

A/R, CLOSED, STANDARD

**United States District Court  
Eastern District of Pennsylvania (Philadelphia)  
CIVIL DOCKET FOR CASE #: 2:04-cv-00632-CRW**

ALBRIGHT et al v. KELLOGG COMPANY  
Assigned to: HONORABLE CHARLES R. WEINER  
Cause: 29:201 Fair Labor Standards Act

Date Filed: 02/13/2004  
Date Terminated: 09/07/2004  
Jury Demand: None  
Nature of Suit: 710 Labor: Fair  
Standards  
Jurisdiction: Federal Question

**Plaintiff**

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**Plaintiff**

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represented by **IRA H. WEINSTOCK**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**MARK T. MORGAN, JR.**

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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**DON MOWERY**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**JESSICA M. NACE**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**BARBARA NEIDEIGH**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**TINA M. NELSON**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**JOAN NIKOLAUS**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**ELBIA T. NOLL**

represented by **IRA H. WEINSTOCK**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**GINA A. NOVACHEK-COMLY**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**BETTY O'NEILL**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**TOM PANNEBAKER**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**STEPHEN J. PAULIN**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**JOSEPH P. PETROSKY**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**DAVID J. PHILLIPS**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**JON J. PILLION**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**DEANE POKODNER**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**FRED N. PRESSLEY, SR.**

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**MARCEL QUINTILLI**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**KATHY S. REAM**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
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**Plaintiff**

**JOSHALYN RENTAS**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
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**Plaintiff**

**JERALYN RETTEW**

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**SUSAN I. RINTZ**

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**JAMIE ROBINSON**

represented by **IRA H. WEINSTOCK**

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**KRISTY S. ROBINSON**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**BETH A. RUDENOS**

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*LEAD ATTORNEY*  
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**Plaintiff**

**CAROL E. RUPP**

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**Plaintiff**

**JOSEPH SALAKI**

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**Plaintiff**

**HAROLD SAMPLE**

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**Plaintiff**

**SANDRA J. SAMPLE**

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**Plaintiff**

**REGINA SCHEETZ**

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**Plaintiff**

**STEVEN SCHERRY**

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**Plaintiff**

**ARCHIE E. SEATS, JR.**

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**Plaintiff**

**BARBARA L. SEATS**

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**Plaintiff**

**RICHELL SEE**

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**Plaintiff**

**PETER B. SEIBERT**

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**Plaintiff**

**CHARLES SENFT**

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*LEAD ATTORNEY  
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**Plaintiff**

**JANE SEYFERT**

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**Plaintiff**

**JUDITH SHAFFER**

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**Plaintiff**

**TIM SHAUB**

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**Plaintiff**

**JOHN SHEAFFER**

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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**JOHN G. SHORB, JR.**

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**Plaintiff**

**MICHAEL C. SMITH**

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**Plaintiff**

**WAYNE G. SMITH**

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**Plaintiff**

**LYNN SOLLENBERGER**

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**Plaintiff**

**GREGORY T. SPANGLER**

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**Plaintiff**

**JESSICA SPANGER**

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**Plaintiff**

**WILLIAM SPANGLER**

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**Plaintiff**

**DENNIS A. STAUFFER**

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**Plaintiff**

**JUSTIN STEINER**

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**Plaintiff**

**THOMAS STEINER**

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**Plaintiff**

**BRAD STROCK, JR.**

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**Plaintiff**

**DONALD L. STUMP**

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**Plaintiff**

**JERRY THOMPSON**

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**Plaintiff**

**ROBERT L. TROMPETER**

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**Plaintiff**

**THOMAS M. WAGAMAN**

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**Plaintiff**

**JOSEPHINE WAGNER**

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**Plaintiff**

**CHRISTINE WALK**

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**Plaintiff**

**THOMAS WALTZ**

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**Plaintiff**

**DAVID WEAVER**

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**Plaintiff**

**GERALD B. WEIGLE**

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**Plaintiff**

**TODD A. WENTLING**

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**Plaintiff**

**LINDA P. WERT**

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**Plaintiff**

**WILLIAM W. WHITE, III**

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**Plaintiff**

**BRYAN WICKARD**

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**Plaintiff**

**DEBORAH ANN WILKIN**

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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**MARK C. WILLARD**

