

**U.S. District Court  
District of Colorado (Denver)  
CIVIL DOCKET FOR CASE #: 1:06-cv-01273-CMA-BNB**

Equal Employment Opportunity Commission v. Albertson's  
LLC

Assigned to: Judge Christine M. Arguello  
Referred to: Magistrate Judge Boyd N. Boland  
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 06/30/2006  
Date Terminated: 12/14/2009  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: Federal Question

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Kim Rene Rogers**  
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V.

**Intervenor Plaintiff**

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**Intervenor Plaintiff**

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**Intervenor Plaintiff**

**Luis Solis Gonzalez**  
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**Intervenor Plaintiff**

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**Intervenor Plaintiff**

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**Intervenor Plaintiff**

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**Intervenor Plaintiff**

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V.

**Defendant**

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*TERMINATED: 11/02/2006*

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**Defendant**

**Albertson's LLC**  
*formerly known as*  
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**Defendant**

**Supervalu, Inc.**  
*TERMINATED: 10/04/2006*

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*TERMINATED: 11/02/2006*

**Defendant**

**Cerberus Systems Inc**  
*TERMINATED: 10/04/2006*

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**Intervenor**

**Christopher Adams**

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Date Filed	#	Docket Text
06/30/2006	<u>1</u>	COMPLAINT and Jury Trial Demand against Albertson's Inc. Summons Not Issued, filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Civil Cover Sheet)(gms, ) (Entered: 06/30/2006)

07/06/2006	<u>2</u>	AMENDED COMPLAINT against all defendants, filed by Equal Employment Opportunity Commission.(Rogers, Kim) (Entered: 07/06/2006)
07/10/2006	<u>3</u>	ORDER REFERRING CASE to Magistrate Judge Boyd N. Boland by Judge Daniel. (wydcd, ) (Entered: 07/10/2006)
07/24/2006	<u>4</u>	ORDER, Set Hearings: Scheduling Conference set for 9/21/2006 02:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Signed by Magistrate Judge Boyd N. Boland on 7/24/06. (erv, ) (Entered: 07/24/2006)
08/09/2006	<u>5</u>	MINUTE ORDER, Reset Hearings: Scheduling Conference Reset for 10/20/2006 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 8/9/06. (erv, ) Modified on 8/9/2006 to reflect that the hearing has been reset(erv, ). (Entered: 08/09/2006)
08/14/2006	<u>6</u>	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Albertson's Inc. waiver sent on 7/10/2006, answer due 9/8/2006. (Rogers, Kim) (Entered: 08/14/2006)
08/14/2006	<u>7</u>	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Albertson's LLC waiver sent on 7/10/2006, answer due 9/8/2006. (Rogers, Kim) (Entered: 08/14/2006)
08/14/2006	<u>8</u>	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Cerbus Capital Management waiver sent on 8/1/2006, answer due 10/2/2006. (Rogers, Kim) (Entered: 08/14/2006)
08/14/2006	<u>9</u>	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Supervalu, Inc. waiver sent on 7/10/2006, answer due 9/8/2006. (Rogers, Kim) (Entered: 08/14/2006)
08/14/2006	10	Docket Annotation re: <u>9</u> Waiver of Service Executed as to Supervalu Inc., will be found on page 2 of this filing. Albertson's service is a duplicate filing. This service as to Supervalu Inc., ONLY. Text only entry – no document attached. (erv, ) (Entered: 08/14/2006)
08/21/2006	<u>11</u>	Emergency MOTION for Protective Order by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1 – LOD# <u>2</u> Exhibit Class Member Contact# <u>3</u> Exhibit 3 – PO Letter 8.18.06# <u>4</u> Exhibit 4 – GA Pacific# <u>5</u> Exhibit 5 – Chemtech# <u>6</u> Exhibit 6 – HBE# <u>7</u> Exhibit 7 – Mitsubishi (part 1)# <u>8</u> Exhibit 7 – Mitsubishi (Part 2)# <u>9</u> Exhibit 8 – Hoffman# <u>10</u> Exhibit 9 – Nebco Evans# <u>11</u> Exhibit 10 – Publix# <u>12</u> Exhibit 11 – Proposed Protective Order)(Weeks, Nancy) (Entered: 08/21/2006)
08/22/2006	12	MEMORANDUM referring to Magistrate Judge Boland : <u>11</u> Emergency MOTION for Protective Order filed by Equal Employment Opportunity Commission, (Text Only Entry – No Document Attached)by Judge Wiley Y. Daniel on 8/22/06. (erv, ) (Entered: 08/22/2006)
08/22/2006	<u>13</u>	MOTION for Leave to <i>File Response Within the Twenty Days Set Forth in D.C.COLO.LCivR 7.1 to Plaintiff EEOC's Emergency Motion</i> by Defendants Albertson's LLC, Albertson's Inc.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Proposed Order (PDF Only))(Mandelson, Richard) (Entered: 08/22/2006)
08/23/2006	14	MEMORANDUM referring to Magistrate Judge Boland : <u>13</u> MOTION for Leave to <i>File Response Within the Twenty Days Set Forth in D.C.COLO.LCivR 7.1 to Plaintiff EEOC's Emergency Motion</i> filed by Albertson's Inc., Albertson's LLC, (Text Only Entry – No Document Attached)by Judge Wiley Y. Daniel on 8/23/06. (erv, ) (Entered: 08/23/2006)
08/25/2006	<u>15</u>	Minute ORDER Setting Hearing on Plaintiff's <u>11</u> Emergency MOTION for Protective Order: Motion Hearing set for 9/21/2006 02:00 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 8/25/06. (gms, ) (Entered: 08/25/2006)
08/25/2006	<u>16</u>	CORPORATE DISCLOSURE STATEMENT by Defendants Albertson's LLC, Albertson's Inc.. (Mandelson, Richard) (Entered: 08/25/2006)

09/08/2006	<u>17</u>	MOTION For Extension of Time to <i>File Responsive Pleadings and Certificate of Compliance with D.C.COLO.LCivR. 7.1(A)</i> by Defendant Supervalu, Inc.. (Attachments: # <u>1</u> Proposed Order (PDF Only) on SUPERVALU INC.'s Motion for Extension of Time to File Responsive Pleadings to First Amended Complaint)(Nosler, Michael) (Entered: 09/08/2006)
09/08/2006	<u>18</u>	Minute ORDER granting <u>17</u> Dft Supervalu Inc., Uncontested Motion for Extension of Time to File Responsive Pleadings to and incl 9/18/06 by Judge Wiley Y. Daniel on 9/8/06. (erv, ) (Entered: 09/08/2006)
09/08/2006	<u>19</u>	ANSWER to Amended Complaint by Albertson's LLC, Albertson's Inc..(Mandelson, Richard) (Entered: 09/08/2006)
09/13/2006	<u>20</u>	BRIEF in Opposition re <u>11</u> Emergency MOTION for Protective Order filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6)(Mandelson, Richard) (Entered: 09/13/2006)
09/13/2006	<u>21</u>	AFFIDAVIT re <u>20</u> Brief in Opposition to Motion <i>Affidavit of Naomi Young in Support of Opposition</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D)(Mandelson, Richard) (Entered: 09/13/2006)
09/13/2006	<u>22</u>	AFFIDAVIT re <u>20</u> Brief in Opposition to Motion <i>Affidavit of Amanda Paquet in Support of Opposition</i> by Defendant Albertson's LLC. (Mandelson, Richard) (Entered: 09/13/2006)
09/13/2006	<u>23</u>	AFFIDAVIT re <u>20</u> Brief in Opposition to Motion <i>Affidavit of Antonio Villegas in Support of Opposition</i> by Defendant Albertson's LLC. (Mandelson, Richard) (Entered: 09/13/2006)
09/13/2006	<u>24</u>	AFFIDAVIT re <u>20</u> Brief in Opposition to Motion <i>Affidavit of Kimberly M. Talley in Support of Opposition</i> by Defendant Albertson's LLC. (Mandelson, Richard) (Entered: 09/13/2006)
09/18/2006	<u>25</u>	ANSWER to Amended Complaint by Supervalu, Inc..(Crews, S.) (Entered: 09/18/2006)
09/19/2006	<u>26</u>	ERRATA re <u>20</u> Brief in Opposition to Motion by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1)(Gusha, Stefanie) (Entered: 09/19/2006)
09/19/2006	<u>27</u>	MOTION for Leave to <i>File Additional Material in Support of its Opposition to Plaintiff EEOC's Emergency Motion for Protective Order</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 09/19/2006)
09/20/2006	<u>28</u>	MEMORANDUM regarding <u>27</u> MOTION for Leave to <i>File Additional Material in Support of its Opposition to Plaintiff EEOC's Emergency Motion for Protective Order</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland by Judge Wiley Y. Daniel on 9/20/06. (erv, ) (Entered: 09/20/2006)
09/21/2006	<u>29</u>	NOTICE of Entry of Appearance by Lawrence Jeffrey Gartner on behalf of Albertson's LLC (Gartner, Lawrence) (Entered: 09/21/2006)
09/21/2006	<u>30</u>	Minute Entry–Courtroom Minutes for proceedings held before Magistrate Judge Boyd N. Boland. taking under advisement <u>11</u> Motion for Protective Order. Motion Hearing held on 9/21/2006. (Court Reporter FTR–G. MATTEI.) (bnbcd, ) (Entered: 09/22/2006)
09/28/2006	<u>31</u>	NOTICE of Entry of Appearance by Andrew Wayne Volin on behalf of Cerbus Capital Management (Volin, Andrew) (Entered: 09/28/2006)
09/28/2006	<u>32</u>	CORPORATE DISCLOSURE STATEMENT by Defendant Cerbus Capital Management. (Volin, Andrew) (Entered: 09/28/2006)
09/28/2006	<u>33</u>	Unopposed MOTION for Extension of Time to File Answer re <u>2</u> Amended Complaint by Defendant Cerbus Capital Management. (Volin, Andrew) (Entered: 09/28/2006)

09/28/2006	<u>34</u>	MEMORANDUM regarding <u>33</u> Unopposed MOTION for Extension of Time to File Answer re <u>2</u> Amended Complaint filed by Cerberus Systems Inc. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland by Judge Wiley Y. Daniel on 9/28/06. (erv, ) (Entered: 09/28/2006)
09/29/2006	<u>35</u>	Minute ORDER granting <u>33</u> Motion for Extension of Time to Answer re <u>2</u> Amended Complaint Cerberus Systems Inc answer due 10/6/2006. by Magistrate Judge Boyd N. Boland on 9/29/06.(erv, ) (Entered: 09/29/2006)
10/02/2006	<u>36</u>	Unopposed MOTION to Dismiss Party <i>Cerberus Capital Management, L.P.</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Rogers, Kim) (Entered: 10/02/2006)
10/04/2006	<u>37</u>	Stipulated MOTION to Dismiss Party <i>Supervalu Inc.</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Rogers, Kim) (Entered: 10/04/2006)
10/04/2006	<u>38</u>	Minute ORDER granting <u>13</u> Dft Albertson's, Inc., and Albertson's LLC's Motion for Leave to file Response within 20 days;and granting <u>27</u> Dft Albertson's LLC's Motion for Leave to file Additional Material in support of its Opposition to Pla EEOC's Emergency Motion for Protective Order by Magistrate Judge Boyd N. Boland on 10/4/06.(erv, ) (Entered: 10/04/2006)
10/04/2006	<u>39</u>	ORDER denying <u>11</u> Pla EEOC's Emergency Motion for Protective Order. Signed by Magistrate Judge Boyd N. Boland on 10/4/06.(erv, ) (Entered: 10/04/2006)
10/04/2006	<u>40</u>	ORDER granting <u>36</u> , <u>37</u> Motion to Dismiss Party Cerberus Systems Inc and Supervalu, Inc. terminated, Without Prejudice. Signed by Judge Wiley Y. Daniel on 10/4/06.(erv, ) (Entered: 10/04/2006)
10/11/2006	<u>41</u>	MINUTE ORDER, Reset Hearings: Scheduling Conference Reset for 11/2/2006 09:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 10/11/06. (erv, ) (Entered: 10/11/2006)
10/12/2006	<u>42</u>	MINUTE ORDER, Reset Hearings: Scheduling Conference Reset for 11/2/2006 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 10/12/06. (erv, ) (Entered: 10/12/2006)
10/19/2006	<u>43</u>	APPEAL OF MAGISTRATE JUDGE DECISION to District Court re <u>39</u> Order on Motion for Protective Order by Plaintiff Equal Employment Opportunity Commission (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Proposed Order (PDF Only))(Rogers, Kim) (Entered: 10/19/2006)
10/26/2006	<u>44</u>	Proposed Scheduling Order by Plaintiff Equal Employment Opportunity Commission. (Rogers, Kim) (Entered: 10/26/2006)
11/01/2006	<u>45</u>	MOTION for Leave to <i>File Response to the EEOC's Rule 72 Objection to Magistrate Judge's October 4, 2006 Order</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Document Response to EEOC's Rule 72 Obj. to Magistrate Judge's Order# <u>2</u> Exhibit 1 to Response# <u>3</u> Unpublished Case – Chemtech# <u>4</u> Unpublished Case – HBE# <u>5</u> Unpublished Case – Georgia Pacific)(Gartner, Lawrence) (Entered: 11/01/2006)
11/02/2006	<u>46</u>	MINUTE ORDER granting <u>45</u> Dft Albertson's Motion for Leave to File Response to the EEOC's Rule 72 Objection to the Magistrate Judge's Order by Judge Wiley Y. Daniel on 11/2/06.(erv, ) (Entered: 11/02/2006)
11/02/2006	<u>47</u>	RESPONSE to objection to <u>43</u> APPEAL OF MAGISTRATE JUDGE DECISION to District Court re <u>39</u> Order on Motion for Protective Order by Plaintiff Equal Employment Opportunity CommissionAPPEAL OF MAGISTRATE JUDGE DECISION to District Court re [ filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5)(erv, ) (Entered: 11/02/2006)
11/02/2006	<u>48</u>	MINUTE ORDER IT IS ORDERED that the defendant's unopposed oral motion to amend the caption is GRANTED. by Magistrate Judge Boyd N. Boland on 11/2/06. (erv, ) (Entered: 11/02/2006)



11/02/2006	<u>49</u>	SCHEDULING ORDER: Discovery due by 6/1/2007.,Dispositive Motions due by 7/2/2007.,Settlement Conference set for 2/16/2007 01:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland.,Proposed Pretrial Order due by 9/3/2007.,Final Pretrial Conference set for 9/10/2007 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Signed by Magistrate Judge Boyd N. Boland on 11/2/06. (erv, ) (Entered: 11/02/2006)
11/02/2006	<u>50</u>	MINUTE ORDER Pursuant to the Scheduling Conference held on November 2, 2006, it is hereby ORDERED that a Settlement Conference is set for February 16, 2007, at 1:30 p.m. and a Pretrial Conference is set for September 10, 2007, at 8:30 a.m., in Courtroom A401, Fourth Floor, of the Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado by Magistrate Judge Boyd N. Boland on 11/2/06. (erv, ) (Entered: 11/02/2006)
11/02/2006	<u>51</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. Scheduling Conference held on 11/2/2006. Discovery due by 6/1/2007.Dispositive Motions due by 7/2/2007.Settlement Conference set for 2/16/2007 01:30 PM in Conference Room before Magistrate Judge Boyd N. Boland.Proposed Pretrial Order due by 9/3/2007.Final Pretrial Conference set for 9/10/2007 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. ORDERED:The plaintiff shall identify all known claimants on whose behalf it is seeking relief on or before December 22, 2006.ORDERED:Oral motion by defendants to amend the caption is GRANTED.(Court Reporter FTR–G. Mattei.) (bnbcd, ) (Entered: 11/02/2006)
11/14/2006	<u>52</u>	ORDER OVERRULING <u>43</u> APPEAL OF MAGISTRATE JUDGE DECISION to District Court and AFFIRMING Magistrate Judge's 10/4/06 <u>39</u> Order on Motion for Protective Order Prohibiting Ex Parte Communications with Class Members by Plaintiff Equal Employment Opportunity. Signed by Judge Wiley Y. Daniel on 11/14/06. (erv, ) (Entered: 11/15/2006)
12/06/2006	53	TRANSCRIPT of Scheduling Conference held on November 2, 2006 before Magistrate Judge Boyd N. Boland. Prepared by: Avery/Woods Reporting Service. Pages: 1–22. (certified copy) Text Only Entry – Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital–audio taped record, the courtroom deputy for the judicial officer. (erv, ) (Entered: 12/06/2006)
12/17/2006	<u>54</u>	MOTION for Protective Order by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit Deposition Notice# <u>2</u> Exhibit Revised Deposition Notice# <u>3</u> Exhibit Unpublished Case Georgia Pacific# <u>4</u> Exhibit Unpublished Case Chemtech# <u>5</u> Exhibit Unpublished Case HBE)(Rogers, Kim) (Entered: 12/17/2006)
12/18/2006	55	MEMORANDUM regarding <u>54</u> MOTION for Protective Order filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/18/06. (wydcd, rrk) (Entered: 12/18/2006)
12/19/2006	56	MINUTE ORDER re: <u>54</u> MOTION for Protective Order filed by Equal Employment Opportunity Commission, Dft shall respond on or before 1/5/07; Set Hearings: Motion Hearing set for 1/9/2007 08:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 12/19/06. (erv, ) (Entered: 12/19/2006)
12/22/2006	<u>57</u>	MOTION For Extension of Time to <i>Identify Class Members</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit)(Rogers, Kim) (Entered: 12/22/2006)
12/26/2006	58	MEMORANDUM regarding <u>57</u> MOTION For Extension of Time to Identify Class Members by Plaintiff. Motions referred to Magistrate Judge Boyd N. Boland by Judge Wiley Y. Daniel on 12/26/06. (Text Only Entry – No Document Attached)(dlm, ) (Entered: 12/26/2006)
12/27/2006	<u>59</u>	MINUTE ORDER re: <u>54</u> MOTION for Protective Order filed by Equal Employment Opportunity Commission,Reset Hearings: Motion Hearing set for 1/16/2007 04:00 PM in Courtroom A 401 before Magistrate Judge Boyd N.

		Boland. Dfts are to respond to the Motion on or before 1/12/07, by Magistrate Judge Boyd N. Boland on 12/27/06. (erv, ) (Entered: 12/27/2006)
12/27/2006	<u>60</u>	RESPONSE to Motion re <u>57</u> MOTION For Extension of Time to <i>Identify Class Members and Modify Scheduling Order</i> filed by Defendants Albertson's LLC, Albertson's Inc.. (Attachments: # <u>1</u> Exhibit Attachment A)(Mandelson, Richard) (Entered: 12/27/2006)
01/12/2007	<u>61</u>	RESPONSE to Motion re <u>54</u> MOTION for Protective Order filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Gartner, Lawrence) (Entered: 01/12/2007)
01/16/2007	<u>62</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. Motion Hearing held on 1/16/2007.ORDERED:Plaintiff EEOCs motion to modify scheduling order and extend deadline to identify class members(12/22/06 # 57) is GRANTED as stated on the record. Plaintiffs shall identify all known claimants on whose behalf it is seeking relief, on or before January 30, 2007. The scheduling order is modified as follows:Discovery Cut-Off: July 10, 2007Dispositive motion deadline: August 10, 2007 Expert designation: April 10, 2007Rebuttal Expert designation: May 11, 2007 ORDERED:The Pretrial Conference set for September 10, 2007 is reset to October 22, 2007 at 9:00 a.m. Proposed pretrial order is due on or before October 15, 2007.ORDERED:The Settlement Conference set for February 16, 2007 is reset to April 17, 2007 at 1:30 p.m. Updated confidential letters are due on or before April 10, 2007. ORDERED:Plaintiff EEOCs motion for protective order(12/17/06 #54) is TAKEN UNDER ADVISEMENT as stated on the record. (Court Reporter FTR-G. Mattei.) (bnbcd, ) (Entered: 01/17/2007)
02/05/2007	<u>63</u>	MOTION to Compel <i>Rule 34 Entry Upon Land</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit Attachment 1# <u>2</u> Exhibit Attachment 2# <u>3</u> Exhibit Attachment 3)(Rogers, Kim) (Entered: 02/05/2007)
02/05/2007	64	MEMORANDUM regarding <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land</i> filed by Equal Employment Opportunity Commission. (Text Only Entry - No Document Attached) Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 2/5/07. (wydcd, rrk) (Entered: 02/05/2007)
02/06/2007	<u>65</u>	MOTION to Compel <i>Production of Documents</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit)(Rogers, Kim) (Entered: 02/06/2007)
02/06/2007	66	MEMORANDUM regarding <u>65</u> MOTION to Compel <i>Production of Documents</i> filed by Equal Employment Opportunity Commission. (Text Only Entry - No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 2/6/07. (wydcd, rrk) (Entered: 02/06/2007)
02/07/2007	<u>67</u>	MINUTE ORDER re: <u>63</u> MOTION to Compel Rule 34 Entry Upon Land filed by Equal Employment Opportunity Commission, Set Hearings: Motion Hearing set for 2/16/2007 04:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland., by Magistrate Judge Boyd N. Boland on 2/7/07. (erv, ) (Entered: 02/07/2007)
02/07/2007	<u>68</u>	NOTICE of Change of Address by Lawrence Jeffrey Gartner (Gartner, Lawrence) (Entered: 02/07/2007)
02/07/2007	<u>69</u>	NOTICE of Change of Address by Stefanie M. Gusha (Gusha, Stefanie) (Entered: 02/07/2007)
02/09/2007	<u>70</u>	MOTION for Sanctions by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit # <u>7</u> Exhibit # <u>8</u> Exhibit # <u>9</u> Exhibit # <u>10</u> Exhibit # <u>11</u> Exhibit # <u>12</u> Exhibit)(Rogers, Kim) (Entered: 02/09/2007)
02/09/2007	71	MEMORANDUM regarding <u>70</u> MOTION for Sanctions filed by Equal Employment Opportunity Commission. (Text Only Entry - No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 2/9/07. (wydcd, rrk) (Entered: 02/09/2007)

02/13/2007	<u>72</u>	MINUTE ORDER, Reset Hearings: Settlement Conference Reset for 4/17/2007 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 2/13/07. (erv, ) (Entered: 02/13/2007)
02/13/2007	<u>73</u>	MOTION for Extension of Time to File Response/Reply as to <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land</i> , <u>65</u> MOTION to Compel <i>Production of Documents and for Continuance of February 16, 2007 Hearing</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Affidavit Naomi Young# <u>2</u> Proposed Order (PDF Only))(Mandelson, Richard) (Entered: 02/13/2007)
02/13/2007	74	MEMORANDUM regarding <u>73</u> MOTION for Extension of Time to File Response/Reply as to <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land</i> , <u>65</u> MOTION to Compel <i>Production of Documents and for Continuance of February 16, 2007 Hearing</i> MOTION for Extension of Time to File Response/Reply as to <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land</i> , <u>65</u> MOTION to Compel <i>Production of Documents and for Continuance of February 16, 2007 Hearing</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached) Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 2/13/07. (wydcd, rrk) (Entered: 02/13/2007)
02/14/2007	<u>75</u>	RESPONSE to Motion re <u>73</u> MOTION for Extension of Time to File Response/Reply as to <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land</i> , <u>65</u> MOTION to Compel <i>Production of Documents and for Continuance of February 16, 2007 Hearing</i> MOTION for Extension of Time to File Response/Reply as to <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land</i> , <u>65</u> MOTION to Compel <i>Production of Documents and for Continuance of February 16, 2007 Hearing</i> Objection filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Rogers, Kim) (Entered: 02/14/2007)
02/14/2007	<u>76</u>	BRIEF in Opposition re <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land and Request for Expedited Hearing</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Affidavit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit)(Gartner, Lawrence) (Modified on 2/15/2007 This filing was done in error and has been refiled at docket # <u>77</u> )(erv2, ). (Entered: 02/14/2007)
02/14/2007	<u>77</u>	BRIEF in Opposition re <u>63</u> MOTION to Compel <i>Rule 34 Entry Upon Land</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Affidavit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit)(Gartner, Lawrence) (Entered: 02/14/2007)
02/14/2007	<u>78</u>	BRIEF in Opposition re <u>65</u> MOTION to Compel <i>Production of Documents and Request for Expedited Hearing</i> filed by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 02/14/2007)
02/15/2007	79	Docket Annotation re: <u>76</u> Brief in Opposition to Motion, This was a docketing error and has been refiled at docket # <u>77</u> ; Text only entry – no document attached. (erv2, ) (Entered: 02/15/2007)
02/15/2007	<u>80</u>	MINUTE ORDER, Reset Hearings: Motion Hearing Reset for 2/16/2007 04:00 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 2/15/07. (erv, ) (Entered: 02/15/2007)
02/15/2007	<u>81</u>	ERRATA re <u>77</u> Brief in Opposition to Motion by <i>EEOC for Entry Upon Land</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1)(Gartner, Lawrence) (Entered: 02/15/2007)
02/15/2007	<u>82</u>	MINUTE ORDER, Reset Hearings: Motion Hearing set for 2/16/2007 01:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 2/15/07. (erv, ) (Entered: 02/15/2007)
02/16/2007	<u>83</u>	ORDER denying <u>63</u> Pla EEOC's Motion to Compel <i>Rule 34(a) Request for Entry Upon Land and Request for Expedited Hearing</i> ; granting in part and denying in part <u>65</u> Motion to Compel <i>Production of Documents and request for Expedited Hearing</i> ; Denying as Withdrawn <u>73</u> Dfts Motion for Extension of Time to File Response/Reply. Signed by Magistrate Judge Boyd N. Boland on 2/16/07.(erv, ) (Entered: 02/16/2007)

