

ATTYNA, CLOSED, REMAND

U.S. District Court
Eastern District of Missouri (LIVE) (St. Louis)
CIVIL DOCKET FOR CASE #: 4:06-cv-01487-ERW

Reynolds et al v. Valley Park, MO, City of et al

Assigned to: Honorable E. Richard Webber

Case in other court: St. Louis County Circuit Court, 06CC-003802

Cause: 42:405 Fair Housing Act

Date Filed: 10/10/2006

Jury Demand: None

Nature of Suit: 443 Civil Rights:

Accommodations

Jurisdiction: Federal Question

Plaintiff**Stephanie Reynolds**

represented by **Anthony B. Ramirez**
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Plaintiff

Florence Streeter

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Marie Kenyon**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Samuel R. Bagenstos**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Susan W. McGraugh**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Plaintiff****Jacqueline Gray**represented by **Anthony B. Ramirez**

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(See above for address)

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Plaintiff

**Metropolitan St. Louis Equal Housing
Opportunity Council**

represented by **Anthony B. Ramirez**
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ATTORNEY TO BE NOTICED

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(See above for address)

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V.

Defendant

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represented by **Eric M. Martin**
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LEAD ATTORNEY
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Defendant

Jeffery Whitteaker
*in his official capacity as Mayor of the City
of Valley Park, MO*

represented by **Kris W. Kobach**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Louis J. Leonatti
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eric M. Martin
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ATTORNEY TO BE NOTICED

Defendant

John Brust

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Louis J. Leonatti
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Defendant

Daniel Adams

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ATTORNEY TO BE NOTICED

Kris W. Kobach
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Louis J. Leonatti
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Randy Helton

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Kris W. Kobach
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Louis J. Leonatti
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Defendant

Don Carroll

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Kris W. Kobach
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Louis J. Leonatti
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Michael Pennise

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Kris W. Kobach
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ATTORNEY TO BE NOTICED

Louis J. Leonatti

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ATTORNEY TO BE NOTICED

Defendant

Ed Walker

represented by **Eric M. Martin**
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Louis J. Leonatti
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Defendant

Steve Drake

represented by **Eric M. Martin**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kris W. Kobach
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Louis J. Leonatti
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Mike White

*in their official capacity as Aldermen of the
 city of Valley Park, MO*

represented by **Kris W. Kobach**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Louis J. Leonatti
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Eric M. Martin
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text

09/25/2006		TEMPORARY RESTRAINING ORDER . Signed by St. Louis County Circuit Court Judge Barbara W. Wallace on 9/25/06. (Document is attached to Notice of Removal as Exhibit-State Court File (1))(KLK) (Entered: 10/12/2006)
09/27/2006		AMENDED TEMPORARY RESTRAINING ORDER . Signed by St. Louis County Circuit Court Judge Barbara Wallace on 9/27/06. (Document is attached to Notice of Removal Exhibit-State Court File (1))(KLK) (Entered: 10/12/2006)
09/27/2006		FIRST AMENDED PETITION FOR DECLARATORY AND INJUNCTIVE RELIEF filed by Stephanie Reynolds, Florence Streeter, Jacqueline Gray, and Metropolitan St. Louis Equal Housing Opportunity Council. (Document is attached to Notice of Removal Exhibit-State Court File (2))(KLK) (Entered: 10/12/2006)
10/10/2006	1	NOTICE OF REMOVAL from St. Louis County Circuit Court, case number 06CC-3802, Filing fee \$ 350.00 with receipt number S2007-232. Non-Jury Demand filed by John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, Valley Park, MO, City of, and Jeffery Whitteaker. (Attachments: #(1) Civil Cover Sheet #(2) Original Filing Form #(3) State Court File (1) #(4) State Court File (2) #(5) State Court File (3))(KLK) (Entered: 10/12/2006)
10/10/2006	2	NOTICE OF FILING NOTICE OF REMOVAL filed by Defendants John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, Valley Park, MO, City of, and Jeffery Whitteaker Sent To: Pltffs Atty. (KLK) (Entered: 10/12/2006)
10/10/2006	3	DISCLOSURE OF CORPORATION INTERESTS CERTIFICATE by Defendant City of Valley Park, MO. (KLK) (Entered: 10/12/2006)
10/10/2006		Receipt # S2007-000232 in the amount of \$350.00 for CIVIL FILING FEE, CIVIL FILING FEE-PART 2, CIVIL FILING FEE-PART 3 on behalf of CITY OF VALLEY PARK. (CSW,) (Entered: 10/12/2006)
10/11/2006	5	NOTICE OF FILING NOTICE OF REMOVAL filed by Defendants John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, City of Valley Park, MO and Jeffery Whitteaker. Sent To: St. Louis County Circuit Court and Executed by State Court Clerk. (CDD,) (Entered: 10/13/2006)
10/12/2006	4	Emergency MOTION to Compel <i>And Memorandum In Support</i> by Plaintiffs Stephanie Reynolds, Florence Streeter, Jacqueline Gray, Metropolitan St. Louis Equal Housing Opportunity Council. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D)(Wisniewski, Kathy) (Entered: 10/12/2006)
10/12/2006	11	Letter to attorney Samuel R. Bagenstos from Clerk re: application for admission to practice law. (KLK) (Entered: 10/17/2006)
10/12/2006	12	Letter to attorney Jesus Itauarte from Clerk re: application for admission to practice law. (KLK) (Entered: 10/17/2006)
10/12/2006	13	Letter to attorney Marie A. Kenyon from Clerk re: application for admission to practice law. (KLK) (Entered: 10/17/2006)
10/12/2006	14	Letter to attorney Linda Martinez from Clerk re: application for admission to practice law. (KLK) (Entered: 10/17/2006)
10/12/2006	15	Letter to attorney Karen Tokarz from Clerk re: application for admission to practice law. (KLK) (Entered: 10/17/2006)