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**Plaintiff**

**SAMUEL W. WILSON**

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**Plaintiff**

**PAMELA V. WRIGHT**

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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**CINDY L. ZEAMER**

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**Plaintiff**

**ALANA ZENTZ**

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**Plaintiff**

**DALE ZIMMERMAN**

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**Plaintiff**

**JOHN ZIMMERMAN**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff****KAREN ZOOK**

represented by **IRA H. WEINSTOCK**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant****KELLOGG COMPANY**

represented by **FRANK J. CONLEY**  
 THE CONLEY FIRM  
 7715 CRITTENDEN ST.  
 SUITE 113  
 PHILADELPHIA , PA 19118-1421  
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*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
02/13/2004	<a href="#">1</a>	COMPLAINT against KELLOGG COMPANY ( Filing fee \$ 150 receipt number 902144.), filed by CHARLENE M. ALBRIGHT, JOHN K. ALLEMAN, FRED ALTHOUSE, DEWITT ARNOLD, DORAN ARTMAN, BRIAN K. ASHBY, CAROL A. BACHMAN, MICHAEL L. BAKER, MICHAEL A. BARON, ROBERTA BARROW, MICHAEL BAUGHMAN, GREGORY W. BEANER, LAWRENCE E. BEANER, ANGELA NICOLE BELL, MICHAEL BELL, JOHN BENNETT, MARVIN BIRK, BEVERLY BLOOM, ERIC BOMBERGER, VICKIE BOWMAN, JULIA ANN BOYD, MARGARET L. BRADLEY, RICHARD BRANDT, PHYLISS BREITEGAN, THOMAS A. BRENDEL, WILLIAM H. BRENNEMAN, ANNE M. BROWN, RANDY L. BROWN, EILEEN BRYAN, DANA L. BYERS, WILLIAM D. BYERS, KENNETH S. CAMPBELL, LISA CAMPBELL, EDELMIRO CANDELARIA, GLENN R. CARPENTER, CAROLYN S. CHAPMAN, BARBARA KAY CICCARELLI, JOHN H. COE JR., DENNIS L. COLE SR., JOSEPH W. COOK, DAWN COOKE, JOHN R. COOPER, BRYAN CROMLEIGH, JAMES CUMMINGS, JEFFREY CUNNINGHAM, DONALD DANIEL, LINDA D. DAVIS, JESSE J. DELLEN JR., GAYE M. DENLINGER, JUDITH A. DEWITSKY, RONALD B. DEWITSKY, JOHN STEVEN DRAGER, GARY C. EASTERWOOD, DIANNA C. ELDER, LOIS ENGLEHART, JAMES P. FARBO, JAMES L. FINEFROCK, BRUCE C. FINK, JOHN G. FLAHARTY, ROBERT L. FLEMING, MARY E. FRITZ, KENNETH E. FRY JR., WILLIAM J. FULLER JR., KATHLEEN M. GAGER, WENDELL S. GAINER, RICKEY GARVIN, GREGORY R. GERHART, LAURIE GERMER, EDWARD A. GETTLER SR., SHIRLEY GILLS, ELOISE E. GODWIN, RANDY L. GOODLING, CONNIE J. GOSS, SUSAN GRAYBEAL, JOAN GREINER,