02/16/2007	<u>84</u>	MINUTE ORDER re: <u>70</u> MOTION for Sanctions filed by Equal Employment Opportunity Commission, Dft shall respond to the Motion on or before 3/9/07; Set Hearings: Motion Hearing set for 4/4/2007 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 2/16/07. (erv, ) (Entered: 02/16/2007)
02/16/2007	<u>85</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. Motion Hearing held on 2/16/2007. ORDERED:Motion to compel Rule 34 entry upon land by plaintiff (2/5/07 #63) is denied as moot.ORDERED:Motion to compel production of documents by plaintiff (2/6/07 #65) is granted in part and denied in part. Production of personnel files shall be made available on or before February 26, 2007.ORDERED:Motion for extension of time to file response/reply as to motion to compel Rule 34 entry upon land, motion to compel production of documents and for continuance of February 16, 2007 hearing by defendants (2/13/07 #73) is denied as withdrawn. (Court Reporter FTR-G. Mattei.) (bnbcd, ) (Entered: 02/21/2007)
02/22/2007	<u>87</u>	TRANSCRIPT of Motions Hearing held on February 16, 2007 before Magistrate Judge Boyd N. Boland. Prepared by: Avery/Woods Reporting Service. Pages: 1-37. (certified copy) Text Only Entry – Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital-audio taped record, the courtroom deputy for the judicial officer. (erv, ) (Entered: 02/23/2007)
02/23/2007	<u>86</u>	STIPULATION for Extension of Time <i>to continue production of personnel files</i> by Defendant Albertson's LLC, Plaintiff Equal Employment Opportunity Commission. (Gartner, Lawrence) (Entered: 02/23/2007)
02/26/2007	<u>88</u>	Docket Annotation re: <u>86</u> Stipulation for Extension of Time; Csl will need to refile as a Motion attaching the Stipulation as a Proposed Order, Msg left with Csl. Text only entry – no document attached. (erv, ) (Entered: 02/26/2007)
02/26/2007	<u>89</u>	First MOTION to Continue <i>Production of Personnel Files Per the Court's February 16, 2007 Order</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 02/26/2007)
02/26/2007	<u>90</u>	MEMORANDUM regarding <u>89</u> First MOTION to Continue <i>Production of Personnel Files Per the Court's February 16, 2007 Order</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 2/26/07. (wydcd, rrk) (Entered: 02/26/2007)
02/27/2007	<u>91</u>	Minute ORDER granting Stipulated <u>89</u> Motion to Continue Production of Personnel Files Pursuant to the Court's 2/16/07 order to 3/1/07, by Magistrate Judge Boyd N. Boland on 2/27/07.(gms, ) (Entered: 02/27/2007)
03/09/2007	<u>92</u>	BRIEF in Opposition re <u>70</u> MOTION for Sanctions <i>or In the Alternative to Compel Answers to Interrgatories</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit Exhibit 1 to Opposition to EEOC's Motion for Rule 37 Sanctions or Alternatively to Compel Answers to Interrogatories# <u>2</u> Exhibit Exhibit 2 to Opposition to EEOC's Motion for Rule 37 Sanctions or Alternatively to Compel Answers to Interrogatories# <u>3</u> Exhibit Exhibit 3 to Opposition to EEOC's Motion for Rule 37 Sanctions or Alternatively to Compel Answers to Interrogatories)(Gartner, Lawrence) (Entered: 03/09/2007)
03/15/2007	<u>93</u>	MINUTE ORDER Pursuant to the request of the parties, IT IS ORDERED that the hearing set for April 4, 2007, is VACATED AND RESET to April 17, 2007, at 9:00 a.m., immediately prior to the previously set settlement conference. by Magistrate Judge Boyd N. Boland on 3/15/07. (erv, ) (Entered: 03/15/2007)
03/16/2007	<u>94</u>	TRANSCRIPT of Motions Hearing held on 9-21-06 before Magistrate Judge Boland. Pages: 1-26. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital-audio taped record, the courtroom deputy for the judicial officer. (Avery Woods Reporting, ) (Entered: 03/16/2007)

03/23/2007	<u>95</u>	MOTION to Compel <i>EEOC to Provide Further Responses to Discovery Requests</i> by Defendant Albertson's LLC. (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# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit K# <u>12</u> Exhibit L# <u>13</u> Exhibit M)(Gartner, Lawrence) (Entered: 03/23/2007)
03/23/2007	<u>96</u>	MOTION for Order to <i>Compel EEOC to Provide Further Responses to Discovery Requests</i> by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 03/23/2007)
03/23/2007	97	MEMORANDUM regarding <u>95</u> MOTION to Compel <i>EEOC to Provide Further Responses to Discovery Requests</i> filed by Albertson's LLC, <u>96</u> MOTION for Order to <i>Compel EEOC to Provide Further Responses to Discovery Requests</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 3/23/07. (wydcd, rrk) (Entered: 03/23/2007)
03/26/2007	98	Docket Annotation TERMINATING <u>96</u> MOTION for Order to Compel EEOC to Provide Further Responses to Discovery Requests. This is NOT a Motion but a Proposed Order to a Motion. Text only entry – no document attached. (erv2, ) (Entered: 03/26/2007)
03/26/2007	<u>99</u>	MINUTE ORDER re: <u>95</u> MOTION to Compel EEOC to Provide Further Responses to Discovery Requests filed by Albertson's LLC, Pla shall respond to the Motion on or before 4/13/07; Set Hearings: Motion Hearing set for 4/17/2007 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 3/26/07. (erv, ) (Entered: 03/26/2007)
04/06/2007	<u>100</u>	MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only) Proposed Order Re: Stipulated Motion to Amend Scheduling Order)(Gartner, Lawrence) (Entered: 04/06/2007)
04/06/2007	101	MEMORANDUM regarding <u>100</u> MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 4/6/07. (wydcd, rrk) (Entered: 04/06/2007)
04/12/2007	<u>102</u>	AFFIDAVIT re <u>92</u> Brief in Opposition to Motion,, by Defendants Albertson's LLC, Albertson's Inc.. (Mandelson, Richard) (Entered: 04/12/2007)
04/12/2007	<u>103</u>	ORDER denying <u>100</u> Stipulated Motion to Amend Scheduling Order. Signed by Magistrate Judge Boyd N. Boland on 4/12/07.(erv, ) (Entered: 04/12/2007)
04/12/2007	<u>104</u>	MINUTE ORDER Upon review of the parties settlement positions, I have determined that a settlement conference at this time would not be productive and would waste resources. Should the parties disagree with this determination or determine at some later date, after consultation among themselves, that a settlement conference would be productive, they may contact my chambers to reschedule the conference. At this time, however, IT IS ORDERED that the settlement conference scheduled for April 17, 2007, is VACATED. IT IS FURTHER ORDERED that the motions hearing previously set will go forward at 9:00 a.m. on April 17, 2007. by Magistrate Judge Boyd N. Boland on 4/12/07. (erv, ) (Entered: 04/13/2007)
04/13/2007	<u>105</u>	RESPONSE to Motion re <u>95</u> MOTION to Compel <i>EEOC to Provide Further Responses to Discovery Requests</i> , <u>96</u> MOTION for Order to <i>Compel EEOC to Provide Further Responses to Discovery Requests</i> filed by Plaintiff Equal Employment Opportunity Commission. (Rogers, Kim) (Entered: 04/13/2007)
04/17/2007	<u>106</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. Motion Hearing held on 4/17/2007. ORDERED:Plaintiff EEOCs motion for Rule 37 sanctions or in the alternative to compel answers to interrogatories and request for expedited hearing(2/9/07 #70) is denied in part and granted in part.ORDERED:Defendant ALBERTSONS LLCs motion for an order compelling the EECO to provide further responses to discovery requests(3/23/07 #95) isgranted in part and denied in part. Responses due on or before June 1, 2007.

		(Court Reporter FTR–G. Mattei.) (bnbcd, ) (Entered: 04/17/2007)
04/17/2007	<u>107</u>	ORDER Granting in Part and Denying in Part as stated on the record <u>95</u> MOTION to Compel EEOC to Provide Further Responses to Discovery Requests filed by Albertson's LLC Signed by Magistrate Judge Boyd N. Boland on 4/17/07. (erv, ) (Entered: 04/17/2007)
04/21/2007	<u>108</u>	Proposed MOTION to Amend/Correct/Modify <u>62</u> Order on Motion for Protective Order, Order on Motion for Extension of Time, Motion Hearing,,,,,,,,,,,,, <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Rogers, Kim) (Entered: 04/21/2007)
04/23/2007	109	MEMORANDUM regarding <u>108</u> Proposed MOTION to Amend/Correct/Modify <u>62</u> Order on Motion for Protective Order, Order on Motion for Extension of Time, Motion Hearing,,,,,,,,,,,,, <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, Proposed MOTION to Amend/Correct/Modify <u>62</u> Order on Motion for Protective Order, Order on Motion for Extension of Time, Motion Hearing,,,,,,,,,,,,, <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 4/23/07. (wydcd, rrk) (Entered: 04/23/2007)
04/23/2007	<u>110</u>	MINUTE ORDER re: <u>108</u> Proposed MOTION to Amend <u>49</u> Scheduling Order, it is ORDERED that the Dft shall respond to the Motion on or before 5/14/07 by Magistrate Judge Boyd N. Boland on 4/23/07. (erv, ) (Entered: 04/24/2007)
05/01/2007	<u>111</u>	ORDER granting in part and denying in part <u>54</u> Motion for Protective Order; GRANTED with respect to Category 3. That discovery shall not be had; GRANTED to limit the time frame covered by Categories 4, 5, 7, 8, 10, 11, 12, 13, 14, and 15 to the period from January 1, 1995; and DENIED in all other respects.(erv, ) (Entered: 05/01/2007)
05/10/2007	<u>112</u>	TRANSCRIPT of Motions Hearing held on 4–17–07 before Magistrate Judge Boland. Pages: 1–35. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital–audio taped record, the courtroom deputy for the judicial officer. (Avery Woods Reporting, ) (Entered: 05/10/2007)
05/10/2007	<u>113</u>	RESPONSE to Motion re <u>108</u> Proposed MOTION to Amend/Correct/Modify <u>62</u> Order on Motion for Protective Order, Order on Motion for Extension of Time, Motion Hearing, <u>49</u> Scheduling Order, filed by Defendant Albertson's LLC. (Gartner, Lawrence) (Modified on 5/11/2007 to correct duplicate text)(erv2, ). (Entered: 05/10/2007)
05/10/2007	<u>114</u>	ORDER granting <u>108</u> Motion to Amend Scheduling Order; Discovery Cut–Off: September 10, 2007; Dispositive Motions Deadline: October 10, 2007; The parties shall designate all experts and provide opposing counsel with all information specified in Fed. R. Civ. P. 26(a)(2) on or before June 11, 2007; The parties shall designate all rebuttal experts and provide opposing counsel with all information specified in Fed. R. Civ. P. 26(a)(2) on or before July 10, 2007; Final Pretrial Conference: The final pretrial conference set for September 10, 2007, at 8:30 a.m., is VACATED and RESET to December 10, 2007, at 8:30 a.m. A proposed Final Pretrial Order shall be prepared by the parties and submitted to the court no later than December 3, 2007. Signed by Magistrate Judge Boyd N. Boland on 5/10/07.(erv, ) (Entered: 05/11/2007)
05/11/2007	115	Utility Resetting Deadlines/Hearings: Text only entry – no document attached. Discovery due by 9/10/2007., Dispositive Motions due by 10/10/2007., Proposed Pretrial Order due by 12/3/2007., Final Pretrial Conference set for 12/10/2007 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. (erv, ) (Entered: 05/11/2007)
05/15/2007	<u>116</u>	MOTION to Intervene by Intervenor James L Baxter. (Attachments: # <u>1</u> Exhibit 1 Complaint in Intervention and Jury Demand)(Schaefer, Elwyn) (Entered: 05/15/2007)

05/17/2007	117	MEMORANDUM regarding <u>116</u> MOTION to Intervene filed by James L Baxter. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 5/17/07. (wydcd, rrk) (Entered: 05/17/2007)
05/21/2007	<u>118</u>	MINUTE ORDER re: <u>116</u> MOTION to Intervene as Party Plaintiff filed by James L Baxter; Parties shall respond to the Motion on or before 6/4/07, Set Hearings: Motion Hearing set for 6/7/2007 10:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 5/21/07. (erv, ) (Entered: 05/21/2007)
06/01/2007	<u>119</u>	MOTION For Extension of Time to <i>Provide Supplemental Discovery Responses</i> by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 06/01/2007)
06/01/2007	120	MEMORANDUM regarding <u>119</u> MOTION For Extension of Time to <i>Provide Supplemental Discovery Responses</i> filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 6/1/07. (wydcd, rrk) (Entered: 06/01/2007)
06/04/2007	<u>121</u>	BRIEF in Opposition re <u>116</u> MOTION to Intervene of <i>James Baxter as Party Plaintiff</i> filed by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 06/04/2007)
06/14/2007	<u>122</u>	BRIEF in Opposition re <u>116</u> MOTION to Intervene filed by Intervenor James L Baxter. (Schaefer, Elwyn) (Entered: 06/14/2007)
06/23/2007	<u>123</u>	Stipulated MOTION for Protective Order by Defendants Albertson's LLC, Albertson's Inc., Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Kittle, Rita) (Entered: 06/23/2007)
06/25/2007	124	MEMORANDUM regarding <u>123</u> Stipulated MOTION for Protective Order filed by Albertson's Inc., Albertson's LLC, Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 6/25/07. (wydcd, rrk) (Entered: 06/25/2007)
06/25/2007	<u>125</u>	STIPULATION AND PROTECTIVE ORDER re: The Use and Dissemination of Confidential Information. Signed by Magistrate Judge Boyd N. Boland on 6/25/07. (erv, ) (Entered: 06/25/2007)
06/27/2007	<u>126</u>	MOTION to Intervene as <i>Parties Plaintiffs</i> by Intervenor Parties Christopher Adams, James Steadham. (Attachments: # <u>1</u> Exhibit 1)(Martinez, William) (Entered: 06/27/2007)
06/27/2007	127	MEMORANDUM regarding <u>126</u> MOTION to Intervene as <i>Parties Plaintiffs</i> filed by James Steadham, Christopher Adams. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 6/27/07. (wydcd, rrk) (Entered: 06/27/2007)
06/29/2007	<u>128</u>	MINUTE ORDER re: <u>126</u> MOTION to Intervene as Parties Plaintiffs filed by James Steadham, Christopher Adams; IT IS ORDERED that the parties shall respond to the Motion on or before July 16, 2007. by Magistrate Judge Boyd N. Boland on 6/28/07. (erv, ) (Entered: 06/29/2007)
07/16/2007	<u>129</u>	BRIEF in Opposition re <u>126</u> MOTION to Intervene as <i>Parties Plaintiffs of Christopher Adams and James Steadham</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit Exhibit A# <u>2</u> Exhibit Exhibit B)(Gartner, Lawrence) (Entered: 07/16/2007)
07/17/2007	<u>130</u>	Unopposed MOTION for Leave to <i>File Reply Brief in Support of Motion to Intervene as Party Plaintiffs</i> by Intervenor Parties Christopher Adams, James Steadham. (Martinez, William) (Entered: 07/17/2007)
07/18/2007	131	MEMORANDUM regarding <u>130</u> Unopposed MOTION for Leave to <i>File Reply Brief in Support of Motion to Intervene as Party Plaintiffs</i> filed by James Steadham, Christopher Adams. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge

		Wiley Y. Daniel on 7/18/07. (wydcd, rrk) (Entered: 07/18/2007)
07/18/2007	<u>132</u>	MINUTE ORDER granting <u>130</u> Unopposed Motion for Leave to file Reply Brief in Support of their Motion to Intervene as Party Plas. Applicants may file a Reply Brief on or before 7/26/07 by Magistrate Judge Boyd N. Boland on 7/18/07.(erv, ) (Entered: 07/18/2007)
07/25/2007	<u>133</u>	MOTION to Stay <i>Or, In the Alternative, Motion to Allow Counsel for Prospective Interveners to Fully Participate in Remaining Depositions</i> by Intervenor Parties James L Baxter, Christopher Adams, James Steadham. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6)(Kershner, Andrea) (Entered: 07/25/2007)
07/25/2007	134	MEMORANDUM regarding <u>133</u> MOTION to Stay <i>Or, In the Alternative, Motion to Allow Counsel for Prospective Interveners to Fully Participate in Remaining Depositions</i> filed by James Steadham, Christopher Adams, James L Baxter. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 7/25/07. (erv, ) (Entered: 07/26/2007)
07/26/2007	<u>135</u>	BRIEF in Opposition re <u>133</u> MOTION to Stay <i>Or, In the Alternative, Motion to Allow Counsel for Prospective Interveners to Fully Participate in Remaining Depositions And Motion Of Albertson's LLC To Exclude Intervenor Applicants' Counsel from Depositions of Persons Other Than Their Individual Clients</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit)(Gusha, Stefanie) (Entered: 07/26/2007)
07/26/2007	<u>136</u>	REPLY to Response to Motion re <u>126</u> MOTION to Intervene <i>as Parties Plaintiffs</i> filed by Intervenor Parties Christopher Adams, James Steadham. (Attachments: # <u>1</u> Exhibit 1)(Martinez, William) (Entered: 07/26/2007)
07/26/2007	<u>137</u>	BRIEF in Support re <u>126</u> MOTION to Intervene <i>as Parties Plaintiffs</i> , <u>116</u> MOTION to Intervene filed by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 07/26/2007)
07/28/2007	<u>138</u>	REPLY to Response to Motion re <u>133</u> MOTION to Stay <i>Or, In the Alternative, Motion to Allow Counsel for Prospective Interveners to Fully Participate in Remaining Depositions</i> filed by Intervenor Parties James L Baxter, Christopher Adams, James Steadham. (Attachments: # <u>1</u> Exhibit 7)(Kershner, Andrea) (Entered: 07/28/2007)
07/30/2007	139	Docket Annotation re: <u>135</u> Brief in Opposition to Motion, This was an incorrect filing and is to be refiled as a Response in Opposition to a Motion and a separate filing of the Motion to Stay or Allow Csl to participate in Remaining Depositions by Intervenor Parties. Text only entry – no document attached. (erv, ) (Entered: 07/30/2007)
07/30/2007	<u>140</u>	BRIEF in Opposition re <u>133</u> MOTION to Stay <i>Or, In the Alternative, Motion to Allow Counsel for Prospective Interveners to Fully Participate in Remaining Depositions</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> # <u>6</u> )(Gusha, Stefanie) (Entered: 07/30/2007)
07/30/2007	<u>141</u>	Emergency MOTION to Exclude <i>Counsel for Applicants for Intervention James Baxter, Christopher Adams and James Steadham from Depositions Other than Applicants for Intervention's Own Depositions and to Compel the Attendance of James Baxter at the Resumption of His Deposition on August 7, 2007</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8)(Gusha, Stefanie) (Entered: 07/30/2007)
07/31/2007	142	MEMORANDUM regarding <u>141</u> Emergency MOTION to Exclude <i>Counsel for Applicants for Intervention James Baxter, Christopher Adams and James Steadham from Depositions Other than Applicants for Intervention's Own Depositions and to Compel the Attendance of James Baxter at the filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 7/31/07. (wydcd, rrk) (Entered: 07/31/2007)</i>



07/31/2007	<u>143</u>	MOTION to <i>for an Order Permitting Albertson's LLC to Conduct Four Additional Depositions and Request to Hear Motion on an Expedited Basis</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Gusha, Stefanie) (Entered: 07/31/2007)
08/01/2007	144	MEMORANDUM regarding <u>143</u> MOTION to <i>for an Order Permitting Albertson's LLC to Conduct Four Additional Depositions and Request to Hear Motion on an Expedited Basis</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/1/07. (wydcd, rrk) (Entered: 08/01/2007)
08/01/2007	<u>145</u>	MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, by Intervenor Parties James L Baxter, Christopher Adams, James Steadham. (Martinez, William) (Entered: 08/01/2007)
08/01/2007	146	MEMORANDUM regarding <u>145</u> MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, filed by James Steadham, Christopher Adams, James L Baxter. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Magistrate Judge Boyd N. Boland on 8/1/07. (wydcd, rrk) (Entered: 08/01/2007)
08/01/2007	<u>147</u>	MOTION for Protective Order <i>Relieving Defendant Albertson's LLC from Its Obligation to Appear for Deposition on August 2, 2007 due to the Unavailability of All Witnesses and Counsel</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3)(Gusha, Stefanie) (Entered: 08/01/2007)
08/01/2007	148	MEMORANDUM regarding <u>147</u> MOTION for Protective Order <i>Relieving Defendant Albertson's LLC from Its Obligation to Appear for Deposition on August 2, 2007 due to the Unavailability of All Witnesses and Counsel</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/1/07. (wydcd, rrk) (Entered: 08/01/2007)
08/03/2007	<u>149</u>	RESPONSE to Motion re <u>141</u> Emergency MOTION to Exclude <i>Counsel for Applicants for Intervention James Baxter, Christopher Adams and James Steadham from Depositions Other than Applicants for Intervention's Own Depositions and to Compel the Attendance of James Baxter at the</i> filed by Intervenor Parties James L Baxter, Christopher Adams, James Steadham. (Attachments: # <u>1</u> Affidavit of James Baxter)(Kershner, Andrea) (Entered: 08/03/2007)
08/14/2007	<u>150</u>	MOTION for Protective Order <i>In Support of Its Confidential Designation Pursuant to the Protective Order Regarding the Use and Dissemination of Confidential Information</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit Declaration of Chris Gomez# <u>2</u> Exhibit # <u>3</u> Exhibit)(Gusha, Stefanie) (Entered: 08/14/2007)
08/15/2007	151	MEMORANDUM regarding <u>150</u> MOTION for Protective Order <i>In Support of Its Confidential Designation Pursuant to the Protective Order Regarding the Use and Dissemination of Confidential Information</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/15/07. (wydcd, rrk) (Entered: 08/15/2007)
08/17/2007	<u>152</u>	MOTION for Leave to <i>CONDUCT DEPOSITION OF PRISONER JAMES HARTLEY ON SEPTEMBER 10, 2007 AT DOUGLAS COUNTY JAIL</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Kittle, Rita) (Entered: 08/17/2007)
08/17/2007	153	MEMORANDUM regarding <u>152</u> MOTION for Leave to <i>CONDUCT DEPOSITION OF PRISONER JAMES HARTLEY ON SEPTEMBER 10, 2007 AT DOUGLAS COUNTY JAIL</i> filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Wiley Y. Daniel. Referred by Judge Wiley Y. Daniel on 8/17/07. (wydcd, rrk) (Entered: 08/17/2007)
08/17/2007	<u>154</u>	REPLY to Response to Motion re <u>141</u> Emergency MOTION to Exclude <i>Counsel for Applicants for Intervention James Baxter, Christopher Adams and James Steadham from Depositions Other than Applicants for Intervention's Own Depositions and to Compel the Attendance of James Baxter at the Resumption of</i>

		<i>His Deposition on August 7, 2007 filed by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 08/17/2007)</i>
08/20/2007	<u>155</u>	MEMORANDUM regarding <u>152</u> MOTION for Leave to CONDUCT DEPOSITION OF PRISONER JAMES HARTLEY ON SEPTEMBER 10, 2007 AT DOUGLAS COUNTY JAIL filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/20/07. (wydcd, rrk) (Entered: 08/20/2007)
08/20/2007	<u>156</u>	MOTION for Protective Order Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3)(Gusha, Stefanie) (Entered: 08/20/2007)
08/21/2007	<u>157</u>	MEMORANDUM regarding <u>156</u> MOTION for Protective Order Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC MOTION for Protective Order Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/21/07. (wydcd, rrk) (Entered: 08/21/2007)
08/21/2007	<u>158</u>	ORDER granting <u>143</u> Dft Albertson's LLC's Motion for an Order Permitting Albertsons LLC to Conduct Four Additional Depositions and Request to Hear Motion on an Expedited Basis. Albertson's is granted leave to conduct the 14 depositions specified in footnote 3 of the Motion. Signed by Magistrate Judge Boyd N. Boland on 8/21/07.(erv, ) (Entered: 08/21/2007)
08/21/2007	<u>159</u>	ORDER denying as premature <u>145</u> Motion of Applicants for Intervention to Amend Scheduling Order to Increase Limits on Written Discovery In the Event Their Motions to Intervene. Signed by Magistrate Judge Boyd N. Boland on 8/21/07.(erv, ) (Entered: 08/21/2007)
08/21/2007	<u>160</u>	ORDER denying <u>119</u> Motion for Extension of Time. Signed by Magistrate Judge Boyd N. Boland on 8/21/07.(erv, ) (Entered: 08/21/2007)
08/21/2007	<u>161</u>	ORDER granting <u>152</u> EEOC's Motion for Leave to Conduct Deposition of Prisoner James Hartley on September 10, 2007, at Douglas County Jail. Signed by Magistrate Judge Boyd N. Boland on 8/21/07.(erv, ) (Entered: 08/21/2007)
08/21/2007	<u>162</u>	MINUTE ORDER re: <u>135</u> Opposition of Albertson's LLC to Motion to Stay; Or, Inthe Alternative, Motion to Allow Counsel for Prospective Intervenors to Fully Participate In Remaining Depositions, and Motion of Albertson's LLC to Exclude Counsel for James Baxter, Christopher Adams and James Steadham from Depositions of Persons Other Than Their Individual Clients is STRICKEN for failure to comply with D.C.COLO.LCivR 7.1C. DATED: August 21, 2007, by Magistrate Judge Boyd N. Boland on 8/21/07. (erv, ) (Entered: 08/21/2007)
08/23/2007	<u>163</u>	MINUTE ORDER re: <u>147</u> Dft Albertson's LLC's MOTION for Protective Order Relieving Defendant Albertson's LLC from Its Obligation to Appear for Deposition on August 2, 2007 due to the Unavailability of All Witnesses and Counsel filed by Albertson's LLC, and <u>156</u> Dft Albertson's LLC's MOTION for Protective Order Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC; Set Hearings: Motion Hearing set for 10/3/2007 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 8/23/07. (erv, ) (Entered: 08/24/2007)
08/26/2007	<u>164</u>	RESPONSE to Motion re <u>147</u> MOTION for Protective Order Relieving Defendant Albertson's LLC from Its Obligation to Appear for Deposition on August 2, 2007 due to the Unavailability of All Witnesses and Counsel filed by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 08/26/2007)

08/30/2007	<u>165</u>	MOTION For Extension of Time to <i>Respond to Discovery Requests</i> by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 08/30/2007)
08/31/2007	<u>166</u>	MOTION to Intervene <i>as Party Plaintiff by Applicant</i> by Intervenor Luis Solis Gonzalez. (Attachments: # <u>1</u> Deposition Excerpts 1)(Martinez, William) (Entered: 08/31/2007)
08/31/2007	167	MEMORANDUM regarding <u>165</u> MOTION For Extension of Time to Respond to Discovery Requests filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland by Judge Wiley Y. Daniel on 8/31/07. (erv, ) (Entered: 08/31/2007)
08/31/2007	168	MEMORANDUM regarding <u>166</u> MOTION to Intervene as Party Plaintiff by Applicant filed by Luis Solis Gonzalez. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 8/31/07. (erv, ) (Entered: 08/31/2007)
08/31/2007	<u>169</u>	Emergency MOTION for Order to <i>Compel the Mental Examination and Psychological Testing of James L. Baxter, Robert Patrick Ruiz, and David Robert Lopez Under Federal Rule of Civil Procedure 35</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Affidavit Declaration of Dr. William Hansen# <u>2</u> Exhibit A# <u>3</u> Affidavit Declaration of Kimberly M. Talley# <u>4</u> Exhibit 1# <u>5</u> Exhibit 2# <u>6</u> Exhibit 3# <u>7</u> Exhibit 4# <u>8</u> Exhibit 5# <u>9</u> Exhibit 6# <u>10</u> Exhibit 7# <u>11</u> Exhibit 8)(Talley, Kimberly) (Entered: 08/31/2007)
08/31/2007	170	MEMORANDUM regarding <u>169</u> Emergency MOTION for Order to <i>Compel the Mental Examination and Psychological Testing of James L. Baxter, Robert Patrick Ruiz, and David Robert Lopez Under Federal Rule of Civil Procedure 35</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/31/07. (wydcd, rrk) (Entered: 08/31/2007)
09/03/2007	<u>171</u>	MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8)(Kittle, Rita) (Entered: 09/03/2007)
09/04/2007	172	MEMORANDUM regarding <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/4/07. (wydcd, rrk) (Entered: 09/04/2007)
09/04/2007	<u>173</u>	RESPONSE to Motion re <u>150</u> MOTION for Protective Order <i>In Support of Its Confidential Designation Pursuant to the Protective Order Regarding the Use and Dissemination of Confidential Information</i> filed by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 09/04/2007)
09/06/2007	<u>174</u>	MOTION to Withdraw as Attorney by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 09/06/2007)
09/06/2007	175	MEMORANDUM regarding <u>174</u> MOTION to Withdraw as Attorney filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/6/07. (wydcd, rrk) (Entered: 09/06/2007)
09/06/2007	<u>176</u>	MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, <i>NECESSITATED BY DEFENDANTS MOTION FOR PROTECTIVE ORDER [Dkt #147]</i> , MOTION for Leave to <i>CONDUCT CERTAIN DEPOSITIONS AFTER DISCOVERY CUTOFF</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Kittle, Rita) (Entered: 09/06/2007)
09/07/2007	<u>177</u>	Minute ORDER granting <u>174</u> Motion to Withdraw as Attorney. Attorney Kim Rene Rogers withdrawn from representation of plaintiff, by Magistrate Judge Boyd N. Boland on 9/7/07.(gms, ) (Entered: 09/07/2007)