10/13/2006		Docket Text ORDER: Emergency Motion to Compel [doc. #4] will be heard before this Court on this date at 10:00 a.m. So Ordered by Judge E. Richard Webber. (BAB) Modified on 10/13/2006 - sent by regular mail with ECF registration forms to: Samuel R. Bagenstos WASHINGTON UNIVERSITY SCHOOL OF LAW CIVIL JUSTICE CLINIC One Brookings Drive Campus Box 1120 St. Louis, MO 63130 Jesse Itauarte ITUARTE AND SCHULTE, LLC 2200 Pestalozzi Street St. Louis, MO 63118 Marie Kenyon CATHOLIC LEGAL ASSISTANCE MINISTRY 321 N. Spring Avenue St. Louis, MO 63108 Linda Martinez BRYAN CAVE LLP 211 N. Broadway Suite 3600 St. Louis, MO 63102-2750 Karen Tokarz WASHINGTON UNIVERSITY SCHOOL OF LAW CIVIL JUSTICE CLINIC One Brookings Drive Campus Box 1120 St. Louis, MO 63130. (BDC). (Entered: 10/13/2006)
10/13/2006	6	ENTRY of Appearance by Louis J. Leonatti for Defendants John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, Valley Park, MO, City of, Jeffery Whitteaker. (Leonatti, Louis) (Entered: 10/13/2006)
10/13/2006	7	Minute Entry for proceedings held before Judge E. Richard Webber: In Court Hearing held on 10/13/2006. Oral Stipulations were made on the record in open court. (Court Reporter: D. Kriegshauser.) (FTR Gold yes or no: no.) (proceedings started: 11:05 a.m.) (proceedings ended: 11:35 a.m.) (BDC) (Entered: 10/13/2006)
10/16/2006		Docket Text ORDER: Pursuant to the agreement of the parties discussed at the October 13, 2006 Hearing before this Court, Plaintiffs' Emergency Motion to Compel [doc. #4] is DENIED, as moot. So Ordered by Judge E. Richard Webber. (BAB) Notification sent to Samuel Bagenstos, Jesse Itauarte, Marie Kenyon, Linda Martinez, Karen Tokarz and Louis Leonatti on 10/16/2006 (MCB). (Entered: 10/16/2006)
10/16/2006		ORDER RECEIPT: (see receipt) Mon Oct 16 09:09:21 CDT 2006 (MCB,) (Entered: 10/16/2006)
10/16/2006	8	MOTION to Remand Case to State Court <i>and For an Award of Attorneys' Fees</i> by Plaintiffs Stephanie Reynolds, Florence Streeter, Jacqueline Gray, Metropolitan St. Louis Equal Housing Opportunity Council. (Wisniewski, Kathy) (Entered: 10/16/2006)
10/16/2006	9	MEMORANDUM in Support of Motion re 8 MOTION to Remand Case to State Court <i>and For an Award of Attorneys' Fees</i> filed by Plaintiffs Stephanie Reynolds, Florence Streeter, Jacqueline Gray, Metropolitan St. Louis Equal Housing Opportunity Council. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D)(Wisniewski, Kathy) (Entered: 10/16/2006)
10/16/2006	10	MOTION to Expedite <i>Briefing and Decision on Motion to Remand</i> by Plaintiffs Stephanie Reynolds, Florence Streeter, Jacqueline Gray, Metropolitan St. Louis Equal Housing Opportunity Council. (Wisniewski, Kathy) (Entered: 10/16/2006)
10/16/2006		Docket Text ORDER: By agreement of all parties and this Court, Motion to Expedite Briefing [doc. #10] is GRANTED. Defendants' Response in Opposition to Motion to Remand [doc. #8] shall be filed no later than October 20, 2006. Any Reply by Plaintiffs shall be filed no later than October 23, 2006. So Ordered by Judge E. Richard Webber. (BAB) (Entered: 10/16/2006)
10/17/2006		ORDER RECEIPT: (see receipt) Tue Oct 17 09:26:11 CDT 2006 (MCB,) (Entered: 10/17/2006)

