

YR. NUMBER	OR	MO.	DAY	YR.	NATURAL SUIT	DEF.	23	THOUSANDS	5007	50AE	47037	DEM.	89	0557
650	3	89	0557	1	7	7	89	3	442				89	0557

① 89 0557
 ② 91 5822
 ③ 91-5871

CAUSE: PLAINTIFFS DEFENDANTS
 1) HARRIS, TERESA 2) FORKLIFT SYSTEMS, INC.

CAUSE
 42 USC, Sec. 2000(e) (CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)
 Title VII of the Civil Rights Act of 1964

ATTORNEYS

Irwin Venick (3197) ✓
 WOODS & WOODS Venick
 121 17th Ave. S.
 Nashville, TN 37203
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Lawrence D. Wilson (3374) ✓
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7-26-89
 Stanley M. Chernau
 DENNEY LACKEY & CHERNAU
 218 3rd Ave., North
 P.O. Box 3429
 Nashville, TN 37219-0429
 615/244-5480

new address below per P/C to

Stanley M. Chernau
 DENNEY LACKEY & CHERNAU
 424 Church St., 13th fl.
 Nashville, TN 37219
 615/244-5480

① P 10/31/91
 ② NWA 6-27-91
 SR 6-27-91
 CK 7-29-91
 ③ P NWA 7-11-91
 SR 7-11-91
 NWA 10/13/92
 NWA 10/13/92

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
	7/7/89--Woods & Woods	--\$120.00	#23085	JS-5	7/7/89
	3-1-91	\$105 plus	#32453	JS-6	2-4-91
	6-27-91	\$105 plus			
	7-11-91	\$105 plus			

- 7/7/89 1 COMPLAINT w/Exh. A & B att. & summons issued. bh
- 7-18-89 2 ORDER: ...this case will not go to trial before 120 days after its filing, this case is referred to the Mag. (EOD 7-21-89) db
- 7-26-89 3 ANSWER of deft, Forklift Systems, Inc. db
- 7-26-89 4 Notice & Ack of recpt of summ/complt signed by Atty Stanley Chernau, reg. agt for deft dated 7-19-89 db (R/S & receipt attached) db
- 8-9-89 Notice of 1st meeting of parties, Mon, 2pm, 8-21-89 db
- 8-19-89 5 SCHEDULING ORDER: PTC set for Mon. 1-22-90, 10am ; Trial set Tues 1-30-90, 9am (EOD 8-21-89) db
- 8-17-89? 6 Ltr fr Atty Venick to Mag in re: 1st mtng of parties, suggest phone conference. (ltr dated 8-16-89) db
- 8-18-89 7 ORDER: Ltr of Atty Venick, considered a mtn to cont. 1st mtng o & mtn is GRANTED. RESET (dонт.) to 2pm, Thur. 8-31-89 (EOD 8-24-89) db
- 8-5-89 8 ORDER OF THE MAGISTRATE: ...if necessary a PTC will be held immediately preceding the trial of this casue which is set Wed. 1-17-90, 9am (ctrm #764); further ORDERED that the parties shall file a pretrial order 5 days before the date of the trial... (EOD 9-6-89) db
- 1-5-90 9 Mtn to continue trial db
- 1-10-90 10 Joint Mtn to continue trial date db
- 1-11-90 11 ORDER: Jt mtn to continue trial date, GRANTED, Trial reset to Wed. 4-18-90, 9am (EOD 1-12-90) db
- 1-16-90 12 Mtn for protective order db
- 1-16-90 13 MEMORANDUM in support of mtn for protective order db (w/att) db
- 1-26-90 14 Pltf's memorandum in oppos. to deft's mtn for a protective order db
- 1-26-90 15 MOTION to compel production of documents db
- 1-26-90 16 Pltf's Memorandum in support of mtn to compel db
- 2/2/90 17 NOTICE of oral argument on pltf's mtn to compel filed 1/26/90 and dft's mtn for protective order filed 1/16/90 set for 2/22/90 at 9:00 a.m. ks
- 2-14-90 18 ORDER: ...that Oral Argument on pltf's mtn to compel filed 1-26-90, & deft's mtn for protective order filed 1-16-90, be continues, It is further ORDERED that oral argument shall be reset for 10am Thurs. 3-1-90 in Ctrm #765 (EOD 2-14-90)
- 3-12-90 19 AGREED ORDER: Trial originally set for 4-18-90 is CONTINUED til 7-23-90, 10am (EOD 3-14-90) db
- 3-27-90 20 PROTECTIVE ORDER; all discovery shall be used soley for the prosecution or defense of this action. Documents & information produced by the deft (or non-party) in the course of discovery in this matter which is confidetail in nature may be designated as such by the deft or the person producing the material. Such designation shall be made by placing on the face of the material the designation "CONFIDENTIAL" Duplicate copies shall also be deemed "CONFIDENTIAL" Upon final disposition of this action, all materials which have been designated as CONFIDENTIAL pursuant to

