entered: 10/03/2006)
10/04/2006	<u>23</u>	ORDER REFERRING CASE to Magistrate Judge for Discovery purposes. Signed by Judge Claudia Wilken on 10/4/06. (scc, COURT STAFF) (Filed on 10/4/2006) (Entered: 10/04/2006)
10/04/2006		CASE REFERRED to Magistrate Judge Bernard Zimmerman for Discovery (wh, COURT STAFF) (Filed on 10/4/2006) (Entered: 10/04/2006)
10/04/2006		MOTIONS <u>22</u> MOTION to Compel <i>Production of Statistical Data and Memorandum of Points and Authorities</i> REFERRED to Judge Judge Bernard Zimmerman. (cp, COURT STAFF) (Filed on 10/4/2006) (Entered: 10/05/2006)
10/10/2006	<u>24</u>	INITIAL DISCOVERY ORDER. Signed by Magistrate Judge Bernard Zimmerman on 10/10/2006. (bzsec, COURT STAFF) (Filed on 10/10/2006) (Entered: 10/10/2006)
10/10/2006	<u>25</u>	AMENDED INITIAL DISCOVER ORDER CORRECTING CAPTION OF ORDER. Signed by Magistrate Judge Bernard Zimmerman on 10/10/2006. (bzsec, COURT STAFF) (Filed on 10/10/2006) (Entered: 10/10/2006)
10/12/2006	<u>26</u>	Letter from Bill Lann Lee to <i>Honorable Magistrate Judge Zimmerman</i> . (Lee, Bill) (Filed on 10/12/2006) (Entered: 10/12/2006)
10/13/2006	31	MOTION for leave to appear in Pro Hac Vice (Gerald L. Maatman, Jr) filed by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.; Fee paid, receipt #3391215 (cp, COURT STAFF) (Filed on 10/13/2006) (Entered: 10/20/2006)
10/16/2006	<u>27</u>	Letter from Defendant McCormick & Schmick's. (Kaufman, Thomas) (Filed on 10/16/2006) (Entered: 10/16/2006)
10/18/2006	<u>28</u>	CLERK'S NOTICE SCHEDULING TELEPHONIC HEARING RE DISCOVERY DISPUTE(S). (bzsec, COURT STAFF) (Filed on 10/18/2006) (Entered: 10/18/2006)
10/19/2006	<u>30</u>	Minute Entry: Discovery Hearing held on 10/19/2006 before Magistrate Judge Bernard Zimmerman (Date Filed: 10/19/2006). (Tape #TC 22-06.) (bzsec, COURT STAFF) (Date Filed: 10/19/2006) Modified on 10/23/2006 (cp, COURT STAFF). (Entered: 10/20/2006)
10/19/2006	<u>32</u>	ORDER by Judge Claudia Wilken granting 31 Motion for Pro Hac Vice (Gerald L. Maatman, Jr.) (cp, COURT STAFF) (Filed on 10/19/2006) (Entered: 10/20/2006)

10/20/2006	<u>29</u>	SCHEDULING ORDER. Signed by Magistrate Judge Bernard Zimmerman on 10/20/2006. (bzsec, COURT STAFF) (Filed on 10/20/2006) (Entered: 10/20/2006)
10/23/2006		Set/Reset Deadlines as to <u>22</u> MOTION to Compel <i>Production of Statistical Data and Memorandum of Points and Authorities</i> . Motion Hearing set for 11/29/2006 10:00 AM. (cp, COURT STAFF) (Filed on 10/23/2006) (Entered: 10/23/2006)
11/03/2006	<u>33</u>	Amended MOTION to Compel <i>Production of Statistical Data and Memorandum of Points and Authorities</i> filed by Juanita Wynne, Dante Byrd. Motion Hearing set for 11/29/2006 10:00 AM in Courtroom G, 15th Floor, San Francisco. (Attachments: # <u>1</u> Affidavit Declaration of Bill Lann Lee# <u>2</u> Affidavit Declaration of James M. Finberg# <u>3</u> Proposed Order # <u>4</u> Supplement Plaintiffs' Local Rule 37-2 Filing in Support of Motion to Compel)(Lee, Bill) (Filed on 11/3/2006) Modified on 11/6/2006 (cp, COURT STAFF). (Entered: 11/03/2006)
11/03/2006	<u>34</u>	STIPULATION and Proposed Order Regarding Plaintiffs' Motion to Compel <i>Production of Statistical Data</i> by Juanita Wynne, Dante Byrd. (Lee, Bill) (Filed on 11/3/2006) (Entered: 11/03/2006)
11/03/2006	<u>35</u>	Declaration of Bill Lann Lee with Exhibits A and B re <u>33</u> MOTION to Compel <i>Production of Statistical Data and Memorandum of Points and Authorities</i> by Juanita Wynne, Dante Byrd. (Lee, Bill) (Filed on 11/3/2006) Modified on 11/6/2006 (cp, COURT STAFF). (Entered: 11/03/2006)
