

**U.S. District Court  
Eastern District of Missouri (St. Louis)  
CIVIL DOCKET FOR CASE #: 4:15-cv-00840-RWS**

Powell v. The City of St. Ann  
Assigned to: District Judge Rodney W. Sippel  
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 05/27/2015  
Date Terminated: 05/04/2018  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Kellen Powell**

represented by **Blake Alexander Strode**  
ARCHCITY DEFENDERS  
440 N. 4th St.  
Suite 390  
St. Louis, MO 63102  
855-724-2489 x1015  
Fax: 314-925-1307  
Email: [bstrode@archcitydefenders.org](mailto:bstrode@archcitydefenders.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Michael-John Voss**  
ARCHCITY DEFENDERS  
440 N. 4th St.  
Suite 390  
St. Louis, MO 63102  
855-724-2489 x2  
Fax: 855-724-2479 x2  
Email: [mjvoss@archcitydefenders.org](mailto:mjvoss@archcitydefenders.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Nathaniel Richard Carroll**  
ARCHCITY DEFENDERS  
440 N. 4th St.  
Suite 390  
St. Louis, MO 63102  
855-724-2489  
Fax: 314-925-1307  
Email: [ncarroll@archcitydefenders.org](mailto:ncarroll@archcitydefenders.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Thomas B. Harvey**  
ARCHCITY DEFENDERS  
440 N. 4th St.  
Suite 390  
St. Louis, MO 63102  
314-482-3342  
Fax: 314-925-1307  
Email: [tharvey@archcitydefenders.org](mailto:tharvey@archcitydefenders.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**The City of St. Ann**

represented by **Steven W. Garrett**  
CURTIS, HEINZ, GARRETT &  
O'KEEFE

130 S. Bemiston Avenue  
Suite 200  
St. Louis, MO 63105-1951  
314-725-8788  
Fax: 314-725-8789  
Email: [sgarrett@chgolaw.com](mailto:sgarrett@chgolaw.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
05/27/2015	<u>1</u>	COMPLAINT against defendant Kellen Powell with receipt number 0865-4883422, in the amount of \$400 Non-Jury Demand,, filed by Kellen Powell. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Attachment, # <u>3</u> Attachment, # <u>4</u> Attachment, # <u>5</u> Attachment, # <u>6</u> Text of Proposed Order, # <u>7</u> Affidavit, # <u>8</u> Civil Cover Sheet)(Harvey, Thomas) (Entered: 05/27/2015)
05/27/2015	<u>2</u>	MOTION to Certify Class by Plaintiff Kellen Powell. (Attachments: # <u>1</u> Declaration of Alec Karakatsanis)(CSG) (Entered: 05/27/2015)
05/27/2015	<u>3</u>	MOTION for Temporary Restraining Order by Plaintiff Kellen Powell. (Attachments: # <u>1</u> Text of Proposed Order)(CSG) (Entered: 05/27/2015)
05/27/2015	<u>4</u>	MEMORANDUM in Support of Motion re <u>3</u> MOTION for Temporary Restraining Order filed by Plaintiff Kellen Powell. (CSG) (Entered: 05/27/2015)
05/27/2015	<u>5</u>	MOTION to Waive the Security for Injunction Bond by Plaintiff Kellen Powell. (Attachments: # <u>1</u> Declaration of Kellen Powell)(CSG) (Entered: 05/27/2015)
05/27/2015	<u>6</u>	MEMORANDUM <i>To Court Regarding Contact With Opposing Counsel and Notice of TRO Hearing</i> by Plaintiff Kellen Powell. (Harvey, Thomas) (Entered: 05/27/2015)
05/28/2015	<u>7</u>	MOTION to Withdraw <i>Motion for Temporary Restraining Order</i> by Plaintiff Kellen Powell. (Harvey, Thomas) (Entered: 05/28/2015)
05/28/2015	<u>8</u>	NOTICE of Settlement <i>Discussions</i> by Kellen Powell (Harvey, Thomas) (Entered: 05/28/2015)
05/28/2015		Case Opening Notification: Judge Assigned: U.S. District Judge Rodney W. Sippel. (MRC) (Entered: 05/29/2015)
05/29/2015	<u>9</u>	MEMORANDUM AND ORDER OF STAY:IT IS HEREBY ORDERED that the motion to withdraw the motion for temporary restraining order [# <u>7</u> ] is granted, the motion for temporary restraining order [# <u>3</u> ] is withdrawn, and the motion to waive security [# <u>5</u> ] is denied as moot. IT IS FURTHER ORDERED that this case is stayed until August 3, 2015, to permit the parties to engage in settlement negotiations. By no later than August 3, 2015, the parties shall either notify the Court of settlement or file a joint memorandum regarding the status of the case. Signed by District Judge Rodney W. Sippel on 5/29/15. (JWD) (Entered: 05/29/2015)
09/02/2015	<u>10</u>	ORDER TO SHOW CAUSE: IT IS HEREBY ORDERED that the parties shall show cause in writing within ten (10) days of the date of this Order why this case should not be dismissed with prejudice and/or sanctions should not issue for the parties' refusal to comply with my May 29, 2015 Order. The parties may file a stipulation of dismissal in lieu of a response to this Show Cause Order by no later than ten (10) days from the date of this Order.. Signed by District Judge John A. Ross on 9/2/15. (LGK) (Entered: 09/02/2015)
09/02/2015	<u>11</u>	Joint MOTION to Stay <i>Case and Dismissal</i> by Plaintiff Kellen Powell. (Attachments: # <u>1</u> Exhibit Settlement Agreement of Non-equitable claims, # <u>2</u> Exhibit Settlement Agreement for equitable claims, # <u>3</u> Text of Proposed Order Proposed Order for Stay and Dismissal)(Harvey, Thomas) (Entered: 09/02/2015)
09/03/2015	<u>12</u>	RESPONSE TO ORDER TO SHOW CAUSE <i>Jointly Filed by Counsel for Plaintiff and Defendant</i> by Plaintiff Kellen Powell. (Harvey, Thomas) (Entered: 09/03/2015)

