

**EQUAL OPPORTUNITIES COMMISSION
CITY OF MADISON
210 MARTIN LUTHER KING, JR. BOULEVARD
MADISON, WISCONSIN**

Jason Samsa
5116 Lacy Road, Apt. 301
Fitchburg, WI 53711

Complainant

vs.

Renaissance Property Group LLC
2132 Fordem Ave., Ste. 1000
Madison, WI 53703

Respondent

SCHEDULING ORDER

CASE NO. 20181113

On October 2, 2020, the Complainant in the above captioned matter filed a motion requesting a protective order relating to discovery requested by the Respondent. On July 12, 2021 the Hearing Examiner issued a Decision and Order granting in part and denying in part the Complainant's request.

On August 3, 2021, the Hearing Examiner held a Scheduling Conference with the intention of setting a date for hearing and other interim dates. Before that portion of the conference could be commenced, the Complainant brought to the attention of the Hearing Examiner certain unresolved matters relating to the Respondent's discovery.

In short, the Complainant stated that he would not comply with the portion of the Hearing Examiner's Decision and Order requiring the Complainant to make available to the Respondent various treatment records of the Complainant's therapist Dr. Nina Bartell. The Complainant also stated that he would no longer be seeking damages for emotional distress.

The parties and Hearing Examiner discussed the extent of the Hearing Examiner's Decision and Order including the extent of the term "emotion distress damages". As a result of the discussion, the Complainant stated on the record that he would not comply with the Hearing Examiner's Decision and Order with respect to the provision of his treatment records to the Respondent. Further, the Complainant affirmed that he would not comply with an order compelling his compliance with the Hearing Examiner's Decision and Order.

Accordingly, the parties agreed to the following procedure for assessing the sanctions appropriate to remedy the Complainant's failure to comply with the orders of the Hearing Examiner.

1. The Respondent shall file a motion for sanctions on or before August 23, 2021 setting forth the sanctions the Respondent believes are appropriate for the Complainant's refusal to comply with the orders of the Hearing Examiner.

2. The Complainant may respond to the Respondent's motion on or before September 9, 2021.
3. The Respondent may reply to the Complainant's response on or before September 20, 2021.

Additionally the parties agreed to hearings dates for hearing of the merits of the complaint.

Hearing will commence on January 11, 2022 at 9:00 a.m. in room 206 of the Madison Municipal Building, 215 Martin Luther King, Jr. Boulevard, Madison, Wisconsin.

If necessary, a second day of hearing will commence at 9:00 a.m. on January 12, 2022 in the same location.

Signed and dated this 4th day of August, 2021.

EQUAL OPPORTUNITIES COMMISSION

A handwritten signature in black ink, appearing to read "Clifford E. Blackwell, III", written over a horizontal line.

Clifford E. Blackwell, III
Hearing Examiner

cc: Attorney David R. Sparer
Attorney Mark P. Tilkens
Attorney John Woodson