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DRR,NOCNST

**U.S. District Court
Southern District of Illinois (East St. Louis)
CIVIL DOCKET FOR CASE #: 3:21-cv-00540-NJR**

Kent et al v. Vilsack et al
Assigned to: Chief Judge Nancy J. Rosenstengel
Cause: 05:702 Administrative Procedure Act

Date Filed: 06/07/2021
Jury Demand: None
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: U.S. Government
Defendant

Plaintiff

Ryan Kent

represented by **Christopher M. Kieser**
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Plaintiff

Matthew Morton

represented by **Christopher M. Kieser**
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ATTORNEY TO BE NOTICED

Glenn E. Roper
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Plaintiff

Joshua Morton

represented by **Christopher M. Kieser**
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Wencong Fa
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Glenn E. Roper
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Thomas J. Vilsack
*in his official capacity as Secretary
of Agriculture*

represented by **Michael Fraser Knapp**
U.S. Department of Justice
Civil Division
1100 L Street, NW
Washington, DC 20005
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Email: michael.f.knapp@usdoj.gov

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Zach Ducheneaux
in his official capacity as
Administrator, Farm Service Agency

represented by **Michael Fraser Knapp**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/07/2021	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 402 receipt number 0754-4496658.), filed by All Plaintiffs. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons re Zach Ducheneaux, # <u>3</u> Summons re Thomas Vilsack)(Roper, Glenn) (Entered: 06/07/2021)
06/08/2021	2	Notice of Judge Assignment. Judge J. Phil Gilbert assigned. All future documents must bear case number 21-cv-540-JPG. (kek) (Entered: 06/08/2021)
06/08/2021	3	NOTICE OF ACTION - See Local Rule 83.1(f). In all cases filed in, removed to, or transferred to this court, all attorneys, including government attorneys, shall file a written entry of appearance before addressing the court. Attorney Glenn Roper does not have a Notice of Appearance on file in this case. (kek)THIS TEXT ENTRY IS AN ORDER OF THE COURT. NO FURTHER DOCUMENTATION WILL BE MAILED. (Entered: 06/08/2021)
06/08/2021	<u>4</u>	Summons Issued as to Thomas J. Vilsack and original mailed to Attorney Roper. (kek) (Entered: 06/08/2021)
06/08/2021	<u>5</u>	Summons Issued as to Zach Ducheneaux and original mailed to Attorney Roper. (kek) (Entered: 06/08/2021)
06/09/2021	<u>6</u>	NOTICE of Appearance by Glenn E. Roper on behalf of All Plaintiffs (Roper, Glenn) (Entered: 06/09/2021)
06/09/2021	<u>7</u>	MOTION to Appear Pro Hac Vice by Attorney Wencong Fa \$200 fee paid,receipt number 0754-4498823 by on behalf of All Plaintiffs. (Fa, Wencong) (Entered: 06/09/2021)
06/09/2021	8	ORDER OF RECUSAL. Judge J. Phil Gilbert recused. Case reassigned to Chief Judge Nancy J. Rosenstengel for all further proceedings. Signed by Judge J. Phil Gilbert on 6/9/2021.

		(jdh)THIS TEXT ENTRY IS AN ORDER OF THE COURT. NO FURTHER DOCUMENTATION WILL BE MAILED. (Entered: 06/09/2021)
06/09/2021	9	MOTION to Appear Pro Hac Vice by Attorney Christopher M. Kieser \$200 fee paid,receipt number 0754-4499070 by on behalf of All Plaintiffs. (Kieser, Christopher) (Entered: 06/09/2021)
06/10/2021	10	ORDER, Granting 7 MOTION to Appear Pro Hac Vice by Attorney Wencong Fa and 9 MOTION to Appear Pro Hac Vice by Attorney Christopher M. Kieser.(kek)THIS TEXT ENTRY IS AN ORDER OF THE COURT. NO FURTHER DOCUMENTATION WILL BE MAILED. (Entered: 06/10/2021)
06/11/2021	11	NOTICE of Appearance by Christopher M. Kieser on behalf of All Plaintiffs (Kieser, Christopher) (Entered: 06/11/2021)
06/11/2021	12	NOTICE of Appearance by Wencong Fa on behalf of All Plaintiffs (Fa, Wencong) (Entered: 06/11/2021)
06/15/2021	13	SUMMONS Returned Executed by All Plaintiffs. Zach Ducheneaux served on 6/11/2021, answer due 8/10/2021; Thomas J. Vilsack served on 6/11/2021, answer due 8/10/2021. (Attachments: # 1 Exhibit A - Affidavits of Service on USA, # 2 Exhibit B - Certified Mail Receipts)(Roper, Glenn) (Entered: 06/15/2021)
06/22/2021	14	NOTICE of Appearance by Michael Fraser Knapp on behalf of All Defendants (Knapp, Michael) (Entered: 06/22/2021)
07/14/2021	15	MOTION to Stay <i>All Proceedings</i> by Zach Ducheneaux, Thomas J. Vilsack. (Attachments: # 1 Exhibit A - Miller Order, # 2 Exhibit B - Faust Order)(Knapp, Michael) (Entered: 07/14/2021)
07/14/2021	16	MOTION to Stay (<i>Administrative</i>) (<i>TIME SENSITIVE</i>) by All Defendants. (Knapp, Michael) (Entered: 07/14/2021)
07/15/2021	17	RESPONSE in Opposition re 16 MOTION to Stay (<i>Administrative</i>) (<i>TIME SENSITIVE</i>) filed by All Plaintiffs. (Roper, Glenn) (Entered: 07/15/2021)
07/19/2021	18	ORDER GRANTING Defendants' MOTION to Stay (<i>Administrative</i>) (<i>TIME SENSITIVE</i>) (Doc. 16). It is hereby ORDERED that the deadline for Defendants to Answer or otherwise respond to Plaintiffs' Complaint is STAYED pending further order of this Court. Signed by Chief Judge Nancy J. Rosenstengel on 7/19/2021. (drr)THIS TEXT ENTRY IS AN

