

**U.S. District Court
U.S. District of Minnesota (DMN)
CIVIL DOCKET FOR CASE #: 0:20-cv-01302-WMW-DTS**

Goyette et al v. City of Minneapolis et al
Assigned to: Judge Wilhelmina M. Wright
Referred to: Magistrate Judge David T. Schultz
Cause: 42:1983 Civil Rights Act

Date Filed: 06/02/2020
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Jared Goyette
*On behalf of themselves and other
similarly situated individuals*

represented by **Adam W Hansen**
Apollo Law LLC
333 Washington Avenue North
Suite 300
Minneapolis, MN 55401
612-927-2969
Email: adam@apollo-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dulce J Foster
Fredrikson & Byron, PA
200 S 6th St Ste 4000
Mpls, MN 55402-1425
612-492-7110
Fax: 612-492-7077
Email: dfoster@fredlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Isabella Salomao Nascimento
ACLU of Minnesota
PO Box 14720
Minneapolis, MN 55414
612-383-2212
Email: inascimento@aclu-mn.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jacob Patsch Harris
Fredrikson & Byron
200 South Sixth Street
Suite 4000
Minneapolis, MN 55402
612-492-7281
Fax: 612-492-7077
Email: jharris@fredlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin C Riach
Fredrikson & Byron, PA
200 S 6th St Ste 4000
Mpls, MN 55402-1425
612-492-7435
Fax: 612-492-7077
Email: kriach@fredlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Pari McGarraugh
Fredrikson & Byron

200 South 6th Street
Suite 4000
Minneapolis, MN 55402
612-492-7480
Email: pmcgarraugh@fredlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Teresa J Nelson
ACLU of Minnesota
P.O. Box 14720
Minneapolis, MN 55414
651-529-1692
Email: tnelson@aclu-mn.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Craig Lassig
*On behalf of themselves and other
similarly situated individuals*

represented by **Adam W Hansen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dulce J Foster
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Isabella Salomao Nascimento
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin C Riach
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Pari McGarraugh
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Teresa J Nelson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

**Communications Workers of America,
The**
*On behalf of themselves and other
similarly situated individuals*

represented by **Adam W Hansen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Isabella Salomao Nascimento
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin C Riach
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Pari McGarraugh
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Teresa J Nelson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Tannen Maury

represented by **Kevin C Riach**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Katie Nelson

represented by **Kevin C Riach**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Stephen Maturen

represented by **Kevin C Riach**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Michael Shum

represented by **Kevin C Riach**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

City of Minneapolis

represented by **Heather Passe Robertson**
Minneapolis City Attorney's Office
Civil Division
City Hall
350 South 5th Street, Ste 210
Minneapolis, MN 55415
612-673-3949
Email: heather.robertson@minneapolismn.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kristin R. Sarff
Minneapolis City Attorney's Office
350 S 5th St Rm 210
Mpls, MN 55415
612-673-3919
Fax: 612-673-3362
Email: kristin.sarff@minneapolismn.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sharda R Enslin
City of Minneapolis – City Attorney's
Office

350 South Fifth Street
Room 210
Minneapolis, MN 55415
612-673-2180
Email: sharda.enslin@minneapolismn.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Medaria Arradondo
*Minneapolis Chief of Police, in his
individual and official capacity*

represented by **Heather Passe Robertson**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kristin R. Sarff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sharda R Enslin
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Robert Kroll
*Minneapolis Police Lieutenant, in his
individual and official capacity*

represented by **Joseph A Kelly**
Kelly & Lemmons, P.A.
2350 Wycliff Street
Suite 200
Saint Paul, MN 55114-1331
651-224-3781
Fax: 651-223-8019
Email: jkelly@kellyandlemmons.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin M Beck
Kelly & Lemmons, P.A.
2350 Wycliff St
Suite 200
Saint Paul, MN 55114
651-224-3781
Fax: 651-223-8019
Email: kbeck@kellyandlemmons.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John Harrington
*Minnesota Department of Public Safety
Commissioner, in his individual and
official capacity*

represented by **Julianna F. Passe**
Minnesota Attorney General's Office
Division of the Solicitor General
445 Minnesota Street
Suite 1100
St. Paul, MN 55101
651-757-1136
Fax: 651-282-5832
Email: julianna.passe@ag.state.mn.us
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kathryn Iverson Landrum
Minnesota Attorney General's Office – Ste
1100