11/06/2006	<u>36</u>	STIPULATION AND ORDER. Signed by Magistrate Judge Bernard Zimmerman on 11/6/2006. (bzsec, COURT STAFF) (Filed on 11/6/2006) (Entered: 11/06/2006)
11/13/2006	<u>37</u>	Memorandum in Opposition re <u>33</u> MOTION to Compel <i>Production of Statistical Data and Memorandum of Points and Authorities</i> Defendants' Opposition to Motion to Compel <i>Production of Statistical Data</i> filed by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (Attachments: # <u>1</u> Affidavit Decl of Marit Cadwell# <u>2</u> Affidavit Decl of Michael L. Gallion)(Thomas, William) (Filed on 11/13/2006) (Entered: 11/13/2006)
11/14/2006	<u>38</u>	CERTIFICATE OF SERVICE by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp. re <u>37</u> Memorandum in Opposition, <i>Proof of Service</i> (Thomas, William) (Filed on 11/14/2006) (Entered: 11/14/2006)
11/17/2006	<u>39</u>	Reply to Opposition re <u>33</u> MOTION to Compel <i>Production of Statistical Data and Memorandum of Points and Authorities</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Affidavit Declaration of Jahan Sagafi)(Sagafi, Jahan) (Filed on 11/17/2006) (Entered: 11/17/2006)
11/22/2006	<u>40</u>	CLERK'S NOTICE REGARDING TENTATIVE RULING. (Attachments: # <u>1</u>) (bzsec, COURT STAFF) (Filed on 11/22/2006) (Entered: 11/22/2006)
11/28/2006	<u>41</u>	Letter from Bill Lann Lee and Michael L. Gallion to Honorable Bernard Zimmerman. (Lee, Bill) (Filed on 11/28/2006) (Entered: 11/28/2006)
11/28/2006	<u>42</u>	ORDER by Magistrate Judge Bernard Zimmerman granting in part <u>33</u> Motion to Compel (bzsec, COURT STAFF) (Filed on 11/28/2006) (Entered: 11/28/2006)
11/28/2006	<u>43</u>	CLERK'S NOTICE VACATING HEARING. (bzsec, COURT STAFF) (Filed on 11/28/2006) (Entered: 11/28/2006)
12/18/2006	<u>44</u>	NOTICE of Appearance by Kelly M. Dermody (Dermody, Kelly) (Filed on 12/18/2006) (Entered: 12/18/2006)
01/16/2007	<u>45</u>	NOTICE of Appearance by Eve H. Cervantez (Cervantez, Eve) (Filed on 1/16/2007) (Entered: 01/16/2007)
01/16/2007	<u>46</u>	NOTICE by Juanita Wynne, Dante Byrd ASSOCIATION OF COUNSEL (Finberg, James) (Filed on 1/16/2007) (Entered: 01/16/2007)
01/17/2007	<u>47</u>	NOTICE by Juanita Wynne, Dante Byrd of Change of Firm of Bill Lann Lee and Notice of Firm Name Change (Cheng, Vincent) (Filed on 1/17/2007) (Entered: 01/17/2007)

03/06/2007	<u>48</u>	Letter from Jahan C. Sagafi to <i>The Honorable Magistrate Judge Zimmerman</i> . (Sagafi, Jahan) (Filed on 3/6/2007) (Entered: 03/06/2007)
03/07/2007	<u>49</u>	Letter from Reiko Furuta to <i>Honorable Judge Bernard Zimmerman</i> . (Thomas, William) (Filed on 3/7/2007) (Entered: 03/07/2007)
03/07/2007	<u>50</u>	ORDER GRANTING REQUEST OF DEFENDANT MCCORMICK & SCHMICK. Signed by Magistrate Judge Bernard Zimmerman on 3/7/2007. (bzsec, COURT STAFF) (Filed on 3/7/2007) (Entered: 03/07/2007)
03/07/2007	<u>51</u>	CLERK'S NOTICE SCHEDULING TELEPHONIC CONFERENCE RE DISCOVERY DISPUTE. (bzsec, COURT STAFF) (Filed on 3/7/2007) (Entered: 03/07/2007)
03/08/2007		Set/Reset Hearings: Telephonic Conference re discovery dispute set for 3/15/2007 09:00 AM (cp, COURT STAFF) (Filed on 3/8/2007) (Entered: 03/08/2007)
03/12/2007	<u>52</u>	Letter from William C. Thomas, III. (Thomas, William) (Filed on 3/12/2007) (Entered: 03/12/2007)