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 389-0557--
HARRIS, TERESA	FORKLIFT SYSTEMS, INC.	PAGE ___ OF ___ PAGES

DATE	NR.	PROCEEDINGS
		<u>this Protective Order & all copies, excerpts or extracts, except for such material which has become part of the record of this action, shall be returned w/in 60 days to the person producing the material. (EOD 3-28-90) db</u>
4/6/90	21	MOTION of pltf to compel prod of docs. w/atts. lh
4/6/90	22	MEMORANDUM of pltf in support of mtn to compel. lh
4/12/90	23	RESPONSE of dft to pltf's mtn to compel. lh
4/17/90	24	NOTICE of oral argument on 4/30/90 at 2 pm. lh
5-4-90	25	ORDER: that deft shall not be compelled to produce his entire desk calendar for the year 1987 but only copies of those pages previously marked by pltf's counsel, & further, that deft's counsel shall put together a package with the pertinent fin. info that is used for the basis of compensation for the 3 divisions of its business being leasing, sales, & parts, for pltf's counsel's review & discussion with deft's counsel. It is further ORDERED that pltf's counsel shall file an additional Order to compel if pltf's counsel & deft's counsel cannot agree that the fin. info furnished by deft's counsel is sufficient for pltf's counsel's purposes. (EOD 5-8-90) db
7-13-90	26	Pltf's mtn to suspend local Rule 8 (b)(3) to set early hring on pltf's mtn to compel production of deft's fin. statements db
7-13-90	27	Mtn to compel production of deft's fin. statements db
7-13-90	28	Documents filed under seal with respect to pltf's mtn to compel production of deft's fin. statemtns as required by protective order entered 5-8-90 (doc att)
7-16-90	29	Deft's Objection to pltf's mtn to compel & to suspend local rule 8 db <i>(place in vol)</i>
7-16-90	30	Deft's pretrial brief db
7-17-90	---	Discovery material ret to Atty Chenu (depos. of Pltf) db (not st to be picked up db
7-19-90	31	Proposed witness list for deft db
7-19-90	32	Pltf's Pretrial brief db
7-19-90	33	Pltf's Witness list db
7-19-90	34	Statement of pltf's expert witness db
7-19-90	35	ORDER: Pltf's mtn to suspend local rule 8(b)(3) to set early hearing on pltf's mtn to compel production of deft's fin. statements, DENIED (EOD 7-20-90) db

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 3:89-0557
HARRIS, TERESA		FORKLIFT SYSTEMS, INC.	PAGE ___ OF ___ PAGES