10/17/2006		ORDER RECEIPT: (see receipt) Tue Oct 17 11:21:56 CDT 2006 (KLK) (Application for Admission letters sent) (Entered: 10/17/2006)
10/18/2006	16	MOTION for Leave to Appear Pro Hac Vice Kris W. Kobach by Defendants John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, Valley Park, MO, City of, Jeffery Whitteaker. (BAK,) (Entered: 10/18/2006)
10/18/2006		Receipt # S2007-000453 in the amount of \$100.00 for ATTORNEY ADM. FEE - PHV on behalf of KOBACH, KRIS. (CSW,) (Entered: 10/18/2006)
10/19/2006		Docket Text ORDER: Motion for Leave to Appear Pro Hac Vice [doc. #16] is GRANTED. Kris W. Kobach shall be admitted pro hac vice for the purpose of representing Defendants in this matter. So Ordered by Judge E. Richard Webber. (BAB) Notification sent to non-registered attorneys on 10/19/2006 (BAK,). (Entered: 10/19/2006)
10/20/2006	17	MOTION for Protective Order <i>Individual Defendants Motion for a Protective Order Limiting the Scope of Inquiry on Depositions of the Individual Defendants</i> by Defendant Valley Park, MO, City of. (Leonatti, Louis) (Entered: 10/20/2006)
10/20/2006	18	MEMORANDUM in Support of Motion re 17 MOTION for Protective Order <i>Individual Defendants Motion for a Protective Order Limiting the Scope of Inquiry on Depositions of the Individual Defendants Defendants' Memorandum in Support of Their Motion for Protective Order Concerning the Depositions of the Individual Defendants</i> filed by Defendant Valley Park, MO, City of. (Leonatti, Louis) (Entered: 10/20/2006)
10/20/2006	19	MOTION for Leave to Exceed Page Limit for Memoranda by Defendants John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, Valley Park, MO, City of, Jeffery Whitteaker. (Kobach, Kris) (Entered: 10/20/2006)
10/20/2006	20	MEMORANDUM in Opposition re 8 MOTION to Remand Case to State Court <i>and For an Award of Attorneys' Fees</i> filed by Defendants John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, Valley Park, MO, City of, Jeffery Whitteaker. (Kobach, Kris) (Entered: 10/20/2006)
10/23/2006	21	REPLY to Response to Motion re 8 MOTION to Remand Case to State Court <i>and For an Award of Attorneys' Fees</i> filed by Plaintiffs Stephanie Reynolds, Florence Streeter, Jacqueline Gray, Metropolitan St. Louis Equal Housing Opportunity Council. (Wisniewski, Kathy) (Entered: 10/23/2006)
10/24/2006		Docket Text ORDER: Motion for Leave to Exceed Page Limit [doc. #19] is GRANTED. Defendants' Response in Opposition [doc. #20] to Plaintiffs' Motion to Remand consisting of nineteen (19) pages is accepted for filing by this Court. So Ordered by Judge E. Richard Webber. (BAB) Notification sent to non-registered attorneys on 10/25/2006 (BAK,). (Entered: 10/24/2006)
10/25/2006	22	MOTION to Dismiss Party <i>John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake and Jay Michael White</i> by Defendant Valley Park, MO, City of. (Leonatti, Louis) (Entered: 10/25/2006)
10/25/2006	23	MEMORANDUM in Support of Motion re 22 MOTION to Dismiss Party <i>John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake and Jay Michael White</i> filed by Defendant Valley Park, MO, City of. (Leonatti, Louis) (Entered: 10/25/2006)