03/15/2007	<u>53</u>	Minute Entry: Discovery Hearing held on 3/15/2007 before Magistrate Judge Bernard Zimmerman (Date Filed: 3/15/2007). (Tape #TC 05-07.) (bzsec, COURT STAFF) (Date Filed: 3/15/2007) (Entered: 03/15/2007)
03/15/2007	<u>54</u>	SECOND DISCOVERY ORDER. Signed by Magistrate Judge Bernard Zimmerman on 3/15/2007. (bzsec, COURT STAFF) (Filed on 3/15/2007) (Entered: 03/15/2007)
03/16/2007	<u>55</u>	ORDER TO SHOW CAUSE Order to Show Cause Hearing set for 4/18/2007 10:00 AM. Show Cause Response due by 3/30/2007.. Signed by Magistrate Judge Bernard Zimmerman on 3/16/2007. (bzsec, COURT STAFF) (Filed on 3/16/2007) (Entered: 03/16/2007)
03/19/2007	<u>56</u>	NOTICE by Juanita Wynne, Dante Byrd <i>Notice of Lodging of Audiotape and Transcript</i> (Sagafi, Jahan) (Filed on 3/19/2007) (Entered: 03/19/2007)
03/19/2007	<u>57</u>	NOTICE to Employee of Privacy Rights by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp. (cp, COURT STAFF) (Filed on 3/19/2007) Additional attachment(s) added on 4/3/2007 (cp, COURT STAFF). (Entered: 03/23/2007)
03/19/2007	<u>58</u>	CLERK'S NOTICE re: Failure to E-File (docket #57) (cp, COURT STAFF) (Filed on 3/19/2007) (Entered: 03/23/2007)
03/27/2007	<u>59</u>	CLERK'S NOTICE Order to Show Cause Hearing reset to 4/18/2007 02:00 PM. (ls, COURT STAFF) (Filed on 3/27/2007) (Entered: 03/27/2007)
03/30/2007	<u>60</u>	Response to Order to Show Cause by Juanita Wynne, Dante Byrd. (Sagafi, Jahan) (Filed on 3/30/2007) Modified on 4/2/2007 (cp, COURT STAFF). (Entered: 03/30/2007)
03/30/2007	<u>61</u>	Response to Order to Show Cause ; <i>DECLARATION OF MICHAEL L. GALLION IN SUPPORT THEREOF</i> by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (Attachments: # <u>1</u> Affidavit Proof of Service)(Thomas, William) (Filed on 3/30/2007) (Entered: 03/30/2007)
04/02/2007	<u>62</u>	ORDER DISCHARGING ORDER TO SHOW CAUSE. Signed by Magistrate Judge Bernard Zimmerman on 4/2/2007. (bzsec, COURT STAFF) (Filed on 4/2/2007) (Entered: 04/02/2007)
04/05/2007	<u>63</u>	NOTICE of Appearance by Rebekah B. Evenson (Evenson, Rebekah) (Filed on 4/5/2007) (Entered: 04/05/2007)
05/02/2007	<u>64</u>	STIPULATION and PROPOSED ORDER <i>FOR PROTECTIVE ORDER</i> by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (Thomas, William) (Filed on 5/2/2007) Modified on 5/3/2007 (cp, COURT STAFF). (Entered: 05/02/2007)
05/02/2007		Received Confidentiality Agreement and Stipulation for Protective Order by Juanita Wynne, Dante Byrd. (kc, COURT STAFF) (Filed on 5/2/2007) (Entered: 05/03/2007)

05/03/2007	<u>65</u>	ORDER re <u>64</u> granting STIPULATION FOR PROTECTIVE ORDER. Signed by Judge Claudia Wilken on 5/3/07. (scc, COURT STAFF) (Filed on 5/3/2007) (Entered: 05/03/2007)
05/14/2007	<u>66</u>	STIPULATION AND [PROPOSED] ORDER REGARDING CLASS CERTIFICATION BRIEFING SCHEDULE by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 5/14/2007) (Entered: 05/14/2007)
05/16/2007	<u>67</u>	AMENDED STIPULATION AND [PROPOSED] ORDER REGARDING CLASS CERTIFICATION BRIEFING SCHEDULE by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 5/16/2007) Modified on 5/17/2007 (cp, COURT STAFF). (Entered: 05/16/2007)
05/18/2007	<u>68</u>	ORDER re <u>67</u> granting AMENDED STIPULATION REGARDING CLASS CERTIFICATION BRIEFING SCHEDULE. Motion Hearing set for 10/25/2007 02:00 PM.. Signed by Judge Claudia Wilken on 5/18/07. (scc, COURT STAFF) (Filed on 5/18/2007) (Entered: 05/18/2007)
05/18/2007	<u>69</u>	CLERK'S NOTICE CONTINUING CASE MANAGEMENT CONFERENCE. Further Case Management Conference set for 10/25/2007 02:00 PM. (scc, COURT STAFF) (Filed on 5/18/2007) (Entered: 05/18/2007)