DATE	NR.	PROCEEDINGS
7-23-90		R/S on Subpoena issued 5-8-90 by plaintiff to David Thompson: Executed by serving same on 7-20-90. aeg
7-23-90		R/S on Subpoena issued 5-16-90 by plaintiff to Kim Hampton: Executed 7-19-90. aeg
7-23-90		R/S on Subpoena issued 5-16-90 by plaintiff to Stephanie Vanns: Executed 7-19-90. aeg
7-23-90		R/S on Subpoena issued 5-16-90 by plaintiff to Bennie Lawson: Executed 7-19-90. aeg
7-23-90		R/S on Subpoena issued 5-16-90 by plaintiff to Dixie Shadrack: Executed 7-19-90. aeg
7-23-90		R/S on Subpoena issued 5-8-90 by plaintiff to Charles Hardy: Executed 7-16-90. aeg
7-23-90		R/S on Subpoena issued 5-8-90 by plaintiff to Charles Hardy: Executed 7-20-90. aeg
7/30/90	36	POST TRIAL ARGUMENT of pltf. ks
7/27/90	37	POST TRIAL ARGUMENT of dft. ks
8-9-90	38	Transcript of proceedings 7-23-90 (vol 1 of 2) db (CR/Cathy Boone Leigh) db
8-9-90	39	Transcript of proceedings 7-23-90 (vol 2 of 2) db (CR/Cathy Boone Leigh) db
11-27-90	40	REPORT AND RECOMMENDATION OF THE MAGISTRATE: that pltf's Title VII claims be DISMISSED. ...further recommends that each party bear its own cost. An award of attorney's fees to a prevailing party is within the District Court's discretion, & there is no evidence to indicate that the deft in this case is financially unable to assume these fees, that pltf's claim is frivolous, unreasonable or groundless or that pltf pursued the action in bad faith. (EOD 11-28-90) db
12-12-90	41	Pltf Teresa Harris' objections to the Mag's r/r db
12-12-90	42	Memorandum in support of pltf's objections to Mag's r/r (w/atts) db
12-13-90	43	Memrandum in opposition to pltf's objections to Mag's r/r/ db
2-4-91	44	ORDER: ...THE Court hereby ADOPTS the Mag's r/r & accordingly the case is dismissed (EOD 2-4-91) db
2-21-91	45	PLTF'S MOTION for Award of Cost & Atty's Fees for deft's failure to admit db (w/att
2-21-91	46	MEMORANDUM in support of pltf's mtn for award of costs & atty's fees... db 52
2-21-91	47	AFFIDAVIT of Irwin Venick (w/atts) db

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF TERESA HARRIS	DEFENDANT FORKLIFT SYSTEMS, INC.	3:89-0557 DOCKET NO. _____ PAGE ____ OF ____ PAGES
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DATE	NR.	PROCEEDINGS
2/27/91	48	RESPONSE of dft to pltf's mtn for attny's fees for dft's failure to admit. lh
3/1/91	49	NOTICE OF APPEAL of pltf fm order entered on 2/4/91. lh
3/4/91		SHORT RECORD trans to 6CCA. lh
3/6/91		TRANSCRIPT ORDER FORM, trans already on file in clerk's ofc. lh
3/13/91		ACKNOWLEDGMENT fm 6CCA assign #91-5301. lh
*7/23/90	50	PRETRIAL ORDER is approved. (EOD 5/1/91) (Inadvertently placed in file and not entered on docket sheet on 7/23/90) lh
*7/23/90	51	STIPULATION of ptys in re: salary, bonuses, commission rates & car allowances. (Inadvertently placed in file and not docketed on 7/23/90) lh
6/3/91	52	ORDER dft is ordered to pay the pltf \$2701.82 in costs and \$600.00 in attny's fees in connection w/proving that Charles Hardy wrote postdated entries on his desk calendar concerning the pltf. (EOD 6/4/91) lh
6/3/91	53	MEMORANDUM OF COURT re: Order entered above. (EOD 6/4/91) lh
6/4/91		NOTICE of completion of record trans to 6CCA. lh
6/27/91	54	NOTICE OF APPEAL of dft fm order entered on 6/4/91. lh
6/27/91		SHORT RECORD trans to 6CCA. lh
6/27/91		SERVICE of NOA to Irwin Venick & Lawrence D. Wilson. lh
7/11/91	55	NOTICE OF APPEAL of pltf fm order entered on 6/4/91. lh
7/11/91		SHORT RECORD trans to 6CCA. lh
7/11/91		SERVICE of NOA to Stanley M. Chernau. lh
7/15/91		ACKNOWLEDGMENT fm 6CCA assign #91-5822 to appl no. 2. lh
7/22/91		ACKNOWLEDGEMENT fm 6CCA assign #91-5871 to appl no. 3. lh
7/26/91		TRANSCRIPT ORDER FORM, trans already on file in clerk's ofc. lh
*7/23/90	56	EXHIBIT & WITNESS LIST of 7/23/90 before Magistrate Sandidge. lh
7/29/91		CERTIFIED RECORD trans to 6CCA. (Per phone call) lh

