

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Kevin S. Karsjens, et al.,

Civil No. 11-3659 (DWF/TNL)

Plaintiffs,

v.

ORDER

Emily Johnson Piper, et al.,

Defendants.

Raymond L. Semler, et al.,

Civil No. 11-644 (DWF/TNL)

Plaintiffs,

v.

Cal Ludeman, et al.,

Defendants.

Charles Richard Stone,

Civil No. 11-951 (MJD/JSM)

Plaintiff,

v.

Lucinda E. Jesson, et al.,

Defendants.

Eugene Christopher Banks,

Civil No. 11-1706 (MJD/JSM)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Christopher Ivey,

Civil No. 12-30 (DWF/TNL)

Plaintiff,

v.

MSOP, et al.,

Defendants.

Lance Wickner,

Civil No. 12-1397 (DWF/LIB)

Plaintiff,

v.

Julie Rose, et al.,

Defendants.

Lance Wickner,

Civil No. 12-1452 (DWF/JSM)

Plaintiff,

v.

Robert Bender, et al.,

Defendants.

Eugene Christopher Banks,

Civil No. 12-2901 (ADM/TNL)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Wesley Elmer Wills,

Civil No. 13-1973 (PAM/TNL)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Kevin John DeVillion,

Civil No. 13-2134 (DWF/LIB)

Plaintiff,

v.

Minnesota Department of Human Services, et al.,

Defendants.

Michael R. Whipple,

Civil No. 13-2861 (JRT/HB)

Plaintiff,

v.

Matthew Stenger, et al.,

Defendants.

Shawn Jamison,

Civil No. 14-554 (PAM/FLN)

Plaintiff,

v.

Blake Carey, et al.,

Defendants.

Anthony C. Green,

Civil No. 14-1056 (ADM/FLN)

Plaintiff,

v.

Kelly Lake, et al.,

Defendants.

Steven Allan Housman, et al.,

Civil No. 15-2209 (PAM/HB)

Plaintiffs,

v.

Lucinda Jesson, et al.,

Defendants.

Sarprio Doranti,

Civil No. 15-3247 (DWF/LIB)

Plaintiff,

v.

State of Minnesota, et al.,

Defendants.

Shawn Jamison,

Civil No. 15-3307 (PAM/FLN)

Plaintiff,

v.

Kevin Moser, et al.,

Defendants.

Justin Oman, et al.,

Civil No. 16-277 (JNE/TNL)

Plaintiffs,

v.

Chad Mesojedec, et al.,

Defendants.

On June 17, 2015, Judge Donovan W. Frank ruled in favor of Plaintiffs in *Karsjens, et al. v. Jesson, et al.*, Civil No. 11-3659 (DWF/TNL) on Counts I and II of their Third Amended Complaint, finding that the Minnesota Sex Offender Program (“MSOP”) and its corresponding statutory scheme violated the United States Constitution. On August 20, 2015, the undersigned issued a Third Amended Stay Order staying “[a]ll current and future civil rights cases brought by an individual or group of individuals who has or have been civilly committed to the Minnesota Sex Offender Program that are sufficiently related to [*Karsjens*].”

On October 29, 2015, Judge Donovan W. Frank issued the First Interim Relief Order in *Karsjens*. The Defendants in *Karsjens* have appealed Judge Donovan W.

Frank's liability and relief orders to the United States Court of Appeals for the Eighth Circuit. The *Karsjens* litigation thus remains ongoing and unresolved.

Notwithstanding the continuing litigation in *Karsjens*, the undersigned finds it appropriate to lift the stays previously imposed in the above-entitled matters. The claims in these cases were not integral to Judge Donovan W. Frank's liability and relief orders in *Karsjens*. As a result, it is unlikely that the claims in these cases will be affected by the Eighth Circuit's ultimate ruling in the *Karsjens* claims on appeal. Further, because it is unclear at this juncture whether or when a Phase II trial in *Karsjens* might occur,¹ any similarity between the above-entitled cases and *Karsjens* and the possibility of inconsistent rulings is outweighed by the prejudice to the Plaintiffs in the above-entitled matters of continuing to stay these cases pending subsequent litigation in *Karsjens*.

The undersigned, in his capacity as Chief United States District Judge for the District of Minnesota, in order to secure the just, speedy, and inexpensive resolution of the above-entitled actions pending before the Court, has consulted with the judges and magistrate judges assigned to the above-entitled matters.

Based on the status of the above-entitled matters, and the Court being otherwise duly advised in the premises, the Court hereby enters the following:

¹ For detail regarding Phase I and Phase II in the *Karsjens* matter, see Doc. No. 647, Final Pretrial Order at 2.

ORDER

1. Lifting of the Stays Imposed in the Above-Entitled Matters

The stays previously imposed in the above-entitled matters are hereby **LIFTED** in all respects, until further order of the Court stating otherwise.

2. Service

The Clerk of the United States District Court for the District of Minnesota is respectfully directed to file this Order in each case identified above and to provide a copy of this Order, via United States mail, to every Plaintiff in these cases.

DATED: April 14, 2018⁶
at Minneapolis, Minnesota.



JOHN R. TUNHEIM
Chief Judge
United States District Court