07/16/2007	<u>70</u>	Stipulation and Proposed Order Staying Case Pending Mediation Discussing and Deferring Class Certification Briefing Schedule by Juanita Wynne, Dante Byrd. (Evenson, Rebekah) (Filed on 7/16/2007) Modified on 7/17/2007 (cp, COURT STAFF). (Entered: 07/16/2007)
07/26/2007	<u>71</u>	ORDER re <u>70</u> GRANTING Stipulation Staying Case Pending Mediation Discussing and Deferring Class Certification Briefing Schedule. Signed by Judge CLAUDIA WILKEN on 7/26/07. (scc, COURT STAFF) (Filed on 7/26/2007) (Entered: 07/26/2007)
09/27/2007	<u>72</u>	Proposed Order and Stipulation Staying Case Pending Further Mediation Discussions, Ordering Parites and Insurance Carriers to Attend Mediation Session at Oakland Courthouse, and Deferring Class Certification Briefing Schedule by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 9/27/2007) (Entered: 09/27/2007)
10/01/2007	<u>73</u>	***FILED IN ERROR, SEE DOCUMENT # <u>74</u>*** Revised Stipulation and Proposed Order <i>Staying Case Pending Further Mediation Discussions; Ordering Parties and Insurance Carriers to Attend Mediation Session; and Deferring Class Certification Schedule</i> by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 10/1/2007) Modified on 10/2/2007 (cp, COURT STAFF). Modified on 10/2/2007 (cp, COURT STAFF). (Entered: 10/01/2007)
10/02/2007	<u>74</u>	<i>Second Revised Stipulation and (Proposed) Order Staying Case Pending Further Mediation Discussions; Ordering Parties and Insurance Carriers to Attend Mediation Session; and Deferring Class Certification Briefing Schedule</i> by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 10/2/2007) Modified on 10/3/2007 (cp, COURT STAFF). (Entered: 10/02/2007)
10/03/2007	<u>75</u>	ORDER re <u>74</u> granting Second Revised Stipulation Staying Case Pending Further Mediation Discussions; Ordering Parties and Insurance Carriers to Attend Mediation Session; and Deferring Class Certification Briefing Schedule. Signed by Judge Claudia Wilken on 10/3/07. (scc, COURT STAFF) (Filed on 10/3/2007) (Entered: 10/03/2007)
02/15/2008	<u>76</u>	STIPULATION AND [PROPOSED] ORDER SETTING PRELIMINARY APPROVAL BRIEFING SCHEDULE; SETTING PRELIMINARY APPROVAL HEARING DATE AND VACATING CLASS CERTIFICATION BRIEFING SCHEDULE by Juanita Wynne, Dante Byrd, McCormick & Schmick Restaurant Corp, et al. (Finberg, James) (Filed on 2/15/2008) Modified on 2/19/2008 (cp, COURT STAFF). (Entered: 02/15/2008)
02/28/2008	<u>77</u>	MOTION for Settlement <i>Plaintiffs' Motion for Order (1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; and (2) Provisionally Certifying Settlement Classes; and (3) Approving and Directing Distribution of Notice</i>

		<i>of the Settlement; and (4) Setting a Schedule for the Final Settlement Approval Process</i> filed by Juanita Wynne, Dante Byrd. Motion Hearing set for 4/3/2008 02:00 PM in Courtroom 2, 4th Floor, Oakland. (Evenson, Rebekah) (Filed on 2/28/2008) Modified on 2/29/2008 (cp, COURT STAFF). (Entered: 02/28/2008)
02/28/2008	<u>78</u>	Declaration of James Finberg <i>in Support of Motion for Order: (1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; (2) Provisionally Certifying Settlement Classes; (3) Approving and Directing Distribution of Notice of the Settlement; and (4) Setting a Schedule for the Final Settlement Approval Process</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit to the Declaration of James Finberg)(Evenson, Rebekah) (Filed on 2/28/2008) (Entered: 02/28/2008)
