

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Kevin S. Karsjens, et al.,

Civil No. 11-3659 (DWF/TNL)

Plaintiffs,

v.

FIFTH AMENDED ORDER

Emily Johnson Piper, et al.,

Defendants.

Guy Greene,

Civil No. 11-979 (JRT/TNL)

Plaintiff,

v.

Dennis Benson, et al.,

Defendants.

Peter Allan,

Civil No. 11-1611 (ADM/LIB)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Joseph Thompson,

Civil No. 11-1704 (DWF/TNL)

Plaintiff,

v.

Cal R. Ludeman, et al.,

Defendants.

Shawn M. Jamison,

Civil No. 11-2136 (PAM/HB)

Plaintiff,

v.

Cal R. Ludeman, et al.,

Defendants.

Jacquard Larkin,

Civil No. 11-2339 (PAM/LIB)

Plaintiff,

v.

Cal Ludeman, et al.,

Defendants.

Wallace James Beaulieu,

Civil No. 11-2593 (DWF/HB)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Wallace James Beaulieu,

Civil No. 11-2755 (DWF/HB)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Hearvy Brown,

Civil No. 11-2859 (JRT/SER)

Plaintiff,

v.

Cal Ludeman, et al.,

Defendants.

Lance Wickner,

Civil No. 11-2905 (DWF/HB)

Plaintiff,

v.

Stephanie Danielson, et al.,

Defendants.

Kevin Moen,

Civil No. 11-2906 (ADM/SER)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Daniel Larsen,

Civil No. 11-3025 (ADM/HB)

Plaintiff,

v.

Dennis Benson, et al.,

Defendants.

Stevin A. Housman,

Civil No. 11-3035 (PAM/HB)

Plaintiff,

v.

Cal Ludeman, et al.,

Defendants.

Chris Krych,

Civil No. 11-3091 (JRT/TNL)

Plaintiff,

v.

DHS MSOP-ML, April 6, 2011 Client
Placement Committee members and
Participants (John Doe's/Jane Doe's), et al.,

Defendants.

William Beals,

Civil No. 11-3121 (PAM/SER)

Plaintiff,

v.

Dennis Benson, et al.,

Defendants.

Wesley Elmer Wills,

Civil No. 11-3429 (PAM/TNL)

Plaintiff,

v.

Kevin Moser, et al.,

Defendants

Michael Pittman,

Civil No. 11-3658 (SRN/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Dale Lindsey,

Civil No. 11-3674 (SRN/SER)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Ryan J. White,

Civil No. 11-3702 (JRT/LIB)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Jamaal Carey,

Civil No. 11-3711 (SRN/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Eugene Christopher Banks,

Civil No. 11-3712 (ADM/LIB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Gary P. Scott,

Civil No. 11-3714 (SRN/TNL)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Charles A. Taylor, a/k/a Terrance A. Pettis,

Civil No. 11-3728 (ADM/SER)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Darin D. Davidson,

Civil No. 11-3733 (JNE/KMM)

Plaintiff,

v.

Mark Dayton, et al.,

Defendants.

Robert Scott,

Civil No. 11-3737 (JRT/HB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Christopher Eckman,

Civil No. 12-45 (SRN/HB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

James D. Fries,

Civil No. 12-62 (PJS/KMM)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Leslie L. Tallman,

Civil No. 12-131 (PAM/SER)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Merel Evans Bishop,

Civil No. 12-135 (ADM/SER)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Joseph Goodwin,

Civil No. 12-180 (SRN/SER)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Eric Leon Gates,

Civil No. 12-181 (PAM/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

William McRae,

Civil No. 12-221 (PJS/KMM)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Chance Larsen,

Civil No. 12-222 (PAM/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Terrance Friend,

Civil No. 12-248 (PJS/SER)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Michael C. Blunt,

Civil No. 12-289 (JNE/HB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Earl Stephan McMoore,

Civil No. 12-318 (JRT/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Robert Alex Marshall,

Civil No. 12-319 (PAM/HB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

William Mosby,

Civil No. 12-320 (DWF/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Joseph Allen Hajek,

Civil No. 12-343 (PAM/LIB)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Lloyd Hartleib,

Civil No. 12-344 (ADM/KMM)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants

Darrin Edward Dotson,

Civil No. 12-345 (JRT/SER)

Plaintiff,

v.

Mark Dayton, Governor, et al.,

Defendants.

Larry Evans,

Civil No. 12-348 (JRT/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Lloyd Robert Desjarlais,

Civil No. 12-349 (WMW/KMM)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

James E. Warbington,

Civil No. 12-372 (PJS/LIB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Russell Norton,

Civil No. 12-440 (PAM/SER)

Plaintiff,

v.

Cal R. Ludeman, et al.,

Defendants.

James Robinson Poole,

Civil No. 12-441 (PAM/LIB)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Karl Godfrey Stevens,

Civil No. 12-495 (JNE/LIB)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Anthony Green,

Civil No. 12-504 (ADM/SER)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Terry Ray Jackson,

Civil No. 12-550 (JRT/HB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Grady Williams,

Civil No. 12-578 (JNE/SER)

Plaintiff,

v.

Minnesota Sex Offender Program, et al.,

Defendants.

Brandy Owen Lewis,

Civil No. 12-593 (SRN/SER)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Raymond A. Parsons, Jr.,

Civil No. 12-646 (DWF/TNL)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Dale Allen Williams, Sr.,

Civil No. 12-881 (PAM/LIB)

Plaintiff,

v.

Mark Dayton, Governor, et al.,

Defendants.

Anthony Bruce Eberhardt,

Civil No. 12-942 (JNE/HB)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Lance Wickner,

Civil No. 12-1101 (DWF/HB)

Plaintiff,

v.

