

**U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:13-cv-00100-bbc**

Sands Wedeward, Susan v. Local 306, National Postal Mail
Handlers Union et al
Assigned to: District Judge Barbara B. Crabb
Referred to: Magistrate Judge Stephen L. Crocker
Cause: 39:409 Postal Service

Date Filed: 02/14/2013
Date Terminated: 07/16/2014
Jury Demand: Defendant
Nature of Suit: 790 Labor: Other
Jurisdiction: Federal Question

Plaintiff

Susan Ann Sands-Wedeward

represented by **Susan Ann Sands-Wedeward**
530 Allen Street
Cambridge, WI 53523
(608) 575-9982
PRO SE

V.

Defendant



**Local 306, National Postal Mail
Handlers Union**












represented by **Barry Milton Bennett**
Dowd, Bloch & Bennett
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19 Floor
Chicago, IL 60603
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED









Defendant










John Castagna
TERMINATED: 05/24/2013













represented by **Barry Milton Bennett**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/15/2013	 1	Motion to Admit Barry Milton Bennett Pro Hac Vice. (Pro Hac Vice fee \$ 50 receipt number 0758-1127978.) by Defendant Local 306, National Postal Mail Handlers Union. Motions referred to Magistrate Judge Stephen L. Crocker. (Bennett, Barry),(ps) (Entered: 02/15/2013)
02/15/2013	 2	** TEXT ONLY ORDER ** ORDER granting 1 Motion to Admit Barry Bennett Pro Hac Vice. Signed by

		Magistrate Judge Peter A. Oppeneer on 2/15/2013. (elc),(ps) (Entered: 02/15/2013)
02/15/2013	 3	NOTICE OF REMOVAL from State of Wisconsin Circuit Court, Dane County, case number 13-cv-0222. (Filing fee \$ 350 receipt number 0758-1128106), filed by All Defendants. (Attachments: # 1 Exhibit A - Petition, # 2 Certificate of Service) (Bennett, Barry),(ps) Modified on 2/19/2013; sealed exhibit due to sensitive information. (mmo). (Entered: 02/15/2013)
02/22/2013	 4	Record from Circuit Court of Dane County. (Attachments: # 1 Certificate of transmittal, # 2 Summons, complaint and petition for large claim, # 3 Affidavit of indigency, # 4 Notice of removal) (jef),(ps) (Entered: 02/25/2013)
02/28/2013	 5	Motion for More Definite Statement by Defendants John Castagna, Local 306, National Postal Mail Handlers Union. (Bennett, Barry),(ps) (Entered: 02/28/2013)
02/28/2013	 6	Notice by Defendants John Castagna, Local 306, National Postal Mail Handlers Union re 5 Motion for More Definite Statement <i>Notice of Filing</i> . (Bennett, Barry),(ps) (Entered: 02/28/2013)
03/06/2013		Set Deadlines as to 5 Motion for More Definite Statement . Plaintiff's Brief in Opposition due 3/20/2013. Defendants' Brief in Reply due 3/27/2013. (elc),(ps) (Entered: 03/06/2013)
03/14/2013	 7	Brief in Opposition/More Definite Statement by Plaintiff Susan Ann Sands-Wedeward re: 5 Motion for More Definite Statement filed by Local 306, National Postal Mail Handlers Union and John Castagna. (Attachments: # 1 Notice of Filing, # 2 Envelope) (elc),(ps) (Entered: 03/14/2013)
05/16/2013	 8	ORDER granting 5 Motion for More Definite Statement by Defendants. Plaintiff Susan Ann Sands-Wedeward may have until May 30, 2013 to file an amended complaint that complies with Fed. R. Civ. P. 8. Plaintiff's 7 motion for judicial reassignment is denied. Signed by District Judge Barbara B. Crabb on 5/16/2013. (jef),(ps) (Entered: 05/16/2013)
05/24/2013	 9	AMENDED COMPLAINT, filed by Susan Ann Sands-Wedeward. (Attachments: # 1 Envelope) (elc),(ps) (Entered: 05/24/2013)
06/26/2013		Set Telephone Pretrial Conference: Telephone Pretrial Conference set for 7/17/2013 at 01:30 PM before Magistrate Judge Stephen L. Crocker. Plaintiff responsible for contacting the court at (608) 264-5153. Once plaintiff's call has been received, the court will then include counsel for defendant in the conference call. [Notice Regarding the Telephone Preliminary Pretrial Conference attached] (elc),(ps) (Entered: 06/26/2013)
07/17/2013		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Preliminary Pretrial Conference - Pro Se held on 7/17/2013 [1:00] (cak),(ps) (Entered: 07/17/2013)
07/19/2013	 10	Pretrial Conference Order - Dispositive Motions due 2/28/2014. Final Pretrial Submissions and Disclosures due 8/15/2014. Responses due 8/29/2014. Final Pretrial Conference set for 9/15/2014 at 08:30 AM. Jury Selection and Trial set for 9/15/2014