02/28/2008	<u>79</u>	Proposed Order <i>(1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; (2) Provisionally Certifying Settlement Classes; (3) Approving and Directing Distribution of Notice of the Settlement; and (4) Setting Schedule for Final Settlement Approval Process</i> by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit 1 to Proposed Order [Proposed Consent Decree], # <u>2</u> Exhibit 2 to Proposed Order [Notice of Class Action Settlement], # <u>3</u> Exhibit 3 to Proposed Order [Claim Form])(Evenson, Rebekah) (Filed on 2/28/2008) (Entered: 02/28/2008)
03/06/2008	<u>80</u>	ORDER re <u>76</u> granting STIPULATION SETTING PRELIMINARY APPROVAL BRIEFING SCHEDULE; SETTING PRELIMINARY APPROVAL HEARING DATE AND VACATING CLASS CERTIFICATION BRIEFING SCHEDULE. Signed by Judge Claudia Wilken on 3/6/08. (scc, COURT STAFF) (Filed on 3/6/2008) (Entered: 03/06/2008)
03/25/2008	<u>81</u>	<i>Revised Proposed Order (1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; (2) Provisionally Certifying Settlement Classes; (3) Approving and Directing Distribution of Notice of the Settlement; and (4) Setting a Schedule for the Final Settlement Approval Process</i> by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit 1 Proposed Consent Decree, # <u>2</u> Exhibit 2 Proposed Class Notice, # <u>3</u> Exhibit 3 Proposed Claim Form)(Evenson, Rebekah) (Filed on 3/25/2008) Modified on 3/26/2008 (cp, COURT STAFF). (Entered: 03/25/2008)
04/03/2008	<u>83</u>	Minute Entry: Motion Hearing held on 4/3/2008 before Claudia Wilken (Date Filed: 4/3/2008) re <u>77</u> MOTION for Order <i>(1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; and (2) Provisionally Certifying Settlement Classes; and (3) Approving and Directing Distribution of Notice of MOTION for Order (1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; and (2) Provisionally Certifying Settlement Classes; and (3) Approving and Directing Distribution of Notice of MOTION for Order (1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; and (2) Provisionally Certifying Settlement Classes; and (3) Approving and Directing Distribution of Notice of</i> filed by Juanita Wynne, Dante Byrd. Fairness Hearing set for 8/7/2008 02:00 PM. (Court Reporter Diane Skillman.) (scc, COURT STAFF) (Date Filed: 4/3/2008) (Entered: 04/07/2008)
04/04/2008	<u>82</u>	ORDER by Judge Claudia Wilken granting <u>77</u> MOTION for Settlement Plaintiffs' Motion for Order <i>(1) Preliminarily Approving Class Action Settlement and Proposed Consent Decree; and (2) Provisionally Certifying Settlement Classes; and (3) Approving and Directing Distribution of Notice of the Settlement; and (4) Setting a Schedule for the Final Settlement Approval Process</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3) (scc, COURT STAFF) (Filed on 4/4/2008) (Entered: 04/04/2008)
04/04/2008		Set/Reset Hearings: Fairness Hearing set for 8/7/2008 02:00 PM. (scc, COURT STAFF) (Filed on 4/4/2008) (Entered: 04/04/2008)
04/24/2008	<u>84</u>	STIPULATION <i>EXTENDING TIME TO PRODUCE DATA</i> by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (Attachments: # <u>1</u> Proposed Order [PROPOSED] ORDER EXTENDING TIME TO PRODUCE DATA)(Thomas, William) (Filed on 4/24/2008) (Entered: 04/24/2008)
04/28/2008	<u>85</u>	ORDER re <u>84</u> granting STIPULATION EXTENDING TIME TO PRODUCE DATA. Signed by Judge Claudia Wilken on 4/28/08. (scc, COURT STAFF) (Filed on 4/28/2008) (Entered: 04/28/2008)

