

**U.S. District Court  
DISTRICT OF KANSAS (Kansas City)  
CIVIL DOCKET FOR CASE #: 2:16-cv-02268-JAR-KGG**

Ogden et al v. Figgins  
Assigned to: District Judge Julie A. Robinson  
Referred to: Magistrate Judge Kenneth G. Gale  
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 04/28/2016  
Date Terminated: 11/03/2017  
Jury Demand: Defendant  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Russell K Ogden**  
*Class representative*

represented by **Joshua A. Glickman**  
Social Justice Law Collective, PI  
6709 W. 119th Street, #198  
Overland Park, KS 66209  
913-213-3064  
Email: [josh@sjlawcollective.com](mailto:josh@sjlawcollective.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Stephen D. Bonney**  
Bonney Arbitration & Mediation  
PO Box 32102  
Kansas City, MO 64171  
816-550-4374  
Email: [sdbonney@outlook.com](mailto:sdbonney@outlook.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Beatrice Hammer**  
*Class representative*

represented by **Joshua A. Glickman**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Stephen D. Bonney**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**John Smith**  
*Class representative*

represented by **Joshua A. Glickman**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Stephen D. Bonney**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Sheriff Pete Figgins**  
*Official capacity only*

represented by **Andrew D. Holder**  
Fisher, Patterson, Saylor & Smith, LLP –  
Topeka  
3550 SW Fifth Street  
Topeka, KS 66603  
785-232-7761

Email: [aholder@fisherpatterson.com](mailto:aholder@fisherpatterson.com)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Terelle A. Mock**  
Fisher, Patterson, Sayler & Smith, LLP –  
Topeka  
3550 SW Fifth Street  
Topeka, KS 66606  
785-232-7761  
Fax: 785-232-6604  
Email: [tmock@fisherpatterson.com](mailto:tmock@fisherpatterson.com)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/28/2016	<u>1</u>	COMPLAINT with trial location of Kansas City ( Filing fee \$400, Internet Payment Receipt Number AKSDC-3759385.), filed by Russell K Ogden, John Smith, Beatrice Hammer.(Bonney, Stephen) (Entered: 04/28/2016)
04/28/2016	<u>2</u>	CIVIL COVER SHEET by Plaintiffs Beatrice Hammer, Russell K Ogden, John Smith. (Bonney, Stephen) (Entered: 04/28/2016)
04/28/2016	<u>3</u>	DESIGNATION OF PLACE OF TRIAL filed by Plaintiffs Beatrice Hammer, Russell K Ogden, John Smith – trial to be held in Kansas City. (Bonney, Stephen) (Entered: 04/28/2016)
04/28/2016	<u>4</u>	MOTION to Certify Class by Plaintiffs Beatrice Hammer, Russell K Ogden, John Smith (Bonney, Stephen) (Entered: 04/28/2016)
04/28/2016	<u>5</u>	MEMORANDUM IN SUPPORT of <u>4</u> MOTION to Certify Class by Plaintiffs Beatrice Hammer, Russell K Ogden, John Smith(Bonney, Stephen) (Entered: 04/28/2016)
04/28/2016		NOTICE OF JUDGE ASSIGNMENT: Case assigned to District Judge Julie A. Robinson and Magistrate Judge Kenneth G. Gale for all proceedings. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (ydm) (Entered: 04/28/2016)
04/28/2016		SUMMONS ISSUED as to Pete Figgins. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry) (ydm) (Entered: 04/28/2016)
04/29/2016		<b>MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>4</u> MOTION to Certify Class . The motion will be resolved by the District Judge.(df)</b> (Entered: 04/29/2016)
05/24/2016	<u>6</u>	SUMMONS RETURNED EXECUTED --- Personal Service by Russell K Ogden, John Smith, Beatrice Hammer upon All Defendants (Bonney, Stephen) (Entered: 05/24/2016)
06/03/2016	<u>7</u>	CLERKS ORDER EXTENDING TIME until June 17, 2016 for Defendant Pete Figgins to answer or otherwise plead Signed by deputy clerk on June 3, 2016. (ydm) (Entered: 06/03/2016)
06/17/2016	<u>8</u>	ENTRY OF APPEARANCE by Andrew D. Holder on behalf of All Defendants. (Holder, Andrew) (Entered: 06/17/2016)
06/17/2016	<u>9</u>	ANSWER to Complaint by Pete Figgins.(Holder, Andrew) (Entered: 06/17/2016)
06/29/2016	<u>10</u>	<b>INITIAL ORDER SETTING SCHEDULING CONFERENCE:</b> Scheduling Conference set for 8/11/2016 at 10:00 AM by telephone before Magistrate Judge Kenneth G. Gale. Counsel will call 888-363-4749 and enter access code 5407703 to participate on the conference. Report of Parties Planning Meeting deadline 8/5/2016. Rule 26 Initial Disclosures Deadline set for 8/5/2016. See attached Order. Signed by Magistrate Judge Kenneth G. Gale on 6/29/16. (aw) (Entered: 06/29/2016)

