

CLOSED,CV,PHV,PROTO,RELTD

**U.S. District Court
U.S. District of Minnesota (DMN)
CIVIL DOCKET FOR CASE #: 0:11-cv-02282-JNE-SER**

E.R. v. Anoka-Hennepin School District No. 11 et al
Assigned to: Judge Joan N. Ericksen
Referred to: Magistrate Judge Steven E. Rau
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 08/09/2011
Date Terminated: 03/21/2012
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

E.R.

*by her next friend and parent, Quana
Hollie*

represented by **Celeste E Culberth**
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V.

Intervenor Plaintiff

United States of America

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V.

Defendant

**Anoka-Hennepin School District No.
11**

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Defendant

Anoka-Hennepin School Board

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John M Baker
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Kathleen K. Statler
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Mark L. Johnson
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Sybil L Dunlop
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Defendant

Dennis Carlson
in their official capacities

represented by **Jeanette M. Bazis**
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Sybil L Dunlop
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Defendant

Tom Hagerty
in their official capacities

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Date Filed	#	Docket Text
08/09/2011	<u>1</u>	COMPLAINT against Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, Tom Hagerty (Filing fee \$ 350 receipt number 4–057720.) assigned to Judge Joan N. Ericksen per Civil Rights List and referred to Magistrate Judge Janie S. Mayeron, filed by E.R. (Attachments: # <u>1</u> Civil Cover Sheet). (lmb) Modified filed date on 8/10/2011 (akl). (Entered: 08/10/2011)
08/09/2011		Summons Issued as to Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, Tom Hagerty. (lmb) (Entered: 08/10/2011)
08/10/2011		Summons Reissued as to Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, Tom Hagerty. (akl) (Entered: 08/10/2011)
08/10/2011		FILED IN ERROR: Summons Reissued as to Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, Tom Hagerty. (TSS) Modified on 8/10/2011 (TSS). (Entered: 08/10/2011)
08/12/2011	<u>2</u>	MOTION for Admission Pro Hac Vice for Ilona M. Turner by E.R.. (Culberth, Celeste) (Entered: 08/12/2011)
08/12/2011	<u>3</u>	MOTION for Admission Pro Hac Vice for Christopher F. Stoll by E.R.. (Culberth, Celeste) (Entered: 08/12/2011)
08/12/2011	<u>4</u>	ORDER OF DIRECTION TO THE CLERK OF COURT FOR REASSIGNMENT OF MAGISTRATE JUDGE. Case reassigned to Magistrate Judge Steven E Rau for all further proceedings. Magistrate Judge Janie S. Mayeron no longer assigned to case. The new case number is 11cv2282 JNE/SER. Signed by Judge Joan N. Ericksen on