09/03/2015	<u>13</u>	ORDER – Based on the representations of the Parties, the Court orders the following: 1. The Plaintiffs' non–equitable claims are hereby dismissed with prejudice subject only to the continuing jurisdiction of the Court to enforce the settlement agreements and over the aforesaid equitable claims. 2. The Parties' motion for the entry of a stay in this matter for a period of 12 months is granted. 3. On or before 12 months from the date of this Order, the parties are directed to either file the joint motion and proposed consent judgement set forth in their agreement or a notice to the Court seeking a dissolve of the stay. 4. During the period of the stay, the Parties are ordered to comply with the terms of the Settlement Agreement, the terms of which are as follows: (See order for full details) Signed by District Judge Rodney W. Sippel on 9/3/15. (KJS) (Entered: 09/03/2015)
09/02/2016	<u>14</u>	Consent MOTION to Continue Stay by Defendant The City of St. Ann. (Garrett, Steven) (Entered: 09/02/2016)
09/06/2016	15	Docket Text ORDER: Re: <u>14</u> Consent MOTION to Continue Stay filed by The City of St. Ann; GRANTED – SO ORDERED. Signed by District Judge Rodney W. Sippel on 9/6/16. (KJS) (Entered: 09/06/2016)
10/25/2016	<u>16</u>	Consent MOTION to Continue STAY by Defendant The City of St. Ann. (Garrett, Steven) (Entered: 10/25/2016)
10/26/2016	17	Docket Text ORDER: Re: <u>16</u> Consent MOTION to Continue STAY by The City of St. Ann; GRANTED – SO ORDERED. Signed by District Judge Rodney W. Sippel on 10/26/16. (KJS) (Entered: 10/26/2016)
12/01/2016	<u>18</u>	Consent MOTION to Continue Stay, by Defendant The City of St. Ann. (Garrett, Steven) Modified on 12/2/2016 (CAR). (Entered: 12/01/2016)
12/02/2016	19	Docket Text ORDER: Re: <u>18</u> Consent MOTION to Continue Stay, filed by The City of St. Ann; ORDERED GRANTED. Signed by District Judge Rodney W. Sippel on 12/2/16. (CAR) (Entered: 12/02/2016)
01/03/2017	<u>20</u>	Consent MOTION to Continue stay by Defendant The City of St. Ann. (Garrett, Steven) (Entered: 01/03/2017)
01/04/2017	21	Docket Text ORDER: Re: <u>20</u> Consent MOTION to Continue the stay up to and including February 2, 2017, by Defendant The City of St. Ann ; ORDERED GRANTED. Signed by District Judge Rodney W. Sippel on 1/4/17. (KXS) (Entered: 01/04/2017)
02/02/2017	<u>22</u>	Consent MOTION to Continue Stay, MOTION to Stay by Defendant The City of St. Ann. (Garrett, Steven) (Entered: 02/02/2017)
03/22/2017	23	Docket Text ORDER: Re: <u>22</u> Consent MOTION to Continue Stay, MOTION to Stay by Defendant The City of St. Ann. (Garrett, Steven) filed by The City of St. Ann. SO ORDERED; For good cause shown, the stay is continued up to, and including, April 7, 2017. Signed by District Judge Rodney W. Sippel on 3/22/17. (ARL) (Entered: 03/22/2017)
04/10/2017	<u>24</u>	Consent MOTION to Stay by Defendant The City of St. Ann. (Garrett, Steven) (Entered: 04/10/2017)
04/11/2017	25	Docket Text ORDER: Re: <u>24</u> Consent MOTION to Stay filed by The City of St. Ann; ORDERED GRANTED. Signed by District Judge Rodney W. Sippel on 4/11/17. (CAR) (Entered: 04/11/2017)
06/05/2017	<u>26</u>	MEMORANDUM AND ORDER : IT IS HEREBY ORDERED that the parties shall show cause in writing within ten (10) days of the date of this Order why this case should not be dismissed for the parties refusal to comply with my September 3, 2015 Order. No additional extensions of time will be granted absent good cause shown. Failure to timely comply with this Order will result in a dismissal of this action without further notice. Show Cause Response due by 6/15/2017. Signed by District Judge Rodney W. Sippel on 6/5/17. (ARL) (Entered: 06/05/2017)
06/13/2017	<u>27</u>	RESPONSE TO ORDER TO SHOW CAUSE <i>Dated June 5, 2017</i> by Defendant The City of St. Ann filed by Defendant The City of St. Ann. (Garrett, Steven) (Entered: 06/13/2017)