445 Minnesota St Ste 1100
St Paul, MN 55101-2128
651-757-1189
Fax: 651-282-5832
Email: kathryn.landrum@ag.state.mn.us
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth C Kramer
Office of Minnesota Attorney General
Solicitor Division
445 Minnesota Street
Ste 1100
St. Paul, MN 55101
651-757-1010
Email: liz.kramer@ag.state.mn.us
TERMINATED: 06/10/2020

Leah M P Hedman
Minnesota Attorney General's Office – Ste
900
445 Minnesota St Ste 900
St Paul, MN 55101-2127
651-757-1253
Fax: 651-297-4139
Email: leah.hedman@ag.state.mn.us
TERMINATED: 06/10/2020

Defendant

Matthew Langer
*Minnesota State Patrol Colonel, in his
individual and official capacity*

represented by **Julianna F. Passe**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kathryn Iverson Landrum
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth C Kramer
(See above for address)
TERMINATED: 06/10/2020

Leah M P Hedman
(See above for address)
TERMINATED: 06/10/2020

Defendant

John Does
*1-2, in their individual and official
capacities*

Date Filed	#	Docket Text
06/02/2020	<u>1</u>	COMPLAINT against All Defendants (filing fee \$ 400, receipt number AMNDC-7770202) filed by Jared Goyette. Filer requests summons issued. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Civil Cover Sheet Attachment A) (Riach, Kevin) Modified text on 6/3/2020 (KDS). (Entered: 06/02/2020)
06/02/2020	<u>2</u>	MOTION to Certify Class filed by Jared Goyette. (Riach, Kevin) (Entered: 06/02/2020)

06/02/2020	<u>3</u>	MEMORANDUM in Support re <u>2</u> MOTION to Certify Class filed by Jared Goyette. (Attachments: # <u>1</u> LR7.1/LR72.2 Word Count Compliance Certificate)(Riach, Kevin) (Entered: 06/02/2020)
06/02/2020	<u>4</u>	NOTICE of Appearance by Kevin C Riach on behalf of Jared Goyette. (Riach, Kevin) (Entered: 06/02/2020)
06/02/2020	<u>5</u>	MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Jared Goyette. (Riach, Kevin) (Entered: 06/02/2020)
06/02/2020	<u>6</u>	NOTICE of Appearance by Adam W Hansen on behalf of All Plaintiffs. (Hansen, Adam) (Entered: 06/02/2020)
06/02/2020	<u>7</u>	MEMORANDUM in Support re <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Jared Goyette. (Attachments: # <u>1</u> LR7.1/LR72.2 Word Count Compliance Certificate)(Riach, Kevin) (Entered: 06/02/2020)
06/02/2020	<u>8</u>	Declaration of Isabella Nascimento in Support of <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Jared Goyette. (Attachments: # <u>1</u> Exhibit(s) 1–10, # <u>2</u> Exhibit(s) 11–20, # <u>3</u> Exhibit(s) 21–30, # <u>4</u> Exhibit(s) 31–40, # <u>5</u> Exhibit(s) 41–50, # <u>6</u> Exhibit(s) 51–59)(Riach, Kevin) (Entered: 06/02/2020)