08/04/2016	<u>11</u>	MEMORANDUM AND ORDER granting <u>4</u> Motion to Certify Class. Signed by District Judge Julie A. Robinson on 8/4/16. (hw) (Entered: 08/04/2016)
08/05/2016	<u>12</u>	NOTICE OF SERVICE by Pete Figgins of INITIAL RULE 26(a)(1) DISCLOSURES OF DEFENDANT (Holder, Andrew) (Entered: 08/05/2016)
08/05/2016	<u>13</u>	NOTICE OF SERVICE by Beatrice Hammer, Russell K Ogden, John Smith of PLAINTIFFS' RULE 26(a)(1) INITIAL DISCLOSURES (Glickman, Joshua) (Entered: 08/05/2016)
08/11/2016		MINUTE ENTRY for proceedings held before Magistrate Judge Kenneth G. Gale: SCHEDULING CONFERENCE held on 8/11/2016. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (aw) (Entered: 08/11/2016)
08/15/2016	<u>14</u>	<b>SCHEDULING ORDER:</b> Estimated trial time one to two days. Discovery deadline 12/30/2016. Dispositive motion deadline 2/3/2017. Mediation deadline 11/18/2016. Proposed Pretrial Order due by 1/12/2017. Jury Trial set for 10/10/2017 at 09:00 AM in KC Courtroom 427 (JAR) before District Judge Julie A. Robinson. Final Pretrial Conference set for 1/19/2017 at 10:00 AM before Magistrate Judge Kenneth G. Gale. See attached Order for additional deadlines. Signed by Magistrate Judge Kenneth G. Gale on 8/15/16. (aw) (Entered: 08/17/2016)
08/19/2016	<u>15</u>	CERTIFICATE OF SERVICE of Intial Disclosure Documents by Beatrice Hammer, Russell K Ogden, John Smith. (Bonney, Stephen) (Entered: 08/19/2016)
08/19/2016	<u>16</u>	NOTICE OF SERVICE by Pete Figgins of INITIAL RULE 26(a)(1) DISCLOSURE DOCUMENTS OF DEFENDANTS (Holder, Andrew) (Entered: 08/19/2016)
10/07/2016	<u>17</u>	CERTIFICATE OF SERVICE of Plaintiffs' First Set of Interrogatories and First Request for Production of Documents by Beatrice Hammer, Russell K Ogden, John Smith. (Glickman, Joshua) (Entered: 10/07/2016)
10/15/2016	18	MINUTE ORDER. The Magistrate Judge has reviewed the parties' confidential settlement reports. Because it appears the parties are engaged in productive informal discussions, formal mediation is not ordered at this time. Signed by Magistrate Judge Kenneth G. Gale on October 15, 2016. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.)(Gale, Kenneth) (Entered: 10/15/2016)
10/18/2016	<u>19</u>	Unopposed MOTION for extension of time to <i>serve Fed. R. Civ. P. 26(a)(2) expert disclosures</i> by Plaintiffs Beatrice Hammer, Russell K Ogden, John Smith (referred to Magistrate Judge Kenneth G. Gale) (Glickman, Joshua) (Entered: 10/18/2016)
10/19/2016	20	NOTICE of Hearing: <b>THIS IS AN OFFICIAL NOTICE FOR THIS HEARING <u>19</u></b> Unopposed MOTION for extension of time to <i>serve Fed. R. Civ. P. 26(a)(2) expert disclosures</i> : Motion Hearing set for <u>11/8/2016 at 03:00 PM</u> by telephone before Magistrate Judge Kenneth G. Gale. Counsel who plan to participate will call 888-363-4749 and enter access code 5407703. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (aw) (Entered: 10/19/2016)
11/08/2016	<u>21</u>	NOTICE OF SETTLEMENT ( <i>Joint</i> ) by Beatrice Hammer, Russell K Ogden, John Smith (Glickman, Joshua) (Entered: 11/08/2016)
11/08/2016	22	NOTICE OF CANCELLED HEARING: Telephone Conference set 11/8/2016 at 3:00 p.m. cancelled. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (aw) (Entered: 11/08/2016)
11/21/2016	23	ORDER finding as moot <u>19</u> Motion for Extension of Time. Signed by Magistrate Judge Kenneth G. Gale on 11/21/16. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (df) (Entered: 11/21/2016)
01/18/2017	24	NOTICE OF CANCELLED HEARING: Final Pretrial Conference set 1/19/2017 cancelled. The Court has been informed this case is settled. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (aw) (Entered: 01/18/2017)
06/16/2017	<u>25</u>	Joint MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT and incorporated MEMORANDUM OF LAW IN SUPPORT by Plaintiffs Beatrice Hammer, Russell K Ogden, John Smith (Attachments: # <u>1</u> Exhibit A – Settlement Agreement and Consent Decree, # <u>2</u> Exhibit B – Notice of Proposed