AUTOMATED

FULLY/PARTIALLY

(effective 8/26/91)

TERMED R/R
EXHS

U.S. District Court
MIDDLE DISTRICT OF TENNESSEE (Nashville)

CIVIL DOCKET FOR CASE #: 89-CV-557

Harris v. Forklift Systems Inc
Assigned to: Judge John T. Nixon

Filed: 07/07/89

Referred to: Magistrate Judge Kent Sandidge, III

Demand: \$0,000

Nature of Suit: 442

Lead Docket: None

Jurisdiction: Federal Question

Dkt# in other court: None

Cause: 42:2000e Job Discrimination (Employment)

TERESA HARRIS
pltf

Irwin Bruce Venick
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Robert Belton
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Lawrence Doyle Wilson
[term 01/13/95]
[COR LD NTC]
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(615) 386-7145

v.

FORKLIFT SYSTEMS INC
deft

Stanley M. Chernau
[COR LD NTC]
Chernau, Chaffin & Burnsed,
PLLC
SunTrust Center
424 Church Street
Suite 1750
Nashville, TN 37219

(615) 244-5480

- 7/23/90 56 EXHIBIT and witness list of 7/23/90 before Magistrate Sandidge (lh) [Entry date 10/28/91]
- 2/4/91 44 ORDER by Judge John T. Nixon The court adopts the magistrate's R&R dismissing case (EOD 2/4/91) (cc: all counsel) (lh) [Entry date 10/28/91]
- 3/1/91 49 NOTICE OF APPEAL by plaintiff from Dist. Court decision [44-2] entered on 2/4/91 (lh) [Entry date 10/28/91]
- 3/4/91 -- Short Record on Appeal sent to 6th CCA re [49-1] (lh) [Entry date 10/28/91]
- 3/6/91 -- TRANSCRIPT Order Form for dates: trans already on file re [49-1] (lh) [Entry date 10/28/91]
- 3/13/91 -- NOTIFICATION by 6th CCA of Appellate Docket Number 91-5301 (lh) [Entry date 10/28/91]
- 6/3/91 52 ORDER by Judge John T. Nixon Dft is ordered to pay the pltf \$2,701.82 in costs and \$600.00 in attny's fees in connection w/proving that Charles Hardy wrote postdated entries on his desk calendar concerning the pltf. (EOD 6/4/91) (cc: all counsel) (lh) [Entry date 10/28/91]
- 6/3/91 53 MEMORANDUM OF THE COURT re: Order entered above. (EOD 6/4/91) (cc: all counsel) (lh) [Entry date 10/28/91]
- 6/4/91 -- Notice of Completion mailed to 6CCA (lh) [Entry date 10/28/91]
- 6/27/91 54 NOTICE OF APPEAL by defendant from Dist. Court decision [52-1] entered on 6/4/91 (lh) [Entry date 10/28/91]
- 6/27/91 -- Short Record on Appeal sent to 6th CCA re [54-1] (lh) [Entry date 10/28/91]
- 6/27/91 -- REMARK: Service of NOA to Irwin Venick & Lawrence D. Wilson (lh) [Entry date 10/28/91]
- 7/11/91 55 NOTICE OF APPEAL by plaintiff from Dist. Court decision [52-1] entered on 6/4/91 (lh) [Entry date 10/28/91]
- 7/11/91 -- Short Record on Appeal sent to 6th CCA re [55-1] (lh) [Entry date 10/28/91]
- 7/11/91 -- REMARK: Service of NOA to Stanley M. Chernau (lh) [Entry date 10/28/91]
- 7/15/91 -- NOTIFICATION by 6th CCA of Appellate Docket Number 91-5822 to appl no.2 (lh) [Entry date 10/28/91]
- 7/22/91 -- NOTIFICATION by 6th CCA of Appellate Docket Number 91-5871 to appl no. 3 (lh) [Entry date 10/28/91]