09/07/2007	178	MEMORANDUM regarding <u>176</u> MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, <i>NECESSITATED BY DEFENDANTS MOTION FOR PROTECTIVE ORDER [Dkt #147]</i> MOTION for Leave to <i>CONDUCT CERTAIN DEPOSITIONS AFTER DISCOVERY CUTOFF</i> MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, <i>NECESSITATED BY DEFENDANTS MOTION FOR PROTECTIVE ORDER [Dkt #147]</i> filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/7/07. (wydcd, rrk) (Entered: 09/07/2007)
09/09/2007	<u>179</u>	MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 09/09/2007)
09/09/2007	<u>180</u>	MOTION to Quash <i>The Non–Party Supoena Duces Tecum Served Upon Wackenhut Corporation</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit)(Gusha, Stefanie) (Entered: 09/09/2007)
09/10/2007	181	MEMORANDUM regarding <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> filed by Equal Employment Opportunity Commission, <u>180</u> MOTION to Quash <i>The Non–Party Supoena Duces Tecum Served Upon Wackenhut Corporation</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/10/07. (wydcd, rrk) (Entered: 09/10/2007)
09/10/2007	<u>182</u>	RESPONSE to Motion re <u>156</u> MOTION for Protective Order <i>Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC</i> MOTION for Protective Order <i>Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit A)(Kittle, Rita) (Entered: 09/10/2007)
09/10/2007	<u>183</u>	MOTION for Leave to <i>Conduct Certain Depositions After the Presently Scheduled Discovery Cut–Off and To Set Deposition Schedule</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8)(Gusha, Stefanie) (Entered: 09/10/2007)
09/11/2007	184	MEMORANDUM regarding <u>183</u> MOTION for Leave to <i>Conduct Certain Depositions After the Presently Scheduled Discovery Cut–Off and To Set Deposition Schedule</i> filed by Albertson's LLC. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/11/07. (wydcd, rrk) (Entered: 09/11/2007)
09/12/2007	<u>185</u>	ERRATA re <u>183</u> MOTION for Leave to <i>Conduct Certain Depositions After the Presently Scheduled Discovery Cut–Off and To Set Deposition Schedule</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Gusha, Stefanie) (Entered: 09/12/2007)
09/14/2007	<u>186</u>	CERTIFICATE of Mailing/Service <i>Re: Defendant Albertson's LLC's Motion Pursuant to F.R.C.P. 16 and 26 for an Order for Leave to Conduct Certain Depositions After the Presently Scheduled Discovery Cut–Off and to Set Deposition Schedule</i> by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 09/14/2007)
09/14/2007	<u>187</u>	CERTIFICATE of Mailing/Service re <u>180</u> MOTION to Quash <i>The Non–Party Supoena Duces Tecum Served Upon Wackenhut Corporation Pursuant to FRCP45(c)(3) and 26(c)</i> by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 09/14/2007)
09/17/2007	188	Docket Annotation re: <u>186</u> Certificate of Mailing/Service, This was a docketing error and it has been refiled. See Docket Number <u>187</u> for corrected filing. Text only entry – no document attached. (erv, ) (Entered: 09/17/2007)

09/17/2007	<u>189</u>	MOTION to Intervene <i>as Party Plaintiff</i> by Applicant Nate Valentine by Intervenor Nate Valentine. (Attachments: # <u>1</u> Exhibit 1)(Martinez, William) (Entered: 09/17/2007)
09/17/2007	190	MEMORANDUM regarding <u>189</u> MOTION to Intervene <i>as Party Plaintiff</i> by Applicant Nate Valentine filed by Nate Valentine. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/17/07. (wydcd, rrk) (Entered: 09/17/2007)
09/18/2007	<u>191</u>	REPLY to Response to Motion re <u>150</u> MOTION for Protective Order <i>In Support of Its Confidential Designation Pursuant to the Protective Order Regarding the Use and Dissemination of Confidential Information</i> filed by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 09/18/2007)
09/19/2007	<u>192</u>	RESPONSE to Motion re <u>165</u> MOTION For Extension of Time to <i>Respond to Discovery Requests</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Exhibit 10)(Gusha, Stefanie) (Entered: 09/19/2007)
09/20/2007	<u>193</u>	BRIEF in Opposition re <u>166</u> MOTION to Intervene <i>as Party Plaintiff</i> by Applicant <i>in Intervention Luis Solis Gonzales</i> filed by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 09/20/2007)
09/20/2007	<u>194</u>	Joint MOTION For Extension of Time to <i>Respond to Dk# 169</i> by Applicant–Intervenor James Baxter and by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 09/20/2007)
09/20/2007	195	MEMORANDUM regarding <u>194</u> Joint MOTION For Extension of Time to <i>Respond to Dk# 169</i> by Applicant–Intervenor James Baxter and filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/20/07. (wydcd, rrk) (Entered: 09/20/2007)
09/21/2007	<u>196</u>	MINUTE ORDER granting <u>194</u> Motion for Extension of Time plaintiff and applicant–intervenor James Baxter shall respond to the Motion for Entry of an Order Pursuant to Fed.R.Civ. Pro Rule 35 for Mental Examinations of Three Class Members <u>169</u> on or before September 28, 2007. by Magistrate Judge Boyd N. Boland on 9/21/07.(erv, ) (Entered: 09/21/2007)
09/26/2007	<u>197</u>	BRIEF in Opposition re <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber and Declaration of Kimberly M. Talley in Support of Defendant's Opposition to Motion for Entrh of Protective Order to Prevent the Depositions of Robert Atwell, William Slater and Dawn Weber</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Affidavit Declaration of Kimberly M. Talley# <u>4</u> Exhibit 1# <u>5</u> Exhibit 2# <u>6</u> Exhibit 3# <u>7</u> Exhibit 4# <u>8</u> Exhibit 5# <u>9</u> Exhibit 6# <u>10</u> Exhibit 7# <u>11</u> Exhibit 8# <u>12</u> Exhibit 9# <u>13</u> Exhibit 10# <u>14</u> Exhibit 11# <u>15</u> Exhibit 12)(Talley, Kimberly) (Entered: 09/26/2007)
09/27/2007	<u>198</u>	REPLY to Response to Motion re <u>156</u> MOTION for Protective Order <i>Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC</i> MOTION for Protective Order <i>Pursuant to Federal Rules of Civil Procedure 26(c)(1)(2) Relieving Albertson's LLC from Its Obligation to Produce Witnesses for Matter Nos. 9 and 17 in Notice of Deposition of Albertson's LLC</i> filed by Defendant Albertson's LLC. (Talley, Kimberly) (Entered: 09/27/2007)
09/28/2007	<u>199</u>	TRANSCRIPT of Motions Hearing held on 1–16–07 before Magistrate Judge Boland. Pages: 1–34. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital–audio taped record, the courtroom deputy for the judicial officer. (Avery Woods Reporting, ) (Entered: 09/28/2007)
09/28/2007	<u>200</u>	Unopposed MOTION For Extension of Time to <i>file Response to Dk# 169</i> by Applicant–Intervenor Baxter and by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 09/28/2007)

09/28/2007	201	MEMORANDUM regarding <u>200</u> Unopposed MOTION For Extension of Time to file <i>Response to Dk# 169 by Applicant-Intervenor Baxter</i> and filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/28/07. (wydcd, rrk) (Entered: 09/28/2007)
10/01/2007	<u>202</u>	BRIEF in Opposition re <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> filed by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 10/01/2007)
10/01/2007	<u>203</u>	MINUTE ORDER granting <u>200</u> Unopposed Motion for a One Business DayExtension of Time by Which the EEOC and Applicant-Intervenor James Baxter canRespond to Defendant's Application for a FRCP Rule 35 Order <u>169</u> , and <u>196</u> .IT IS ORDERED that the Motion is GRANTED and applicant-intervenor shall respond to the defendant's Application for a FRCP Rule 35 Order on or before October 1, 2007. Signed by Magistrate Judge Boyd N. Boland on 10/1/07.(erv, ) (Entered: 10/01/2007)
10/01/2007	<u>204</u>	RESPONSE to Motion re <u>180</u> MOTION to Quash <i>The Non-Party Supoena Duces Tecum Served Upon Wackenhut Corporation</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Appendix Wind v. Aegis# <u>3</u> Appendix High Country Container)(Kittle, Rita) (Entered: 10/01/2007)
10/01/2007	<u>205</u>	RESPONSE to Motion re <u>176</u> MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, <i>NECESSITATED BY DEFENDANTS MOTION FOR PROTECTIVE ORDER [Dkt #147]</i> MOTION for Leave to <i>CONDUCT CERTAIN DEPOSITIONS AFTER DISCOVERY CUTOFF</i> MOTION to Amend/Correct/Modify <u>49</u> Scheduling Order, Set Scheduling Order Deadlines,, <i>NECESSITATED BY DEFENDANTS MOTION FOR PROTECTIVE ORDER [Dkt #147]</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Gusha, Stefanie) (Entered: 10/01/2007)
10/01/2007	<u>206</u>	BRIEF in Opposition re <u>169</u> Emergency MOTION for Order to <i>Compel the Mental Examination and Psychological Testing of James L. Baxter, Robert Patrick Ruiz, and David Robert Lopez Under Federal Rule of Civil Procedure 35</i> by Applicant-Intervenor Baxter and filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit Exhibit 1 – Atwell Disclosure# <u>2</u> Exhibit Exhibit 2 Atwell 1st Supp# <u>3</u> Exhibit Exhibit 3 Atwell 2nd Supp# <u>4</u> Exhibit Exhibit 4 Hansen Disclosure# <u>5</u> Exhibit Exhibit 5 Hansen Declaration# <u>6</u> Exhibit Exhibit 6a Palma e-mail Talley# <u>7</u> Exhibit Exhibit 6b Kershner email to Talley)(Palma, Lynn) (Entered: 10/01/2007)
10/01/2007	<u>207</u>	RESPONSE to Motion re <u>183</u> MOTION for Leave to <i>Conduct Certain Depositions After the Presently Scheduled Discovery Cut-Off and To Set Deposition Schedule</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit E-mails re Scheduling)(Palma, Lynn) (Entered: 10/01/2007)
10/02/2007	<u>208</u>	MOTION to Compel <i>PRODUCTION OF INSURANCE POLICY AS REQUIRED UNDER FED.R.CIV.P. 26(a)(1)(D)</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit A)(Kittle, Rita) (Entered: 10/02/2007)
10/03/2007	209	MEMORANDUM regarding <u>208</u> MOTION to Compel <i>PRODUCTION OF INSURANCE POLICY AS REQUIRED UNDER FED.R.CIV.P. 26(a)(1)(D)</i> filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 10/3/07. (wydcd, rrk) (Entered: 10/03/2007)
10/03/2007	<u>210</u>	ORDER denying <u>141</u> Emergency Motion to Exclude Csl for Applicants for Intervvention; denying <u>147</u> Albertson LLC's First Motion for Protective Order; denying <u>150</u> Dfts Albertson LLC's Motion for Protective Order; denying <u>156</u> Dft Albertson LLC's Motion for Protective Order; denying <u>169</u> Emergency Motion for Order to Compel; denying <u>180</u> Albertson's Motion to Quash; denying <u>183</u> Motion for Leave. Signed by Magistrate Judge Boyd N. Boland on 10/3/07.(erv, ) (Entered: 10/03/2007)
10/03/2007	<u>211</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland : Motion Hearing held on 10/3/2007. (Court Reporter FTR Ellen Miller.) (erv, ) (Entered: 10/04/2007)

10/04/2007	<u>212</u>	Unopposed MOTION For Extension of Time to <i>File Reply Brief in Support of Motion for Leave to Intervene as Party Plaintiff</i> by Intervenor Luis Solis Gonzalez. (Martinez, William) (Entered: 10/04/2007)
10/04/2007	213	MEMORANDUM regarding <u>212</u> Unopposed MOTION For Extension of Time to <i>File Reply Brief in Support of Motion for Leave to Intervene as Party Plaintiff</i> filed by Luis Solis Gonzalez. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 10/4/07. (wydcd, rrk) (Entered: 10/04/2007)
10/04/2007	<u>214</u>	NOTICE of <i>Withdrawal of Motion Dk.# 208</i> by Plaintiff Equal Employment Opportunity Commission (Palma, Lynn) (Entered: 10/04/2007)
10/04/2007	<u>215</u>	MOTION for Leave to File Excess Pages by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only) To Extend Page Limit)(Talley, Kimberly) (Entered: 10/04/2007)
10/05/2007	<u>216</u>	TRANSCRIPT of Motions Hearing held on 10–3–07 before Magistrate Judge Boland. Pages: 1–8. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital–audio taped record, the courtroom deputy for the judicial officer. (Avery Woods Reporting, ) (Entered: 10/05/2007)
10/05/2007	<u>217</u>	MINUTE ORDER granting <u>212</u> Applicant Solis Gonzalez' Unopposed Motion for Extension of Time Within Which to File Reply in Support of his Motion for Leave to Intervene as Party Plaintiff, and applicant Solis Gonzalez shall filereply in support of his motion for leave to intervene as party plaintiff on or before October 8, 2007. by Magistrate Judge Boyd N. Boland on 10/5/07.(erv, ) (Entered: 10/05/2007)
10/08/2007	<u>218</u>	REPLY to Response to Motion re <u>166</u> MOTION to Intervene <i>as Party Plaintiff by Applicant</i> filed by Intervenor Luis Solis Gonzalez. (Attachments: # <u>1</u> Exhibit 1)(Martinez, William) (Entered: 10/08/2007)
10/09/2007	<u>219</u>	MINUTE ORDER granting <u>215</u> Motion for Leave to File Excess Pages. Defendant Albertson's may file an opening brief in support of its motion for summary judgment in excess of the 15–page limit. The brief shall be limited to 25pages, exclusive of the statement of undisputed facts. by Judge Wiley Y. Daniel on 10/9/07.(erv, ) (Entered: 10/09/2007)
10/09/2007	<u>220</u>	BRIEF in Opposition re <u>189</u> MOTION to Intervene <i>as Party Plaintiff by Applicant Nate Valentine</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6)(Talley, Kimberly) (Entered: 10/09/2007)
10/09/2007	<u>221</u>	MOTION For Extension of Time to <i>file Rule 56 Motions and for an Extention of the Page Length</i> by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 10/09/2007)
10/10/2007	<u>222</u>	MINUTE ORDER granting <u>221</u> Pla's Motion for Extension of Time to File Motion for Partial Summary Judgment and to Extend the Page Limits of a Summary Judgment Brief. Plaintiff has up to and including October 17, 2007, to file itsMotion for Partial Summary Judgment Motion. Plaintiff is also granted a ten–pageextension of the page limitation. by Judge Wiley Y. Daniel on 10/10/07.(erv, ) (Entered: 10/10/2007)
10/10/2007	<u>223</u>	MOTION for Summary Judgment (WITHDRAWN) by Defendant Albertson's LLC. (Gartner, Lawrence) (Modified on 2/28/2008 thei was withdrawn 12//13/07 by Minute Order <u>297</u> )(erv, ). (Entered: 10/10/2007)
10/10/2007	<u>224</u>	BRIEF in Support re <u>223</u> MOTION for Summary Judgment filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Affidavit A–1# <u>2</u> Exhibit A–2# <u>3</u> Exhibit A–3# <u>4</u> Deposition Excerpts A–4# <u>5</u> Affidavit A–5# <u>6</u> Exhibit A–6# <u>7</u> Exhibit A–7# <u>8</u> Exhibit A–8# <u>9</u> Exhibit A–9# <u>10</u> Exhibit A–10# <u>11</u> Exhibit A–11# <u>12</u> Exhibit A–12# <u>13</u> Exhibit A–13# <u>14</u> Affidavit A–14# <u>15</u> Affidavit A–15# <u>16</u> Exhibit A–16# <u>17</u> Exhibit A–17# <u>18</u> Exhibit A–18# <u>19</u> Affidavit A–19# <u>20</u> Exhibit A–20# <u>21</u> Deposition Excerpts A–21# <u>22</u> Deposition Excerpts A–22# <u>23</u> Deposition Excerpts A–23# <u>24</u> Deposition Excerpts A–24# <u>25</u> Deposition Excerpts

		A-25# <u>26</u> Deposition Excerpts A-26# <u>27</u> Deposition Excerpts A-27# <u>28</u> Deposition Excerpts A-28# <u>29</u> Exhibit A-29# <u>30</u> Exhibit A-30# <u>31</u> Exhibit A-31# <u>32</u> Exhibit A-32# <u>33</u> Exhibit A-33)(Gartner, Lawrence) (Entered: 10/10/2007)
10/11/2007	<u>225</u>	MINUTE ORDER STRIKING <u>224</u> Brief in Support of Motion for Summary Judgment, filed by Albertson's LLC, with leave to refile within ten (10) days., by Judge Wiley Y. Daniel on 10/11/07. (erv, ) (Entered: 10/11/2007)
10/12/2007	<u>226</u>	NOTICE of Change of Address by Stefanie M. Gusha (Gusha, Stefanie) (Entered: 10/12/2007)
10/17/2007	<u>227</u>	MOTION For Extension of Time to <i>file Motion for Partial Summary Judgment</i> by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 10/17/2007)
10/17/2007	<u>228</u>	MINUTE ORDER granting <u>227</u> Pla's Motion for a One Day Extension of Time Within Which to File its Motion for Partial Summary Judgment on Eleven Affirmative Defenses. Plaintiff has up to and including October 18, 2007, inwhich to file a Motion for Partial Summary Judgment. by Judge Wiley Y. Daniel on 10/17/07.(erv, ) (Entered: 10/17/2007)
10/18/2007	<u>229</u>	NOTICE of Change of Address by Lawrence Jeffrey Gartner, Stefanie M. Gusha, Kimberly Maria Talley, Naomi Young (erv, ) (Entered: 10/18/2007)
10/18/2007	<u>230</u>	MOTION for Partial Summary Judgment <i>on Eleven Affirmative Defenses</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit C-1 061404 Ricks Charge# <u>2</u> Exhibit C-2 092904 Ricks Charge# <u>3</u> Exhibit D-1 Notice# <u>4</u> Exhibit D-2 Notice# <u>5</u> Exhibit Wood# <u>6</u> Exhibit E-2 Determination letters# <u>7</u> Exhibit F - Wood ex - letter# <u>8</u> Exhibit G Wood depo# <u>9</u> Exhibit H Wood ex# <u>10</u> Exhibit I - Wood ex# <u>11</u> Exhibit J Wood ex# <u>12</u> Exhibit K - Wood ex# <u>13</u> Exhibit L Wood ex# <u>14</u> Exhibit M - Wood ex# <u>15</u> Exhibit N - wood ex 10# <u>16</u> Exhibit O - Wood ex 11# <u>17</u> Exhibit P - wood ex 12# <u>18</u> Exhibit Q Wood ex 13# <u>19</u> Exhibit R - notice failed conciliation# <u>20</u> Exhibit S - Palma Declaration# <u>21</u> Exhibit T 102606 D 26a1 disclosures# <u>22</u> Exhibit U D discovery responses on affirmative defenses# <u>23</u> Exhibit V - 90407 Rule 7.1 letter from EEOC# <u>24</u> Exhibit W 092407 D 26e supp disclosures# <u>25</u> Exhibit X - Lobato v Ford# <u>26</u> Exhibit Y Bethel v US# <u>27</u> Exhibit Z - EEOC v Autozone)(Palma, Lynn) (Entered: 10/18/2007)
10/18/2007	<u>231</u>	BRIEF in Support re <u>230</u> MOTION for Partial Summary Judgment <i>on Eleven Affirmative Defenses</i> filed by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 10/18/2007)
10/18/2007	<u>232</u>	Joint MOTION For Extension of Time to <i>file Exhibits A and B to Dk 230</i> by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 10/18/2007)
10/19/2007	<u>233</u>	MINUTE ORDER granting <u>232</u> Joint Motion for Extension of Time to file Exhibits A and B Supporting EEOC's Motion for Partial Summary Judgment by October 24,2007.by Judge Wiley Y. Daniel on 10/18/07.(erv, ) (Entered: 10/19/2007)
10/21/2007	<u>234</u>	BRIEF in Support re <u>223</u> MOTION for Summary Judgment filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Affidavit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit A-3, # <u>4</u> Deposition Excerpts A-4, # <u>5</u> Affidavit A-5, # <u>6</u> Exhibit A-6, # <u>7</u> Exhibit A-7, # <u>8</u> Exhibit A-8, # <u>9</u> Exhibit A-9, # <u>10</u> Exhibit A-10, # <u>11</u> Exhibit A-11, # <u>12</u> Exhibit A-12, # <u>13</u> Exhibit A-13, # <u>14</u> Affidavit A-14, # <u>15</u> Affidavit A-15, # <u>16</u> Exhibit A-16, # <u>17</u> Exhibit A-17, # <u>18</u> Exhibit A-18, # <u>19</u> Affidavit A-19, # <u>20</u> Exhibit A-20, # <u>21</u> Deposition Excerpts A-21, # <u>22</u> Deposition Excerpts A-22, # <u>23</u> Deposition Excerpts A-23, # <u>24</u> Deposition Excerpts A-24, # <u>25</u> Deposition Excerpts A-25, # <u>26</u> Deposition Excerpts A-26, # <u>27</u> Deposition Excerpts A-27, # <u>28</u> Deposition Excerpts A-28, # <u>29</u> Exhibit A-29, # <u>30</u> Exhibit A-30, # <u>31</u> Exhibit A-31, # <u>32</u> Exhibit A-32, # <u>33</u> Exhibit A-33)(Gartner, Lawrence) (Entered: 10/21/2007)



10/22/2007	<u>235</u>	MOTION For Extension of Time to, MOTION for Extension of Time to File Response/Reply as to <u>189</u> MOTION to Intervene <i>as Party Plaintiff by Applicant Nate Valentine</i> by Intervenor Nate Valentine. (Martinez, William) (Entered: 10/22/2007)
10/22/2007	<u>236</u>	NOTICE of Change of Law Firm Name and Email Address of Counsel by Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine (Martinez, William) (Entered: 10/22/2007)
10/22/2007	237	MEMORANDUM regarding <u>235</u> MOTION For Extension of Time to MOTION for Extension of Time to File Response/Reply as to <u>189</u> MOTION to Intervene as Party Plaintiff by Applicant Nate Valentine filed by Nate Valentine. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 10/22/07. (erv, ) (Entered: 10/22/2007)
10/23/2007	<u>238</u>	MINUTE ORDER granting <u>235</u> MOTION for Extension of Time to File Reply as to <u>189</u> MOTION to Intervene as Party Plaintiff by Applicant Nate Valentine Replies due by 10/26/2007, by Magistrate Judge Boyd N. Boland on 10/23/07.(erv, ) (Entered: 10/23/2007)
10/24/2007	<u>239</u>	Joint MOTION For Extension of Time to <i>file Exhibits A and B to Dkt. 230 by Defendant Albertson's and by Plaintiff Equal Employment Opportunity Commission.</i> (Palma, Lynn) (Entered: 10/24/2007)
10/25/2007	<u>240</u>	MINUTE ORDER granting <u>239</u> Joint Motion for Extension of Time to Submit Exhibts A and B to and incl 11/5/07 by Judge Wiley Y. Daniel on 10/25/07.(erv, ) (Entered: 10/25/2007)
10/26/2007	<u>241</u>	REPLY to Response to Motion re <u>189</u> MOTION to Intervene <i>as Party Plaintiff by Applicant Nate Valentine</i> filed by Intervenor Nate Valentine. (Martinez, William) (Entered: 10/26/2007)
11/03/2007	<u>242</u>	MOTION to Strike <i>Post–Discovery Disclosures</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Kittle, Rita) (Entered: 11/03/2007)
11/05/2007	<u>243</u>	Joint MOTION to Seal <i>Exhibits A and B Supporting EEOC's Motion Dkt 230</i> by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 11/05/2007)
11/05/2007	<u>244</u>	Joint MOTION to Seal Document A and B by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit A 2001 Conciliation Agreement, # <u>2</u> Exhibit B – 1995 Partial Determination)(Palma, Lynn) (Modified on 11/5/2007 Documents have been sealed and are to be refiled)(erv, ). (Entered: 11/05/2007)
11/05/2007	245	Docket Annotation re: <u>244</u> Joint MOTION to Seal Document A and B; This was an incorrect filing and is to be refiled as a SEALED DOCUMENT. Text only entry – no document attached (erv, ) (Entered: 11/05/2007)
11/05/2007	<u>246</u>	SEALED DOCUMENT by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit B 1995 Partial Determination)(Palma, Lynn) (Entered: 11/05/2007)
11/05/2007	247	MEMORANDUM regarding <u>242</u> MOTION to Strike <i>Post–Discovery Disclosures</i> filed by Equal Employment Opportunity Commission. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 11/5/07. (wydcd, rrk) (Entered: 11/05/2007)
11/05/2007	<u>248</u>	NOTICE <i>Of New Authority From This Court</i> by Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine (Attachments: # <u>1</u> Exhibit 1)(Martinez, William) (Entered: 11/05/2007)
11/05/2007	<u>249</u>	Joint MOTION for Leave to File Excess Pages by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only) [Proposed] Order Re: Joint Motion of Defendant Albertson's LLC and Plaintiff EEOC to Extend Page Limit)(Gusha, Stefanie) (Entered: 11/05/2007)