		ORDER OF THE COURT. NO FURTHER DOCUMENTATION WILL BE MAILED. (Entered: 07/19/2021)
07/22/2021	19	Joint MOTION for Extension of Time <i>to File Plaintiffs' Opposition to Motion for Stay</i> by Ryan Kent, Joshua Morton, Matthew Morton. (Roper, Glenn) (Entered: 07/22/2021)
07/23/2021	20	ORDER GRANTING 19 Joint Motion for Extension of Time to File Plaintiffs' Opposition to Motion for Stay. The opposition brief is now due by August 13, 2021. Signed by Chief Judge Nancy J. Rosenstengel on 7/23/2021. (mlp) THIS TEXT ENTRY IS AN ORDER OF THE COURT. NO FURTHER DOCUMENTATION WILL BE MAILED. (Entered: 07/23/2021)
07/23/2021		Set Deadlines as to 15 MOTION to Stay. Response due by 8/13/2021 (kek) (Entered: 07/23/2021)
08/13/2021	21	MEMORANDUM in Opposition re 15 MOTION to Stay <i>All Proceedings</i> filed by All Plaintiffs. (Attachments: # 1 Exhibit Joint Report)(Roper, Glenn) (Entered: 08/13/2021)
08/20/2021	22	REPLY to Response to Motion re 15 MOTION to Stay <i>All Proceedings</i> filed by All Defendants. (Attachments: # 1 Exhibit 1 - Carpenter Order, # 2 Exhibit 2 - Joyner Order)(Knapp, Michael) (Entered: 08/20/2021)
10/14/2021	23	NOTICE by All Defendants re 15 MOTION to Stay <i>All Proceedings (Update on Related Action)</i> (Attachments: # 1 Exhibit 1 - Miller Order Denying Opt Out)(Knapp, Michael) (Entered: 10/14/2021)
11/10/2021	24	STRICKEN - ORDER DENYING the Motion to Stay Pending A Resolution of Related Class Action, <i>Miller v. Vilsack</i> , 4:21-cv-595 (N.D. Tex.) filed by Defendants Thomas J. Vilsak and Zach Ducheneaux (Doc. 15). Defendants' answer is due on or before December 8, 2021. A telephonic status conference will be set by separate Order to discuss the parties' discovery needs and the possibility of an expedited scheduling order. Signed by Chief Judge Nancy J. Rosenstengel on 11/10/2021. (drr) Modified on 11/10/2021 (drb). (Entered: 11/10/2021)
11/10/2021	25	NOTICE STRIKING ELECTRONICALLY FILED DOCUMENTS striking 24 Order on Motion to Stay. Document stricken by the Court and order will be refiled.(drb)THIS TEXT ENTRY IS AN ORDER OF THE COURT. NO FURTHER DOCUMENTATION WILL BE MAILED. (Entered: 11/10/2021)

11/10/2021	26	ORDER DENYING the Motion to Stay Pending A Resolution of Related Class Action, <i>Miller v. Vilsack</i> , 4:21-cv-595 (N.D. Tex.) filed by Defendants Thomas J. Vilsak and Zach Ducheneaux (Doc. 15). Defendants' answer is due on or before December 8, 2021. A telephonic status conference will be set by separate Order to discuss the parties' discovery needs and the possibility of an expedited scheduling order. Signed by Chief Judge Nancy J. Rosenstengel on 11/10/2021. (drb) (Entered: 11/10/2021)
11/10/2021	27	ORDER: A Telephonic Status Conference SET for 11/23/2021 at 1:30 PM before Chief Judge Nancy J. Rosenstengel. Instructions for the conference call are as follows: (1) call toll-free, 877-336-1831 ; (2) when prompted, enter the seven-digit Access Code: 9139610 . Signed by Chief Judge Nancy J. Rosenstengel on 11/10/2021. (drb)THIS TEXT ENTRY IS AN ORDER OF THE COURT. NO FURTHER DOCUMENTATION WILL BE MAILED. (Entered: 11/10/2021)

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