	<p>DOUGLAS E. GRIESEMER JR., SAMUEL G. GROVE JR., TIMOTHY GRUBER, KENNETH J. GRUNOW, J. RICHARD HABECKER, THOMAS HACKMAN, ALVIN S. HAKE, ARNOLD A. HAMMOND, JOHN D. HARTMAN, JOANNE L. HEILMAN, TERRY HENRY, FRANK D. HERR, GLENN E. HERTZLER, JAMES D. HESS, JOHN HOCKENBERRY, ROBERT M. HOCKING, PHILIP W. HOFFMASTER, BARRY L. HOGENTOGLER, BLAINE W. HOLLAND, DOUGLAS L. HOOVER, VICKI HOOVER, RAYMOND E. HORVATH, GEORGE W. HOY, BRYAN L. HUNT, MICHAEL W. IRVIN, MICHAEL R. JOHNSON, CATHERINE KELLER, SAMSUK KIM, LAMAR J. KOONS, WILLIAM R. KOWALSKY, WARREN R. KREISER, TODD M. KULISHOFF, CLAUDE R. KURTZ, MICHAEL KURTZ, EDWARD T. KUZMA JR., DOUGLAS LAPIERRE, TONY LAUDENSLAGER, DANIEL G. LITRENTA, WILLIAM I. LONGABACH, RICHARD W. LOPRETTO, FRED LORAW, RICHARD LUDWIG, CHARLES E. LUSK, CONSTANCE M. MANCUSO, BARRY W. MARKLEY, GREG MARTIN, GEORGE MCKINNEY JR., SANDY MCKINSEY, BEN MCMICHAEL, PRISCILLA R. MENDEZ, ROBERT MERINGER, CARL A. METZINGER, DENNIS L. MILLER, GLENDA MILLER, STEVEN M. MINNICH, FREDERICK L. MIXELL, MARK T. MORGAN JR., DON MOWERY, JESSICA M. NACE, BARBARA NEIDEIGH, TINA M. NELSON, JOAN NIKOLAUS, ELBIA T. NOLL, GINA A. NOVACHEK-COMLY, BETTY O'NEILL, TOM PANNEBAKER, STEPHEN J. PAULIN, JOSEPH P. PETROSKY, DAVID J. PHILLIPS, JON J. PILLION, DEANE POKODNER, FRED N. PRESSLEY SR., MARCEL QUINTILLI, KATHY S. REAM, JOSHALYN RENTAS, JERALYN RETTEW, SUSAN I. RINTZ, JAMIE ROBINSON, KRISTY S. ROBINSON, BETH A. RUDENOS, CAROL E. RUPP, JOSEPH SALAKI, HAROLD SAMPLE, SANDRA J. SAMPLE, REGINA SCHEETZ, STEVEN SCHERRY, ARCHIE E. SEATS JR., BARBARA L. SEATS, RICHELL SEE, PETER B. SEIBERT, CHARLES SENFT, JANE SEYFERT, JUDITH SHAFFER, TIM SHAUB, JOHN SHEAFFER, JOHN G. SHORB JR., MICHAEL C. SMITH, WAYNE G. SMITH, LYNN SOLLENBERGER, JESSICA SPANGER, GREGORY T. SPANGLER, WILLIAM SPANGLER, DENNIS A. STAUFFER, JUSTIN STEINER, THOMAS STEINER, BRAD STROCK JR., DONALD L. STUMP, JERRY THOMPSON, ROBERT L. TROMPETER, THOMAS M. WAGAMAN, JOSEPHINE WAGNER, CHRISTINE WALK, THOMAS WALTZ, DAVID WEAVER, GERALD B. WEIGLE, TODD A. WENTLING, LINDA P. WERT, WILLIAM W. WHITE III, BRYAN WICKARD, DEBORAH ANN WILKIN, MARK C. WILLARD, SAMUEL W. WILSON, PAMELA V. WRIGHT, CINDY L. ZEAMER, ALANA ZENTZ, DALE ZIMMERMAN, JOHN ZIMMERMAN, KAREN ZOOK.(tj, ) (Entered: 02/17/2004)</p>
02/13/2004	<p>Summons Issued; 1 Mailed to counsel 2/17/04 as to KELLOGG COMPANY. (tj, ) (Entered: 02/17/2004)</p>
02/27/2004	<p><a href="#">2</a> WAIVER OF SERVICE Returned Executed by CHARLENE M. ALBRIGHT, JOHN K. ALLEMAN, FRED ALTHOUSE, DEWITT ARNOLD, DORAN ARTMAN, BRIAN K. ASHBY, CAROL A. BACHMAN, MICHAEL L. BAKER, MICHAEL A. BARON, ROBERTA BARROW, MICHAEL BAUGHMAN, GREGORY W. BEANER, LAWRENCE E. BEANER,</p>