7/26/91 -- TRANSCRIPT Order Form for dates: trans already on file re [54-1] (lh) [Entry date 10/28/91]

7/29/91 -- Certified Record on Appeal sent to 6th CCA re [55-1], re [54-1], re [49-1] per phone call (lh) [Entry date 10/28/91]

9/21/92 -- INFORMATION COPY from 6th CCA affirming Dist. Judge's decision (db) [Entry date 10/01/92]

10/13/92 57 MANDATE from 6th CCA Judgement : affirming the decision of the District Court [55-1], [54-1], [49-1] (db) [Entry date 10/15/92]

10/26/92 -- RECORD on appeal returned from 6th CCA consisting of 2 vol. pleadings, 2 vol. transcripts, 1 sealed envelope (pb) [Entry date 10/27/92]

4/20/93 -- REMARKS trial exhs returned to pla's atty Venick (db)

8/30/93 -- REMARKS memo from 6CCA (Pat Sowell) w/atth request from U.S. Supreme Court requesting entire record (db) [Entry date 09/02/93]

9/2/93 -- REMARKS original file & certified cc of docket sheet sent to the Supreme Court/U.S. to the attn of Sandy Nelsen, Asst Clerk (db)

12/30/93 59 MEMORANDUM by defendant Forklift Systems Inc in support of motion for special order requiring plaintiff to cease and desist from makikng extrajudicial statements concerning Charles Hardy [58-1] w/attached exhibits A-D (pb) [Entry date 01/03/94]

1/3/94 58 MOTION by defendant Forklift Systems Inc for special order requiring plaintiff to cease and desist from makikng extrajudicial statements concerning Charles Hardy (pb)

1/5/94 60 MEMORANDUM IN OPPOSITION by plaintiff to motion for special order requiring plaintiff to cease and desist from makikng extrajudicial statements concerning Charles Hardy [58-1] (db) [Entry date 01/06/94]

1/11/94 61 MOTION by plaintiff to remand to Magistrate (db)

1/11/94 62 MEMORANDUM by plaintiff in support of motion to remand to Magistrate [61-1] (db)

1/13/94 63 ORDER by Judge John T. Nixon Status conference: set at 1:30 1/24/94 (EOD 1/14/94) (cc: all counsel) (db) [Entry date 01/14/94]

1/14/94 64 MOTION by defendant for enlargement of time to respond to mtn for remand (db) [Entry date 01/19/94]

- 1/14/94 65 MEMORANDUM by defendant in support of motion for enlargement of time to respond to mtn for remand [64-1] (db) [Entry date 01/19/94]
- 1/18/94 66 MANDATE from 6th CCA Judgment, pursuant to the Court's disposition that was filed 12/16/93 the mandate for this case hereby issues today 1/14/94 (atth 6CCA ntc refers to mandate as reissued) (db) [Entry date 01/31/94]
- 1/20/94 70 MEMORANDUM in RESPONSE by defendant to motion to remand to Magistrate [61-1] (db) [Entry date 02/07/94]
- 1/21/94 67 ORDER by Judge John T. Nixon granting motion for enlargement of time to respond to mtn for remand [64-1] (EOD 1/31/94) (cc: all counsel) (db) [Entry date 01/31/94]
- 1/28/94 68 SUPPLEMENTAL MEMORANDUM by plaintiff in support of motion to remand to Magistrate [61-1] (db) [Entry date 01/31/94]
- 1/31/94 69 CLERK'S RESUME before Judge Nixon 1/31/94 ; Oral Argument held at 10:00 1/31/94, order will enter referring case to Mag Judge C/R : C. Barr (db) [Entry date 02/01/94]
- 2/2/94 71 ORDER by Judge John T. Nixon granting motion to remand to Magistrate [61-1], The Court remands this case to the Mag & Orders the Magistrate to RECONSIDER its decision dismissing Harris' constructive discharge claim Case referred to Magistrate Judge Kent Sandidge III (EOD 2/7/94) (cc: all counsel) (db) [Entry date 02/07/94]
- 2/10/94 72 MOTION by plaintiff to amend order of remand (db) [Entry date 02/14/94]
- 2/18/94 -- LETTER from plaintiff's counsel, Irwin Venick, informing the court Ms. Harris will refrain from making any out of court stmts while this matter is still pendind in this court (db) [Entry date 02/22/94]
- 3/2/94 73 ORDER by Judge John T. Nixon granting motion to amend order of remand [72-1]; The Court GRANTS the pla's mtn & CLARIFIES its order of remand to the Magistrate entered 2/7/94 as follows: the Court REMANDS this case to the Mag & ORDERS the Mag to RECONSIDER the constructive discharge claim & the hostile environment claims [71-2] (EOD 3/4/94) (cc: all counsel) (db) [Entry date 03/04/94]
- 3/4/94 -- REMARKS csroprn form st to AgF & KS (db)
- 3/11/94 74 ORDER by Magistrate Judge Kent Sandidge III Status conference: set at 3:00 3/29/94, Ctrm #764 (EOD 3/16/94) (cc: all counsel) (db) [Entry date 03/16/94]