11/05/2007	293	NOTICE of Confidential settlement agreement by Plaintiff Equal Employment Opportunity Commission (Public Entry for SEALED Document <u>246</u> , filed 11/6/07) Text Only Entry – No Document Attached (ervsl, ) (Entered: 12/11/2007)
11/06/2007	<u>250</u>	MINUTE ORDER granting <u>249</u> Joint Motion for Leave to File Excess Pages. The Parties may exceed the 15–page limitation for their respective briefs in opposition to Defendant and Plaintiff's motions for summary judgment or partial summary judgment by a limitation of 25 pages (an increase of 10 pages), exclusive of the response to undisputed material facts and the statement of additional disputed facts. by Judge Wiley Y. Daniel on 11/6/07.(erv, ) (Entered: 11/06/2007)
11/08/2007	<u>251</u>	Mail Returned as Undeliverable re: <u>210</u> Order on Motion to Exclude, Order on Motion for Protective Order, Order on Motion for Order, Order on Motion to Quash, Order on Motion for Leave, Addressed to Naomi Hostetler. (erv, ) (Entered: 11/08/2007)
11/08/2007	<u>252</u>	First MOTION for Extension of Time to File Response/Reply as to <u>234</u> Brief in Support of Motion,,, by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 11/08/2007)
11/08/2007	<u>253</u>	RESPONSE to Motion re <u>252</u> First MOTION for Extension of Time to File Response/Reply as to <u>234</u> Brief in Support of Motion,,, <i>Motion for Summary Judgment</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Gusha, Stefanie) (Entered: 11/08/2007)
11/08/2007	<u>254</u>	First MOTION for Extension of Time to File Response/Reply as to <u>230</u> MOTION for Partial Summary Judgment <i>on Eleven Affirmative Defenses</i> , <u>231</u> Brief in Support of Motion by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 11/08/2007)
11/09/2007	<u>255</u>	MINUTE ORDER granting <u>252</u> EEOC's Motion for Extension of Time to Respond to Defendant's Motion for Summary Judgment to 12/10/07 <u>223</u> . Also, granting <u>254</u> Defendant Albertson's LLC's Motion for Reciprocal Extension of Time to Respond to EEOC's Motion for Partial Summary Judgment to 12/10/07 <u>230</u> , by Judge Wiley Y. Daniel on 11/9/07.(lam, ) Modified on 11/9/2007 create linkage. (lam, ). (Entered: 11/09/2007)
11/09/2007	256	Docket Annotation re: <u>255</u> Minute Order. This entry was modified to add linkage to related Motion for Summary Judgment and Motion for Partial Summary Judgment, Doc. Nos. 223, 230. Text only entry – no document attached (lam, ) (Entered: 11/09/2007)
11/13/2007	<u>257</u>	ORDER granting <u>243</u> Joint Motion to Seal Exhibits A and B. Signed by Judge Wiley Y. Daniel on 11/13/07.(erv, ) (Entered: 11/13/2007)
11/19/2007	<u>258</u>	NOTICE of Entry of Appearance by David Andrew Winston on behalf of Equal Employment Opportunity Commission (Winston, David) (Entered: 11/19/2007)
11/20/2007	<u>259</u>	MOTION to Withdraw Document re <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> , <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 11/20/2007)
11/20/2007	260	MEMORANDUM regarding <u>259</u> MOTION to Withdraw Document re <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> , <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> MOTION to Withdraw Document re <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> , <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 11/20/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 11/20/2007)
11/26/2007	<u>261</u>	BRIEF in Opposition re <u>242</u> MOTION to Strike <i>Post–Discovery Disclosures Made After the Close of Discovery or, In the Alternative, for Leave to Depose All</i>

		<i>Persons Who Were Not Disclosed Until After Close of Discovery</i> filed by Defendant Albertson's LLC. (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)(Gusha, Stefanie) (Entered: 11/26/2007)
11/27/2007	<u>262</u>	ORDER denying <u>259</u> Motion to Withdraw Document <u>179</u> MOTION for Protective Order to prevent deposition of Nate Valentine on September 10, 2007, <u>171</u> MOTION for Protective Order to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber. Signed by Magistrate Judge Boyd N. Boland on 11/27/07.(erv, ) (Entered: 11/27/2007)
12/03/2007	<u>263</u>	ORDER granting in part and denying in part <u>116</u> Motion to allow James Baxter to Intervene and to assert the First Cause of Action: Title VII Race Discrimination contained in the Complaint In Intervention and Jury Demand ; and DENIED in all other respects; granting in part and denying in part <u>126</u> Christopher adams and James Steadham's Motion to Intervene and to assert First, Second, Third, and Fourth Claims for Relief and DENIED in all other respects; granting in part and denying in part <u>166</u> Solis Motion to Intervene; granting in part and denying in part <u>189</u> Valentine's Motion to Intervene. Signed by Magistrate Judge Boyd N. Boland on 12/3/07.(erv, ) (Entered: 12/03/2007)
12/03/2007	<u>264</u>	INTERVENOR COMPLAINT and Jury Demand against Albertson's LLC, filed by James L Baxter.(erv, ) (Entered: 12/03/2007)
12/03/2007	<u>265</u>	INTERVENOR COMPLAINT and Jury Demand against Albertson's LLC, filed by Christopher Adams, James Steadham.(erv, ) (Entered: 12/03/2007)
12/03/2007	<u>266</u>	INTERVENOR COMPLAINT and Jury Demand against Albertson's LLC, filed by Luis Solis Gonzalez.(erv, ) (Entered: 12/03/2007)
12/03/2007	<u>267</u>	INTERVENOR COMPLAINT and Jury Demand against Albertson's LLC, filed by Nate Valentine.(erv, ) (Entered: 12/03/2007)
12/03/2007	<u>268</u>	MINUTE ORDER, IT IS ORDERED that the final pretrial conference set for December 10, 2007, at 8:30 a.m., is CONVERTED to a status conference. Set Hearings: Status Conference set for 12/10/2007 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 12/3/07. (erv, ) (Entered: 12/03/2007)
12/05/2007	<u>269</u>	MOTION to Withdraw <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> , <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 12/05/2007)
12/05/2007	270	MEMORANDUM regarding <u>269</u> MOTION to Withdraw <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> , <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> MOTION to Withdraw <u>179</u> MOTION for Protective Order <i>to prevent deposition of Nate Valentine on September 10, 2007</i> , <u>171</u> MOTION for Protective Order <i>to Prevent Depositions of Dr. Robert Atwell, William Slater, and Dawn Weber</i> filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/5/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/05/2007)
12/05/2007	<u>271</u>	MOTION For Extension of Time to <i>Respond to Defendant's Motion for Summary Judgment</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 12/05/2007)
12/06/2007	<u>272</u>	MOTION to Clarify re <u>263</u> Order on Motion to Intervene,,,,,,,,,,,,, by Intervenor James L Baxter. (Schaefer, Elwyn) (Entered: 12/06/2007)
12/06/2007	<u>273</u>	Joint MOTION to Amend/Correct/Modify <u>125</u> Protective Order by Albertsons LLC, Equal Employment; Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Schaefer, Elwyn) (Modified on 12/6/2007 to add party filers)(erv2, ). (Entered: 12/06/2007)

12/06/2007	274	MEMORANDUM regarding <u>273</u> Joint MOTION to Amend/Correct/Modify <u>125</u> Protective Order filed by Luis Solis Gonzalez, Nate Valentine, James Steadham, Christopher Adams, James L Baxter. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/6/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/06/2007)
12/06/2007	275	MEMORANDUM regarding <u>272</u> MOTION to Clarify re <u>263</u> Order on Motion to Intervene, filed by James L Baxter. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 12/7/07. (erv, ) (Entered: 12/06/2007)
12/06/2007	<u>276</u>	RESPONSE to Motion re <u>271</u> MOTION For Extension of Time to <i>Respond to Defendant's Motion for Summary Judgment</i> filed by Defendant Albertson's LLC. (Talley, Kimberly) (Entered: 12/06/2007)
12/06/2007	<u>277</u>	RESPONSE to Motion re <u>271</u> MOTION For Extension of Time to <i>Respond to Defendant's Motion for Summary Judgment</i> filed by Defendant Albertson's LLC. (Talley, Kimberly) (Entered: 12/06/2007)
12/07/2007	278	Docket Annotation re: <u>276</u> Response to Motion; this was a docketing error and it has been refiled at Doclekt Number <u>277</u> Text only entry – no document attached (erv, ) (Entered: 12/07/2007)
12/07/2007	<u>279</u>	REPLY to Response to Motion re <u>271</u> MOTION For Extension of Time to <i>Respond to Defendant's Motion for Summary Judgment</i> filed by Plaintiff Equal Employment Opportunity Commission, Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Attachments: # <u>1</u> Exhibit Deposition Transcript)(Kittle, Rita) (Entered: 12/07/2007)
12/07/2007	<u>280</u>	Unopposed MOTION for Extension of Time to File Response/Reply to <i>EEOC's Motion for Partial Summary Judgment</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only) [Proposed] Order Re: Albertson's LLC's Unopposed Motion for a Reciprocal Extension of Time to Respond to EEOC's Motion for Partial Summary Judgment)(Gusha, Stefanie) (Entered: 12/07/2007)
12/07/2007	<u>281</u>	ORDER denying <u>272</u> Motion to Clarify. Signed by Magistrate Judge Boyd N. Boland on 12/7/07.(erv, ) (Entered: 12/07/2007)
12/07/2007	<u>282</u>	MOTION to Amend/Correct/Modify by Intervenor James L Baxter. (Attachments: # <u>1</u> Exhibit)(Schaefer, Elwyn) (Entered: 12/07/2007)
12/08/2007	<u>283</u>	Renewed MOTION to Compel <i>the Attendance of James Baxter at the Resumption of his Deposition</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 12/08/2007)
12/08/2007	<u>284</u>	Renewed MOTION to Compel <i>Mental Examination and Psychological Testing of Baxter, Ruiz and Lopez Pursuant to FRCP 35</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Talley, Kimberly) (Entered: 12/08/2007)
12/08/2007	<u>285</u>	DECLARATION of <i>Dr. William Hansen</i> regarding Renewed MOTION to Compel <i>Mental Examination and Psychological Testing of Baxter, Ruiz and Lopez Pursuant to FRCP 35</i> <u>284</u> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A)(Talley, Kimberly) (Entered: 12/08/2007)
12/08/2007	<u>286</u>	DECLARATION of <i>Kimberly M. Talley</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8)(Talley, Kimberly) (Entered: 12/08/2007)
12/09/2007	<u>287</u>	STATUS REPORT by Plaintiff Equal Employment Opportunity Commission, Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Kittle, Rita) (Entered: 12/09/2007)

12/10/2007	288	MEMORANDUM regarding <u>284</u> Renewed MOTION to Compel <i>Mental Examination and Psychological Testing of Baxter, Ruiz and Lopez Pursuant to FRCP 35</i> filed by Albertson's LLC, <u>283</u> Renewed MOTION to Compel <i>the Attendance of James Baxter at the Resumption of his Deposition</i> filed by Albertson's LLC, <u>282</u> MOTION to Amend/Correct/Modify filed by James L Baxter. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/10/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/10/2007)
12/10/2007	<u>289</u>	Unopposed MOTION to Withdraw Document re <u>230</u> MOTION for Partial Summary Judgment <i>on Eleven Affirmative Defenses</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only) proposed order)(Palma, Lynn) (Entered: 12/10/2007)
12/10/2007	<u>290</u>	MINUTE ORDER re: <u>242</u> MOTION to Strike Post–Discovery Disclosures filed by Equal Employment Opportunity Commission, <u>284</u> Renewed MOTION to Compel Mental Examination and Psychological Testing of Baxter, Ruiz and Lopez Pursuant to FRCP 35 filed by Albertson's LLC, <u>283</u> Renewed MOTION to Compel the Attendance of James Baxter at the Resumption of his Deposition filed by Albertson's LLC, <u>282</u> MOTION to Amend/Correct/Modify filed by James L Baxter, Set Hearings: Motion Hearing set for 12/19/2007 10:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. IT IS FURTHER ORDERED that responses shall be filed on or before December 17, 2007. No replies are allowed. by Magistrate Judge Boyd N. Boland on 12/10/07. (erv, ) (Entered: 12/11/2007)
12/10/2007	<u>291</u>	ORDER DENYING as moot <u>133</u> Motion to Stay; DENYING as moot <u>165</u> Motion for Extension of Time; DENYING as moot <u>171</u> Motion for Protective Order; DENYING as moot <u>176</u> Motion to Amend/Correct/Modify; DENYING as moot <u>176</u> Motion for Leave; DENYING as moot <u>179</u> Motion for Protective Order; DENYING as moot <u>208</u> Motion to Compel; granting <u>242</u> Motion to Strike ; DENYING as moot <u>269</u> Motion to Withdraw ; granting <u>273</u> Joint Motion to Amend Protective Order; It is Further ORDERED that EEOC's oral Motion for an extension of time, to and incl 12/13/07, to file a reply in support of Pla's Motion to Strike Rule 26 Disclosures[etc]; Discovery Cut–Off 4/11/08; Dispositive Motions Deadline 4/11/08; Final Pre–Trial Conf 6/10/08 at 10:00 a.m.; Final pre–trial Order shall be filed to the court no later than 6/3/08. Signed by Magistrate Judge Boyd N. Boland on 12/10/07.(erv, ) (Entered: 12/11/2007)
12/10/2007	<u>295</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland: Status Conference held on 12/10/2007.ORDERED: A Motion Hearing is set for 12/19/2007 10:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Final Pretrial Conference set for 6/10/2008 10:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland Proposed final pretrial order due on or before June 3, 2008.ORDERED:Motion to stay; or, in the alternative, motion to allow counsel for prospective intervenors to fully participate in remaining depositions filed July 25, 2007; # <u>133</u> is denied as moot as stated on the record.ORDERED:EEOCS motion for extension of time to respond to discovery requests filed August 30, 2007; # <u>165</u> is denied as moot as stated on the record.ORDERED:Plaintiff EEOCs motion for entry of a protective order pursuant to Fed.R.Civ.Pro Rule 26 to prevent the deposition of Nate Valentine on September 10, 2007 and certificate of compliance with D.Colo. L.R. 7.1 filed September 9, 2007; # <u>179</u> is denied as moot as stated on the record.ORDERED:Plaintiff EEOCs Motion for entry of a protective order to prevent the depositions of Dr. Robert Atwell, William Slater, and Dawn Weber filed September 3, 2007; # <u>171</u> is denied and denied as moot as stated on the record.ORDERED:EEOCs motion for amendment of scheduling order necessitated by defendants motion for protective order [DKT # 147], and for leave to conduct certain depositions after discovery cutoff filed September 6, 2007; # <u>176</u> is denied as moot.ORDERED:EEOCs motion to compel production of insurance policy as required under FED.R.CIV.P. 26(a)(1)(D) filed October 2, 2007; # <u>208</u> is denied as moot as stated on the record.ORDERED:EEOCs motion for withdrawal of motions for protective orders, Doc #171 &179 filed December 5, 2007; # <u>269</u> is denied as moot as stated on the record. ORDERED:Joint motion to amend protective order filed December 6, 2007; # <u>273</u> is granted as stated on the record. ORDERED:EEOCs oral motion for an extension of time, to and including December 13, 2007, to file a reply in support of plaintiffs motion to strike Rule 26 disclosures [etc] filed November 3, 2007; #

		<u>242</u> is granted as stated on the record.ORDERED:Discovery cut-off is extended to and including April 11, 2008.Dispositive motion deadline is extended to and including April 11, 2008. (Court Reporter FTR-G.Mattei.) (bnbcd, ) (Entered: 12/11/2007)
12/11/2007	292	Utility Resetting Deadlines/Hearings: Text only entry – no document attached. Discovery due by 4/11/2008. Dispositive Motions due by 4/11/2008. Proposed Pretrial Order due by 6/3/2008. Final Pretrial Conference set for 6/10/2008 10:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. (erv, ) (Entered: 12/11/2007)
12/11/2007	<u>294</u>	MINUTE ORDER granting <u>289</u> Motion to Withdraw Document; withdrawing <u>230</u> Motion for Partial Summary Judgment; granting in part and denying in part <u>271</u> Motion for Extension of Time; DENYING as moot Albertson's LLC's Unopposed <u>280</u> Motion for Extension of Time to File Response since the Motion for Partial Summary Judgment has been withdrawn ; by Judge Wiley Y. Daniel on 12/11/07.(erv, ) (Entered: 12/11/2007)
12/12/2007	<u>296</u>	Unopposed MOTION to Withdraw <i>Motion for Summary Judgment</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 12/12/2007)
12/13/2007	<u>297</u>	MINUTE ORDER granting <u>296</u> Motion to Withdraw Dfts Motion for Summary Judgment; withdrawing <u>223</u> Motion for Summary Judgment without prejudice to file a new dispositive motion at the conclusion of the discovery period, by Judge Wiley Y. Daniel on 12/13/07.(erv, ) (Entered: 12/13/2007)
12/13/2007	<u>298</u>	MOTION to Withdraw Document <i>Plaintiff's Motion to Strike Rule 26 Disclosures Made After the Close of Discovery or, in the Alternative, For Leave to Depose All Persons Who Were Not Disclosed Until After Close of Discovery [Doc. # 242]</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 12/13/2007)
12/14/2007	299	MEMORANDUM regarding <u>298</u> MOTION to Withdraw Document <i>Plaintiff's Motion to Strike Rule 26 Disclosures Made After the Close of Discovery or, in the Alternative, For Leave to Depose All Persons Who Were Not Disclosed Until After Close of Discovery [Doc. # 242]</i> MOTION to Withdraw Document <i>Plaintiff's Motion to Strike Rule 26 Disclosures Made After the Close of Discovery or, in the Alternative, For Leave to Depose All Persons Who Were Not Disclosed Until After Close of Discovery [Doc. # 242]</i> filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/14/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/14/2007)
12/17/2007	<u>300</u>	MINUTE ORDER granting <u>298</u> Unopposed Motion to Withdraw Plaintiff EEOC's Motion to Strike Rule 26 Disclosures Made After the Close of Discovery or, In the Alternative, for Leave to Depose All Persons Who Were Not Disclosed Until After Close of Discovery; DENIED as Withdrawn <u>242</u> ; MOTION to Strike Post-Discovery Disclosures or, In the Alternative, for Leave to Depose All Persons Who Were Not Disclosed Until After Close of Discovery, by Magistrate Judge Boyd N. Boland on 12/17/07.(erv, ) (Entered: 12/17/2007)
12/17/2007	<u>301</u>	BRIEF in Opposition re <u>284</u> Renewed MOTION to Compel <i>Mental Examination and Psychological Testing of Baxter, Ruiz and Lopez Pursuant to FRCP 35</i> filed by Plaintiff Equal Employment Opportunity Commission. (Palma, Lynn) (Entered: 12/17/2007)
12/17/2007	<u>302</u>	RESPONSE to Motion re <u>282</u> MOTION to Amend/Correct/Modify <i>Plaintiff/Intervenor James Baxter's Motion to Amend Complaint as a Matter of Right Pursuant to Rule 15(a)</i> filed by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 12/17/2007)
12/17/2007	<u>303</u>	RESPONSE to Motion re <u>283</u> Renewed MOTION to Compel <i>the Attendance of James Baxter at the Resumption of his Deposition</i> filed by Intervenor James L. Baxter. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13)(Kershner, Andrea) (Entered: 12/17/2007)

		12/17/2007)
12/17/2007	<u>304</u>	RESPONSE to Motion re <u>284</u> Renewed MOTION to Compel <i>Mental Examination and Psychological Testing of Baxter, Ruiz and Lopez Pursuant to FRCP 35</i> filed by Intervenor James L Baxter. (Kershner, Andrea) (Entered: 12/17/2007)
12/17/2007	<u>305</u>	NOTICE of Exhibits Attached to Doc. #301 Response Brief Opposing Rule 35 Mental Exams by Plaintiff Equal Employment Opportunity Commission (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit)(Palma, Lynn) (Entered: 12/17/2007)
12/17/2007	<u>306</u>	MOTION to Compel <i>the EEOC to Respond to Its Third and Fourth Set of Interrogatories Pursuant to FRCP 37</i> , MOTION for Sanctions by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 12/17/2007)
12/18/2007	307	MEMORANDUM regarding <u>306</u> MOTION to Compel <i>the EEOC to Respond to Its Third and Fourth Set of Interrogatories Pursuant to FRCP 37</i> MOTION for Sanctions filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/18/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/18/2007)
12/18/2007	<u>308</u>	Second MOTION to Produce <i>Documents by the EEOC and For an Order Awarding Sanctions</i> by Defendant Albertson's LLC. (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, # <u>7</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 12/18/2007)
12/18/2007	309	MEMORANDUM regarding <u>308</u> Second MOTION to Produce <i>Documents by the EEOC and For an Order Awarding Sanctions</i> filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/18/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/18/2007)
12/18/2007	<u>310</u>	DEPOSITION SCHEDULE <i>Joint Proposed Deposition Schedule for All Remaining Depositions to be Taken in the Case</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit Deposition Schedule)(Winston, David) (Entered: 12/18/2007)
12/18/2007	<u>311</u>	Joint MOTION to Seal <i>Report of Dr. Robert Atwell (Exhibit A) Supporting Defendant Albertson's LLC's Motion to Compel the Mental Examination and Psychological Testing of oJames L. Baxter, Robert Patrick Ruiz, and David Robert Lopez Under Federal Rule of Civil Procedure 35</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Talley, Kimberly) (Entered: 12/18/2007)
12/18/2007	312	MEMORANDUM regarding <u>311</u> Joint MOTION to Seal <i>Report of Dr. Robert Atwell (Exhibit A) Supporting Defendant Albertson's LLC's Motion to Compel the Mental Examination and Psychological Testing of oJames L. Baxter, Robert Patrick Ruiz, and David Robert Lopez Under Fed</i> Joint MOTION to Seal <i>Report of Dr. Robert Atwell (Exhibit A) Supporting Defendant Albertson's LLC's Motion to Compel the Mental Examination and Psychological Testing of oJames L. Baxter, Robert Patrick Ruiz, and David Robert Lopez Under Fed</i> filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/18/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/18/2007)
12/18/2007	<u>313</u>	SEALED DOCUMENT by Defendant Albertson's LLC. (Attachments: # <u>1</u> Pages 6–10, # <u>2</u> Pages 11–15, # <u>3</u> Pages 16–20, # <u>4</u> Pages 21–25, # <u>5</u> Pages 26–30, # <u>6</u> Pages 31–35, # <u>7</u> Pages 36–40, # <u>8</u> Pages 41–45, # <u>9</u> Pages 46–50, # <u>10</u> Pages 51–52)(Talley, Kimberly) (Entered: 12/18/2007)
12/18/2007	315	Exhibit A by Defendant Albertson's LLC, Plaintiff Equal Employment Opportunity Commission. (Public Entry for SEALED Document <u>313</u> , filed 12/18/07) Text Only Entry–No Document attached(erv, ) (Entered: 12/19/2007)

12/19/2007	<u>314</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. ORDERED:Plaintiff/Intervenor James Baxters motion to amend complaint as a matter of right pursuant to Rule 15(a) filed December 7, 2008; <u>282</u> is granted as stated on the record. The Clerk of Court is directed to accept the amended complaint for filing. Any response due within 10 days.ORDERED:Motion of Albertsons LLC to compel the attendance of James Baxter at the resumption of his deposition pursuant to FRCP 30 filed December 8, 2007; <u>283</u> is granted as stated on the record. Court will not impose sanctions against Albertsons. ORDERED:Motion of defendant Albertsons LLC to compel the mental examination and psychological testing of James L. Baxter, Robert Patrick Ruiz, and David Robert Lopez under Federal Rule of Civil Procedure 35 filed December 8, 2007; <u>284</u> granted as stated on the record.ORDERED:Oral motion to allow Dr. Atwell to be a designated expert for James L. Baxter is granted as stated on the record. ORDERED:Joint deposition schedule is approved.ORDERED:Oral motion by the intervenors to allow the second deposition of Mr. Steadham be limited to 4 hours is granted as stated on the record.ORDERED:Oral motion by the intervenors to allow depositions to be moved and allow 5 more depositions to be taken is granted as stated on the record. Motion Hearing held on 12/19/2007. (Court Reporter FTR–G.Mattei.) (bnbcd, ) (Entered: 12/19/2007)
12/20/2007	<u>316</u>	ORDER Granting <u>284</u> Renewed MOTION to Compel Mental Examination and Psychological Testing of Baxter, Ruiz and Lopez Pursuant to FRCP 35 filed by Albertson's LLC, Granting <u>283</u> Renewed MOTION to Compel the Attendance of James Baxter at the Resumption of his Deposition filed by Albertson's LLC, Granting <u>282</u> MOTION to Amend/Correct/Modify filed by James L Baxter; re: <u>310</u> Deposition Schedule filed by Equal Employment Opportunity Commission, All depositions must be taken at the date and time designated in the Deposition Schedule, IT IS FURTHER ORDERED that the unopposed oral motion of James Steadham to limit his deposition to not more than four hours is GRANTED. Signed by Magistrate Judge Boyd N. Boland on 12/20/07. (erv, ) (Entered: 12/20/2007)
12/20/2007	<u>317</u>	INTERVENOR COMPLAINT and Jury Demand against Albertson's LLC, filed by James L Baxter.(erv, ) (Entered: 12/20/2007)
12/20/2007	<u>318</u>	MINUTE ORDER re: <u>308</u> Second MOTION to Produce Documents by the EEOC and For an Order Awarding Sanctions filed by Albertson's LLC, <u>306</u> MOTION to Compel the EEOC to Respond to Its Third and Fourth Set of Interrogatories Pursuant to FRCP 37; IT IS ORDERED that plaintiffs shall respond to the Motions on or before January 9, 2008. No reply will be accepted without leave of court. Set Hearings: Motions Hearing set for 1/11/2008 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 12/20/07. (erv, ) (Entered: 12/20/2007)
12/21/2007	<u>319</u>	Joint MOTION to Continue <i>for Continuance</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 12/21/2007)
12/21/2007	320	MEMORANDUM regarding <u>319</u> Joint MOTION to Continue <i>for Continuance</i> filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 12/21/07. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 12/21/2007)
12/21/2007	<u>321</u>	<i>Defendant Albertson's LLC's ANSWER to <u>267</u> Intervenor Complaint and Jury Demand of Intervenor Nate Valentine</i> by Albertson's LLC.(Gusha, Stefanie) (Entered: 12/21/2007)
12/21/2007	<u>322</u>	<i>Defendant Albertson's LLC's ANSWER to <u>265</u> Intervenor Complaint and Jury Demand of Intervenor Christopher Adams and James Steadham</i> by Albertson's LLC.(Gusha, Stefanie) (Entered: 12/21/2007)
12/21/2007	<u>323</u>	<i>Defendant Albertson's LLC's ANSWER to <u>266</u> Intervenor Complaint and Jury Demand of Intervenor Luis Solis–Gonzalez</i> by Albertson's LLC.(Gusha, Stefanie) (Entered: 12/21/2007)
12/26/2007	<u>324</u>	Minute ORDER granting Joint <u>319</u> Motion for Continuance. Hearing set 1/11/08 is vacated and reset to 1/14/08 at 9:00 a.m., by Magistrate Judge Boyd N. Boland on 12/26/07.(gms, ) (Entered: 12/26/2007)