06/02/2020	<u>9</u>	Declaration of Jared Goyette in Support of <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Jared Goyette.(Riach, Kevin) (Entered: 06/02/2020)
06/02/2020	<u>10</u>	NOTICE of Appearance by Dulce J Foster on behalf of All Plaintiffs. (Foster, Dulce) (Entered: 06/02/2020)
06/02/2020	<u>11</u>	NOTICE of Appearance by Jacob Patsch Harris on behalf of Jared Goyette. (Harris, Jacob) (Entered: 06/02/2020)
06/02/2020	<u>12</u>	NOTICE of Appearance by Pari McGarraugh on behalf of All Plaintiffs. (McGarraugh, Pari) (Entered: 06/02/2020)
06/03/2020	<u>13</u>	PROPOSED ORDER TO JUDGE re Motion for Temporary Restraining Order <u>5</u> Motion for TRO. (Riach, Kevin) (Entered: 06/03/2020)
06/03/2020	<u>14</u>	PROPOSED ORDER TO JUDGE re Motion for Temporary Restraining Order <u>5</u> Motion for TRO. (Riach, Kevin) (Entered: 06/03/2020)
06/03/2020	15	TEXT ONLY ENTRY: CLERK'S NOTICE OF INITIAL CASE ASSIGNMENT. Case assigned to Judge Wilhelmina M. Wright per 3rd/4th Civil Rights list, referred to Magistrate Judge David T. Schultz. Please use case number 20–cv–1302 WMW/DTS. (KDS) (Entered: 06/03/2020)
06/03/2020	<u>16</u>	Summons Issued as to Medaria Arradondo, City of Minneapolis, John Does, John Harrington, Robert Kroll, Matthew Langer. (KDS) (Entered: 06/03/2020)
06/03/2020	<u>17</u>	NOTICE of Appearance by Heather Passe Robertson on behalf of Medaria Arradondo, City of Minneapolis. (Robertson, Heather) (Entered: 06/03/2020)
06/03/2020	<u>18</u>	BRIEFING SCHEDULE ON PLAINTIFF'S MOTIONS FOR CLASS CERTIFICATION AND TEMPORARY RESTRAINING ORDER. The motion hearing is scheduled for 6/8/2020 at 3:00 PM. The motion hearing will be held via Telephone Conference (no courtroom) before Judge Wilhelmina M. Wright. Dial-in instructions will be sent to counsel via email. Signed by Judge Wilhelmina M. Wright on 6/3/2020. Modified text on 6/3/2020 (RJE). (Entered: 06/03/2020)
06/03/2020	19	(Text–Only) NOTICE: Remote Public Access Available. A hearing on the plaintiff's motions for class certification and temporary restraining order is scheduled to be held by teleconference on 6/8/2020 at 3:00 PM. If any member of the public would like to attend the hearing by phone, they are instructed to contact Judge Wright's courtroom deputy at 651–848–1640 or wright_chambers@mnd.uscourts.gov to make appropriate arrangements. (RJE) (Entered: 06/03/2020)