3/29/94 -- REMARKS ph/call form Karen Rhein (6CCA) re: the Supreme Court returned the original record to them, will forward file to MD/TN (db) [Entry date 04/05/94]

3/31/94 75 ORDER by Magistrate Judge Kent Sandidge III Status conference: is continued from 3/29/94 to 2:00 4/4/94 in ctrm #764 (EOD 3/31/94) (cc: all counsel) (db)

3/31/94 -- REMARKS received case file from 6CCA, Seal doc (atth to doc #28) not included with file (db) [Entry date 04/05/94]

4/5/94 -- REMARKS ph/call to Ms Rhein re: sealed doc which was not with file, according to Ms Rhein, all docs recd by 6CCA was forwarded to MD/TN, the sealed doc must still be at the Supreme Court (db)

4/6/94 -- REMARKS ph/call to Supreme Court (Calvin Todd) re: missing sealed doc. Per Mr. Todd, doc located & will be forwarded to the MD/TN (db)

4/6/94 -- REMARKS file st to Mag Judge Sandidge (db)

4/11/94 -- REMARKS received Sealed doc from Supreme Court (atth to doc #28) doc placed in vault (db) [Entry date 04/12/94]

4/20/94 76 NOTICE by plaintiff of filing a computer diskette containing pla's Proposed RR (diskette attached) (db) [Entry date 04/21/94]

4/20/94 -- Plaintiff's PROPOSED Report & Recommendation (db) [Entry date 04/21/94]

4/20/94 77 defendant's proposed memorandum opinion (this doc is signed by deft's counsel) (db) [Entry date 04/21/94]

4/21/94 78 MEMORANDUM by defendant in support of deft's proposed opinion [77-1] (db)

4/28/94 79 REPLY by defendant to pla's proposed report & recommendation (db) [Entry date 05/02/94]

9/15/94 80 REPORT AND RECOMMENDATION by Magistrate Judge Kent Sandidge III, the the pltf be granted judgment for the amount stated (in this rr) on her hostile environment & constructive discharge claims, that she be awarded attys fees & costs to be determined & that an injunction be issued as described (in this rr) against the deft (EOD 9/15/94) (cc: all counsel) (db)

9/20/94 81 MOTION by defendant Forklift Systems Inc to extend time to file objs to the Mag's Recommendation (db) [Entry date 09/23/94]

9/20/94 82 MEMORANDUM by defendant in support of motion to extend time to file objs to the Mag's Recommendation [81-1] (db) [Entry date 09/23/94]

9/23/94 83 ATTORNEY APPEARANCE for plaintiff Teresa Harris by Robert Belton (db) [Entry date 09/26/94]

9/26/94 84 OBJECTIONS by plaintiff Teresa Harris to Report and Recommendation [80-1] (db) [Entry date 09/27/94]