05/05/2008	<u>86</u>	STIPULATION AND [PROPOSED] ORDER REVISING NOTICE MATERIALS AND EXTENDING CLAIMS ADMINISTRATOR DEADLINES by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Finberg, James) (Filed on 5/5/2008) Modified on 5/6/2008 (kc, COURT STAFF). (Entered: 05/05/2008)
05/08/2008	<u>87</u>	ORDER re <u>86</u> granting STIPULATION REVISING NOTICE MATERIALS AND EXTENDING CLAIMS ADMINISTRATOR DEADLINES. Signed by Judge Claudia Wilken on 5/8/08. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(scc, COURT STAFF) (Filed on 5/8/2008) (Entered: 05/08/2008)
07/02/2008	<u>88</u>	MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND MEMORANDUM OF POINTS AND AUTHORITIES filed by Juanita Wynne, Dante Byrd. Motion Hearing set for 8/7/2008 02:00 PM in Courtroom 2, 4th Floor, Oakland. (Finberg, James) (Filed on 7/2/2008) Modified on 7/3/2008 (cp, COURT STAFF). (Entered: 07/02/2008)
07/02/2008	<u>89</u>	Declaration of James M. Finberg <i>IN SUPPORT OF (1) MOTION FOR FINAL APPROVAL OF SETTLEMENT; (2) CLASS COUNSEL'S APPLICATION FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS; AND (3) MOTION FOR SERVICE PAYMENTS</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F)(Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>90</u>	Declaration of John Keane <i>RE NOTICE PROCEDURES</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>91</u>	Proposed Order <i>CONFIRMING FINAL CERTIFICATION OF CLASS ACTION AND GRANTING FINAL APPROVAL TO CLASS ACTION SETTLEMENT AND CONSENT DECREE</i> by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>92</u>	MOTION OF CLASS COUNSEL FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS AND EXPENSES filed by Juanita Wynne, Dante Byrd. Motion Hearing set for 8/7/2008 02:00 PM in Courtroom 2, 4th Floor, Oakland. (Finberg, James) (Filed on 7/2/2008) Modified on 7/3/2008 (cp, COURT STAFF). (Entered: 07/02/2008)
07/02/2008	<u>93</u>	Declaration of Bill Lann Lee <i>IN SUPPORT OF PLAINTIFFS' MOTION FOR AWARD OF ATTORNEYS' FEES</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>94</u>	Declaration of Jahan C. Sagafi <i>IN SUPPORT OF (1) MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT, (2) APPLICATION OF CLASS COUNSEL FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS AND EXPENSES, AND (3) MOTION FOR AWARD OF CLASS REPRESENTATIVE SERVICE PAYMENTS</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>95</u>	Declaration of Thomas A. Warren <i>IN SUPPORT OF CLASS COUNSEL'S APPLICATION FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>96</u>	Declaration of Eric B. Kingsley filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit 1)(Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>97</u>	Declaration of Robert Rubin <i>IN SUPPORT OF CLASS COUNSEL'S APPLICATION FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS</i> filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>98</u>	Proposed Order <i>GRANTING AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS</i> by Juanita Wynne, Dante Byrd. (Finberg, James)

		(Filed on 7/2/2008) (Entered: 07/02/2008)
07/02/2008	<u>99</u>	MOTION FOR AWARD OF CLASS REPRESENTATIVE SERVICE PAYMENT TO JUANITA WYNNE; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF filed by Juanita Wynne, Dante Byrd. Motion Hearing set for 8/7/2008 02:00 PM in Courtroom 2, 4th Floor, Oakland. (Finberg, James) (Filed on 7/2/2008) Modified on 7/3/2008 (cp, COURT STAFF). (Entered: 07/02/2008)