12/26/2007	325	Utility Setting/Resetting Deadlines/Hearings: Motion Hearing reset for 1/14/2008 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, pursuant to the minute orderr of 12/26/07. Text only entry – no document attached. (gms, ) (Entered: 12/26/2007)
01/02/2008	<u>326</u>	Minute ORDER granting Joint <u>311</u> Motion to Seal Report of Dr. Atwell. Docket Entry #313 is to remain under seal, by Magistrate Judge Boyd N. Boland on 1/2/08.(gms, ) (Entered: 01/02/2008)
01/03/2008	<u>327</u>	TRANSCRIPT of Status Conference held on 12–10–07 before Magistrate Judge Boland. Pages: 1–73. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital–audio taped record, the courtroom deputy for the judicial officer. (Avery Woods Reporting, ) (Entered: 01/03/2008)
01/03/2008	<u>328</u>	TRANSCRIPT of Motions Hearing held on 12–19–07 before Magisgrate Judge Boland. Pages: 1–39. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital–audio taped record, the courtroom deputy for the judicial officer. (Avery Woods Reporting, ) (Entered: 01/03/2008)
01/04/2008	<u>329</u>	ANSWER to <u>317</u> Intervenor Complaint <i>and Jury Demand of James Baxter</i> by Albertson's LLC.(Gartner, Lawrence) (Entered: 01/04/2008)
01/09/2008	<u>330</u>	BRIEF in Opposition re <u>306</u> MOTION to Compel <i>the EEOC to Respond to Its Third and Fourth Set of Interrogatories Pursuant to FRCP 37</i> MOTION for Sanctions filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12)(Winston, David) (Entered: 01/09/2008)
01/09/2008	<u>331</u>	RESPONSE to Motion re <u>308</u> Second MOTION to Produce <i>Documents by the EEOC and For an Order Awarding Sanctions</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1 – Frank depo excerpts, # <u>2</u> Exhibit 5 – Ricks Determinations, # <u>3</u> Exhibit 6 – Excerpts from Dkt 234, # <u>4</u> Affidavit E. Frank declaration, # <u>5</u> Exhibit Declaration Ex. A – Sec. 83, # <u>6</u> Exhibit Declaration Ex B – FOIA Q# <u>7</u> Affidavit Kittle Declaration)(Palma, Lynn) (Entered: 01/09/2008)
01/11/2008	<u>332</u>	MOTION to Seal <i>Exhibits 2,3,and 4 Supporting Doc.#330</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only) Proposed Order)(Palma, Lynn) (Entered: 01/11/2008)
01/11/2008	<u>333</u>	SEALED DOCUMENT by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 3 – 1995 Partial Determination, # <u>2</u> Exhibit 4– 2001 Settlement Agreement)(Palma, Lynn) (Entered: 01/11/2008)
01/11/2008	336	Exhibit 3 Partial Determination and Exhibit 4 Settlement Agreement by Plaintiff Equal Employment Opportunity Commission. (Public Entry for SEALED Document <u>333</u> , filed 1/11/08) Text Only Entry–No Document Attached(erv, ) (Entered: 01/14/2008)
01/14/2008	<u>334</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. ORDERED:Defendant Albertsons LLCs motion for sanctions and for an order compelling the EEOC to respond to its third and fourth set of interrogatories pursuant to Rule 37 and the Federal Rules of Civil Procedure filed December 17, 2007; doc <u>306</u> is granted in part and denied in part as stated on the record. Responses shall be provided on or before February 14, 2008. ORDERED:Defendant Albertsons LLCs second motion for an order compelling the EEOC to produce documents and for an order awarding sanctions filed December 18, 2007;doc <u>308</u> is granted in part and denied in part as stated on the record.Documents shall be produced within 30 days. Motion Hearing held on 1/14/2008. (Court Reporter FTR–G.Mattei.) (bnbcd, ) (Entered: 01/14/2008)
01/14/2008	335	MEMORANDUM regarding <u>332</u> MOTION to Seal Exhibits 2,3,and 4 Supporting Doc. <u>330</u> filed by Equal Employment Opportunity Commission. (Text Only Entry

		– No Document Attached)Motions referred to Magistrate Judge Boyd N. Boland by Judge Wiley Y. Daniel on 1/14/08. (erv, ) (Entered: 01/14/2008)
01/14/2008	<u>337</u>	ORDER re: GRANTING IN PART and DENYING IN PART <u>308</u> Second MOTION to Produce Documents by the EEOC and For an Order Awarding Sanctions filed by Albertson's LLC,GRANTED <u>306</u> MOTION to Compel the EEOC to Respond to Its Third and Fourth Set of Interrogatories Pursuant to FRCP 37 DENYING MOTION for Sanctions filed by Albertson's LLC,EEOC shall make the discovery required by this order available to Albertsons on or before February 14, 2008. Signed by Magistrate Judge Boyd N. Boland on 1/14/2008. (sah2, ) (Entered: 01/14/2008)
01/22/2008	<u>338</u>	MINUTE ORDER granting <u>332</u> EEOC's Motion to Seal Exhibits 2,3, and 4 supporting EEOC's Response <u>331</u> and are to remain under SEAL, by Magistrate Judge Boyd N. Boland on 1/22/08.(erv, ) (Entered: 01/22/2008)
01/23/2008	<u>339</u>	TRANSCRIPT of Motions Hearing held on 1–14–08 before Magistrate Judge Boland. Pages: 1–55. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital–audio taped record, the courtroom deputy for the judicial officer. (Avery Woods Reporting, ) (Entered: 01/23/2008)
01/28/2008	<u>340</u>	MOTION for Leave to <i>Extend Page Limit</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 01/28/2008)
01/28/2008	<u>341</u>	MINUTE ORDER granting <u>340</u> Pla's Motion for Leave to Extend Page Limit. The EEOC may file an objection that exceeds the page limitations set forthin my Practice Standards by no more than five (5) pages. by Judge Wiley Y. Daniel on 1/28/08.(erv, ) (Entered: 01/29/2008)
01/29/2008	<u>342</u>	APPEAL OF MAGISTRATE JUDGE DECISION to District Court re <u>337</u> Order,, <i>re production of 22 boxes</i> by Plaintiff Equal Employment Opportunity Commission (Attachments: # <u>1</u> Exhibit 1 Transcript 1.14.08, # <u>2</u> Exhibit 5 excerpts 30b6 depo, # <u>3</u> Exhibit 6 Ricks LODs, # <u>4</u> Exhibit 7 Compliance Manual sec. 83, # <u>5</u> Affidavit Frank Declaration, # <u>6</u> Affidavit Kittle Declaration)(Weeks, Nancy) (Entered: 01/29/2008)
01/29/2008	<u>343</u>	MOTION to Stay re <u>337</u> Order,, by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 01/29/2008)
01/29/2008	<u>344</u>	BRIEF in Opposition re <u>343</u> MOTION to Stay re <u>337</u> Order,, filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B)(Mandelson, Richard) (Entered: 01/29/2008)
01/29/2008	<u>345</u>	Unopposed MOTION for Leave to <i>File Twenty Page Response Within Ten Days to Plaintiff EEOC's Objection Pursuant to Fed.R.Civ.P. 72(A) to Decision of Magistrate Judge on Defendants' Motion to Compel Information Relating to Commissioner's Charge</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order (PDF Only))(Mandelson, Richard) (Entered: 01/29/2008)
01/29/2008	<u>346</u>	MINUTE ORDER, Set Hearings: Motion Hearing set for 2/12/2008 04:00 PM in Courtroom A1002 before Judge Wiley Y. Daniel, on EEOC's Objection Pursuant to Fed.R.Civ.P. 72(a) to Decision of Magistrate Judge on Defendants Motion to Compel Information Relating to Commissioner's Charge. Defendant shall file a response to the EEOC's Objection by Thursday, February 7, 2008. Plaintiff EEOC's Motion to Stay Enforcement of that Part of the January 14, 2008, Order <u>337</u> Granting in Part Defendant's Second Motion to Compel (Re: 22 Boxes of Closed Commissioner's Charge Documents) <u>308</u> is GRANTED. The January 14, 2008, Order which granted in part Defendant's Second Motion to Compel is stayed pending a ruling on the EEOCs Objections. by Judge Wiley Y. Daniel on 1/29/08. (erv, ) (Entered: 01/30/2008)
01/30/2008	<u>347</u>	MINUTE ORDER granting <u>345</u> Motion for Leave to File a Twenty Page Response Within Ten Days to Plaintiff EEOC's Objection Pursuant to Fed.R.Civ.P. 72(A) to Decision of Magistrate Judge on Defendant's Motion to Compel Information Relating to Commissioner's Charge is GRANTED. While my Minute Order of

		January 29, 2008, gave Defendant until February 7, 2008, to file a response, this deadline is extended to Friday, February 8, 2008. by Judge Wiley Y. Daniel on 1/30/08.(erv, ) (Entered: 01/30/2008)
02/01/2008	<u>348</u>	NOTICE of Entry of Appearance of <i>Steven W. Moore</i> by Steven Woodrow Moore on behalf of all defendants (Moore, Steven) (Entered: 02/01/2008)
02/01/2008	<u>349</u>	MOTION to Withdraw as Attorney by Intervenor James L Baxter. (Attachments: # <u>1</u> Exhibit Notice of Intent to Withdraw)(Schaefer, Elwyn) (Entered: 02/01/2008)
02/01/2008	350	MEMORANDUM regarding <u>349</u> MOTION to Withdraw as Attorney filed by James L Baxter. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 2/1/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 02/01/2008)
02/04/2008	<u>351</u>	MINUTE ORDER granting <u>349</u> Motion to Withdraw as Attorney. Attorney Andrea J. Kershner terminated, by Magistrate Judge Boyd N. Boland on 2/4/08.(erv, ) (Entered: 02/04/2008)
02/05/2008	<u>352</u>	MOTION to Vacate <u>346</u> Order, Set/Reset Hearings,,,,, by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Weeks, Nancy) (Entered: 02/05/2008)
02/05/2008	<u>353</u>	MINUTE ORDER granting <u>352</u> Pla's Partially Unopposed Motion to Re–Schedule Oral Argument on Fed.R.Civ.P. 72(a) Objection to Decision of Magistrate Judge on Defendant's Motion to Compel Information Relating to Commissioner's Charge (filed February 5, 2008); The hearing currently set for Tuesday, February 12, 2008, at 4:00 p.m. is VACATED and RESET to Wednesday, February 13, 2008, at 3:30 p.m. by Judge Wiley Y. Daniel on 2/5/08.(erv, ) (Entered: 02/06/2008)
02/05/2008	354	Utility Resetting Hearings: Oral Argument Hearing set for 2/13/2008 03:30 PM in Courtroom A1002 before Judge Wiley Y. Daniel. Text only entry – no document attached. (erv, ) (Entered: 02/06/2008)
02/08/2008	<u>355</u>	RESPONSE to <u>342</u> APPEAL OF MAGISTRATE JUDGE DECISION to District Court re <u>337</u> Order,, <i>re production of 22 boxes</i> by Plaintiff Equal Employment Opportunity CommissionAPPEAL OF MAGISTRATE JUDGE DECISION to District Court re <u>337</u> Order,, <i>re production of 22 boxes</i> by Plaintiff Equal Employment Opportunity Commission by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3, # <u>4</u> Exhibit Exhibit 4, # <u>5</u> Exhibit Exhibit 5, # <u>6</u> Exhibit Exhibit 6, # <u>7</u> Exhibit Exhibit 7)(Gusha, Stefanie) (Entered: 02/08/2008)
02/12/2008	<u>356</u>	MOTION to Bifurcate by Plaintiff Equal Employment Opportunity Commission, Intervenor Parties Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Attachments: # <u>1</u> Proposed Order (PDF Only), # <u>2</u> Exhibit 1 EEOC v. Foster Wheeler, # <u>3</u> Exhibit 2 Love v. Pullman, # <u>4</u> Exhibit 3 Dial Corp. (unpublished), # <u>5</u> Exhibit 4 EEOC v. Nebco Evans)(Weeks, Nancy) (Entered: 02/12/2008)
02/13/2008	<u>358</u>	Minute Entry for proceedings held before Judge Wiley Y. Daniel: denying <u>342</u> APPEAL OF MAGISTRATE JUDGE DECISION to District Court; Motion Hearing held on 2/13/2008. Oral motion to extend the deadline for responses to supplemental interrogatories is granted. Deadline for responses to supplemental interrogatories is extended from Thursday, February 14, 2008 to Tuesday, February 19, 2008. (Court Reporter Kara Spitler.) (wydcd, rrk) (Entered: 02/21/2008)
02/15/2008	<u>357</u>	NOTICE of Entry of Appearance by Tazamisha Heshima Imara on behalf of Albertson's LLC (Imara, Tazamisha) (Entered: 02/15/2008)
02/22/2008	<u>359</u>	ORDER OVERRULING <u>342</u> APPEAL OF MAGISTRATE JUDGE DECISION to District Court re <u>337</u> Order, <i>re production of 22 boxes</i> by Plaintiff Equal Employment Opportunity Commission; It is FURTHER ORDERED that Magistrate Judge Boland's Order of January 14, 2008, is AFFIRMED. EEOC shall start producing boxes as of Tuesday, February 19, 2008 (at least one box shall be produced by that time) and shall produce all boxes as quickly and expeditiously as possible, but by no later than Monday, March 3, 2008. It is FURTHER ORDERED that if privileged documents are located by EEOC in the boxes, EEOC shall

		prepare and provide to opposing counsel a privilege log as required by Fed. R. Civ. P. 26(b)(5)(A). Signed by Judge Wiley Y. Daniel on 2/22/08. (erv, ) (Entered: 02/22/2008)
02/22/2008	<u>360</u>	MINUTE ORDER, Motion Hearing set for 7/17/2008 03:00 PM in Courtroom A1002 before Judge Wiley Y. Daniel. by Judge Wiley Y. Daniel on 2/22/08. (erv, ) (Entered: 02/22/2008)
02/27/2008	<u>361</u>	Unopposed MOTION For Extension of Time to by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1)(Winston, David) (Entered: 02/27/2008)
02/27/2008	<u>362</u>	MINUTE ORDER granting <u>361</u> Pla's Unopposed Motion for Extension of Time up to and incl 3/17/08, in which to provide Defendant with privilege logs for the 26 boxes of closed Commissioner's Charge documents. by Judge Wiley Y. Daniel on 2/27/08.(erv, ) (Entered: 02/28/2008)
02/29/2008	<u>363</u>	Unopposed MOTION to Reset <i>Hearing on Pending Motions</i> by Intervenor Parties Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Martinez, William) (Entered: 02/29/2008)
02/29/2008	<u>364</u>	MOTION for Extension of Time to File Response/Reply as to <u>356</u> MOTION to Bifurcate by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 02/29/2008)
03/04/2008	<u>365</u>	MINUTE ORDER granting <u>364</u> Albertson's Unopposed Motion for Extension of Time to File Response to Pla's Motion to Bifurcate Trial. Albertson's shall respond to the EEOC's Motion to Bifurcate Trial not later than March 20, 2008. by Judge Wiley Y. Daniel on 3/3/08.(erv, ) (Entered: 03/04/2008)
03/04/2008	<u>366</u>	MINUTE ORDER granting <u>363</u> Unopposed Motion to Reset the hearing on Pending Motions. Motion Hearing Reset for 8/19/2008 03:00 PM in Courtroom A1002 before Judge Wiley Y. Daniel. by Judge Wiley Y. Daniel on 3/4/08.(erv, ) (Entered: 03/04/2008)
03/10/2008	<u>367</u>	MOTION to Reset <i>Settlement Conference</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 03/10/2008)
03/10/2008	368	Docket Annotation re: <u>367</u> MOTION to Reset Settlement Conference. Counsel filed this document in the wrong case and will re-file in the correct case of 07-cv-02035. Text only entry - no document attached (gmssl, ) (Entered: 03/10/2008)
03/11/2008	<u>369</u>	TRANSCRIPT of Hearing on Plaintiff's Objection Pursuant to Fed.R.Civ.P. 72(a) to decision of Magistrate Judge on Defendant's Motion to Compel Information held on 2-13-08 before Judge Daniel. Pages: 1-37. Per statute, copies of transcripts are available for inspection in the clerk's office. Parties interested in a copy may contact the court reporter or, in the case of a transcript prepared from a digital-audio taped record, the courtroom deputy for the judicial officer. (Spitler, Kara) (Entered: 03/11/2008)
03/11/2008	370	Docket Annotation re: Terminate Motions, 368 Docket Annotation, <u>367</u> MOTION to Reset and <u>369</u> Transcript. The NEFs for these documents to Kimberly Talley were returned as undeliverable. Ms. Talley is no longer employed by the firm. Stefanie Gusha and Lawrence Gartner have also left the firm, but have been contacted at their new firm. As they remain as counsel in this case, they will file a motion to withdraw for Ms. Talley and Tazamisha Heshima Imara who has also left the firm. Text only entry - no document attached (gms, ) (Entered: 03/11/2008)
03/11/2008	<u>371</u>	NOTICE of Change of Address by Stefanie M. Gusha (Gusha, Stefanie) (Entered: 03/11/2008)
03/17/2008	<u>372</u>	NOTICE of Change of Address by Elwyn F. Schaefer (Schaefer, Elwyn) (Entered: 03/17/2008)
03/17/2008	<u>373</u>	MOTION to Withdraw as Attorney by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order (PDF Only))(Talley, Kimberly) (Entered: 03/17/2008)

03/18/2008	<u>374</u>	MEMORANDUM regarding <u>373</u> MOTION to Withdraw as Attorney filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 3/18/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 03/18/2008)
03/18/2008	<u>375</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>356</u> MOTION to Bifurcate <i>Trial</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 03/18/2008)
03/18/2008	<u>376</u>	MINUTE ORDER granting <u>375</u> Albertsons LLC Unopposed Motion for Extension of Time to File Response to Pla's Motion to Bifurcate Trial to and incl 3/27/08, by Judge Wiley Y. Daniel on 3/18/08.(erv, ) (Entered: 03/19/2008)
03/19/2008	<u>377</u>	MINUTE ORDER granting <u>373</u> Motion to Withdraw as Attorney. Attorney Kimberly Maria Talley terminated, by Magistrate Judge Boyd N. Boland on 3/19/08.(erv, ) (Entered: 03/19/2008)
03/27/2008	<u>378</u>	RESPONSE to Motion re <u>356</u> MOTION to Bifurcate <i>Trial</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7)(Gartner, Lawrence) (Entered: 03/27/2008)
03/28/2008	<u>379</u>	MOTION for Leave to File Excess Pages <i>and File Separate Motions for Summary Judgment for Each Plaintiff</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 03/28/2008)
04/01/2008	<u>380</u>	RESPONSE to Motion re <u>379</u> MOTION for Leave to File Excess Pages <i>and File Separate Motions for Summary Judgment for Each Plaintiff</i> filed by Intervenor Parties Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Martinez, William) (Entered: 04/01/2008)
04/02/2008	<u>381</u>	RESPONSE to Motion re <u>379</u> MOTION for Leave to File Excess Pages <i>and File Separate Motions for Summary Judgment for Each Plaintiff</i> filed by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 04/02/2008)
04/02/2008	<u>382</u>	RESPONSE to Motion re <u>379</u> MOTION for Leave to File Excess Pages <i>and File Separate Motions for Summary Judgment for Each Plaintiff</i> filed by Intervenor James L Baxter. (Schaefer, Elwyn) (Entered: 04/02/2008)
04/02/2008	<u>383</u>	MINUTE ORDER granting in part and denying in part <u>379</u> Motion for Leave to File Excess Pages. The portion of the motion that seeks to file separate motions for summary judgment for each Plaintiff is denied. This request is excessive. The portion of the motion that seeks in the alternative to file two motions that exceed the page limits imposed in my Practice Standards is granted in part. Defendant Albertson's LLC may file a summary judgment motion that will not exceed 40 pages in length, irrespective of the statement of facts, as to the pattern and practice claims of the EEOC. Defendant may file a summary judgment motion that will not exceed 50 pages in length, irrespective of the statement of facts, as to the collective claims of the intervenors., by Judge Wiley Y. Daniel on 4/2/08.(erv, ) (Entered: 04/02/2008)
04/02/2008	<u>384</u>	Joint MOTION for Leave to File Excess Pages by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 04/02/2008)
04/02/2008	<u>385</u>	MOTION for Leave to <i>Take an Additional 23 Depositions and for an Order for Leave to Conduct Certain Depositions After the Presently Scheduled Discovery Cut-Off</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Deposition Excerpts 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 04/02/2008)
04/02/2008	<u>386</u>	MINUTE ORDER granting <u>384</u> Joint Motion for Leave to File Excess Pages. The EEOC and Defendant are each granted a ten–page extension of the page limit for the EEOC's motion for partial summary judgment and Defendant's responsive brief.by Judge Wiley Y. Daniel on 4/2/08.(erv, ) (Entered: 04/03/2008)

04/03/2008	<u>387</u>	MEMORANDUM regarding <u>385</u> MOTION for Leave to <i>Take an Additional 23 Depositions and for an Order for Leave to Conduct Certain Depositions After the Presently Scheduled Discovery Cut-Off</i> filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 4/3/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 04/03/2008)
04/03/2008	<u>388</u>	MOTION For Extension of Time to <i>File Summary Judgment Motions</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 04/03/2008)
04/04/2008	389	Docket Annotation re: <u>388</u> MOTION For Extension of Time to File Summary Judgment Motions, This Motion has been terminated and will be refiled as a wrong PDF Order was inadvertently attached. Text only entry – no document attached (erv, ) (Entered: 04/04/2008)
04/04/2008	<u>390</u>	MOTION For Extension of Time to <i>File Summary Judgment Motions</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 04/04/2008)
04/04/2008	<u>391</u>	MINUTE ORDER re: <u>385</u> MOTION for Leave to Take an Additional 23 Depositions and for an Order for Leave to Conduct Certain Depositions After the Presently Scheduled Discovery Cut-Off, filed by Albertson's LLC; IT IS ORDERED that the parties shall respond to the Motion on or before April 22, 2008. No reply will be accepted without leave of court. Motion Hearing set for 4/24/2008 09:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland.. Signed by Magistrate Judge Boyd N. Boland on 4/4/08. (erv, ) (Entered: 04/04/2008)
04/07/2008	<u>392</u>	RESPONSE to Motion re <u>390</u> MOTION For Extension of Time to <i>File Summary Judgment Motions</i> filed by Intervenor Parties Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Martinez, William) (Entered: 04/07/2008)
04/07/2008	<u>393</u>	MINUTE ORDER Motion Hearing set for 4/29/2008 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland., by Magistrate Judge Boyd N. Boland on 4/7/08. (erv, ) (Entered: 04/07/2008)
04/07/2008	<u>394</u>	MOTION to Compel <i>Intervenor James Baxter</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Declaration of Sheila Golembiowski, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Proposed Order (PDF Only))(Mandelson, Richard) (Entered: 04/07/2008)
04/07/2008	<u>395</u>	MINUTE ORDER granting <u>390</u> Dft Motion for Extension of Time to File Summary Judgment Motions to and inc: 4/28/08, by Judge Wiley Y. Daniel on 4/7/08.(erv, ) (Entered: 04/07/2008)
04/07/2008	396	MEMORANDUM regarding <u>394</u> MOTION to Compel <i>Intervenor James Baxter</i> filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 4/7/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 04/07/2008)
04/07/2008	<u>397</u>	Unopposed MOTION For Extension of Time to by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 04/07/2008)
04/07/2008	<u>398</u>	Unopposed MOTION For Extension of Time to by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 04/07/2008)
04/08/2008	<u>399</u>	MOTION to Withdraw as Attorney <i>of Record</i> by Defendant Albertson's LLC. (Imara, Tazamisha) (Entered: 04/08/2008)
04/08/2008	<u>400</u>	MINUTE ORDER re: <u>394</u> MOTION to Compel Intervenor James Baxter filed by Albertson's LLC, Parties shall respond to the Motion on or before 4/25/08. No Reply will be accepted without leave of court; Motion Hearing set for 4/29/2008 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 4/8/08. (erv, ) (Entered: 04/08/2008)

04/08/2008	401	MEMORANDUM regarding <u>399</u> MOTION to Withdraw as Attorney of Record filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 4/8/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 04/08/2008)
04/08/2008	<u>402</u>	ORDER granting <u>397</u> Pla EEOC's Unopposed Motion for Extension of Time up to and incl 4/28/08, in which to file its motion for partial summary judgment; granting <u>398</u> Pla EEOC's Motion for Extension of Time to and incl 4/21/08 in which to file its reply to the motion to Bifurcate, by Judge Wiley Y. Daniel on 4/8/08.(erv, ) (Entered: 04/09/2008)
04/09/2008	<u>403</u>	MINUTE ORDER granting <u>399</u> Motion to Withdraw as Attorney. Attorney Tazamisha Heshima Imara terminated. Signed by Magistrate Judge Boyd N. Boland on 4/9/08.(erv, ) (Entered: 04/10/2008)
04/10/2008	<u>404</u>	MOTION for Protective Order <i>Regarding Defendant's First Requests for Admissions</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Appendix A, # <u>2</u> Appendix B, # <u>3</u> Appendix C)(Winston, David) (Entered: 04/10/2008)
04/11/2008	405	MEMORANDUM regarding <u>404</u> MOTION for Protective Order <i>Regarding Defendant's First Requests for Admissions</i> filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 4/11/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 04/11/2008)
04/11/2008	<u>406</u>	MOTION to Pursuant to FRCP Rules 30 and 26 for an Order Granting Seven Hours of Additional Time for Its Questioning at the Deposition of Matthew W. Ricks by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Proposed Order (PDF Only))(Gusha, Stefanie)(Modified on 4/14/2008 Motion was inadvertently filed again where the proposed Order should have been attached. Proposed Order was e-mailed to chambers)(erv2, ). (Entered: 04/11/2008)
04/14/2008	407	MEMORANDUM regarding <u>406</u> MOTION to Pursuant to FRCP Rules 30 and 26 for an Order Granting Seven Hours of Additional Time for Its Questioning at the Deposition of Matthew W. Ricks filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 4/14/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 04/14/2008)
04/14/2008	<u>408</u>	MINUTE ORDER re: <u>404</u> MOTION for Protective Order Regarding Defendant's First Requests for Admissions Pursuant to FRCP Rules 30 and 26 for an Order Granting Seven Hours of Additional Time for Its Questioning at the Deposition of Matthew W. Ricks filed by Albertson's LLC; IT IS ORDERED that the parties shall respond to their respective Motions on or before May 5, 2008. No reply will be accepted without leave of court. Motion Hearing set for 6/10/2008 10:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 4/14/08. (erv, ) (Entered: 04/14/2008)
04/14/2008	<u>409</u>	MINUTE ORDER IT IS ORDERED that the hearing set on docket nos. 385 and 394, for April 29, 2008 is VACATED AND RESET to June 10, 2008, at 10:00 a.m. in Courtroom A-401, Fourth Floor, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado 80294. Please remember that anyone seeking entry into the Alfred A. Arraj United States Courthouse will be required to show a valid photo identification. See D.C.COLO.LCivR 83.2B. IT IS FURTHER ORDERED that the Pretrial Conference set for June 10, 2008, is VACATED, to be reset at a later date. by Magistrate Judge Boyd N. Boland on 4/14/08. (erv, ) (Entered: 04/14/2008)
04/14/2008	410	MEMORANDUM regarding <u>406</u> MOTION to Pursuant to FRCP Rules 30 and 26 for an Order Granting Seven Hours of Additional Time for Its Questioning at the Deposition of Matthew W. Ricks filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 4/14/08. (Text Only Entry – No Document Attached)(erv, ) (Entered: 04/15/2008)
04/17/2008	<u>411</u>	NOTICE of Change of Address by David Andrew Winston (Winston, David) (Entered: 04/17/2008)