06/03/2020	<u>20</u>	AFFIDAVIT of Service by Jared Goyette (Attachments: # <u>1</u> Exhibit(s) Affidavit of Service Exhibits 1–3)(McGarraugh, Pari) (Entered: 06/03/2020)
06/04/2020	<u>21</u>	PROPOSED ORDER TO JUDGE re Motion for Temporary Restraining Order <u>5</u> Motion for TRO. (Riach, Kevin) (Entered: 06/04/2020)
06/04/2020	<u>22</u>	NOTICE of Appearance by Elizabeth C Kramer on behalf of John Harrington. (Kramer, Elizabeth) (Entered: 06/04/2020)
06/04/2020	<u>23</u>	NOTICE of Appearance by Elizabeth C Kramer on behalf of Matthew Langer. (Kramer, Elizabeth) (Entered: 06/04/2020)
06/04/2020	<u>24</u>	WAIVER OF SERVICE Returned Executed filed by Jared Goyette. Medaria Arradondo waiver sent on 6/3/2020, answer due 8/3/2020; City of Minneapolis waiver sent on 6/3/2020, answer due 8/3/2020. (McGarraugh, Pari) (Entered: 06/04/2020)
06/04/2020	<u>25</u>	AFFIDAVIT of Service by Jared Goyette (Attachments: # <u>1</u> Exhibit(s))(McGarraugh, Pari) (Entered: 06/04/2020)
06/05/2020	<u>26</u>	SUMMONS Returned Executed by Jared Goyette. Robert Kroll served on 6/5/2020, answer due 6/26/2020. (McGarraugh, Pari) (Entered: 06/05/2020)
06/05/2020	<u>27</u>	DECLARATION of Scott Gerlicher in Opposition to <u>2</u> MOTION to Certify Class , <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Medaria Arradondo, City of Minneapolis, John Harrington, Matthew Langer.(Sarff, Kristin) (Entered: 06/05/2020)
06/05/2020	<u>28</u>	DECLARATION of Matthew Langer in Opposition to <u>2</u> MOTION to Certify Class , <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Medaria Arradondo, City of Minneapolis, John Harrington, Matthew Langer.(Sarff, Kristin) (Entered: 06/05/2020)
06/05/2020	<u>29</u>	MEMORANDUM in Opposition re <u>2</u> MOTION to Certify Class , <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Medaria Arradondo, City of Minneapolis, John Harrington, Matthew Langer. (Attachments: # <u>1</u> LR7.1/LR72.2 Word Count Compliance Certificate)(Robertson, Heather) (Entered: 06/05/2020)
06/06/2020	<u>30</u>	WAIVER OF SERVICE Returned Executed filed by Jared Goyette. Medaria Arradondo waiver sent on 6/3/2020, answer due 8/3/2020. (McGarraugh, Pari) Modified text on 6/8/2020 (CLK). (Entered: 06/06/2020)
06/08/2020	<u>31</u>	AMENDED COMPLAINT against All Defendants. filed by Jared Goyette, Craig Lassig, and Communications Workers of America, The. No summons requested. (Attachments: # <u>1</u> Exhibit(s) Declaration of Simon Moya–Smith, # <u>2</u> Exhibit(s) Declaration of Carolyn Cole, # <u>3</u> Exhibit(s) Declaration of Molly Hennessy–Fiske, # <u>4</u> Exhibit(s) Declaration of Jon Schluess, # <u>5</u> Exhibit(s) Exhibit A to Declaration of Jon Schluess, # <u>6</u> Exhibit(s) Declaration of Craig Lassig, # <u>7</u> First Amended Complaint Redline) (Riach, Kevin) Modified filers/text on 6/8/2020 (CLK). (Entered: 06/08/2020)
06/08/2020	<u>32</u>	LETTER TO DISTRICT JUDGE by Communications Workers of America, The, Jared Goyette <i>Filing Documents Pursuant to Court's Direction in the 6/8/2020 Hearing.</i> (Attachments: # <u>1</u> Exhibit(s) TRO Order in Agazi Bay v. City of Denver, # <u>2</u> DOCUMENT FILED IN ERROR. Exhibit(s) Supplemental Declaration in Support of Plaintiffs' Motions)(McGarraugh, Pari) Modified text on 6/9/2020 (CLK). (Entered: 06/08/2020)
06/08/2020	<u>33</u>	Minute Entry for proceedings held before Judge Wilhelmina M. Wright: Motion Hearing held on 6/8/2020 re <u>2</u> MOTION to Certify Class filed by Jared Goyette, <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Jared Goyette. (Court Reporter Lori Simpson) (RJE) (Entered: 06/09/2020)
06/09/2020	<u>34</u>	AFFIDAVIT of Pari I. McGarraugh in SUPPORT OF <u>2</u> MOTION to Certify Class , <u>5</u> MOTION for Temporary Restraining Order – Expedited Handling Requested filed by Jared Goyette.(McGarraugh, Pari) (Entered: 06/09/2020)
06/09/2020	<u>35</u>	ORDER DENYING PLAINTIFF JARED GOYETTE'S MOTIONS FOR CLASS CERTIFICATION AND TEMPORARY RESTRAINING ORDER. (Written