		8/12/2011. (JME) (Entered: 08/12/2011)
08/15/2011	<u>5</u>	NOTICE OF STATUS CONFERENCE A settlement conference will be held on August 23, 2011, at 9:00 a.m., in Courtroom 3C, Warren E. Burger Federal Building and U.S. Courthouse, 316 North Robert Street, St. Paul, Minnesota before the undersigned United States Magistrate Judge. Signed by Magistrate Judge Steven E Rau on 08/15/2011. (jz) (Entered: 08/15/2011)
08/15/2011		TEXT ONLY ENTRY—ORDER granting <u>2</u> <u>3</u> Motions for Admission Pro Hac Vice of Attorneys Ilona M Turner, Christopher F Stoll for E.R.. Fees paid; receipt number 4-57910. Approved by Magistrate Judge Steven E Rau on 08/15/2011. (MAP) (Entered: 08/16/2011)
08/23/2011	<u>6</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Settlement Conference held on 8/23/2011. No settlement reached. (kt) (Entered: 08/25/2011)
08/30/2011	<u>7</u>	STIPULATION <i>for Protective Order</i> by Anoka-Hennepin School Board, Anoka-Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty. (Attachments: # <u>1</u> Exhibit(s) A)(Culberth, Celeste) (Entered: 08/30/2011)
08/31/2011	<u>8</u>	PROTECTIVE ORDER. Signed by Magistrate Judge Steven E Rau on 8/31/11. (kt) (Entered: 09/01/2011)
09/01/2011	<u>11</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Status Conference held on 9/1/2011. (kt) (Entered: 09/02/2011)
09/02/2011	<u>9</u>	STIPULATION <i>extending Defendants' time in which to answer</i> by Anoka-Hennepin School Board, Anoka-Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty. (Dunlop, Sybil) (Entered: 09/02/2011)
09/02/2011	<u>10</u>	CERTIFICATE OF SERVICE by Anoka-Hennepin School Board, Anoka-Hennepin School District No. 11, Dennis Carlson, Tom Hagerty re <u>9</u> Stipulation <i>and Proposed Order</i> (Dunlop, Sybil) (Entered: 09/02/2011)
09/07/2011	<u>12</u>	ORDER that Defendants shall have until September 16, 2011, to answer or otherwise respond to the Plaintiff's Complaint. Signed by Magistrate Judge Steven E Rau on 9/8/11. (kt) (Entered: 09/07/2011)
09/14/2011	<u>13</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Telephone Conference held on 9/14/2011. (LPH) (Entered: 09/16/2011)
09/16/2011	<u>14</u>	STIPULATION <i>extending Defendants' time in which to answer</i> by Anoka-Hennepin School Board, Anoka-Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty. (Bazis, Jeanette) (Entered: 09/16/2011)
09/16/2011	<u>15</u>	ORDER re <u>14</u> Stipulation; Defendants shall have until seven (7) days after Plaintiffs provide Defendants with written notice that settlement discussions are at an impasse. Defendants may, however, file their answer or other response to the Complaint at any time before there is an impasse in settlement discussions or before it receives notice of an impasse. Signed by Magistrate Judge Steven E Rau on 9/16/11. (LPH) (Entered: 09/16/2011)
09/20/2011	<u>16</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Status Conference held on 9/20/2011. (kt) (Entered: 09/21/2011)
09/28/2011	<u>17</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Telephone Status Conference held on 9/28/2011. (kt) (Entered: 09/29/2011)
10/05/2011	<u>18</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Continued Settlement Conference held on 10/5/2011. No settlement reached. (kt) (Entered: 10/06/2011)
10/06/2011	<u>19</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Continued Settlement Conference held on 10/6/2011. No settlement reached. (kt) (Entered: 10/06/2011)
10/07/2011	20	*TEXT ONLY ENTRY* NOTICE of Setting Hearing: Continued Settlement Conference set for 10/6/2011 09:00 AM in Courtroom 8E (MPLS) before Magistrate Judge Steven E Rau. (ME) (Entered: 10/07/2011)

10/07/2011	21	*TEXT ONLY ENTRY* NOTICE of Setting Hearing: Continued Settlement Conference set for 10/13/2011 10:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. (ME) (Entered: 10/07/2011)
10/07/2011	22	*TEXT ONLY ENTRY* NOTICE of Setting Hearing: Continued Settlement Conference set for 10/14/2011 08:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. (ME) (Entered: 10/07/2011)
10/13/2011	<u>24</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Settlement Conference held on 10/13/2011. A continued Settlement Conference was held before Steven E. Rau, United States Magistrate Judge, in Saint Paul, Minnesota. No settlement was reached. (kt) (Entered: 10/14/2011)
10/14/2011	<u>23</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Settlement Conference held on 10/14/2011. A continued Settlement Conference was held before Steven E. Rau, United States Magistrate Judge, in Saint Paul, Minnesota. No settlement was reached. (kt) (Entered: 10/14/2011)
10/17/2011	<u>25</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Settlement Conference held on 10/17/2011. No settlement reached. (kt) (Entered: 10/17/2011)
10/19/2011	<u>26</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Status Conference held on 10/19/2011. Continued settlement discussions. (kt) (Entered: 10/20/2011)
11/02/2011	27	*TEXT ONLY ENTRY* NOTICE of Setting Hearing: Settlement Conference set for 11/4/2011 11:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. Settlement Conference set for 11/14/2011 09:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. Settlement Conference set for 11/18/2011 10:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. (ME) (Entered: 11/02/2011)
11/04/2011	<u>28</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Settlement Conference held on 11/4/2011. No settlement reached. (kt) (Entered: 11/07/2011)
11/14/2011	<u>29</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Continued Settlement Conference held on 11/14/2011. No settlement reached. (kt) (Entered: 11/23/2011)
11/18/2011	<u>30</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Continued Settlement Conference held on 11/18/2011. No settlement reached. (kt) (Entered: 11/23/2011)
12/01/2011	31	*TEXT ONLY ENTRY* NOTICE of Setting Hearing: Settlement Conference set for 12/15/2011 09:00 AM and 1/18/2012 09:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. (ME) (Entered: 12/01/2011)
12/15/2011	<u>32</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Continued Settlement Conference held on 12/15/2011. No settlement reached. (kt) (Entered: 12/19/2011)
12/29/2011	<u>33</u>	NOTICE of Withdrawal as Attorney (Turner, Ilona) (Entered: 12/29/2011)
01/06/2012	<u>34</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Status Conference held on 1/6/2012. Continued settlement discussions. (kt) (Entered: 01/09/2012)
01/18/2012	<u>35</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Continued Settlement Conference held on 1/18/2012. No settlement was reached. (kt) (Entered: 01/20/2012)
01/27/2012	36	*TEXT ONLY ENTRY* NOTICE of Setting Hearing: Settlement Conference set for 3/1/2012 09:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. Settlement Conference set for 3/2/2012 09:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. (ME) (Entered: 01/27/2012)
02/14/2012	<u>37</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Status Conference held on 2/14/2012. Continued settlement discussions. (jz) (Entered: 02/15/2012)