Governor Mark Dayton, et al.,

Defendants.

Al Folsom,

Civil No. 12-1137 (SRN/DTS)

Plaintiff,

v.

Lori Swanson, et al.,

Defendants.

Joshua Lawrence Johnson,

Civil No. 13-892 (DSD/LIB)

Plaintiff,

v.

Kevin Moser, et al.,

Defendants.

Hollis J. Larson,

Civil No. 13-1074 (JRT/TNL)

Plaintiff,

v.

Minnesota Sex Offender Program, et al.,

Defendants.

E.T.,

Civil No. 14-2002 (DWF/TNL)

Plaintiff,

v.

Lucinda Jesson,

Respondent.

R.B.,

Civil No. 14-2362 (DWF/TNL)

Plaintiff,

v.

Lucinda Jesson,

Defendant.

Eric Michael Sorenson,

Civil No. 14-2929 (ADM/LIB)

Plaintiff,

v.

Office of the Minnesota Attorney General, et al.,

Defendants.

Arthur Dale Senty-Haugen, et al.,

Civil No. 14-3405 (JNE/SER)

Plaintiffs,

v.

Lucinda Jesson, et al.,

Defendants.

Guy Israel Greene,

Civil No. 14-3458 (JRT/TNL)

Plaintiff,

v.

Brian Ninneman, et al.,

Defendants.

Joseph Anthony Favors,

Civil No. 14-3518 (JRT/LIB)

Plaintiff,

v.

Maija Seavey, et al.,

Defendants.

Sean Brinkman,

Civil No. 15-571 (WMW/TNL)

Plaintiff,

v.

Thomas Pertler, et al.,

Defendants.

Kevin Scott Karsjens,

Civil No. 15-2590 (DWF/HB)

Plaintiff,

v.

Meg McCauley, et al.,

Defendants.

Joseph Anthony Favors,

Civil No. 15-2853 (JRT/LIB)

Plaintiff,

v.

Lucinda Jesson, et al.,

Defendants.

Joseph Anthony Favors,

Civil No. 15-3010 (JRT/LIB)

Plaintiff,

v.

Lucinda Jesson,

Defendant.

Robert A. Kunshier,

Civil No. 16-792 (ECT/TNL)

Plaintiff,

v.

Mark Dayton, et al.,

Defendants.

Robert M. Emmerich,

Civil No. 16-795 (ECT/HB)

Plaintiff,

v.

Shelby Richardson, et al.,

Defendants.

Kerry Mitchell Lenz,

Civil No. 16-936 (ADM/SER)

Plaintiff,

v.

Emily Johnson Piper,

Defendant.

Cyrus Patrick Gladden, II,

Civil No. 16-1740 (DWF/LIB)

Plaintiff,

v.

Emily Johnson Piper, et al.,

Defendants.

Peter Allan, Sr.,

Civil No. 16-2437 (NEB/LIB)

Plaintiff,

v.

Cal Ludeman, et al.,

Defendants.

Peter Allan, Sr.,

Civil No. 17-152 (NEB/LIB)

Plaintiff,

v.

Emily Johnson Piper, et al.,

Defendants.

Lance Phillip Wickner,

Civil No. 17-656 (DWF/TNL)

Plaintiff,

v.

Emily Johnson Piper,

Defendant.

Peter Allan,

Civil No. 17-5131 (PJS/DTS)

Plaintiff,

v.

Emily Johnson Piper

Defendant.

Guy Greene,

Civil No. 18-428 (DWF/KMM)

Plaintiff,

v.

Emily Piper, et al.,

Defendants.

Joseph Edwin Harju,

Civil No. 18-1172 (JNE/SER)

Plaintiff,

v.

Emily Johnson Piper,

Defendant.

Dennis D. Linehan,

Civil No. 18-3267 (PJS/HB)

Plaintiff,

v.

Nancy Johnston, et al.,

Defendant.

During the pendency of the case in *Karsjens et al. v. Piper, et al.*, Civil No. 11-3659 (DWF/TNL), the Court has issued orders either staying cases or lifting stays in cases brought by individuals or groups of individuals who have been civilly committed to the Minnesota Sex Offender Program (“MSOP”), based on the claims raised in the

cases and the status of the *Karsjens* litigation.¹ Now, based on the current status of the *Karsjens* case, including the newly filed appeal to the Eighth Circuit, and based on the primary claims raised in the above-captioned cases, the Court concludes that the above-captioned cases that are currently stayed should remain stayed, and any newly filed cases sufficiently related to *Karsjens* and the issues raised on appeal should be stayed.

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. The entry of this Order does not preclude any of the parties from pursuing settlement of these cases.

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:

ORDER

1. Stay of Cases Pending Resolution of Civil No. 11-3659 (DWF/TNL)

All current and future civil rights and/or habeas 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 et al. v. Piper, et al.*, Civil No. 11-3659 (DWF/TNL) and plaintiffs' appeal to the Eighth Circuit, as determined by

¹ For a recount of the various stay orders, *see, e.g., Greene v. Benson et al.*, Civil No. 11-979 (JRT/TNL), Doc. Nos. 82, 83, 100, 101, 102. Also, for detail regarding Phase I and Phase II in the *Karsjens* matter, *see* 11-3659, Doc. No. 647, Final Pretrial Order at 2.

the Court, are hereby **STAYED** in all respects, pending the litigation in *Karsjens*, or 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 stayed case and provide a copy of this Order, via United States mail, to every Plaintiff in all of the cases that are stayed.

DATED: December 20, 2018
at Minneapolis, Minnesota.

s/John R. Tunheim
JOHN R. TUNHEIM
Chief Judge
United States District Court