

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR										YR.	NUMBER
1085/4	75	0243	06	24	75	1		710	1			Injunction & Back Wages	8509		75	0243-B

PLAINTIFFS

DEFENDANTS

DUNLOP, John T., Secretary of
Labor. U. S. Department of
Labor

The McIntosh Company, Inc.,
and
Robert P. McIntosh

CAUSE

Violating the provisions of sections 15 (a) (2), 15 (a) (4) and 15 (a) (5) of
the Fair Labor Standards Act of 1938 as amended, 19 U.S.C. Sections 201-219.

ATTORNEYS

Robert A. Fitz, Attorney
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U. S. Department of Labor
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Richard L. Barnes
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(The McIntosh Co., Inc.)
584. 5422

<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
				JS-5	7-1-75
				JS-6	12-1-76

DATE	NR.	PROCEEDINGS
6-23-75	1.	Complaint filed, Summons Issued. mm
7-2-75		Summons, ret. & filed: served Jerald M. Schuman, reg. agt. of McIntosh Co. Inc., Tulsa on 6-26-75; served Robert P. McIntosh, Tulsa, 7-2-75. (USM \$8.88)g
7-10-75	2.	<u>ANSWER</u> of defs., filed. rm
8-15-75	3	Pltf's first request for admissions, filed. g
9-18-75	4.	Entry of Appearance of Richard L. Barnes for The McIntosh Co., Inc., filed. mm
9-26-75	5.	Pltf's Motion for S/J, filed. lm
9-26-75	6.	Pltf's Memo in Support of Motion for S/J, filed. lm
9-26-75	MO	It is ordered by the Court that deft. is granted ten days from this date to file a responsive brief to pltf's Motion for S/J. (AEB-J)lm ltr ^s mld
10-1-75	7.	Mtn./for Enlargement of Time until 10-24-75 to respond to pltf's mtn. for summary judgment, filed.jj O to J
10-3-75	8.	Order, filed, granting deft. McIntosh Co. til 10-24-75 to respond to pltf's mot. for S/J. (AEB-J)k cps mld
10-23	9.	Response to Pltf's Motion for S/J, filed. lm
10-23	10.	Defts' applic. for leave to amend answer, filed. hm
10-23	11.	Defts' applic. for leave to ans. request for admissions out of time, filed. hm
10-24	MO:	Ordered that pltf. file response within 10 days to defts' applic. for leave to amend answer and defts' applic. for leave to ans. request for admissions out of time. (AEB-J)hm
11-3	12.	Letter from Pltf., filed, stating pltf. declines to file opposing memorandum to Deft.s' appls. for leave to amend ans. & to ans. interrog. out of time. k
11-3	13	Order, filed, granting defts. leave to file amended answer. (AEB-J)g
11-3	14	First amended answer, filed. g
11-3	15	Order, filed, granting defts. leave to file answer to req. for admissions. (AEB-J)g
11-3	16	Answers to pltf's first request for admissions, filed. g
11-14	MO	Case referred to Magistrate Bradford for F&R re all pending mots. (AEB-J)k
12-17	MO:	Case set for hrg. on Pltf's mo for S/J before Mag. Bradford on 1-15-76 at 2:00 p.m. (MLB-Mag)ph
1976		
1-15	MO:	Case called for hrg on motions before Mag. on Pltf's mo. for S/J. By agreement of parties, no appearances made. / Mag. recommends Pltf. counsel to prepare formal order and F&R within 5 days. (MLB-Mag)ph
1-19	17.	F&R of Mag., filed. Mag. recommends that the Pltf's mo. for S/J be denied. (MLB-Mag)ph cps mld
1-30	18.	Order, filed, that Pltf.'s mot. for S/J is denied. Cps. of this order & Mag.'s recommendation mld. to parties. (AEB-J)v
4-15	MO	Parties are directed to hold PT conf. on or before 5-27-76 & file PT Order on or before 6-3-76. (AEB-J)k cps by cert ml

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF Secy. of Labor, U.S. Dept. of Labor	DEFENDANT The McIntosh Co., Inc., et al	DOCKET NO. _____ PAGE <u>2</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS
<u>1976</u>		
6-7	19	Pltf's proposed pretrial order, filed. g
6-17	MO	Case set for disposition for 7-12-76, at 11:00 a.m. for failure of deft. to file proposed pre-trial order due 6-3-76. (AEB-J)b nts by cert ml
7-7	20:	Deft's Proposed Pre-Trial Order, filed. b
7-9-	MO	It is ordered by the Court that case is stricken from the disposition docket of 7-12-76. (AEB-J)b ltr mld
7-19	21.	Pltf's Notice of Depositions of Linda Brown, Lonnie Chaffin, Gary Cram, Joe Gann & Robt. Rhode on 7-27-76, filed. lm (subpoenas issued)
7-27-76		Dep. Subpoenae, ret. & filed: served Linda Brown 7-22-76, Goe Gann 7-25-76. Robert Rhode 7-20-76, Lonnie Chaffin 7-21-76, Gary Cram 7-21-76. (USM \$38.60)g
7-29	MO:	Case set for Non-Jury trial on 9-13-76, at 10:00 A.M. (AEB-J)b nts by cert ml
8-6	22.	Interrogs. to pltf., filed. ph
8-25		Depositions of Robert Rohde & Lonnie Chaffin on behalf of pltf before Donald R. Lindquist ⁽⁶⁻²⁵⁾ on 7-27-76 w/fees of \$18 and \$15) filed. lm
9-7	23	Pltf's mot. to strike from trial docket, filed.s 0 to J
9-8	24	Pltf's response to Defts' interrogatories w/exhibits, filed.s
9-8	25.	Order, filed, striking case from 9-13-76 docket. (AEB-J)s cps. mld.
9-17		Deposition of Joe Gann, taken on behalf of pltf. before Donald R. Lindquist, C.S.R., on 7-27-76, w/ fees of \$13.50, filed.k
9-17		Deposition of Gary Cram, taken on behalf of pltf. before Donald R. Lindquist, C.S.R., on 7-27-76, w/ fees of \$13.50, filed.k
9-17		Deposition of Linda Brown, taken on behalf of pltf. before Donald R. Lindquist, C.S.R., on 7-27-76, w/ fees of \$15.00, filed.k
10-26	MO:	Case set for Non-Jury on 11-29-76 at 10:00 a.m. (AEB-J)n nts by cert. ml w/affid.
11-19	26	Decree filed and entered that defts. are premanently enjoined from violating provisions of FLSA and that defts. will pay costs of this action. (AEB-J) cps mld.lm
11-26	27	Bill of Costs, filed, in the amount of \$298.64; Clerk to tax costs on 11-29-76. lm
12-1		Costs taxed by clerk in amt. of \$298.64 infavor of plf. and against defs. (JCS-Clk) rm
7-7-77	28	Notice of satisfaction of costs in amt. of \$298.64, filed.rm

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