02/24/2012	<u>38</u>	Joint MOTION to Consolidate Cases <i>for Pretrial Proceedings</i> by Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty. (Johnson, Mark) (Entered: 02/24/2012)
02/24/2012	<u>39</u>	NOTICE OF HEARING ON MOTION <u>38</u> Joint MOTION to Consolidate Cases <i>for Pretrial Proceedings</i> : Motion Hearing set for 3/1/2012 10:00 AM in Courtroom 3C (STP) before Magistrate Judge Steven E Rau. (Johnson, Mark) (Entered: 02/24/2012)
02/24/2012	<u>40</u>	MEMORANDUM in Support re <u>38</u> Joint MOTION to Consolidate Cases <i>for Pretrial Proceedings</i> filed by Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty. (Attachments: # <u>1</u> LR7.1 Word Count Compliance Certificate)(Johnson, Mark) (Entered: 02/24/2012)
02/24/2012	<u>41</u>	CERTIFICATE OF SERVICE ON PROPOSED ORDER by Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty re <u>38</u> Joint MOTION to Consolidate Cases <i>for Pretrial Proceedings</i> (Johnson, Mark) (Entered: 02/24/2012)
02/29/2012	<u>42</u>	AMENDED NOTICE of Hearing on Motion <u>38</u> Joint MOTION to Consolidate Cases for Pretrial Proceedings: Date and Time to be Determined. (Attachments: # <u>1</u> Certificate of Service)(Johnson, Mark) Modified link and text on 2/29/2012 (akl). (Entered: 02/29/2012)
03/01/2012	<u>43</u>	ORDER granting <u>38</u> Motion to Consolidate Cases. Signed by Judge Joan N. Ericksen on March 1, 2012. (slf) (Entered: 03/02/2012)
03/01/2012	<u>44</u>	Minute Entry for proceedings held before Magistrate Judge Steven E Rau: Continued Settlement Conference held on 3/1/2012. (kt) (Entered: 03/02/2012)
03/05/2012	<u>45</u>	STIPULATION by Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty, United States of America. (Attachments: # <u>1</u> Proposed Intervenor Complaint of the United States, # <u>2</u> Attorney General Certification)(Brooker, Gregory) (Entered: 03/05/2012)
03/05/2012	<u>46</u>	NOTICE of Lodging of Consent Decree by Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty, United States of America (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F)(Brooker, Gregory) Modified docket text on 3/6/2012 (TSS). (Entered: 03/05/2012)
03/05/2012	<u>47</u>	MOTION for Pro Hac Vice of U.S. Government Attorney for Torey Cummings by United States of America. (Brooker, Gregory) Modified text on 3/6/2012 (TSS). (Entered: 03/05/2012)
03/05/2012	<u>48</u>	MOTION for Pro Hac Vice of U.S. Government Attorneyfor Thoma Perez by United States of America. (Brooker, Gregory) Modified text on 3/6/2012 (TSS). (Entered: 03/05/2012)
03/05/2012	<u>49</u>	DOCUMENT FILED IN ERROR: MOTION for Non–Resident Pro Hac Vice Admission for Tamica Daniel by United States of America. (Brooker, Gregory) Modified text on 3/6/2012 (TSS). (Entered: 03/05/2012)
03/05/2012	<u>50</u>	JOINT MOTION TO APPROVE PROPOSED CONSENT DECREE MOTION by Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty, United States of America. (Brooker, Gregory) Modified docket text on 3/6/2012 (TSS). (Entered: 03/05/2012)
03/05/2012	<u>51</u>	MEMORANDUM in Support re <u>50</u> JOINT MOTION TO APPROVE PROPOSED CONSENT DECREE MOTION filed by Anoka–Hennepin School Board, Anoka–Hennepin School District No. 11, Dennis Carlson, E.R., Tom Hagerty, United States of America. (Brooker, Gregory) Modified docket text on 3/6/2012 (TSS). (Entered: 03/05/2012)
03/05/2012	<u>52</u>	MOTION to Seal Pleading/Motion/Other Document by E.R.. (Stoll, Christopher) (Entered: 03/05/2012)
03/06/2012	<u>53</u>	ORDER re <u>45</u> Stipulation, filed by Anoka–Hennepin School Board, E.R., Anoka–Hennepin School District No. 11, Tom Hagerty, United States of America, Dennis Carlson. Signed by Judge Joan N. Ericksen on March 6, 2012. (slf) (Entered: 03/06/2012)