04/21/2008	<u>412</u>	REPLY to Response to Motion re <u>356</u> MOTION to Bifurcate <i>Trial</i> filed by Plaintiff Equal Employment Opportunity Commission. (Weeks, Nancy) (Entered: 04/21/2008)
04/22/2008	<u>413</u>	BRIEF in Opposition re <u>385</u> MOTION for Leave to <i>Take an Additional 23 Depositions and for an Order for Leave to Conduct Certain Depositions After the Presently Scheduled Discovery Cut-Off</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19)(Winston, David) (Entered: 04/22/2008)
04/23/2008	<u>414</u>	RESPONSE to Motion re <u>394</u> MOTION to Compel <i>Intervenor James Baxter</i> filed by Intervenor James L Baxter. (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3)(Schaefer, Elwyn) (Entered: 04/23/2008)
04/28/2008	<u>415</u>	MOTION for Partial Summary Judgment by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Deposition Excerpts Frank, # <u>27</u> Deposition Excerpts Wood (30b6), # <u>28</u> Affidavit Kittle, # <u>29</u> Appendix Austin v. Denver, # <u>30</u> Appendix EEOC v. DNA, # <u>31</u> Appendix Student Mkt Grp v. Coll Part Inc., # <u>32</u> Appendix Tademy v Union Pacific)(Kittle, Rita) (Modified on 8/29/2008 415-5 and 415-26 have Been SEALED Pursuant to the 8/29 08 Order)(erv, ). Modified on 8/29/2008 (erv, ). (Entered: 04/28/2008)
04/28/2008	<u>416</u>	Partial MOTION for Summary Judgment <i>Against Intervenors Steadham, Baxter, Adams, Solis-Gonzalez and Motion for Summary Judgment Against Valentine</i> by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 04/28/2008)
04/28/2008	<u>417</u>	BRIEF in Support re <u>416</u> Partial MOTION for Summary Judgment <i>Against Intervenors Steadham, Baxter, Adams, Solis-Gonzalez and Motion for Summary Judgment Against Valentine (Exhibits with prefix "A" are filed attached to Motion for Summary Judgment Against EEOC)</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit B-1, # <u>2</u> Exhibit B-2, # <u>3</u> Exhibit B-3, # <u>4</u> Exhibit B-4, # <u>5</u> Exhibit B-5, # <u>6</u> Exhibit B-6, # <u>7</u> Exhibit B-7, # <u>8</u> Exhibit B-8)(Gusha, Stefanie) (Entered: 04/28/2008)
04/28/2008	<u>418</u>	MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 04/28/2008)
04/28/2008	<u>419</u>	Unopposed MOTION to Seal Document <i>Exhibit A-3 Filed In Support of Albertson's LLC's Motion for Summary Judgment Against EEOC</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 04/28/2008)
04/28/2008	<u>420</u>	(UNSEALED)SEALED DOCUMENT by Defendant Albertson's LLC. (Gusha, Stefanie)(Modified on 7/28/2008 See Order <u>490</u> of 7/23/08 UNSEALING this document)(ervsl, ). (Entered: 04/28/2008)
04/28/2008	<u>421</u>	BRIEF in Support of <u>418</u> Motion for Summary Judgment or, in the Alternative, Partial Summary Judgment Against EEOC by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit A-3, # <u>4</u> Exhibit A-4, # <u>5</u> Exhibit A-5, # <u>6</u> Exhibit A-6, # <u>7</u> Exhibit A-7, # <u>8</u> Exhibit A-8, # <u>9</u> Exhibit A-9, # <u>10</u> Exhibit A-10, # <u>11</u> Deposition Excerpts A-11, # <u>12</u> Exhibit A-12, # <u>13</u> Exhibit A-13, # <u>14</u> Exhibit A-14, # <u>15</u> Exhibit A-15, # <u>16</u> Exhibit A-16, # <u>17</u> Exhibit A-17, # <u>18</u> Exhibit A-18, # <u>19</u> Deposition Excerpts A-19, # <u>20</u> Exhibit A-21, # <u>21</u> Exhibit A-23, # <u>22</u> Exhibit A-24, # <u>23</u> Affidavit A-25, # <u>24</u> Exhibit A-26, # <u>25</u> Affidavit A-27, # <u>26</u> Deposition Excerpts A-28, # <u>27</u> Exhibit A-29, # <u>28</u> Deposition Excerpts A-30, # <u>29</u> Exhibit A-31, # <u>30</u> Exhibit A-33, # <u>31</u> Deposition Excerpts A-34, # <u>32</u> Exhibit A-35, # <u>33</u> Exhibit A-38, # <u>34</u> Deposition Excerpts A-39, # <u>35</u> Exhibit A-40, # <u>36</u> Exhibit A-41, # <u>37</u> Exhibit



		A-42, # <u>38</u> Exhibit A-43, # <u>39</u> Exhibit A-44, # <u>40</u> Exhibit A-45, # <u>41</u> Deposition Excerpts A-46, # <u>42</u> Exhibit A-47, # <u>43</u> Exhibit A-48, # <u>44</u> Exhibit A-49, # <u>45</u> Exhibit A-50, # <u>46</u> Exhibit A-51, # <u>47</u> Exhibit A-52, # <u>48</u> Exhibit A-53, # <u>49</u> Exhibit A-54, # <u>50</u> Exhibit A-55, # <u>51</u> Exhibit A-56, # <u>52</u> Exhibit A-57, # <u>53</u> Exhibit A-58, # <u>54</u> Deposition Excerpts A-59, # <u>55</u> Exhibit A-60, # <u>56</u> Exhibit A-61, # <u>57</u> Exhibit A-62, # <u>58</u> Exhibit A-63, # <u>59</u> Exhibit A-64, # <u>60</u> Deposition Excerpts A-65, # <u>61</u> Exhibit A-66, # <u>62</u> Exhibit A-67)(Gartner, Lawrence) Modified on 7/8/2008 (erv, ). (Entered: 04/28/2008)
04/28/2008	<u>422</u>	Exhibits in Support of <u>418</u> MOTION for Summary Judgment Against EEOC Exhibits A-32, A-36, A-37 by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A-36, # <u>2</u> Exhibit A-37)(Gartner, Lawrence)(Modified on 7/8/2008 corrected linkage to reflect the Motion)(erv, ). (Entered: 04/28/2008)
04/28/2008	423	Exhibit A-3, Brief Supporting Defendant Albertson's LLC., <u>417</u> Motion for Summary Judgment. (Public Entry for SEALED Document <u>420</u> , filed 4/28/08) Text Only Entry - No Document Attached(erv2, ) (Entered: 04/29/2008)
05/01/2008	<u>424</u>	Unopposed MOTION for Leave to File Excess Pages <i>in Response to Motion for Partial Summary Judgment</i> by Intervenor Parties Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Martinez, William) (Entered: 05/01/2008)
05/02/2008	<u>425</u>	ORDER granting <u>419</u> Motion to Seal Document 423 Exhibit A-3 Supporting Albertson's LLC Motion for Summary Judgment. Signed by Judge Wiley Y. Daniel on 5/2/08.(erv, ) (Entered: 05/02/2008)
05/02/2008	<u>426</u>	MINUTE ORDER granting <u>424</u> Motion for Leave to File Excess Pages; Plaintiffs-Intervenors are granted leave to file a response brief in opposition to Defendant's summary judgment motion up to 50 pages in length, exclusive of their statement of facts.by Judge Wiley Y. Daniel on 5/2/08.(erv, ) (Entered: 05/02/2008)
05/02/2008	<u>427</u>	RESPONSE to Motion re <u>404</u> MOTION for Protective Order <i>Regarding Defendant's First Requests for Admissions</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Gartner, Lawrence) (Entered: 05/02/2008)
05/05/2008	<u>428</u>	ERRATA re <u>421</u> Brief in Support of MOTION for Summary Judgment Against EEOC or, In the Alternative, Partial Summary Judgment by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A-21, # <u>2</u> Exhibit A-23, # <u>3</u> Exhibit A-33)(Gartner, Lawrence) (Modified on 7/8/2008 to Reflect the correct Title of the pleading (erv, ). (Entered: 05/05/2008)
05/05/2008	<u>429</u>	RESPONSE to Motion re <u>406</u> MOTION to Pursuant to FRCP Rules 30 and 26 for an Order Granting Seven Hours of Additional Time for Its Questioning at the Deposition of Matthew W. Ricks filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8)(Winston, David) (Entered: 05/05/2008)
05/09/2008	<u>430</u>	Unopposed MOTION For Extension of Time to to Respond to Defendants Motion for Summary Judgment <u>418</u> & <u>421</u> & to Reply to Defendants Response to EEOCs Motion for Partial Summary Judgment <u>415</u> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 05/09/2008)
05/09/2008	<u>431</u>	MOTION for Leave to Reply to Defendants Response <u>427</u> to EEOCs Motion for Protective Order <u>404</u> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 05/09/2008)
05/09/2008	432	MEMORANDUM regarding <u>431</u> MOTION for Leave to Reply to Defendants Response <u>427</u> to EEOCs Motion for Protective Order <u>404</u> filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 5/9/08. (wydcd, rrk) (Text Only Entry - No Document Attached) (Entered: 05/09/2008)
05/09/2008	<u>434</u>	MINUTE ORDER granting <u>430</u> Motion for Extension of Time to Respond to Defendant's Motion for Summary Judgment <u>418</u> & <u>421</u> and to Reply to Defendant's

		Response to EEOC's Motion for Partial Summary Judgment <u>415 430</u> ; The EEOC and Defendant have until June 20, 2008, within which to file their responses to the others respective motion for summary judgment. Furthermore, the EEOC and Defendant have until July 11, 2008, within which to file their replies to the others response to their respective motions for summary judgment.. Signed by Judge Wiley Y. Daniel on 5/9/08.(erv, ) (Entered: 05/12/2008)
05/11/2008	<u>433</u>	RESPONSE to Motion re <u>431</u> MOTION for Leave to Reply to Defendants Response <u>427</u> to EEOCs Motion for Protective Order <u>404</u> filed by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 05/11/2008)
05/12/2008	<u>435</u>	ERRATA re <u>433</u> Response to Motion of Plaintiff EEOC for Leave to Reply to Defendant's Response <u>427</u> to EEOC's Motion for Protective Order <u>404</u> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1)(Gartner, Lawrence) (Entered: 05/12/2008)
05/12/2008	<u>436</u>	ORDER denying <u>431</u> Motion for Leave to Reply to EEOC's Motion for Protective Order. Signed by Magistrate Judge Boyd N. Boland on 5/12/08.(erv, ) (Entered: 05/12/2008)
05/12/2008	<u>437</u>	Joint MOTION For Extension of Time to by Intervenor James L Baxter. (Schaefer, Elwyn) (Entered: 05/12/2008)
05/14/2008	<u>438</u>	Minute ORDER granting Joint <u>437</u> Motion for Extension of Time. Intervenor have to 6/6/08 to file response to Defendant's Motion for Summary Judgment. Defendant has to 6/23/08 to file reply, by Judge Wiley Y. Daniel on 5/14/08.(gms, ) (Entered: 05/14/2008)
05/16/2008	<u>439</u>	MOTION to Seal Document <i>And Remove From Public Record Confidential Document</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 05/16/2008)
05/22/2008	<u>440</u>	RESPONSE to Motion re <u>439</u> MOTION to Seal Document <i>And Remove From Public Record Confidential Document</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Winston, David) (Entered: 05/22/2008)
06/02/2008	<u>441</u>	MOTION to Exclude <i>Testimony of Robert L. Atwell, Psy. D., Pursuant to Fed. R. Civ. P. 702</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 06/02/2008)
06/02/2008	<u>442</u>	Unopposed MOTION to Seal , <i>Joined by Intervenor James L. Baxter, Exhibits Supporting Albertson's LLC's Motion to Exclude Testimony of Robert L. Atwell, Psy. D.</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 06/02/2008)
06/02/2008	<u>443</u>	SEALED DOCUMENT by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 2)(Gartner, Lawrence) (Entered: 06/02/2008)
06/02/2008	444	Exhibit 1 and 2 to Albertson's <u>441</u> Motion to Exclude Testimony of Robert Atwell by Defendant Albertson's LLC, Intervenor Parties James L Baxter, Christopher Adams. (Public Entry for SEALED Document <u>443</u> , filed 6/2/08) Text Only Entry no Document attached)(erv, ) (Entered: 06/03/2008)
06/05/2008	<u>445</u>	Unopposed MOTION for Leave to File Excess Pages by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 06/05/2008)
06/06/2008	<u>446</u>	BRIEF in Opposition re <u>416</u> Partial MOTION for Summary Judgment <i>Against Intervenor Steadham, Baxter, Adams, Solis-Gonzalez and Motion for Summary Judgment Against Valentine</i> filed by Intervenor Parties Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27)(Martinez, William) (Entered: 06/06/2008)

06/09/2008	<u>447</u>	ORDER to Seal Exhibits. Granting Unopposed <u>442</u> Motion to Seal Exhibits Supporting Albertson's LLC's Motion to Exclude Testimony of Robert L. Atwell, Psy.D. Exhibits 1 and 2 are sealed until further order of court. Signed by Judge Wiley Y. Daniel on 6/9/08.(gmssl, ) (Entered: 06/09/2008)
06/10/2008	<u>448</u>	MINUTE ORDER granting <u>445</u> Motion for Leave to File Excess Pagesfor Summary Judgment Response Brief. The EEOC may file a Response Brief in Opposition to Defendants Motion for Summary Judgment of up to 40 pages in length, exclusive of the statement of facts, by Judge Wiley Y. Daniel on 6/9/08.(erv, ) (Entered: 06/10/2008)
06/10/2008	<u>449</u>	COURTROOM MINUTES – Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland: GRANTING IN PART <u>385</u> Defendant Albertson's LLC's Motion Pursuant to 16 and 26 for an Order Granting Leave to Take an Additional 23 Depositions and for an Order for Leave to Conduct Certain Depositions After the Presently Scheduled Discovery Cut–Off as follows: 1) The EEOC shall submit a witness list identifying the witnesses that will be listed on the Pretrial Order on or before June 18, 2008; 2) Those witnesses shall be made available for deposition, each deposition not to exceed four hours in length. Defendant may not re–depose any witness that has been previously deposed. The depositions shall be completed by July 18, 2008;3) The submitted list is a final witness list and may not be amended except to avoid manifest injustice; DENYING <u>394</u> Defendant's Motion to Compel Intervenor James Baxter to Respond to Albertson's Discovery Requests or in the Alternative Motion for Leave to Serve Discovery Outside the Court's Discovery Deadline; DENYING <u>404</u> Plaintiff EEOC's Motion for Protective Order Regarding Defendant's First Requests for Admissions. Responses to the 189 admissions request are due on or before June 24, 2008; GRANTING IN PART <u>406</u> Defendant Albertson's LLC's Motion Pursuant to FRCP 30 and 26 for an Order Granting Seven Hours of Additional Time for Its Questioning at the Deposition of Matthew W. Ricks as follows: 1) Mr. Ricks' deposition is subject to the Court's earlier ruling on Doc. # 385; 2) The EEOC/Intervenors will be allowed an additional one–hour of deposition time;3) Mr. Bove shall inform counsel by June 18, 2008 as to whether or not there will be any problem with Mr. Ricks' appearance for said deposition. Motion Hearing held on 6/10/2008. Deposition discovery due by 6/18/2008. Proposed Pretrial Order due no later than 10:00 a.m. on 8/25/2008. Final Pretrial Conference set for 8/29/2008 at 10:00 AM before Magistrate Judge Boyd N. Boland. (Court Reporter FTR) (psfcd) (Entered: 06/11/2008)
06/10/2008	<u>450</u>	ORDER re: <u>394</u> Denying MOTION to Compel Intervenor James Baxter filed by Albertson's LLC, <u>404</u> Denying MOTION for Protective Order Regarding Defendant's First Requests for Admissions filed by Equal Employment Opportunity Commission, <u>406</u> Granting MOTION to Pursuant to FRCP Rules 30 and 26 for an Order Granting Seven Hours of Additional Time for Its Questioning at the Deposition of Matthew W. Ricks filed by Albertson's LLC, <u>385</u> Granting in Part and Denying in Part MOTION for Leave to Take an Additional 23 Depositions and for an Order for Leave to Conduct Certain Depositions After the Presently Scheduled Discovery Cut–Off filed by Albertson's LLC; IT IS FURTHER ORDERED that a final pretrial conference will be held in this case on August 29, 2008, at 10:00 a.m., in Courtroom 401, 4th floor, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado. The proposed final pretrial order shall be prepared by the parties and submitted to the court no later than August 25, 2008, at 10:00 a.m.. Signed by Magistrate Judge Boyd N. Boland on 6/10/08. (erv, ) (Entered: 06/11/2008)
06/12/2008	<u>451</u>	Unopposed MOTION For Extension of Time to <i>Respond to Albertson's Daubert Motion [Doc. # 441]</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 06/12/2008)
06/12/2008	<u>452</u>	MINUTE ORDER granting <u>451</u> Motion for Extension of Time to Respond to Albertson's Daubert Motion to and incl 7/18/08, by Judge Wiley Y. Daniel on 6/12/08.(erv, ) (Entered: 06/12/2008)
06/13/2008	<u>453</u>	MINUTE ORDER: Settlement Conference set for 8/4/2008 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 6/13/08. (gms, ) (Entered: 06/13/2008)

06/16/2008	<u>454</u>	Joint MOTION For Extension of Time to <i>Respond to Summary Judgment</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 06/16/2008)
06/16/2008	<u>455</u>	Unopposed MOTION For Extension of Time to <i>Submit Witness List &amp; Conclude Discovery</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 06/16/2008)
06/16/2008	<u>456</u>	MOTION for Leave to File Excess Pages <i>Re Reply Brief in Support of Defendant's Motion for Partial Summary Judgment Against Intervenors Steadham, Baxter, Adams and Solis-Gonzalez and Motion for Summary Judgment or, In the Alternative, Partial Summary Judgment Against Intervenor Valentine</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 06/16/2008)
06/17/2008	<u>457</u>	TRANSCRIPT of Motions Hearing held on 6-10-08 before Magistrate Judge Boland. Pages: 1-55.  <b>NOTICE – REDACTION OF TRANSCRIPTS: Within seven calendar days of this filing, each party shall inform the Court, by filing a Notice of Intent to Redact, of the party's intent to redact personal identifiers from the electronic transcript of the court proceeding. If a Notice of Intent to Redact is not filed within the allotted time, this transcript will be made electronically available after 90 days. Please see the Notice of Electronic Availability of Transcripts document at <a href="http://www.cod.uscourts.gov">www.cod.uscourts.gov</a>.</b>  Transcript may only be viewed at the court public terminal or purchased through the Court Reporter/Transcriber prior to the 90 day deadline for electronic posting on PACER. Release of Transcript Restriction set for 9/15/2008. (Avery Woods Reporting, ) (Entered: 06/17/2008)
06/17/2008	458	MEMORANDUM regarding <u>455</u> Unopposed MOTION For Extension of Time to Submit Witness List & Conclude Discovery filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 6/17/08. (Text Only Entry – No Document Attached)(erv, ) (Entered: 06/17/2008)
06/17/2008	<u>459</u>	MINUTE ORDER granting <u>454</u> Motion for Extension of Time to Respond to Summary Judgment, by Judge Wiley Y. Daniel on 6/17/08.(erv, ) (Entered: 06/17/2008)
06/17/2008	<u>460</u>	MINUTE ORDER granting <u>456</u> Motion for Leave to File Excess Pages on Reply Brief in Support of Defendant's Motion for Partial Summary Judgment Against Intervenors James Steadham, James Baxter, Christopher Adams and Luis Solis-Gonzales and Motion for Summary Judgment or, in the Alternative, Partial Summary Judgment Against Intervenor Nate Valentine, by Judge Wiley Y. Daniel on 6/17/08.(erv, ) (Entered: 06/17/2008)
06/18/2008	<u>461</u>	MINUTE ORDER granting <u>455</u> EEOC's Unopposed Motion for Extension of Time to Submit Witness List and Conclude Discover. Plaintiff has to and including June 25, 2008, to submit its witness list. The discovery cut-off is extended to and including July 25, 2008, by Magistrate Judge Boyd N. Boland on 6/18/08.(erv, ) (Entered: 06/18/2008)
06/19/2008	<u>462</u>	RESPONSE to Motion re <u>441</u> MOTION to Exclude <i>Testimony of Robert L. Atwell, Psy. D., Pursuant to Fed. R. Civ. P. 702</i> filed by Intervenor James L Baxter. (Schaefer, Elwyn) (Entered: 06/19/2008)
06/20/2008	<u>463</u>	Joint MOTION For Extension of Time to <i>Respond &amp; Reply to Summary Judgment</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 06/20/2008)
06/20/2008	<u>464</u>	MINUTE ORDER granting <u>463</u> JOint Motion for Extension of Time to Respond and Reply to Summary Judgment. Responses to the summary judgment motions and Albertsons reply to the Intervenors' response to Albertson's Motion for Summary Judgment are due June 27, 2008. by Judge Wiley Y. Daniel on 6/20/08.(erv, ) (Entered: 06/23/2008)

06/25/2008	<u>465</u>	Witness List by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> List A, # <u>2</u> List B, # <u>3</u> List C, # <u>4</u> List D)(Winston, David) (Entered: 06/25/2008)
06/27/2008	<u>466</u>	BRIEF in Opposition re <u>415</u> MOTION for Partial Summary Judgment filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-4, # <u>3</u> Exhibit A-5, # <u>4</u> Exhibit A-8, # <u>5</u> Exhibit A-9, # <u>6</u> Exhibit A-10, # <u>7</u> Exhibit A-15, # <u>8</u> Exhibit A-16, # <u>9</u> Exhibit A-17, # <u>10</u> Exhibit A-18, # <u>11</u> Exhibit A-19, # <u>12</u> Exhibit A-21, # <u>13</u> Exhibit A-26, # <u>14</u> Exhibit A-27, # <u>15</u> Exhibit A-28, # <u>16</u> Exhibit A-29, # <u>17</u> Exhibit A-32, # <u>18</u> Exhibit A-34, # <u>19</u> Exhibit A-40, # <u>20</u> Exhibit A-41, # <u>21</u> Exhibit A-42, # <u>22</u> Exhibit A-43, # <u>23</u> Exhibit A-44, # <u>24</u> Exhibit A-45, # <u>25</u> Exhibit A-46, # <u>26</u> Exhibit A-50, # <u>27</u> Exhibit A-55, # <u>28</u> Exhibit A-60, # <u>29</u> Exhibit A-61, # <u>30</u> Exhibit A-66, # <u>31</u> Exhibit B-1, # <u>32</u> Exhibit B-2, # <u>33</u> Exhibit B-3, # <u>34</u> Exhibit B-4, # <u>35</u> Exhibit B-5, # <u>36</u> Exhibit B-6, # <u>37</u> Exhibit B-7, # <u>38</u> Exhibit B-8, # <u>39</u> Exhibit B-9, # <u>40</u> Exhibit B-10, # <u>41</u> Exhibit B-11, # <u>42</u> Exhibit B-12, # <u>43</u> Exhibit B-13)(Gartner, Lawrence) (Entered: 06/27/2008)
06/27/2008	<u>467</u>	REPLY to Response to Motion re <u>416</u> Partial MOTION for Summary Judgment <i>Against Intervenors Steadham, Baxter, Adams, Solis-Gonzalez and Motion for Summary Judgment Against Valentine</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit C-1, # <u>2</u> Exhibit C-2, # <u>3</u> Exhibit C-3, # <u>4</u> Affidavit C-4, # <u>5</u> Exhibit C-5, # <u>6</u> Exhibit C-6, # <u>7</u> Exhibit C-7, # <u>8</u> Exhibit C-8, # <u>9</u> Exhibit C-9, # <u>10</u> Exhibit C-10)(Gusha, Stefanie) (Entered: 06/27/2008)
06/27/2008	<u>468</u>	BRIEF in Opposition re <u>421</u> MOTION for Summary Judgment <i>Against EEOC</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27, # <u>28</u> Exhibit 28, # <u>29</u> Exhibit 29, # <u>30</u> Exhibit 30, # <u>31</u> Exhibit 31, # <u>32</u> Exhibit 32, # <u>33</u> Exhibit 33, # <u>34</u> Exhibit 34, # <u>35</u> Deposition Excerpts Adams, # <u>36</u> Deposition Excerpts Baxter, # <u>37</u> Deposition Excerpts Dennis, # <u>38</u> Deposition Excerpts Eirish 30b6, # <u>39</u> Deposition Excerpts Frank 30b6, # <u>40</u> Deposition Excerpts Gonzalez, # <u>41</u> Deposition Excerpts Hartley, # <u>42</u> Deposition Excerpts Hayes, # <u>43</u> Deposition Excerpts Jones, # <u>44</u> Deposition Excerpts K Wood 30b6, # <u>45</u> Deposition Excerpts Lopez, # <u>46</u> Deposition Excerpts M Wood 30b6, # <u>47</u> Deposition Excerpts Ma 30b6, # <u>48</u> Deposition Excerpts Martinez, # <u>49</u> Deposition Excerpts Miller, # <u>50</u> Deposition Excerpts Pullman, # <u>51</u> Deposition Excerpts Ricks, # <u>52</u> Deposition Excerpts Ruiz, # <u>53</u> Deposition Excerpts Scarff, # <u>54</u> Deposition Excerpts Sharits, # <u>55</u> Deposition Excerpts Slater, # <u>56</u> Deposition Excerpts Solis Gonzalez, # <u>57</u> Deposition Excerpts Steadham, # <u>58</u> Deposition Excerpts Textor, # <u>59</u> Deposition Excerpts Valentine, # <u>60</u> Affidavit Adams 2d dec, # <u>61</u> Affidavit Adams dec, # <u>62</u> Affidavit Armijo dec, # <u>63</u> Affidavit Baxter aff, # <u>64</u> Affidavit Baxter dec, # <u>65</u> Affidavit Breen dec, # <u>66</u> Affidavit Brooks dec, # <u>67</u> Affidavit Colbert dec, # <u>68</u> Affidavit Cooper dec, # <u>69</u> Affidavit Davis aff, # <u>70</u> Affidavit Dennis aff, # <u>71</u> Affidavit J Dennis aff, # <u>72</u> Affidavit Dixon dec, # <u>73</u> Affidavit Esquivel aff, # <u>74</u> Affidavit Frank dec, # <u>75</u> Affidavit Garduno dec, # <u>76</u> Affidavit Gold aff, # <u>77</u> Affidavit Grice dec, # <u>78</u> Affidavit Hernandez aff, # <u>79</u> Affidavit Jackson aff, # <u>80</u> Affidavit Langley dec, # <u>81</u> Affidavit J Lopez aff, # <u>82</u> Affidavit Martinez aff, # <u>83</u> Affidavit Minor dec, # <u>84</u> Affidavit Mitchell dec, # <u>85</u> Affidavit Montgomery dec, # <u>86</u> Affidavit Preston aff, # <u>87</u> Affidavit Ramirez dec, # <u>88</u> Affidavit Ray aff, # <u>89</u> Affidavit Rios dec, # <u>90</u> Affidavit Ruiz aff, # <u>91</u> Affidavit Slater aff, # <u>92</u> Affidavit Smoots aff, # <u>93</u> Affidavit Solis Gonzales dec, # <u>94</u> Affidavit Steadham 2d dec, # <u>95</u> Affidavit Steadham dec, # <u>96</u> Affidavit Teague dec, # <u>97</u> Affidavit Threats dec, # <u>98</u> Affidavit Turner dec, # <u>99</u> Affidavit Valentine 2d dec, # <u>100</u> Affidavit Valentine dec, # <u>101</u> Affidavit Vaughan dec, # <u>102</u> Affidavit Velasquez dec, # <u>103</u> Affidavit Watkins dec, # <u>104</u> Affidavit Young dec, # <u>105</u> Affidavit Kittle dec)(Winston, David) (Modified on 8/29/2008 to SEAL 468-4, 468-5, 468-6, 468-7, 468-8, 468-9, 468-13, 468-19, 468-20, 468-21, and 468-23. Pursuant to the 8/29/08 Minute Order)(erv, ). (Entered: 06/28/2008)
06/30/2008	<u>469</u>	MOTION to Strike <i>Inadmissible Evidence Under Fed.R.Civ.P. 56(e)</i> by Plaintiff Equal Employment Opportunity Commission, Intervenor Parties James L Baxter,

		Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Kittle, Rita) (Entered: 06/30/2008)
07/03/2008	<u>470</u>	MINUTE ORDER re: <u>466</u> Brief in Opposition to Motion for Partial Summary Judgment, filed by Albertson's LLC and <u>468</u> Brief in Opposition to Motion for Summary Judgment, filed by Equal Employment Opportunity Commission. The EEOC's Additional Relevant Facts section and the Statement of Additional Facts shall be construed as the parties' "Statement of Additional Disputed Facts," by Judge Wiley Y. Daniel on 7/3/08. (gmssl, ) (Entered: 07/03/2008)
07/03/2008	<u>471</u>	Joint MOTION for Extension of Time to File Response/Reply as to <u>418</u> MOTION for Summary Judgment Against EEOC <u>415</u> MOTION for Partial Summary Judgment Against Albertson's LLC, Joint MOTION for Leave to File Excess Pages on Reply Brief by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) Modified on 7/8/2008 to correct the linkage)(erv, ). (Entered: 07/03/2008)
07/07/2008	<u>472</u>	Minute ORDER granting Joint <u>471</u> Motion to Extend Page Limit on Reply Brief and Extend the Time to File Reply Brief. Albertson's may file reply brief in support of its motion for summary judgment or, in the alternative partial summary judgment against the EEOC in excess of the 10 page limitation, but not to exceed 35 pages. EEOC may file a reply brief in support of its motion for partial summary judgment against Albertsons in excess of the 10 page limitation, but not to exceed 20 pages. Albertsons and EEOC have up to and including, July 30, 2008, to file their respective replies, by Judge Wiley Y. Daniel on 7/7/08.(gms, ) (Entered: 07/07/2008)
07/08/2008	473	Docket Annotation re: <u>421</u> Brief in Support of Motion for Summary Judgment, This was originally docketed as a Motion, it is a Brief in Support of the <u>418</u> Motion for Summary Judgment, which it now reflects, Text only entry – no document attached (erv, ) (Entered: 07/08/2008)
07/08/2008	<u>474</u>	Unopposed MOTION to Amend/Correct/Modify <u>465</u> Witness List by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Document Plaintiff EEOC's First Amended Trial Witness List, # <u>2</u> Proposed Document First Amended Witness List A, # <u>3</u> Proposed Document First Amended Witness List B, # <u>4</u> Proposed Document First Amended Witness List C, # <u>5</u> Proposed Document First Amended Witness List D)(Winston, David) (Entered: 07/08/2008)
07/09/2008	475	MEMORANDUM regarding <u>474</u> Unopposed MOTION to Amend/Correct/Modify <u>465</u> Witness List Unopposed MOTION to Amend/Correct/Modify <u>465</u> Witness List filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 7/9/08. (Text Only Entry – No Document Attached)(erv, ) (Entered: 07/09/2008)
07/11/2008	<u>476</u>	MOTION For Extension of Time to <i>Complete Depositions of Trial Witnesses Designated by Plaintiff Equal Employment Opportunity Commission</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 07/11/2008)
07/14/2008	<u>477</u>	BRIEF in Opposition re <u>476</u> MOTION For Extension of Time to <i>Complete Depositions of Trial Witnesses Designated by Plaintiff Equal Employment Opportunity Commission</i> filed by Plaintiff Equal Employment Opportunity Commission. (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, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J)(Kittle, Rita) (Entered: 07/14/2008)
07/14/2008	478	MEMORANDUM regarding <u>476</u> MOTION For Extension of Time to <i>Complete Depositions of Trial Witnesses Designated by Plaintiff Equal Employment Opportunity Commission</i> filed by Albertson's LLC. Motion referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 7/14/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 07/14/2008)
07/14/2008	<u>479</u>	MINUTE ORDER re: <u>476</u> MOTION For Extension of Time to <i>Complete Depositions of Trial Witnesses Designated by Plaintiff Equal Employment Opportunity Commission</i> filed by Albertson's LLC, Motion Hearing set for

		7/28/2008 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 7/14/08. (erv, ) (Entered: 07/14/2008)
07/14/2008	<u>480</u>	ORDER granting <u>474</u> Pla's Unopposed Motion to Amend Trial Witness List. Signed by Magistrate Judge Boyd N. Boland on 7/14/08.(erv, ) (Entered: 07/15/2008)
07/14/2008	<u>481</u>	FIRST AMENDED Trial Witness List by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Amended Witness List A, # <u>2</u> Amended Witness List B, # <u>3</u> Amended Witness List C, # <u>4</u> Amended Witness List D)(erv, ) (Entered: 07/15/2008)
07/15/2008	<u>482</u>	MOTION For Extension of Time to <i>Respond to Albertson's Daubert Motion [Doc 441]</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 07/15/2008)
07/15/2008	<u>483</u>	MINUTE ORDER granting <u>482</u> Pla's Motion for Extension of Time to Respond to Albertsons Daubert Motion to and incl 8/8/08; Due to a scheduling conflict with a ten (10) day criminal jury trial, the hearing on pending motions set for Tuesday, August 19, 2008, at 3:00 p.m. is VACATED and will have to be reset. by Judge Wiley Y. Daniel on 7/15/08.(erv, ) (Entered: 07/16/2008)
07/17/2008	<u>484</u>	Unopposed MOTION to Vacate <u>453</u> Order, Set/Reset Hearings <i>the Settlement Conference</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 07/17/2008)
07/17/2008	<u>485</u>	MEMORANDUM regarding <u>484</u> Unopposed MOTION to Vacate <u>453</u> Order, Set/Reset Hearings <i>the Settlement Conference</i> filed by Albertson's LLC. Motion referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 7/17/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 07/17/2008)
07/17/2008	<u>486</u>	MINUTE ORDER granting <u>484</u> Unopposed Motion to Vacate and Reschedule the Settlement Conference, the Settlement Conference set for August 4, 2008, is vacated and reset to August 11, 2008, at 1:30 p.m., in Chambers A-442, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado 80294. by Magistrate Judge Boyd N. Boland on 7/17/08.(erv, ) (Entered: 07/17/2008)
07/17/2008	<u>487</u>	Utility Resetting Deadlines: Settlement Conference set for 8/11/2008 01:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Text only entry – no document attached. (erv, ) (Entered: 07/17/2008)
07/18/2008	<u>488</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>469</u> MOTION to Strike <i>Inadmissible Evidence Under Fed.R.Civ.P. 56(e)</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 07/18/2008)
07/18/2008	<u>489</u>	MINUTE ORDER granting <u>488</u> Motion for Extension of Time to File Response to theEEOCs and Intervenors' Motion to Strike Inadmissible Evidence Under Fed.R.Civ.P., Albertson' s shall file a response to the EEOCs and Intervenors' Motion to Strike on or before July 30, 2008.. Signed by Judge Wiley Y. Daniel on 7/18/08.(erv, ) (Entered: 07/21/2008)
07/18/2008	<u>490</u>	ORDER denying <u>439</u> Dft Albertson's LLC Motion to Seal a Confidential Document (filed May 16, 2008). Signed by Judge Wiley Y. Daniel on 7/18/08.(erv, ) (Entered: 07/21/2008)
07/23/2008	<u>491</u>	MINUTE ORDER Motion Hearing Reset for 9/30/2008 02:00 PM in Courtroom A1002 before Judge Wiley Y. Daniel. The hearing is set for three (3) hours. by Judge Wiley Y. Daniel on 7/23/08. (erv, ) (Entered: 07/23/2008)
07/25/2008	<u>492</u>	Joint MOTION For Extension of Time to <i>Reply to Summary Judgment and to EEOC's and Intervenors' Motion to Strike</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 07/25/2008)
07/25/2008	<u>494</u>	MINUTE ORDER granting <u>492</u> Motion for Extension of Time to Reply to Summary Judgment and EEOC's and Intervenors' Motion to Strike. The EEOC and

		Albertsons, Inc. Have up to and including Monday, August 11, 2008, in which to file their reply briefs. by Judge Wiley Y. Daniel on 7/25/08.(erv, ) (Entered: 07/28/2008)
07/28/2008	493	Docket Annotation re: <u>420</u> Sealed Document,Pursuant to the Order of 7/23/08 <u>490</u> Dfts Motion to SEAL this document was DENIED. It has been UNSEALED. Text only entry – no document attached (erv, ) (Entered: 07/28/2008)
07/28/2008	<u>495</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. ORDERED:Albertsons LLCS motion for extension of time to complete depositions of trial witnesses designated by plaintiff Equal Employment Opportunity Commission filed July 11, 2008; Doc. <u>476</u> is granted as stated on the record.All depositions to be completed on or before August 29, 2008. By 4:00 p.m. today the parties will file a schedule, as to what depositions will be taken and when they will be taken.No deposition will be altered without an order. Motion Hearing held on 7/28/2008. (Court Reporter FTR–G.Mattei.) (bnbcd, ) (Entered: 07/28/2008)
07/28/2008	<u>496</u>	DEPOSITION SCHEDULE re <u>495</u> Order on Motion for Extension of Time, Motion Hearing,,,, <i>Joint Proposed Deposition Schedule for All Remaining Depositions to be Taken in the Case</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Pages Proposed Deposition Schedule)(Gusha, Stefanie) (Entered: 07/28/2008)
07/28/2008	<u>497</u>	ORDER GRANTING <u>476</u> MOTION For Extension of Time to Complete Depositions of Trial Witnesses Designated by Plaintiff Equal Employment Opportunity Commission filed by Albertson's LLC. IT IS ORDERED that the Motion is GRANTED. Albertsons may have to and including August 29, 2008, within which to complete the depositions of the EEOCs trial witnesses. No further extension of this deadline will be allowed. IT IS FURTHER ORDERED that the parties shall confer and shall either (1) file by 4:00 p.m. today (July 28, 2008) a schedule for all remaining trial witness depositions to be taken or (2) appear at 4:00 p.m. today (July 28, 2008) in Courtroom 401, 4th floor, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado, for a hearing at which time I shall set the deposition schedule. IT IS FURTHER ORDERED that the parties shall confer and shall either (1) file by 4:00 p.m. today (July 28, 2008) a schedule for all remaining trial witness depositions to be taken or (2) appear at 4:00 p.m. today (July 28, 2008) in Courtroom 401, 4th floor, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado, for a hearing at which time I shall set the deposition schedule. IT IS FURTHER ORDERED that the final pretrial conference set for August 29, 2008, at 10:00 a.m., is VACATED and RESET to September 15, 2008, at 8:30 a.m., in Courtroom 401, 4th floor, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado. The parties shall submit to the court a proposed final pretrial order on or before September 8, 2008.. Signed by Magistrate Judge Boyd N. Boland on 7/28/08. (erv, ) (Entered: 07/28/2008)
07/29/2008	<u>498</u>	ORDER re: <u>496</u> Proposed Deposition Schedule, filed by Albertson's LLC; It is ORDERED that the Porposed Depo Schedule is hereby made an Order of the Court, and the depositions of the listed witnesses shall be taken, if at all, only on the dates and times specified in deposition schedule. IT IS FURTHER ORDERED that the deposition Schedule may be varied only by Order of the Court.. Signed by Magistrate Judge Boyd N. Boland on 7/28/08. (erv, ) (Entered: 07/29/2008)
08/06/2008	<u>499</u>	TRANSCRIPT of Motions Hearing held on 7–28–08 before Magistrate Judge Boland. Pages: 1–28.  <b>NOTICE – REDACTION OF TRANSCRIPTS: Within seven calendar days of this filing, each party shall inform the Court, by filing a Notice of Intent to Redact, of the party's intent to redact personal identifiers from the electronic transcript of the court proceeding. If a Notice of Intent to Redact is not filed within the allotted time, this transcript will be made electronically available after 90 days. Please see the Notice of Electronic Availability of Transcripts document at <a href="http://www.cod.uscourts.gov">www.cod.uscourts.gov</a>.</b>  Transcript may only be viewed at the court public terminal or purchased through the Court Reporter/Transcriber prior to the 90 day deadline for electronic posting on PACER. Release of Transcript Restriction set for 11/4/2008. (Avery Woods



		Reporting, ) (Entered: 08/06/2008)
08/06/2008	<u>500</u>	Unopposed MOTION For Extension of Time by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 08/06/2008)
08/08/2008	<u>501</u>	MINUTE ORDER granting <u>500</u> Pla's Unopposed Motion for Extension of Time. EEOC shall respond to Albertsons Daubert Motion not later than Monday, August 18, 2008. Albertsons shall file its reply not later than Friday, September 12, 2008. Any reply to the others response to their respective motions for summary judgment, and for Albertsons to respond to EEOCs and Intervenors motion to strike shall be filed not later than Monday, August 18, 2008. by Judge Wiley Y. Daniel on 8/8/08.(erv, ) (Entered: 08/08/2008)
08/12/2008	<u>502</u>	Unopposed MOTION for Leave to <i>Amend Trial Witness List</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Document EEOC's 2nd Amended Trial Witness List, # <u>2</u> Proposed Document EEOC's 2nd Amended Witness List A, # <u>3</u> Proposed Document EEOC's 2nd Amended Witness List B, # <u>4</u> Proposed Document EEOC's 2nd Amended Witness List C, # <u>5</u> Proposed Document EEOC's 2nd Amended Witness List D)(Winston, David) (Entered: 08/12/2008)
08/12/2008	503	MEMORANDUM regarding <u>502</u> Unopposed MOTION for Leave to Amend Trial Witness List filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 8/12/08. (Text Only Entry – No Document Attached)(erv, ) (Entered: 08/12/2008)
08/12/2008	<u>504</u>	MINUTE ORDER Motion Hearing Reset for 10/2/2008 02:00 PM in Courtroom A1002 before Judge Wiley Y. Daniel. by Judge Wiley Y. Daniel on 8/12/08. (erv, ) (Entered: 08/12/2008)
08/14/2008	<u>505</u>	MINUTE ORDER the Settlement Conference set for August 11, 2008, is vacated and Reset. Settlement Conference set for 11/3/2008 01:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 8/14/08. (erv, ) (Entered: 08/14/2008)
08/14/2008	<u>506</u>	Unopposed MOTION to Continue <i>the Deposition of Nathan Young</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 08/14/2008)
08/14/2008	507	MEMORANDUM regarding <u>506</u> Unopposed MOTION to Continue <i>the Deposition of Nathan Young</i> filed by Albertson's LLC. Motion referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/14/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 08/14/2008)
08/18/2008	<u>508</u>	RESPONSE to Motion re <u>469</u> MOTION to Strike <i>Inadmissible Evidence Under Fed.R.Civ.P. 56(e)</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Gusha, Stefanie) (Entered: 08/18/2008)
08/18/2008	<u>509</u>	MINUTE ORDER granting <u>506</u> Unopposed Motion to Continue the Deposition of Nathan Young by Magistrate Judge Boyd N. Boland on 8/18/08.(erv, ) (Entered: 08/18/2008)
08/18/2008	<u>510</u>	Unopposed MOTION for Order to <i>Participate by Telephone</i> by Intervenor James L Baxter. (Attachments: # <u>1</u> Proposed Order (PDF Only) Regarding Intervenor Baxter's Unopposed Motion to Participate by Telephone)(Schaefer, Elwyn) (Entered: 08/18/2008)
08/18/2008	511	MEMORANDUM regarding <u>510</u> Unopposed MOTION for Order to <i>Participate by Telephone</i> filed by James L Baxter. Motion referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 8/18/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 08/18/2008)
08/18/2008	<u>512</u>	BRIEF in Opposition re <u>441</u> MOTION to Exclude <i>Testimony of Robert L. Atwell, Psy. D., Pursuant to Fed. R. Civ. P. 702 and Request for Evidentiary Hearing</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit Atwell Vita, # <u>2</u> Exhibit Handelsman Vita, # <u>3</u> Exhibit Mays Vita, # <u>4</u> Exhibit Murray Vita, # <u>5</u> Deposition Excerpts Atwell Deposition, # <u>6</u> Affidavit

		Alleyne Declaration, # <u>7</u> Affidavit Atwell Declaration, # <u>8</u> Affidavit Ewers Declaration, # <u>9</u> Affidavit Kittle Declaration, # <u>10</u> Affidavit Morrison Declaration)(Winston, David) (Entered: 08/18/2008)
08/18/2008	<u>513</u>	MOTION to Supplement <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> by Defendant Albertson's LLC. (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, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 08/18/2008)
08/18/2008	<u>514</u>	Unopposed MOTION to Seal Document <i>Identified as Exhibits 1–14 in the Supplemental Affidavit of Katina Wood</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 08/18/2008)
08/18/2008	<u>515</u>	SEALED DOCUMENT by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 2, # <u>2</u> Exhibit 3, # <u>3</u> Exhibit 4, # <u>4</u> Exhibit 4 continuation, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14)(Gusha, Stefanie) (Entered: 08/18/2008)
08/18/2008	<u>516</u>	REPLY to Response to Motion re <u>415</u> MOTION for Partial Summary Judgment filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 26, # <u>2</u> Exhibit 27, # <u>3</u> Exhibit 28, # <u>4</u> Exhibit 29, # <u>5</u> Exhibit 30, # <u>6</u> Affidavit Gold Declaration, # <u>7</u> Affidavit Winston declaration, # <u>8</u> Appendix Level 3 v. Liebert Corp)(Kittle, Rita) (Entered: 08/18/2008)
08/18/2008	<u>517</u>	REPLY to Response to Motion re <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Continuation of Main Document Part 2 Sections 2 & 3, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8)(Gusha, Stefanie) (Entered: 08/18/2008)
08/18/2008	519	Exhibit 1–14 Identified in the <u>513</u> Supplemental Affidavit of Katrina Wood by Defendant Albertson's LLC. (Public Entry for SEALED Document <u>515</u> , filed 8/18/08) Text Only Entry – No Document Attached(erv2, ) (Entered: 08/20/2008)
08/19/2008	<u>518</u>	MINUTE ORDER re: <u>502</u> Unopposed MOTION for Leave to Amend Trial Witness List filed by Equal Employment Opportunity Commission, IT IS ORDERED that the parties shall respond to the Motion on or before September 8, 2008. No reply will be accepted without leave of court. Motion Hearing set for 9/15/2008 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 8/19/08. (erv, ) (Entered: 08/19/2008)
08/21/2008	<u>520</u>	NOTICE re <u>356</u> MOTION to Bifurcate, <u>412</u> Reply to Response to Motion, <u>378</u> Response to Motion, <i>Supplemental Authority</i> by Plaintiff Equal Employment Opportunity Commission (Attachments: # <u>1</u> Appendix Doc 303, EEOC v. Outback, 06–cv–01935 EWN–KLM)(Winston, David) (Entered: 08/21/2008)
08/22/2008	<u>521</u>	MINUTE ORDER granting <u>514</u> Unopposed Motion to Seal Document 519 Exhibits 1–14 Identified in the Supplemental Affidavit of Katina Wood, by Judge Wiley Y. Daniel on 8/22/08.(erv, ) (Entered: 08/22/2008)
08/22/2008	<u>522</u>	MINUTE ORDER granting <u>510</u> Unopposed Motion for Order to Participate by Telephone and attorney Elwyn Schaefer may appear by telephone for the Pretrial Conference and hearing set for September 15, 2008, at 8:30 a.m. He is to call Chambers at the appropriate time at 303/844–6408. by Magistrate Judge Boyd N. Boland on 8/22/08.(erv, ) (Entered: 08/22/2008)
08/25/2008	<u>523</u>	MOTION to Strike <u>468</u> Brief in Opposition to Motion,,,,,,,,,,,,, <i>Motion to Strike Inadmissible Evidence Submitted in Support of Plaintiff EEOC's Memorandum Brief in Opposition to Defendant's Motion for Summary Judgment</i> by Defendant

		Albertson's LLC. (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> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 08/25/2008)
08/26/2008	<u>524</u>	Unopposed MOTION to Withdraw Document <i>From the Public Record and Seal Certain Summary Judgment Exhibits</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 08/26/2008)
08/29/2008	<u>525</u>	MINUTE ORDER granting <u>524</u> Motion to Withdraw Document from the Public Record and Seal Certain Summary Judgment Exhibits. The Clerk of Court shall remove from the Public Record and seal the following documents: Dkt. 415-5, 415-26, 468-4, 468-5, 468-6, 468-7, 468-8, 468-9, 468-13, 468-19, 468-20, 468-21, and 468-23. by Judge Wiley Y. Daniel on 8/29/08.(erv, ) (Entered: 08/29/2008)
09/02/2008	<u>526</u>	REPLY to Response to Motion re <u>469</u> MOTION to Strike <i>Inadmissible Evidence Under Fed.R.Civ.P. 56(e)</i> filed by Plaintiff Equal Employment Opportunity Commission, Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Kittle, Rita) (Entered: 09/02/2008)
09/03/2008	<u>527</u>	Unopposed MOTION For Extension of Time <i>to Provide Exhibit Lists</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 09/03/2008)
09/03/2008	<u>528</u>	MOTION For Extension of Time <i>to Respond to Albertson's Motions to Supplement the Record on Summary Judgment [Dkt 513] and to Strike [Dkt 523]</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 09/03/2008)
09/04/2008	<u>529</u>	RESPONSE to Motion re <u>528</u> MOTION For Extension of Time to Respond to Albertson's Motions to Supplement the Record on Summary Judgment <u>513</u> and to Strike <u>523</u> filed by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 09/04/2008)
09/04/2008	530	MEMORANDUM regarding <u>527</u> Unopposed MOTION For Extension of Time to Provide Exhibit Lists filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Wiley Y. Daniel on 9/4/08. (Text Only Entry - No Document Attached)(erv, ) (Entered: 09/04/2008)
09/04/2008	<u>531</u>	MINUTE ORDER re: <u>513</u> Plaintiff EEOCs Motion to Supplement the Record on Summary Judgment; and <u>523</u> Motion to Strike, the hearing set for October 2, 2008, at 2:00 p.m. is VACATED and RESET to Thursday, October 30, 2008, at 2:00 p.m. Due to the congestion in the Courts calendar, the parties are urged to make every effort to make themselves available this date. by Judge Wiley Y. Daniel on 9/4/08.(erv, ) (Entered: 09/04/2008)
09/04/2008	532	Utility Resetting Hearings: Motion Hearing set for 10/30/2008 02:00 PM in Courtroom A1002 before Judge Wiley Y. Daniel. Text only entry - no document attached. (erv, ) (Entered: 09/04/2008)
09/08/2008	<u>533</u>	MINUTE ORDER granting <u>527</u> Plaintiff's Unopposed Motion for Extension of Time to provide Exhibit List. The final pretrial conference set for September 15, 2008, at 8:30 a.m., is VACATED and RESET to November 12, 2008, at 9:00 a.m., in Courtroom 401, 4th floor, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado. A final pretrial order, including the exhibit list, shall be prepared by the parties and submitted to the court no later than November 5, 2008. IT IS FURTHER ORDERED that the hearing on Plaintiff EEOCs Partially Unopposed Motion for Leave to Amend Trial Witness List, set for September 15, 2008, at 8:30 a.m., will occur as scheduled on September 15. by Magistrate Judge Boyd N. Boland on 9/8/08.(erv, ) (Entered: 09/08/2008)
09/08/2008	534	Utility Resetting Deadlines/Hearings: Proposed Pretrial Order due by 11/5/2008. Final Pretrial Conference set for 11/12/2008 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Text only entry - no document attached. (erv, ) (Entered: 09/08/2008)

09/08/2008	<u>535</u>	RESPONSE to Motion re <u>502</u> Unopposed MOTION for Leave to <i>Amend Trial Witness List</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Gusha, Stefanie) (Entered: 09/08/2008)
09/09/2008	<u>536</u>	MOTION to Reset <i>Motion to Move Forward Date of Final Pretrial Conference</i> by Plaintiff Equal Employment Opportunity Commission, Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Martinez, William) (Entered: 09/09/2008)
09/09/2008	537	MEMORANDUM regarding <u>536</u> MOTION to Reset <i>Motion to Move Forward Date of Final Pretrial Conference</i> filed by Luis Solis Gonzalez, Nate Valentine, James Steadham, Christopher Adams, Equal Employment Opportunity Commission, James L Baxter. Motion referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/9/08. (Text Only Entry – No Document Attached)(wydcd, rrk) (Entered: 09/09/2008)
09/09/2008	<u>538</u>	RESPONSE to Motion re <u>536</u> MOTION to Reset <i>Motion to Move Forward Date of Final Pretrial Conference</i> filed by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 09/09/2008)
09/09/2008	<u>539</u>	REPLY to Response to Motion re <u>441</u> MOTION to Exclude <i>Testimony of Robert L. Atwell, Psy. D., Pursuant to Fed. R. Civ. P. 702</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Gartner, Lawrence) (Entered: 09/09/2008)
09/10/2008	<u>540</u>	Unopposed MOTION for Leave to <i>Reply to Albertson's Response [Dkt 535] to EEOC's Partially Unopposed Motion to Amend Trial Witness List [Dkt 502]</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Document Plaintiff EEOC's Reply to Albertson's Response [Dkt 535] to EEOC's Partially Unopposed Motion for Leave to Amend Trial Witness List [Dkt 502], # <u>2</u> Proposed Document Exhibit 1 – B. Davis Participation Agreement, # <u>3</u> Proposed Document Exhibit 2 – EEOC's 1st Response to Def's 2nd Set of Interrogs, # <u>4</u> Proposed Document Ex 3 – B. Davis Interview, # <u>5</u> Proposed Document Ex 4 – Formal Ethics Opinion 120, # <u>6</u> Proposed Document Ex 5 – Formal Ethics Opinion 93, # <u>7</u> Proposed Document Ex 6 – Formal Ethics Opinion 69, # <u>8</u> Proposed Document Ex 7 – Pre-2002 ABA Model Rule 4.2 comment, # <u>9</u> Proposed Document Ex 8 – 2004 ABA Model Rule 4.2 comment, # <u>10</u> Proposed Document Ex 9 – CRPC 4.2 (eff 1.8.08))(Winston, David) (Entered: 09/10/2008)
09/10/2008	541	MEMORANDUM regarding <u>540</u> Unopposed MOTION for Leave to Reply to Albertson's Response [Dkt 535] to EEOC's Partially Unopposed Motion to Amend Trial Witness List [Dkt 502] filed by Equal Employment Opportunity Commission. Motion referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/10/08. (wydcd, rrk) (Text Only Entry – No Document Attached) (Entered: 09/10/2008)
09/11/2008	<u>542</u>	Minute ORDER granting <u>540</u> Plaintiff EEOCs Motion for Leave to Reply to Albertsons Response [Dkt 535] to EEOCs Partially Unopposed Motion for Leave to Amend Trial Witness List [Dkt 502]. Clerk to accept the attachment for filing, by Magistrate Judge Boyd N. Boland on 9/11/08.(gms, ) (Entered: 09/11/2008)
09/11/2008	<u>543</u>	Minute ORDER denying Plaintiffs' <u>536</u> Motion to Move Forward Date of Final Pretrial Conference, by Magistrate Judge Boyd N. Boland on 9/11/08.(gms, ) (Entered: 09/11/2008)
09/11/2008	<u>544</u>	REPLY to Albertson's Response to EEOC's Partially <u>502</u> Unopposed MOTION for Leave to Amend Trial Witness List filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9)(gms, ) (Entered: 09/11/2008)
09/12/2008	<u>545</u>	MOTION to Compel <i>Shannon Breen to Respond to Questions She Refused to Answer Based on Deliberative Process Privilege</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B – Breen Deposition Excerpts, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(Gartner, Lawrence) (Entered: 09/12/2008)
09/12/2008	546	MEMORANDUM regarding <u>545</u> MOTION to Compel <i>Shannon Breen to Respond to Questions She Refused to Answer Based on Deliberative Process Privilege</i> filed

		by Albertson's LLC. Motion referred to Magistrate Judge Boyd N. Boland. Referred by Judge Wiley Y. Daniel on 9/12/08. (Text Only Entry – No Document Attached) (wydcd, rrk) (Entered: 09/12/2008)
09/12/2008	<u>547</u>	MINUTE ORDER Setting Hearing on Motion <u>545</u> MOTION to Compel Shannon Breen to Respond to Questions She Refused to Answer Based on Deliberative Process Privilege: Parties shall respond to the Motion by 9/19/08. Motion Hearing set for 9/24/2008 01:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 9/12/08. (jmp, ) (Entered: 09/12/2008)
09/15/2008	<u>548</u>	MINUTE ORDER re: <u>545</u> MOTION to Compel Shannon Breen to Respond to Questions She Refused to Answer Based on Deliberative Process Privilege filed by Albertson's LLC, Reset Hearings: Motion Hearing Reset for 10/14/2008 03:00 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. IT IS FURTHER ORDERED that the plaintiffs shall respond to the Motion on or before October 2, 2008, and Albertsons shall reply on or before October 9, 2008. by Magistrate Judge Boyd N. Boland on 9/15/08. (erv, ) (Entered: 09/15/2008)
09/15/2008	<u>549</u>	ORDER granting <u>502</u> Plaintiff EEOCs Partially Unopposed Motion for Leave to Amend Trial Witness List. IT IS ORDERED that the Motion is GRANTED, and the EEOCs witness list is modified a specified in the Motion. Signed by Magistrate Judge Boyd N. Boland on 9/15/08.(erv, ) (Entered: 09/15/2008)
09/15/2008	<u>550</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. Motion Hearing held on 9/15/2008. ORDERED:Plaintiff EEOCs partially unopposed motion for leave to amend trial witness list filed August 12, 2008; Doc. <u>502</u> is granted as stated on the record. ORDERED: Oral motion by defendant for extension of time for response and to reset the hearing on ALBERTSONS LLCs motion to compel Shannon Breen to respond to questions she refused to answer based on deliberate process privilege is granted. The hearing on this motion set for September 24, 2008 is vacated and reset to October 14, 2008 at 3:00 p.m. Plaintiff shall respond to this motion on or before October 2, 2008. The reply is due on or before October 9, 2008. (Court Reporter FTR–G.Mattei.) (bnbcd, ) (Entered: 09/15/2008)
09/22/2008	<u>551</u>	TRANSCRIPT of Motions Hearing held on 9–15–08 before Magistrate Judge Boland. Pages: 1–17.  <b>NOTICE – REDACTION OF TRANSCRIPTS: Within seven calendar days of this filing, each party shall inform the Court, by filing a Notice of Intent to Redact, of the party's intent to redact personal identifiers from the electronic transcript of the court proceeding. If a Notice of Intent to Redact is not filed within the allotted time, this transcript will be made electronically available after 90 days. Please see the Notice of Electronic Availability of Transcripts document at <a href="http://www.cod.uscourts.gov">www.cod.uscourts.gov</a>.</b>  Transcript may only be viewed at the court public terminal or purchased through the Court Reporter/Transcriber prior to the 90 day deadline for electronic posting on PACER. Release of Transcript Restriction set for 12/22/2008. (Avery Woods Reporting, ) (Entered: 09/22/2008)
09/22/2008	<u>552</u>	BRIEF in Opposition re <u>513</u> MOTION to Supplement <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> MOTION to Supplement <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> MOTION to Supplement <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> filed by Plaintiff Equal Employment Opportunity Commission, Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Kittle, Rita) (Entered: 09/22/2008)
09/23/2008	<u>553</u>	Unopposed MOTION for Leave to File Excess Pages by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 09/23/2008)