		at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 7/18/2013. (jef),(ps) (Entered: 07/19/2013)
08/06/2013	 11	Motion for More Definite Statement , Motion to Bifurcate <i>Defendant's Motion For A Futher Order Requiring A More Definite Statement And For An Order Bifurcating Case For Discovery Purposes</i> by Defendant Local 306, National Postal Mail Handlers Union. (Attachments: # 1 Certificate of Service) (Bennett, Barry),(ps) (Entered: 08/06/2013)
08/07/2013		Set Deadlines as to 11 Defendant's Motion For A Further Order Requiring A More Definite Statement And For An Order Bifurcating Case For Discovery Purposes. Plaintiff's Brief in Opposition due 8/21/2013. Defendant's Brief in Reply due 8/28/2013. (elc),(ps) (Entered: 08/07/2013)
08/19/2013	 12	Brief in Opposition by Plaintiff Susan Ann Sands-Wedeward re: 11 Motion for More Definite Statement, Motion to Bifurcate,, filed by Local 306, National Postal Mail Handlers Union (Attachments: # 1 Certificate of Service, # 2 Envelope) (elc),(ps) (Entered: 08/19/2013)
08/21/2013	 13	Brief in Reply by Defendant Local 306, National Postal Mail Handlers Union in Support of 11 Motion for More Definite Statement, Motion to Bifurcate,, <i>Defendant's Reply In Support Of Motion For A Further Order Requiring A More Definite Statement And For An Order Bifurcating Case For Discovery Purposes</i> (Attachments: # 1 Certificate of Service) (Bennett, Barry),(ps) (Entered: 08/21/2013)
09/09/2013	 14	ORDER that plaintiff Susan Ann Sands Wedeward may have until September 25, 2013, in which to provide answers to the questions set out within this order. If she does not do so, her complaint will be dismissed under Fed. R. Civ. P. 12(e) as so vague that defendant Local 306, National Postal Mail Handlers Union, cannot reasonably prepare a response to the allegations. If plaintiff does submit a complaint that gives adequate notice of her claims, I will allow her to proceed on her claims of liability, but I will grant defendant's motion to bifurcate the case, reserving discovery on damages until the issue of liability has been resolved. Signed by District Judge Barbara B. Crabb on 9/9/2013. (jef),(ps) (Entered: 09/09/2013)
09/27/2013	 15	Response re 14 Order by Plaintiff Susan Ann Sands-Wedeward. (Attachments: # 1 Certificate of Service, # 2 Envelope) (jaf),(ps) (Entered: 09/27/2013)
09/30/2013	 16	Letter Enclosing Copy of Letter to Union by Plaintiff Susan Ann Sands-Wedeward. (Attachments: # 1 9/26/13 Letter to Union, # 2 Envelope) (jaf),(ps) (Entered: 09/30/2013)
10/08/2013	 17	ORDER that defendant Local 306, National Postal Mail Handlers Union may have until October 28, 2013, in which to file a new response to the claim in plaintiff's amended complaint, as clarified by plaintiff in her submission of September 27, 2013, that defendant did not provide her adequate legal representation after she was injured while at work at the Madison post office on October 29, 2006. Signed by District Judge Barbara B. Crabb on 10/8/2013. (jef),(ps) (Entered: 10/08/2013)