07/02/2008	<u>100</u>	Proposed Order GRANTING MOTION FOR AWARD OF CLASS REPRESENTATIVE SERVICE PAYMENT by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 7/2/2008) (Entered: 07/02/2008)
07/31/2008	<u>101</u>	Reply Memorandum REPLY BRIEF IN SUPPORT OF (1) MOTION FOR FINAL APPROVAL OF SETTLEMENT, (2) APPLICATION FOR ATTORNEYS' FEES AND EXPENSES, AND (3) MOTION FOR SERVICE AWARDS filed by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 7/31/2008) (Entered: 07/31/2008)
07/31/2008	<u>102</u>	SUPPLEMENTAL DECLARATION OF JOHN KEANE RE NOTICE, OPT OUTS, LACK OF OBJECTIONS, AND CLAIMS filed by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A)(Finberg, James) (Filed on 7/31/2008) Modified on 8/1/2008 (cp, COURT STAFF). (Entered: 07/31/2008)
07/31/2008	<u>103</u>	REVISED [PROPOSED] ORDER CONFIRMING FINAL CERTIFICATION OF CLASS ACTION AND GRANTING FINAL APPROVAL TO CLASS ACTION SETTLEMENT AND CONSENT DECREE by Juanita Wynne, Dante Byrd. (Attachments: # <u>1</u> Exhibit A)(Finberg, James) (Filed on 7/31/2008) Modified on 8/1/2008 (cp, COURT STAFF). (Entered: 07/31/2008)
07/31/2008	<u>104</u>	NOTICE by Juanita Wynne, Dante Byrd OF FILING OF REVISED [PROPOSED] ORDER CONFIRMING FINAL CERTIFICATION OF CLASS ACTION AND GRANTING FINAL APPROVAL TO CLASS ACTION SETTLEMENT AND CONSENT DECREE (Attachments: # <u>1</u> Exhibit A)(Finberg, James) (Filed on 7/31/2008) Modified on 8/1/2008 (cp, COURT STAFF). (Entered: 07/31/2008)
07/31/2008	<u>105</u>	NOTICE by Juanita Wynne, Dante Byrd OF MANUAL FILING OF ORIGINAL OPT-OUT FORMS (Finberg, James) (Filed on 7/31/2008) Modified on 8/1/2008 (cp, COURT STAFF). (Entered: 07/31/2008)
08/07/2008	<u>106</u>	Minute Entry: Motion Hearing held on 8/7/2008 before Claudia Wilken (Date Filed: 8/7/2008) re <u>99</u> MOTION FOR AWARD OF CLASS REPRESENTATIVE SERVICE PAYMENT TO JUANITA WYNNE filed by Juanita Wynne, Dante Byrd, <u>92</u> MOTION OF CLASS COUNSEL FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS AND EXPENSES filed by Juanita Wynne, Dante Byrd, <u>88</u> MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT filed by Juanita Wynne, Dante Byrd, Fairness Hearing held on 8/7/2008 before Claudia Wilken (Date Filed: 8/7/2008). (Court Reporter Raynee Mercado.) (scc, COURT STAFF) (Date Filed: 8/7/2008) (Entered: 08/07/2008)
08/07/2008	<u>107</u>	ORDER by Judge Claudia Wilken granting <u>88</u> MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT (Attachments: # <u>1</u> Exhibit A) (scc, COURT STAFF) (Filed on 8/7/2008) (Entered: 08/07/2008)
08/07/2008	<u>108</u>	ORDER by Judge Claudia Wilken granting <u>92</u> MOTION OF CLASS COUNSEL FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF COSTS AND EXPENSES (scc, COURT STAFF) (Filed on 8/7/2008) (Entered: 08/07/2008)
08/07/2008	<u>109</u>	ORDER by Judge Claudia Wilken granting <u>99</u> MOTION FOR AWARD OF CLASS REPRESENTATIVE SERVICE PAYMENT TO JUANITA WYNNE (scc, COURT STAFF) (Filed on 8/7/2008) (Entered: 08/07/2008)
08/07/2008	<u>110</u>	[PROPOSED] CONSENT DECREE by Juanita Wynne, Dante Byrd. (Finberg, James) (Filed on 8/7/2008) Modified on 8/8/2008 (kc, COURT STAFF). (Entered: 08/07/2008)
08/07/2008	<u>111</u>	AMENDED Minute Entry: Fairness Hearing held on 8/7/2008 before Claudia Wilken (Date Filed: 8/7/2008), Motion Hearing held on 8/7/2008 before Claudia Wilken (Date Filed: 8/7/2008). (Court Reporter Raynee Mercado.) (scc, COURT STAFF) (Date Filed: 8/7/2008) (Entered: 08/08/2008)