		Opinion). Signed by Judge Wilhelmina M. Wright on 6/9/2020. (RJE) (Entered: 06/09/2020)
06/10/2020	<u>36</u>	NOTICE of Withdrawal as Attorney <i>and Substitution of Co-Counsel</i> (Kramer, Elizabeth) (Entered: 06/10/2020)
06/10/2020	<u>37</u>	NOTICE of Appearance by Isabella Salomao Nascimento on behalf of All Plaintiffs. (Salomao Nascimento, Isabella) (Entered: 06/10/2020)
06/12/2020	<u>38</u>	AFFIDAVIT of Service by Communications Workers of America, The, Jared Goyette, Craig Lassig re <u>31</u> Amended Complaint,, <u>34</u> Affidavit in Support of Motion, <u>32</u> Letter to District Judge, <u>33</u> Motion Hearing, (McGarraugh, Pari) (Entered: 06/12/2020)
06/12/2020	<u>39</u>	TRANSCRIPT REQUEST for an Expedited 14-Day Transcript of <u>33</u> Motion Hearing, to Court Reporter Lori Simpson. (Nelson, Teresa) (Entered: 06/12/2020)
06/15/2020	<u>40</u>	STIPULATION <i>to Extend Time for State Defendants to Respond to Plaintiffs' Amended Complaint</i> by John Harrington, Matthew Langer. (Passe, Julianna) (Entered: 06/15/2020)
06/15/2020	<u>41</u>	PROPOSED ORDER TO JUDGE re <u>40</u> Stipulation. (Passe, Julianna) (Entered: 06/15/2020)
06/16/2020	<u>42</u>	NOTICE of Appearance by Sharda R Enslin on behalf of Medaria Arradondo, City of Minneapolis. (Enslin, Sharda) (Entered: 06/16/2020)
06/18/2020	<u>43</u>	DOCUMENT FILED IN ERROR. ORDER on <u>40</u> Stipulation. John Harrington answer due 8/3/2020; Matthew Langer answer due 8/3/2020. Signed by Magistrate Judge David T. Schultz on 6/18/2020.(KAR) Modified text on 6/18/2020 (JME). (Entered: 06/18/2020)
06/18/2020	<u>44</u>	ORDER on <u>40</u> Stipulation. Signed by Magistrate Judge David T. Schultz on 6/18/2020.(KAR) (Entered: 06/18/2020)
06/19/2020	<u>45</u>	NOTICE of Appearance by Joseph A Kelly on behalf of Robert Kroll. (Kelly, Joseph) (Entered: 06/19/2020)
06/22/2020	<u>46</u>	STIPULATION <i>to extend time to respond to complaint</i> by Robert Kroll. Jointly Signed by Goyetteh et al. (Kelly, Joseph) (Entered: 06/22/2020)
06/22/2020	<u>47</u>	PROPOSED ORDER TO JUDGE re <u>46</u> Stipulation. (Kelly, Joseph) (Entered: 06/22/2020)
06/24/2020	<u>48</u>	ORDER on <u>46</u> Stipulation. Robert Kroll answer due 8/3/2020. Signed by Magistrate Judge David T. Schultz on 6/24/2020.(TJB) (Entered: 06/24/2020)
06/25/2020	<u>49</u>	TRANSCRIPT of Telephonic Motions Hearing held on 6/8/2020 before Judge Wilhelmina M. Wright. (89 pages). Court Reporter: Lori Simpson. For a copy of the transcript, please file a Transcript Request under <i>Other Filings/Other Documents</i>. Transcript temporarily sealed to determine if redactions are required. Parties have 7 days to file a Notice of Intent to Request Redaction or Notice that No Redaction is Required. In accordance with Judicial Conference policy and <u>Local Rule 80.1</u>, the transcript may be released and made remotely electronically available to the public in 90 days. For further information on redaction procedures, please review <u>Local Rule 5.5</u> and <u>Case Information</u> > <i>Transcripts, Court Reporters and Digital Audio Recordings</i>. Notice Intent/No Intent to Request Redactions due 7/2/2020. Redaction Request due 7/16/2020. Redacted Transcript Deadline set for 7/27/2020. Release of Transcript Restriction set for 9/23/2020. (LAS) (Entered: 06/25/2020)
07/29/2020	<u>50</u>	STIPULATION by Communications Workers of America, The, Jared Goyette, Craig Lassig. Jointly Signed by Minnesota Department of Public Safety Commissioner John Harrington, Minnesota State Patrol Colonel Matthew Langer, City of Minneapolis, Minneapolis Police Chief Medaria Arradondo, and Minneapolis Police Lieutenant

		Robert Kroll. (Riach, Kevin) (Entered: 07/29/2020)
07/29/2020	<u>51</u>	PROPOSED ORDER TO JUDGE re <u>50</u> Stipulation,. (Riach, Kevin) (Entered: 07/29/2020)
07/30/2020	<u>52</u>	ORDER on <u>50</u> Stipulation. Medaria Arradondo answer due 9/14/2020; City of Minneapolis answer due 9/14/2020; John Does answer due 9/14/2020; John Harrington answer due 9/14/2020; Robert Kroll answer due 9/14/2020; Matthew Langer answer due 9/14/2020. Signed by Magistrate Judge David T. Schultz on 7/30/2020.(TJB) (Entered: 07/30/2020)
07/30/2020	<u>53</u>	SECOND AMENDED COMPLAINT against All Defendants. filed by Craig Lassig, Communications Workers of America, The, Jared Goyette, Tannen Maury, Katie Nelson, Stephen Maturen, Michael Shum. No summons requested. (Riach, Kevin) Modified text on 7/31/2020 (CLK). (Entered: 07/30/2020)