10/17/2013	 18	ANSWER to Amended Complaint by Defendant Local 306, National Postal Mail Handlers Union. (Bennett, Barry),(ps) (Entered: 10/17/2013)
01/21/2014	 19	Expert Witness Disclosures by Plaintiff Susan Ann Sands-Wedeward. (Attachments: # 1 Envelope) (jef),(ps) (Entered: 01/21/2014)
02/18/2014	 20	Motion for Extension of Time (<i>AGREED</i>) by Defendant Local 306, National Postal Mail Handlers Union. Motions referred to Magistrate Judge Stephen L. Crocker. (Bennett, Barry),(ps) (Entered: 02/18/2014)
02/20/2014	 21	** TEXT ONLY ORDER ** Order GRANTING defendant's 20 Agreed Motion for an extension of time. The deadline for filing dispositive motions is extended to March 17, 2014. Signed by Magistrate Judge Stephen L. Crocker on 2/20/2014. (elc),(ps) (Entered: 02/20/2014)
03/04/2014	 22	Submission by Plaintiff Susan Ann Sands-Wedeward (Attachments: # 1 Certificate of Service, # 2 Envelope) (jaf),(ps) Modified docket text on 3/4/2014 (elc). (Entered: 03/04/2014)
03/13/2014	 23	Returned mail from plaintiff to Attorney Bennett with notation that the submission was re-sent via certified mail re 22 Submission by Plaintiff Susan Ann Sands-Wedeward. (Attachments: # 1 Copy of Dkt. 22 filed March 4, 2014, # 2 Envelope) (elc),(ps) (Entered: 03/13/2014)
03/17/2014	 24	MOTION FOR SUMMARY JUDGMENT by Defendant Local 306, National Postal Mail Handlers Union. (Attachments: # 1 Certificate of Service) (Bennett, Barry),(ps) (Entered: 03/17/2014)
03/17/2014	 25	Brief in Support of 24 Motion for Summary Judgment by Defendant Local 306, National Postal Mail Handlers Union (Bennett, Barry),(ps) (Entered: 03/17/2014)
03/17/2014	 26	Proposed Findings of Fact filed by Defendant Local 306, National Postal Mail Handlers Union re: 24 Motion for Summary Judgment (Attachments: # 1 Exhibit A-Declaration of June Harris (Also see 27 .), # 2 Exhibit B-Declaration of Joseph Endrizzi (Also see 28 .), # 3 Exhibit C-Declaration of John Castagna (Also see 29 .), # 4 Exhibit D-Declaration of Jefferson C. Peppers (Also see 30 .), # 5 Exhibit E-Declaration of Kneauka Windhomlowe (Also see 31 .), # 6 Exhibit F-Susan Wedeward-Sands Notice of Removal, # 7 Exhibit G-USPS Grievance Summary S. Sands-Wedeward, # 8 Exhibit H-NPMU Standard Grievance Form, # 9 Exhibit I-May 12, 2011 Abeyance Memorandum, # 10 Exhibit J-Nela Petersen Memo, # 11 Exhibit K-USPS Step 2 Decision Memorandum, # 12 Exhibit L-Local 306 Step 3 Appeal, # 13 Exhibit M-Dept. of Labor Physician's Report for S. Sands-Wedeward, # 14 Exhibit N-U of Wisconsin Physician Estimate of Capabilities Form, # 15 Exhibit O-Dr. Vance A. Masci letter, # 16 Exhibit P-Milwaukee Occupational Medicine letter, # 17 Exhibit Q-Step Three Requested Remedy letter, # 18 Exhibit R-Letter to Dianne Williams, # 19 Exhibit S-September 26, 2013 Local 306 letter,