ANGELA NICOLE BELL, MICHAEL BELL, JOHN BENNETT, MARVIN BIRK, BEVERLY BLOOM, ERIC BOMBERGER, VICKIE BOWMAN, JULIA ANN BOYD, MARGARET L. BRADLEY, RICHARD BRANDT, PHYLISS BREITEGAN, THOMAS A. BRENDEL, WILLIAM H. BRENNEMAN, ANNE M. BROWN, RANDY L. BROWN, EILEEN BRYAN, DANA L. BYERS, WILLIAM D. BYERS, KENNETH S. CAMPBELL, LISA CAMPBELL, EDELMIRO CANDELARIA, GLENN R. CARPENTER, CAROLYN S. CHAPMAN, BARBARA KAY CICCARELLI, JOHN H. COE JR., DENNIS L. COLE SR., JOSEPH W. COOK, DAWN COOKE, JOHN R. COOPER, BRYAN CROMLEIGH, JAMES CUMMINGS, JEFFREY CUNNINGHAM, DONALD DANIEL, LINDA D. DAVIS, JESSE J. DELLEN JR., GAYE M. DENLINGER, JUDITH A. DEWITSKY, RONALD B. DEWITSKY, JOHN STEVEN DRAGER, GARY C. EASTERWOOD, DIANNA C. ELDER, LOIS ENGLEHART, JAMES P. FARBO, JAMES L. FINEFROCK, BRUCE C. FINK, JOHN G. FLAHARTY, ROBERT L. FLEMING, MARY E. FRITZ, KENNETH E. FRY JR., WILLIAM J. FULLER JR., KATHLEEN M. GAGER, WENDELL S. GAINER, RICKEY GARVIN, GREGORY R. GERHART, LAURIE GERMER, EDWARD A. GETTLER SR., SHIRLEY GILLS, ELOISE E. GODWIN, RANDY L. GOODLING, CONNIE J. GOSS, SUSAN GRAYBEAL, JOAN GREINER, DOUGLAS E. GRIESEMER JR., SAMUEL G. GROVE JR., TIMOTHY GRUBER, KENNETH J. GRUNOW, J. RICHARD HABECKER, THOMAS HACKMAN, ALVIN S. HAKE, ARNOLD A. HAMMOND, JOHN D. HARTMAN, JOANNE L. HEILMAN, TERRY HENRY, FRANK D. HERR, GLENN E. HERTZLER, JAMES D. HESS, JOHN HOCKENBERRY, ROBERT M. HOCKING, PHILIP W. HOFFMASTER, BARRY L. HOGENTOGLER, BLAINE W. HOLLAND, DOUGLAS L. HOOVER, VICKI HOOVER, RAYMOND E. HORVATH, GEORGE W. HOY, BRYAN L. HUNT, MICHAEL W. IRVIN, MICHAEL R. JOHNSON, CATHERINE KELLER, SAMSUK KIM, LAMAR J. KOONS, WILLIAM R. KOWALSKY, WARREN R. KREISER, TODD M. KULISHOFF, CLAUDE R. KURTZ, MICHAEL KURTZ, EDWARD T. KUZMA JR., DOUGLAS LAPIERRE, TONY LAUDENSLAGER, DANIEL G. LITRENTA, WILLIAM I. LONGABACH, RICHARD W. LOPRETTO, FRED LORAW, RICHARD LUDWIG, CHARLES E. LUSK, CONSTANCE M. MANCUSO, BARRY W. MARKLEY, GREG MARTIN, GEORGE MCKINNEY JR., SANDY MCKINSEY, BEN MCMICHAEL, PRISCILLA R. MENDEZ, ROBERT MERINGER, CARL A. METZINGER, DENNIS L. MILLER, GLENDA MILLER, STEVEN M. MINNICH, FREDERICK L. MIXELL, MARK T. MORGAN JR., DON MOWERY, JESSICA M. NACE, BARBARA NEIDEIGH, TINA M. NELSON, JOAN NIKOLAUS, ELBIA T. NOLL, GINA A. NOVACHEK-COMLY, BETTY O'NEILL, TOM PANNEBAKER, STEPHEN J. PAULIN, JOSEPH P. PETROSKY, JON J. PILLION, DEANE POKODNER, FRED N. PRESSLEY SR., MARCEL QUINTILLI, KATHY S. REAM, JOSHALYN RENTAS, JERALYN RETTEW, SUSAN I. RINTZ, JAMIE ROBINSON, KRISTY S. ROBINSON, BETH A. RUDENOS, CAROL E. RUPP, JOSEPH SALAKI, HAROLD SAMPLE, SANDRA J. SAMPLE, REGINA SCHEETZ, STEVEN SCHERRY, ARCHIE E. SEATS JR., BARBARA L. SEATS, RICHELL SEE, PETER B. SEIBERT, CHARLES SENFT, JANE SEYFERT, JUDITH SHAFFER, TIM SHAUB, JOHN SHEAFFER, JOHN G. SHORB JR.,