06/14/2017	<u>28</u>	ORDER: IT IS HEREBY ORDERED that the Show Cause Order dated June 5, 2017, is deemed satisfied and the parties shall either file their settlement papers or a joint request for status conference by July 7, 2017, and this case remains stayed pending further Order of this Court. Signed by District Judge Rodney W. Sippel on 6/14/17. (CAR) (Entered: 06/14/2017)
06/30/2017	<u>29</u>	REPORT TO COURT ORDER re <u>28</u> Order, and <i>Joint Request for Status Conference</i> by Plaintiff Kellen Powell. (Harvey, Thomas) (Entered: 06/30/2017)
07/05/2017	<u>30</u>	ORDER: IT IS HEREBY ORDERED that this case is set for a status conference on July 31, 2017, at 2:00 p.m. in the chambers of the undersigned. Signed by District Judge Rodney W. Sippel on 7/5/17. (CAR) (Entered: 07/05/2017)
07/31/2017	<u>31</u>	ORDER: Status Conference set for 1/26/2018 10:00 AM in Chambers before District Judge Rodney W. Sippel.. Signed by District Judge Rodney W. Sippel on 7/31/17. (LGK) (Entered: 07/31/2017)
08/14/2017	<u>32</u>	ENTRY of Appearance by Nathaniel Richard Carroll for Plaintiff Kellen Powell. (Carroll, Nathaniel) (Entered: 08/14/2017)
08/17/2017	<u>33</u>	ENTRY of Appearance by Blake Alexander Strode for Plaintiff Kellen Powell. (Strode, Blake) (Entered: 08/17/2017)
01/24/2018	<u>34</u>	ORDER : IT IS HEREBY ORDERED that the status conference in this matter is reset from Friday, January 26, 2018 to Tuesday, January 30, 2018 at 10:00 a.m. in my chambers. Signed by District Judge Rodney W. Sippel on 1/24/16. (ARL) (Entered: 01/24/2018)
01/25/2018	<u>35</u>	Consent MOTION to Continue Status Conference by Defendant The City of St. Ann. (Garrett, Steven) (Entered: 01/25/2018)
01/25/2018	<u>36</u>	ENTRY of Appearance by Michael–John Voss for Plaintiff Kellen Powell. (Voss, Michael–John) (Entered: 01/25/2018)
01/26/2018	<u>37</u>	ORDER : IT IS HEREBY ORDERED that the motion to continue status conference <u>35</u> is granted, and the status conference is reset to February 8, 2018, at 11:00 a.m. in the chambers of the undersigned. Signed by District Judge Rodney W. Sippel on 1/26/18. (ARL) (Entered: 01/26/2018)
02/08/2018	<u>38</u>	ORDER: IT IS HEREBY ORDERED that this case is set for a status conference on March 21, 2018, at 2:00 p.m. in the chambers of the undersigned. Signed by District Judge Rodney W. Sippel on 2/8/18. (ARL) (Entered: 02/08/2018)
03/21/2018	<u>39</u>	ORDER: IT IS HEREBY ORDERED that this case is set for a status conference on April 25, 2018, at 11:00 a.m. in the chambers of the undersigned. Signed by District Judge Rodney W. Sippel on 3/21/2018. (CAR) (Entered: 03/21/2018)
04/16/2018	<u>40</u>	ORDER: IT IS HEREBY ORDERED that the status conference in this matter is reset from Wednesday, April 25, 2018 to Monday, April 30, 2017 at 11:00 a.m. in my chambers. Signed by District Judge Rodney W. Sippel on 4/16/18. (ARL) (Entered: 04/16/2018)
05/02/2018	<u>41</u>	MEMORANDUM by Defendant The City of St. Ann. (Attachments: # <u>1</u> Consent Judgment)(Garrett, Steven) (Entered: 05/02/2018)
05/04/2018	<u>42</u>	CONSENT JUDGMENT. Signed by District Judge Rodney W. Sippel on 5/4/2018. (CAR) (Entered: 05/04/2018)