		# 20 Exhibit T-September 27, 2013 Local 306 letter, # 21 Exhibit U-USPS response letter to John Castagna) (Bennett, Barry),(ps) Modified on 3/18/2014: Declarations to be filed separately. (lak) (Entered: 03/17/2014)
03/18/2014		Set Deadlines as to 24 MOTION FOR SUMMARY JUDGMENT . [Pro Se Summary Judgment Procedure for Cases Assigned to Judge Crabb attached.] Plaintiff's Brief in Opposition due 4/17/2014. Defendant's Brief in Reply due 4/28/2014. (elc),(ps) (Entered: 03/18/2014)
03/18/2014	 27	Declaration of June Harris filed by Defendant Local 306, National Postal Mail Handlers Union re: 24 Motion for Summary Judgment (Attachments: # 1 Certificate of Service) (Bennett, Barry),(ps) (Entered: 03/18/2014)
03/18/2014	 28	Declaration of Joseph Endrizzi filed by Defendant Local 306, National Postal Mail Handlers Union re: 24 Motion for Summary Judgment (Bennett, Barry),(ps) (Entered: 03/18/2014)
03/18/2014	 29	Declaration of John Castagna filed by Defendant Local 306, National Postal Mail Handlers Union re: 24 Motion for Summary Judgment (Bennett, Barry),(ps) (Entered: 03/18/2014)
03/18/2014	 30	Declaration of Jefferson C. Peppers, III filed by Defendant Local 306, National Postal Mail Handlers Union re: 24 Motion for Summary Judgment (Bennett, Barry),(ps) (Entered: 03/18/2014)
03/18/2014	 31	Declaration of Kneauka Windhomlowe filed by Defendant Local 306, National Postal Mail Handlers Union re: 24 Motion for Summary Judgment (Bennett, Barry),(ps) (Entered: 03/18/2014)
04/15/2014	 32	Brief in Opposition by Plaintiff Susan Ann Sands-Wedeward re: 24 Motion for Summary Judgment filed by Defendant Local 306, National Postal Mail Handlers Union (Attachments: # 1 Envelope) (nlh),(ps) (Entered: 04/15/2014)
04/15/2014	 33	Response to Proposed Findings of Fact filed by Plaintiff Susan Ann Sands-Wedeward re: 24 Motion for Summary Judgment (nlh),(ps) (Entered: 04/15/2014)
04/15/2014	 34	MOTION FOR SUMMARY JUDGMENT and in Opposition by Plaintiff Susan Ann Sands-Wedeward. (nlh),(ps) (Entered: 04/15/2014)
04/15/2014	 35	Brief in Support of 34 Motion for Summary Judgment and in Opposition by Plaintiff Susan Ann Sands-Wedeward (nlh),(ps) (Entered: 04/15/2014)
04/15/2014	 36	Affidavit of Susan Sands Wedeward filed by Plaintiff Susan Ann Sands-Wedeward re: 34 Motion for Summary Judgment and 24 Motion for Summary Judgment (Attachments: # 1 Exhibits A-Z and 1-3) (nlh),(ps) (Entered: 04/15/2014)
04/25/2014	 37	** TEXT ONLY ORDER ** Plaintiff Susan Ann Sands-Wedeward's motion for summary judgment, dkt. # 34 , is DENIED as untimely because it was filed almost a month after the March 17, 2014 dispositive motions deadline. Signed by District Judge Barbara B. Crabb on 4/25/2014. (jef),(ps) (Entered: 04/25/2014)

04/28/2014	 38	Brief in Reply in Support of 24 Motion for Summary Judgment by Defendant Local 306, National Postal Mail Handlers Union. (Attachments: # 1 Certificate of Service) (Bennett, Barry),(ps) Modified docket text on 4/28/2014 (elc).. (Entered: 04/28/2014)
05/02/2014	 39	Response to 37 Order on Motion for Summary Judgment, by Plaintiff Susan Ann Sands-Wedeward. (Attachments: # 1 Envelope) (nln),(ps) (Entered: 05/02/2014)
07/16/2014	 40	ORDER granting 24 Motion for Summary Judgment. The clerk of court is directed to enter judgment in favor of defendant and close this case. Signed by District Judge Barbara B. Crabb on 7/16/2014. (jef),(ps) (Entered: 07/16/2014)
07/16/2014	 41	JUDGMENT entered in favor of defendant dismissing this case. (PAO/jef). (jef),(ps) (Entered: 07/16/2014)
07/22/2014	 42	NOTICE OF APPEAL (unsigned) by Plaintiff Susan Ann Sands-Wedeward as to 40 Order on Motion for Summary Judgment, 41 Judgment. In forma pauperis pending. No Docketing Statement filed. (Attachments: # 1 Certificates of Service, # 2 Envelope) (elc),(ps) (Entered: 07/22/2014)
07/22/2014	 43	Appeal Information Packet. (elc),(ps) (Entered: 07/22/2014)