		Settlement)(Glickman, Joshua) (Entered: 06/16/2017)
06/19/2017		<b>MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>25</u> Joint MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT and incorporated MEMORANDUM OF LAW IN SUPPORT . The motion will be resolved by the District Judge.(aw)</b> (Entered: 06/19/2017)
07/19/2017	<u>26</u>	ORDER granting <u>25</u> Joint Motion for Preliminary Approval of Class Action Settlement. Signed by Chief District Judge Julie A Robinson on 7/19/17. (hw) (Entered: 07/19/2017)
07/19/2017		<b>Statement of Objection and/or Notice of Intention to Appear due by 9/25/2017. Final Fairness Hearing set for 10/25/2017 at 09:00 AM in KC Courtroom 427 (JAR)before Chief District Judge Julie A Robinson.)</b> (bw) (Entered: 07/19/2017)
09/28/2017	27	NOTICE OF CANCELLED HEARING: jury trial set for 10/10/2017 cancelled. (This is a TEXT ENTRY ONLY. Final Fairness hearing is set for 10/25/2017 at 9:00 a.m. There is no.pdf document associated with this entry.) (bw) (Entered: 09/28/2017)
10/25/2017	<u>28</u>	MINUTE ENTRY for proceedings held before Chief District Judge Julie A Robinson: FAIRNESS HEARING held on 10/25/2017. (Court Reporter Kelli Stewart.) (bw) (Entered: 10/25/2017)
11/03/2017	<u>29</u>	MEMORANDUM AND ORDER: IT IS THEREFORE ORDERED that the parties' Settlement Agreement and Consent Decree (Doc. 25-1) is hereby approved under Federal Rule of Civil Procedure 23(e)(2) and is entered as part of the judgment in this case.IT IS FURTHER ORDERED that according to Federal Rule of Civil Procedure 41(a)(2), plaintiffs' claims are dismissed with prejudice. Signed by Chief District Judge Julie A Robinson on 11/2/2017. (cv) (Entered: 11/03/2017)
11/03/2017		<b>***Civil Case Terminated per Memorandum and Order <u>29</u> .(cv)</b> (Entered: 11/03/2017)