10/27/2006	24	<i>Defendants' ANSWER to Complaint Plaintiffs' First Amended Petition</i> by Valley Park, MO, City of.(Leonatti, Louis) (Entered: 10/27/2006)
10/30/2006	25	MEMORANDUM in Opposition re 17 MOTION for Protective Order <i>Individual Defendants Motion for a Protective Order Limiting the Scope of Inquiry on Depositions of the Individual Defendants</i> filed by Plaintiff Stephanie Reynolds. (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4)(Wisniewski, Kathy) (Entered: 10/30/2006)
11/01/2006		Docket Text ORDER: A Telephone Motion Hearing will be held TODAY at 2:00 P.M. on Defendants' Motion for Protective Order [doc. #17]. Counsel shall contact chambers as soon as possible to advise the Court of the names of counsel to participate in this telephone conference. So Ordered by Judge E. Richard Webber. (BAB) (Entered: 11/01/2006)
11/01/2006		Docket Text ORDER: Counsel for all parties shall appear before this Court for an in-court Hearing on Plaintiffs' Motion to Remand [doc. #8] on November 3, 2006, at 1:30 p.m. in Courtroom 12 South of the U.S. District Court. So Ordered by Judge E. Richard Webber. (BAB) (Entered: 11/01/2006)
11/01/2006		ORDER RECEIPT: (see receipt) Wed Nov 1 08:51:49 CST 2006 (MCB,) (Entered: 11/01/2006)
11/01/2006	26	Minute Entry for proceedings held before Judge E. Richard Webber : Motion Hearing held on 11/1/2006 re 17 MOTION for Protective Order <i>Individual Defendants Motion for a Protective Order Limiting the Scope of Inquiry on Depositions of the Individual Defendants</i> filed by Valley Park, MO, City of,. Parties present (by phone) for motion hearing. Arguments heard from both sides. Order to follow. (Court Reporter or FTR Gold Operator initials: D. Kriegshauser) (FTR Gold yes or no: no) (proceedings started: 2:02 p.m.) (proceedings ended: 2:53 p.m.) (JMW) (Entered: 11/02/2006)
11/02/2006	27	MEMORANDUM AND ORDER granting in part and denying in part 17 Motion for Protective Order Signed by Judge E. Richard Webber on 11/2/06. (BAK,) (Entered: 11/02/2006)
11/02/2006		ORDER RECEIPT: (see receipt) Thu Nov 2 17:30:54 CST 2006 (BAK,) (Entered: 11/02/2006)
11/03/2006	28	MOTION for Reconsideration <i>Plaintiffs' Emergency Motion for Reconsideration of Order of 11/02/06 Regarding Defendants' Motion for a Protective Order</i> by Plaintiff Stephanie Reynolds. (Wisniewski, Kathy) (Entered: 11/03/2006)
11/03/2006		Docket Text ORDER: Plaintiffs' Emergency Motion for Reconsideration [doc. #28] has been considered by the Court and is DENIED. So Ordered by Judge E. Richard Webber. (BAB) (Entered: 11/03/2006)
11/03/2006	29	Minute Entry for proceedings held before Judge E. Richard Webber : In Court Hearing held on 11/3/2006 re: Plaintiffs' Motion to Remand Case to State Court [#8]. Counsel heard. Matter taken under submission. (Court Reporter or FTR Gold Operator initials:D. Kriegshauser.) (proceedings started: 1:30 p.m..) (proceedings ended: 3:20 p.m.) (MCB) (Entered: 11/03/2006)
11/06/2006	30	RESPONSE in Opposition re 22 MOTION to Dismiss Party <i>John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake and Jay Michael White Plaintiffs' Opposition to Aldermen Defendants' Motion to Dismiss</i> filed by Plaintiff Stephanie Reynolds. (Wisniewski, Kathy) (Entered: 11/06/2006)

11/14/2006	31	REPLY to Response to Motion re 22 MOTION to Dismiss Party <i>John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake and Jay Michael White</i> filed by Defendants John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, Mike White, Valley Park, MO, City of, Jeffery Whitteaker. (Kobach, Kris) (Entered: 11/14/2006)
11/15/2006	32	MEMORANDUM AND ORDER IT IS HEREBY ORDERED that Plaintiffs' Emergency Motion to Remand [doc. #8] is GRANTED. IT IS FURTHER ORDERED that Plaintiffs' Motion for an Award of Attorneys' Fees [doc. #8] is DENIED. IT IS FURTHER ORDERED that Defendants Burst, Adams, Helton, Carroll, Pennise, Walker, Drake, and White's Motion to Dismiss is DENIED as moot. Signed by Judge E. Richard Webber on November 15, 2006. (certified copy sent to Joan M. Gilmer, Clerk, Circuit Court of the County of St. Louis, State of Missouri, 7900 Carondelet, St. Louis, MO 63105 this date.) (MCB) (Entered: 11/15/2006)

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