		03/06/2012)
03/06/2012	<u>54</u>	Intervenor COMPLAINT filed by United States of America. (Brooker, Gregory) Modified on 3/7/2012 (jz). (Entered: 03/06/2012)
03/06/2012	<u>55</u>	CONSENT DECREE. Signed by Judge Joan N. Ericksen on March 6, 2012. (Attachments: # <u>1</u> Appendix, # <u>2</u> Exhibit(s), # <u>3</u> Exhibit(s), # <u>4</u> Exhibit(s), # <u>5</u> Exhibit(s), # <u>6</u> Exhibit(s), # <u>7</u> Exhibit(s)(slf) (Entered: 03/06/2012)
03/06/2012		TEXT ONLY ENTRY-ORDER granting <u>47</u> <u>48</u> Motions for Admission of U.S. Government Attorneys Torey B Cummings, Thomas E Perez for United States of America. Fees waived. Approved by Magistrate Judge Steven E Rau on 03/06/2012. (MAP) (Entered: 03/06/2012)
03/06/2012	<u>56</u>	CERTIFICATE OF SERVICE OF SERVICE ON PROPOSED ORDER by E.R. re <u>52</u> MOTION to Seal Pleading/Motion/Other Document (Stoll, Christopher) Modified on 3/7/2012 (jz). (Entered: 03/06/2012)
03/07/2012	<u>57</u>	ORDER granting <u>52</u> Motion to Seal Document. Signed by Judge Joan N. Ericksen on March 7, 2012. (slf) (Entered: 03/07/2012)
03/07/2012	<u>58</u>	PETITION for Approval of Minor Settlement by E.R.. SEALED DOCUMENT RECEIVED IN CLERKS OFFICE ON 3/9/12. (Culberth, Celeste) Modified on 3/12/2012 (akl). (Entered: 03/07/2012)
03/08/2012	<u>59</u>	MOTION for Non-Resident Pro Hac Vice Admission for Tamica Daniel by United States of America. (Brooker, Gregory) (Entered: 03/08/2012)
03/09/2012		TEXT ONLY ENTRY-ORDER granting <u>59</u> Motion for Admission of U.S. Government Attorney Tamica Daniel for United States of America. Fee waived. Approved by Magistrate Judge Steven E Rau on 03/09/2012. (MAP) (Entered: 03/09/2012)
03/20/2012	<u>60</u>	ORDER approving <u>58</u> Petition to Approve Minor Settlement. Signed by Judge Joan N. Ericksen on March 20, 2012. (slf) (Entered: 03/20/2012)
08/24/2012	<u>61</u>	REQUEST (<i>Petition</i>) for <i>Additional Distribution</i> by E.R.. SEALED DOCUMENT RECIEVED IN CLERKS OFFICE ON 8/27/12. (Culberth, Celeste) Modified on 8/28/2012 (akl). (Entered: 08/24/2012)
09/12/2012	<u>62</u>	ORDER approving <u>61</u> the petition for approval of additional distribution of minor plaintiff E.R. Signed by Judge Joan N. Ericksen on 9/12/12. (CBC) (Entered: 09/12/2012)
07/23/2013	<u>63</u>	NOTICE of Withdrawal as Attorney (Daniel, Tamica) (Entered: 07/23/2013)