08/08/2008	<u>112</u>	STIPULATION <i>and Proposed Order to Account for Claimants Who Previously Settled Race Discrimination Claims Encompassed by Consent Decree</i> by McCormick & Schmick's Seafood Restaurants, Inc., McCormick & Schmick Restaurant Corp.. (Thomas, William) (Filed on 8/8/2008) (Entered: 08/08/2008)
08/08/2008	<u>113</u>	ORDER re <u>110</u> granting CONSENT DECREE. Signed by Judge Claudia Wilken on 8/8/08. (scc, COURT STAFF) (Filed on 8/8/2008) (Entered: 08/08/2008)
08/11/2008	<u>114</u>	ORDER re <u>112</u> GRANTING STIPULATION to Account for Claimants Who Previously Settled Race Discrimination Claims Encompassed by Consent Decree. Signed by Judge CLAUDIA WILKEN on 8/11/08. (scc, COURT STAFF) (Filed on 8/11/2008) (Entered: 08/11/2008)
09/28/2009	<u>115</u>	JOINT STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANTS TO SUBMIT PROGRESS REPORT TO DIVERSITY MONITOR AND CLASS COUNSEL by McCormick & Schmick Restaurant Corp., McCormick & Schmick's Seafood Restaurants, Inc., Dante Byrd, Juanita Wynne. (Thomas, William) (Filed on 9/28/2009) Modified on 9/29/2009 (kc, COURT STAFF). (Entered: 09/28/2009)
10/01/2009	<u>116</u>	ORDER re <u>115</u> granting JOINT STIPULATION EXTENDING TIME FOR DEFENDANTS TO SUBMIT PROGRESS REPORT TO DIVERSITY MONITOR AND CLASS COUNSEL. Signed by Judge Claudia Wilken on 10/1/09. (scc, COURT STAFF) (Filed on 10/1/2009) (Entered: 10/01/2009)
11/09/2009	<u>117</u>	JOINT STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANTS TO SUBMIT PROGRESS REPORT TO DIVERSITY MONITOR AND CLASS COUNSEL by McCormick & Schmick Restaurant Corp., McCormick & Schmick's Seafood Restaurants, Inc., Dante Byrd, Juanita Wynne. (Thomas, William) (Filed on 11/9/2009) Modified on 11/10/2009 (cp, COURT STAFF). (Entered: 11/09/2009)
11/10/2009	<u>118</u>	ORDER re <u>117</u> granting JOINT STIPULATION EXTENDING TIME FOR DEFENDANTS TO SUBMIT PROGRESS REPORT TO DIVERSITY MONITOR AND CLASS COUNSEL. Signed by Judge Claudia Wilken on 11/10/09. (scc, COURT STAFF) (Filed on 11/10/2009) (Entered: 11/10/2009)
11/20/2009	<u>119</u>	JOINT STIPULATION <i>and [Proposed] Order Extending Time for Defendants to Submit Progress Report to Diversity Monitor and Class Counsel</i> by McCormick & Schmick Restaurant Corp., McCormick & Schmick's Seafood Restaurants, Inc., Dante Byrd, Juanita Wynne. (Thomas, William) (Filed on 11/20/2009) Modified on 11/23/2009 (cp, COURT STAFF). (Entered: 11/20/2009)
12/10/2009	<u>120</u>	ORDER by Judge Claudia Wilken GRANTING <u>119</u> Stipulation Extending Time for Defendants to Submit Progress Report to Diversity Monitor and Class Counsel. Signed by Judge Claudia Wilken, on 12/10/09. (scc, COURT STAFF) (Filed on 12/10/2009) Modified on 12/11/2009 (jlm, COURT STAFF). Modified on 12/11/2009 (jlm, COURT STAFF). (Entered: 12/10/2009)
11/10/2010	<u>121</u>	STIPULATION (JOINT) <i>and PROPOSED ORDER EXTENDING TIME FOR DEFENDANTS TO SUBMIT PROGRESS REPORT TO DIVERSITY MONITOR AND CLASS COUNSEL</i> by McCormick & Schmick Restaurant Corp., McCormick & Schmick's Seafood Restaurants, Inc., Dante Byrd, Juanita Wynne. (Diekmann, Gilmore) (Filed on 11/10/2010) Modified on 11/12/2010 (cp, COURT STAFF). (Entered: 11/10/2010)
11/15/2010	<u>122</u>	ORDER Granting re <u>121</u> Stipulation EXTENDING TIME FOR DEFENDANTS TO SUBMIT PROGRESS REPORT TO DIVERSITY MONITOR AND CLASS COUNSEL. Signed by Judge Claudia Wilken on 11/15/2010. (ndr, COURT STAFF) (Filed on 11/15/2010) Modified on 11/17/2010 (kk, COURT STAFF). (Entered: 11/15/2010)