		MICHAEL C. SMITH, WAYNE G. SMITH, LYNN SOLLENBERGER, JESSICA SPANGER, GREGORY T. SPANGLER, WILLIAM SPANGLER, DENNIS A. STAUFFER, JUSTIN STEINER, THOMAS STEINER, BRAD STROCK JR., DONALD L. STUMP, JERRY THOMPSON, ROBERT L. TROMPETER, THOMAS M. WAGAMAN, JOSEPHINE WAGNER, CHRISTINE WALK, THOMAS WALTZ, DAVID WEAVER, GERALD B. WEIGLE, TODD A. WENTLING, LINDA P. WERT, WILLIAM W. WHITE III, BRYAN WICKARD, DEBORAH ANN WILKIN, MARK C. WILLARD, SAMUEL W. WILSON, PAMELA V. WRIGHT, CINDY L. ZEAMER, ALANA ZENTZ, DALE ZIMMERMAN, JOHN ZIMMERMAN, KAREN ZOOK. KELLOGG COMPANY waiver sent on 2/20/2004, answer due 4/20/2004. (cdd, ) (shn, ). (Entered: 02/27/2004)
04/20/2004	<a href="#">3</a>	ANSWER to Complaint by DEFENDANT KELLOGG COMPANY with Affirmative Defenses, Certificate of Service. (CONLEY, FRANK) Modified on 4/22/2004 (fh) (Entered: 04/20/2004)
04/20/2004		***Issue Joined (fh) (Entered: 04/22/2004)
05/28/2004	<a href="#">4</a>	PRETRIAL REPORT AND ORDER THAT PLAINTIFF WILL SET CONFERENCE CALL 9/9/04 AT 10:00 A.M.SIGNED BY JUDGE CHARLES R. WEINER ON 5/27/04. 5/28/04 ENTERED AND COPIES MAILED BY CHAMBERS.(cdd, ) (Entered: 05/28/2004)
09/07/2004	<a href="#">5</a>	ORDER THAT THE MATTER IS DISMISSED WITHOUT PREJUDICE. THE CASE IS TO REMAIN IN STATUS QUO AND THE STATUTE OF LIMITATIONS IS TOLLED. THIS MATTER REMAINS ACTIVE. ( SIGNED BY JUDGE CHARLES R. WEINER ON 9/3/04. ) 9/8/04 ENTERED AND COPIES MAILED AND FAXED.(gn, ) (Entered: 09/08/2004)
04/04/2005	<a href="#">6</a>	STIPULATION of Dismissal <i>and Certificate of Service</i> by KELLOGG COMPANY. (CONLEY, FRANK) (Entered: 04/04/2005)

<b>PACER Service Center</b>			
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08/12/2009 17:05:53			
<b>PACER Login:</b>	lm0071	<b>Client Code:</b>	
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	2:04-cv-00632-CRW
<b>Billable Pages:</b>	25	<b>Cost:</b>	2.00