9/26/94 85 MEMORANDUM by plaintiff in support of report and recommendation objection [84-1] (db) [Entry date 09/27/94]

9/29/94 86 ORDER by Judge John T. Nixon granting motion to extend time to file objs to the Mag's Recommendation [81-1] up to and including 10/16/94 (cc: all counsel) EOD 9/29/94 (mg)

10/3/94 87 NOTICE by plaintiff Teresa Harris of filing amd objs to RR (db) [Entry date 10/05/94]

10/3/94 88 AMENDED OBJECTION by plaintiff Teresa Harris to RR [84-1] (db) [Entry date 10/05/94]

10/17/94 89 OBJECTIONS by defendant Forklift Systems Inc to Report and Recommendation [80-1] (db) [Entry date 10/18/94]

10/17/94 90 MEMORANDUM by defendant in support of report and recommendation objection [89-1] (w/atth exh A) (db) [Entry date 10/18/94]

10/29/94 91 RESPONSE by plaintiff Teresa Harris to objections to Report and Recommendation [80-1] (db) [Entry date 11/01/94]

11/9/94 92 MEMORANDUM OF THE COURT (EOD 11/9/94) (cc: all counsel) (db)

11/9/94 93 ORDER by Judge John T. Nixon, consistent with the memopno, the Court ADOPTS the REPORT AND RECOMMENDATION [80-1] in its entirety. Accordingly, the Court GRANTS plaintiff judgment for the amount of \$151,435 & interest to run from Aug 31, 1994, until paid on her hostile environment & constructive discharge claims, AWARDS attys fees & costs to be determined & ISSUES an injunction against the deft enjoining engagement in conduct of a hostile nature toward women the same or similar to that conduct found to be unlawful in this case & ORDERS Forklift Sys, Inc. to establish a sexual harassment policy as recommended by the EEOC dismissing case (EOD 11/9/94) (cc: all counsel) (db)

12/7/94 94 NOTICE OF APPEAL by defendant Forklift Systems Inc from Dist. Court decision, [93-1] (db) [Entry date 12/09/94]

- 12/7/94 -- PROPOSED Agreed Order re: waiving Local Rue 13, allowing additional 45 days to file bcst/appl for atty's fees & extending time (60 days) for filing the short record on appeal (db) [Entry date 12/09/94]
- 12/9/94 -- RECEIVED filing fee and forwarded to 6th CCA (ck#2314; receipt #47349) (db)
- 12/13/94 95 AGREED ORDER by Judge John T. Nixon, that the Local Rule 13 shall be waived & the pltf shall be allowed an additional 45 days within which to file her Bill of Costs & Application for atty's fees. It is further agreed that the filing of the short record on appeal & the designation of the record on appeal shall be extened for a period of 60 days from the entry of this order (EOD 12/13/94) (cc: all counsel) (db)
- 1/13/95 96 NOTICE by plaintiff of withdrawal of Lawrence D. Wilson as atty of record (mg)
- 1/17/95 97 ORDER by Judge John T. Nixon, approving ntc of withdrawal of Atty Lawrence D. Wilson as one of the attys of record for pltf re [96-1] (EOD 1/17/95) (cc: all counsel) (db)
- 1/17/95 -- REMARKS tlabels used with order #97 (db)
- 2/6/95 98 MOTION by defendant for leave to withdraw its ntc of appeal (db) [Entry date 02/07/95]
- 2/15/95 99 ORDER by Judge John T. Nixon granting motion for leave to withdraw its ntc of appeal [98-1] dismissing the appeal [94-1], all matters including fees & costs having been fully settled (EOD 2/15/95) (cc: all counsel) (db)
- 12/17/96 100 ORDER by Judge John T. Nixon: The party or parties who submitted material under seal shall retrieve same within 10 days of entry of this order. If the material is not retrieved within the time specified, the clerk is directed to destroy the material. EOD 12/17/96 (cc: all counsel) (gi)
- 1/31/97 -- REMARK: Under Seal Document attachment to DE#28 destroyed this date per Order.cm (cm)