09/23/2008	<u>554</u>	NOTICE re <u>356</u> MOTION to Bifurcate <i>NOTICE BY PLAINTIFFS-INTERVENORS OF OFFICIAL PUBLICATION</i> by Intervenor Parties Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine (Martinez, William) (Entered: 09/23/2008)
09/23/2008	<u>555</u>	MINUTE ORDER granting <u>553</u> Unopposed Motion for Leave to File Excess Pages of Motion to Disqualify EEOC Attorney. Albertsons may file a motion that does not exceed 25 pages in length. Also, Plaintiff EEOC may also file a response to Albertsons motion that exceeds the page limits, up to and including 25 pages. by Judge Wiley Y. Daniel on 9/23/08.(erv, ) (Entered: 09/23/2008)
09/25/2008	<u>556</u>	MOTION to Disqualify Counsel <i>EEOC Attorneys</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A – EEOC Regional Attorneys' Manual, # <u>2</u> Exhibit B – Davis depo excerpts, # <u>3</u> Exhibit C – Miller depo excerpts, # <u>4</u> Exhibit D – Valentine depo excerpts, # <u>5</u> Exhibit E – 8/4/06 letter, # <u>6</u> Exhibit F – 8/9/06 letter, # <u>7</u> Exhibit G – 8/24/06 letter, # <u>8</u> Exhibit H – 9/1/06 letter, # <u>9</u> Exhibit I – letter, # <u>10</u> Exhibit J – Esquivel depo excerpts, # <u>11</u> Exhibit K – Ray depo excerpts, # <u>12</u> Exhibit L – Coleman depo excerpts, # <u>13</u> Exhibit M – Dennis depo excerpts, # <u>14</u> Exhibit N – Young depo excerpts, # <u>15</u> Exhibit O – Young decl., # <u>16</u> Exhibit P – Dade depo excerpts, # <u>17</u> Exhibit Q – Moreno v. Autozone, Inc. case, # <u>18</u> Exhibit R – Hearing transcript, # <u>19</u> Exhibit S – Steadham depo excerpts, # <u>20</u> Exhibit T – legal authority)(Gartner, Lawrence) (Entered: 09/25/2008)
09/26/2008		Motions terminated: <u>528</u> MOTION For Extension of Time to Respond to Albertson's Motions to Supplement the Record on Summary Judgment [Dkt 513] and to Strike [Dkt 523] filed by Equal Employment Opportunity Commission. Pursuant to the 9/4/08 Minute Order, by Judge Wiley Y. Daniel on 9/4/08. (erv, ) (Entered: 09/26/2008)
09/29/2008	<u>557</u>	Unopposed MOTION for Extension of Time to File Response/Reply to <i>Albertson's Motion to Strike</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Weeks, Nancy) (Entered: 09/29/2008)
09/29/2008	<u>558</u>	Unopposed MOTION for Leave to File Excess Pages by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Weeks, Nancy) (Entered: 09/29/2008)
09/29/2008	<u>559</u>	ORDER that the cross-motions for summary judgment or partial summary judgment will not be addressed at the October 30, 2008 hearing. The hearing will encompass the other motions as referenced in this Order. Signed by Judge Wiley Y. Daniel on 9/29/08. (erv, ) (Entered: 09/30/2008)
09/29/2008	<u>560</u>	MINUTE ORDER granting <u>557</u> Motion for Extension of Time to File Response to Albertsons Motion to Strike to and incl 10/3/08; granting <u>558</u> Motion for Leave to File Excess Pages. EEOC may file a response to Albertson's motion to strike that does not exceed forty (40) pages in length. by Judge Wiley Y. Daniel on 9/29/08.(erv, ) (Entered: 09/30/2008)
10/02/2008	<u>561</u>	BRIEF in Opposition re <u>545</u> MOTION to Compel <i>Shannon Breen to Respond to Questions She Refused to Answer Based on Deliberative Process Privilege</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Affidavit EEOC Chair Naomi C. Earp w Ex. 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27, # <u>28</u> Exhibit 28, # <u>29</u> Deposition Excerpts Breen, # <u>30</u> Appendix EEOC v. Gold River, # <u>31</u> Appendix Key v. City of Palos Verdes)(Kittle, Rita) (Entered: 10/02/2008)
10/02/2008	<u>562</u>	ERRATA re <u>468</u> Brief in Opposition to Motion,,,,,,,,,,,,, by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Deposition Excerpts Valentine (Revised))(Winston, David) (Entered: 10/02/2008)
10/03/2008	<u>563</u>	RESPONSE to Motion re <u>523</u> MOTION to Strike <u>468</u> Brief in Opposition to Motion, Motion to Strike Inadmissible Evidence Submitted in Support of Plaintiff EEOC's Memorandum Brief in Opposition to Defendant's Motion for Summary

		Judgment filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Deposition Excerpts Jesus Lopez, # <u>2</u> Exhibit 2 Chart re Admissibility of Declarations, # <u>3</u> Obrey v. England)(Weeks, Nancy) There was an error during the filing of this pleading. It has been refiled at <u>564</u> , see that pleading for being the operative Response) (Entered: 10/03/2008)
10/04/2008	<u>564</u>	AMENDED RESPONSE to Motion re <u>523</u> MOTION to Strike <u>468</u> Brief in Opposition to Motion; filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Deposition Excerpts Exhibit 1 Jesus Lopez, # <u>2</u> Exhibit 2 Chart re, # <u>3</u> Obrey v. England)(Weeks, Nancy) (Entered: 10/04/2008)
10/06/2008	565	Docket Annotation re: <u>563</u> Response to Motion, This pleading has an error within the filing of the documents. It has been refiled at <u>564</u> as the Operative Response, Text only entry – no document attached (erv, ) (Entered: 10/06/2008)
10/08/2008	<u>566</u>	REPLY to Response to Motion re <u>545</u> MOTION to Compel <i>Shannon Breen to Respond to Questions She Refused to Answer Based on Deliberative Process Privilege</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Gartner, Lawrence) (Entered: 10/08/2008)
10/10/2008	<u>567</u>	REPLY to Response to Motion re <u>513</u> MOTION to Supplement <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> MOTION to Supplement <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> MOTION to Supplement <u>418</u> MOTION for Summary Judgment <i>Or, In the Alternative, for Partial Summary Judgment Against the EEOC</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A)(Gusha, Stefanie) (Entered: 10/10/2008)
10/14/2008	<u>568</u>	MINUTE ORDER IT IS ORDERED that the settlement conference set for November 3, 2008, at 1:30 p.m., is VACATED to permit a private mediation scheduled for the same day. A settlement conference will be reset at the parties request. by Magistrate Judge Boyd N. Boland on 10/14/08. (erv, ) (Entered: 10/15/2008)
10/14/2008	<u>569</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland: Motion Hearing held on 10/14/2008. (Court Reporter FTR Cathy Coomes.) (erv, ) (Entered: 10/15/2008)
10/15/2008	<u>570</u>	BRIEF in Opposition re <u>556</u> MOTION to Disqualify Counsel <i>EEOC Attorneys</i> filed by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11)(Struble, Stephanie) (Entered: 10/15/2008)
10/21/2008	<u>571</u>	REPLY to Response to Motion re <u>523</u> MOTION to Strike <u>468</u> Brief in Opposition to Motion to Strike Inadmissible Evidence. by Albertson's LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Gusha, Stefanie) (Entered: 10/21/2008)
10/21/2008	<u>573</u>	MINUTE ORDER Due to the fact that this case has been selected for reassignment to a new judge, the hearing set on Thursday, October 30, 2008, at 2:00 p.m. is VACATED, by Chief Judge Wiley Y. Daniel on 10/21/08. (erv, ) (Entered: 10/22/2008)
10/22/2008	572	REASSIGNING JUDGE. This action is reassigned to Judge Christine M. Arguello, upon her appointment. All future pleadings should reference Judge Arguello at the end of the civil action number (such as 08-cv-00001-CMA). Unless otherwise ordered, the dates and times for all previously scheduled matters will be maintained and will now be handled by Judge Arguello in Courtroom A-602. Her chambers are located in Room A-638. Her telephone number is 303-335-2174. (Text only entry – no document attached) (gmssl, ) (Entered: 10/22/2008)
10/24/2008	574	MEMORANDUM regarding <u>556</u> MOTION to Disqualify Counsel <i>EEOC Attorneys</i> filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Christine M. Arguello on 10/24/08. (Text Only Entry – No Document Attached)(erv, ) (Entered: 10/24/2008)
10/27/2008	<u>575</u>	Joint MOTION to Amend/Correct/Modify <i>Protective Order</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie)

		(Entered: 10/27/2008)
10/28/2008	576	MEMORANDUM regarding <u>575</u> Joint MOTION to Amend/Correct/Modify Protective Order filed by Albertson's LLC. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Christine M. Arguello on 10/28/08. (Text Only Entry – No Document Attached)(erv, ) (Entered: 10/28/2008)
11/03/2008	<u>577</u>	REPLY to Response to Motion re <u>556</u> MOTION to Disqualify Counsel <i>EEOC Attorneys</i> filed by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Gartner, Lawrence) (Entered: 11/03/2008)
11/04/2008	<u>578</u>	MINUTE ORDER re: <u>575</u> Joint MOTION to Amend Protective Order filed by Albertson's LLC, Motion Hearing set for 11/12/2008 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 11/4/08. (erv, ) (Entered: 11/04/2008)
11/05/2008	<u>579</u>	Proposed Pretrial Order by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Document Plaintiffs' 2nd Amended Witness List A, # <u>2</u> Proposed Document Plaintiffs' 2nd Amended Witness List B, # <u>3</u> Proposed Document Plaintiffs' 2nd Amended Witness List C, # <u>4</u> Proposed Document Plaintiffs' 2nd Amended Witness List D, # <u>5</u> Proposed Document Defendant's Attachment D, # <u>6</u> Proposed Document Defendant's Attachment E, # <u>7</u> Proposed Document Plaintiffs' Exhibit List, # <u>8</u> Proposed Document Defendant's Exhibit List)(Winston, David) (Entered: 11/05/2008)
11/12/2008	<u>580</u>	ORDER granting in part and denying in part <u>545</u> Albertsons LLCs Motion to Compel Shannon Breen to Respond to Questions She Refused to Answer Based on Deliberative Process Privilege. The Motion to Compel is GRANTED to require Ms. Breen within 11 days of this order to answer, in writing and under oath, Questions 38, 39, 40, 41, 42, 43, 44, and 45. The Motion to Compel is DENIED in all other respects. Signed by Magistrate Judge Boyd N. Boland on 11/12/08.(erv, ) (Entered: 11/12/2008)
11/12/2008	<u>581</u>	ORDER denying <u>556</u> Motion to Disqualify Counsel ; denying <u>575</u> Motion to Amend Protective Order. Signed by Magistrate Judge Boyd N. Boland on 11/12/08.(erv, ) (Entered: 11/12/2008)
11/12/2008	<u>582</u>	FINAL PRETRIAL ORDER Revised Exhibit Lists shall be exchanged by 11/19/2008. Objections to revised Exhibit Lists shall be filed by 12/19/2009. Defendant shall file a Supplemental Exhibit List with the Court by 11/26/2008. The deposition of Ralph Beaver shall be completed by 12/31/2008. Signed by Magistrate Judge Boyd N. Boland on 11/12/2008. (Attachments: # <u>1</u> Plaintiff's Second Amended Witness List A, # <u>2</u> Plaintiff's Second Amended Witness List B, # <u>3</u> Plaintiff's Second Amended Witness List C, # <u>4</u> Plaintiff's Second Amended Witness List D, # <u>5</u> Plaintiff's Exhibit List, # <u>6</u> Defendant's List of Non-expert Witnesses D, # <u>7</u> Defendant's List of Nonexpert Witnesses E, # <u>8</u> Defendant's Exhibit List. Discovery has not been completed; Trial is to a jury estimated at 14 days; Pending Motions; <u>356</u> Motion to Bifurcate; <u>415</u> Motin for Partial Sum Jgm; <u>416</u> Partial Motion for Sum Jgm against Intervenors; <u>418</u> Motion for Sum Jgm; <u>441</u> Motion to Exclude Testimony of Robert Atwell; <u>469</u> Motion to Strike Inadmissible evidence; <u>513</u> Motion to Supplement Motion for Sum Jgm; <u>523</u> , Motion to Strike Brief (mehcd) Modified on 11/13/2008 (erv, ). (Entered: 11/12/2008)
11/12/2008	<u>583</u>	Minute Entry for proceedings held before Magistrate Judge Michael E. Hegarty: Status Conference held on 11/12/2008. (Court Reporter FTR – C. Coomes) (mehcd) (Entered: 11/12/2008)
11/12/2008	<u>584</u>	*AMENDED DOCKET ENTRY Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland: Final Pretrial Conference held on 11/12/2008. Defendant Albertson's LLC's Motion to Disqualify EEOC Attorneys (Doc. #556, filed 9/25/08) is DENIED. Joint Motion to Amend Protective Order (Doc. #575, filed 10/27/08) is GRANTED. Defendant's Exhibit List to be supplemented and filed with the Court with Bates numbered exhibits on or before 11/26/2008. Exhibits to be exchanged on or before 11/19/2008. Objections to be filed on or before 12/19/2008.*AMENDED to reflect the correct hearing type and deadlines. (Court Reporter FTR – C. Coomes) (mehcd) (Entered: 11/12/2008)



11/24/2008	<u>585</u>	MOTION For Extension of Time <i>to Respond to Breen Deposition Questions 38 Through 45</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 11/24/2008)
11/25/2008	586	MEMORANDUM regarding <u>585</u> MOTION For Extension of Time to Respond to Breen Deposition Questions 38 Through 45 filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Christine M. Arguello on 11/25/08. (Text Only Entry – No Document Attached)(erv, ) (Entered: 11/25/2008)
11/25/2008	<u>587</u>	MINUTE ORDER granting <u>585</u> Plaintiff EEOCs Motion for Extension of Time to Respond In Writing to Breen Deposition Questions 38 through 45 and the EEOC may have to and including December 5, 2008, within which to provide the written answers, by Magistrate Judge Boyd N. Boland on 11/25/08.(erv, ) (Entered: 11/25/2008)
11/26/2008	<u>588</u>	TRANSCRIPT of Final Pretrial Conference held on 11–12–08 before Magistrate Judge Boland. Pages: 1–22.  <b>NOTICE – REDACTION OF TRANSCRIPTS: Within seven calendar days of this filing, each party shall inform the Court, by filing a Notice of Intent to Redact, of the party's intent to redact personal identifiers from the electronic transcript of the court proceeding. If a Notice of Intent to Redact is not filed within the allotted time, this transcript will be made electronically available after 90 days. Please see the Notice of Electronic Availability of Transcripts document at <a href="http://www.cod.uscourts.gov">www.cod.uscourts.gov</a>.</b>  Transcript may only be viewed at the court public terminal or purchased through the Court Reporter/Transcriber prior to the 90 day deadline for electronic posting on PACER. Release of Transcript Restriction set for 2/24/2009. (Avery Woods Reporting, ) (Entered: 11/26/2008)
11/26/2008	<u>589</u>	Exhibit List Submission of Supplemental Exhibit List Pursuant to the Court's November 12, 2008 Order <u>584</u> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Exhibit A)(Gusha, Stefanie) Modified on 11/28/2008 to add linkage (jjh, ). (Entered: 11/26/2008)
11/28/2008	590	Docket Annotation re: <u>589</u> Exhibit List. Modified to add correct linkage. Text only entry – no document attached (jjh, ) (Entered: 11/28/2008)
12/19/2008	<u>591</u>	OBJECTIONS to Defendant's Exhibits <u>589</u> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit Plaintiffs' Objections to Defendant's Exhibits – Attachment)(Winston, David) (Entered: 12/19/2008)
12/19/2008	<u>592</u>	OBJECTIONS to <u>579</u> Proposed Pretrial Order,, by Defendant Albertson's LLC. (Gusha, Stefanie) (Entered: 12/19/2008)
02/17/2009	<u>593</u>	Joint MOTION to Stay <i>Proceedings</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 02/17/2009)
02/19/2009	<u>594</u>	ORDER granting <u>593</u> Joint Motion to Stay Proceedings. This action is STAYED for 30 days, pending negotiation and finalization of a consent decree and related settlement documents; Dismissal Paper due by 3/20/2009. by Judge Christine M. Arguello on 2/19/09.(erv, ) (Entered: 02/20/2009)
02/23/2009	595	Docket Annotation re: <u>593</u> Joint MOTION to Stay Proceedings and <u>594</u> Order on Motion to Stay. The NEF's for these documents to Lynn Palma were returned as undeliverable. The EEOC advises she is out on extended leave and they will file a motion to withdraw. Text only entry – no document attached (gmssl, ) (Entered: 02/23/2009)
02/24/2009	<u>596</u>	MOTION to Withdraw as Attorney <i>Lynn L. Palma</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 02/24/2009)
03/03/2009	<u>597</u>	ORDER granting <u>596</u> Motion to Withdraw as Attorney. Attorney Lynn L. Palma terminated by Judge Christine M. Arguello on 3/3/09.(erv, ) (Entered: 03/04/2009)

03/20/2009	<u>598</u>	Joint STATUS REPORT <i>and Motion to Extend Stay</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 03/20/2009)
03/24/2009	<u>599</u>	ORDER re: <u>598</u> Joint Status Report and Motion to Extend Stay. This action is STAYED for an additional 60 days, pending negotiation and finalization of a consent decree and related settlement documents; On or before May 20, 2009, the parties shall file either a joint status report or appropriate settlement papers. by Judge Christine M. Arguello on 3/24/09. (erv, ) (Entered: 03/25/2009)
04/24/2009	600	Utility Resetting Deadlines: Dismissal Paper due by 5/20/2009, pursuant to the 3/24/09 <u>599</u> Order. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (erv, ) (Entered: 04/24/2009)
05/15/2009	<u>601</u>	MOTION TO EXTEND STAY and Joint STATUS REPORT by Plaintiff Equal Employment (Modified on 5/20/09 corrected event to Motion)(erv, ). (Entered: 05/15/2009)
05/20/2009	<u>602</u>	ORDER granting <u>601</u> Motion for Extension of Time for an additional 27 days, pending negotiation and finalization of a consent decree and related settlement documents; On or before June 16, 2009, the parties shall file either a joint status report or appropriate settlement papers. Status Report due by 6/16/2009. by Judge Christine M. Arguello on 5/20/09.(erv, ) (Entered: 05/20/2009)
06/04/2009	<u>603</u>	MOTION to Withdraw as Attorney by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Weeks, Nancy) (Entered: 06/04/2009)
06/04/2009	<u>604</u>	ORDER granting <u>603</u> Motion to Withdraw as Attorney for Plaintiff EEOC. Attorney Nancy A. Weeks terminated by Judge Christine M. Arguello on 6/4/09.(erv, ) (Entered: 06/05/2009)
06/16/2009	<u>605</u>	Joint MOTION for Extension of Time to ( <i>Status Report &amp; Motion to Extend Stay</i> ) by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 06/16/2009)
06/19/2009	<u>606</u>	MINUTE ORDER granting <u>605</u> Joint Motion for Extension of Time an additional 45 days, pending negotiation and finalization of a consent decree and related settlement documents; Dismissal/Status Report Paper due by 7/31/2009. by Judge Christine M. Arguello on 6/19/09.(erv, ) (Entered: 06/22/2009)
07/31/2009	<u>607</u>	STATUS REPORT by Intervenor Parties James L Baxter, Christopher Adams, James Steadham, Luis Solis Gonzalez, Nate Valentine. (Martinez, William) (Entered: 07/31/2009)
07/31/2009	<u>608</u>	Joint STATUS REPORT by Defendant Albertson's LLC. (Gartner, Lawrence) (Entered: 07/31/2009)
10/16/2009	<u>609</u>	MOTION to Withdraw as Attorney <i>Stefanie M. Gusha</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gusha, Stefanie) (Entered: 10/16/2009)
10/16/2009	610	MINUTE ORDER granting <u>609</u> Motion to Withdraw as Attorney. By Judge Christine M. Arguello on 10/16/09.TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmacd ) (Entered: 10/16/2009)
12/01/2009	<u>611</u>	MINUTE ORDER This matter is before the Court sua sponte. Upon review of the case file in this matter, the Court finds that no progress has been made in this case since the July 31, 2009 Status Report, wherein the parties represented they were to be involved in a settlement conference with Magistrate Judge Shaffer on August 6, 2009. Status Conference set for 12/17/2009 01:30 PM in Courtroom A 602 before Judge Christine M. Arguello. by Judge Christine M. Arguello on 12/1/09. (erv, ) (Entered: 12/01/2009)
12/11/2009	<u>612</u>	Joint MOTION to Consolidate Cases <i>to Determine Joint Motion for Entry of Consent Decree</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 12/11/2009)
12/11/2009	<u>613</u>	Joint MOTION for Order to <i>Enter Consent Decree</i> , Joint MOTION to Seal <i>Distribution List</i> , Joint MOTION to Dismiss <i>with Prejudice Subject to Entry of</i>

		<i>Consent Decree</i> by Plaintiff Equal Employment Opportunity Commission. (Winston, David) (Entered: 12/11/2009)
12/11/2009	<u>614</u>	Unopposed MOTION for Leave to Appear <i>Participate in Status Conference By Telephone</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 12/11/2009)
12/14/2009	<u>615</u>	Unopposed MOTION for Leave to Appear <i>Allow Danny Ma of Albertson's LLC to Participate in Status Conference by Telephone</i> by Defendant Albertson's LLC. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Gartner, Lawrence) (Entered: 12/14/2009)
12/14/2009	<u>616</u>	ORDER granting <u>612</u> Joint Motion to Consolidate Cases. With the consent of Chief Judge Wiley Y. Daniel, Senior Judge Lewis T. Babcock and Judge Marcia S. Krieger, EEOC v. Albertsons LLC, Case No. 08-cv-00640-LTB-MJW, and EEOC v. Albertsons LLC, Case No. 08-cv-02424-MSK-CBS, are CONSOLIDATED with the above- referenced Civil Action No. 06-cv-01273-CMA-BNB for the purpose of determining a Joint Motion for Entry of Consent Decree to be filed on or after December 11, 2009, and for all purposes after entry of any such Consent Decree. It is FURTHER ORDERED that the caption on all subsequent filings in this matter shall reflect such consolidation as set forth above. by Judge Christine M. Arguello on 12/14/09.(erv, ) (Entered: 12/15/2009)
12/14/2009	<u>617</u>	ORDER granting <u>613</u> Joint Motion for Order for Entry of Consent Decree; granting <u>613</u> Motion to Seal Distribution List and for Dismissal With Prejudice Subject to the Entry of Consent Decree; Denying as moot <u>614</u> Defendants Unopposed Motion for Leave to Appear by Telephone; Denying as moot <u>615</u> Defendants Unopposed Motion for Leave to Appear by Telephone; It is FURTHER ORDERED that the status conference set for December 17, 2009 is VACATED. by Judge Christine M. Arguello on 12/14/09.(erv, ) (Entered: 12/15/2009)
12/14/2009	<u>618</u>	CONSENT DECREE EEOC and Albertsons desire to resolve the actions by entry of this agreed upon Consent Decree by the Court without modification. The Parties agree that the Court has the power to enter this Consent Decree and to grant the monetary and equitable relief set forth herein. by Judge Christine M. Arguello on 12/14/09. (erv, ) (Entered: 12/15/2009)
12/14/2009	<u>619</u>	SEALED DOCUMENT Distribution list by Plaintiff Equal Employment Opportunity Commission, to <u>618</u> Consent Decree (erv, ) (Entered: 12/15/2009)