

**United States District Court  
Western District of Michigan (Southern Division (1))  
CIVIL DOCKET FOR CASE #: 1:11-cv-00972-RJJ**

Speet et al v. Schuette et al  
Assigned to: Chief Judge Robert J. Jonker  
Case in other court: the Sixth Circuit, 12-02213  
Cause: 42:1983 Other Civil Rights

Date Filed: 09/13/2011  
Date Terminated: 10/23/2013  
Jury Demand: Both  
Nature of Suit: 950 Constitutional -  
State Statute  
Jurisdiction: Federal Question

**plaintiff**

**James Speet**

represented by **Daniel S. Korobkin**  
ACLU Fund of Michigan (Detroit)  
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*ATTORNEY TO BE NOTICED*

**Michael J. Steinberg**  
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*ATTORNEY TO BE NOTICED*

**Miriam J. Aukerman**  
ACLU of Michigan  
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*ATTORNEY TO BE NOTICED*

**plaintiff**

**Ernest Sims**

represented by **Daniel S. Korobkin**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michael J. Steinberg**  
(See above for address)

ATTORNEY TO BE NOTICED

**Miriam J. Aukerman**  
(See above for address)  
ATTORNEY TO BE NOTICED

V.

**defendant**

**Bill Schuette**  
*Attorney General for the State of  
Michigan, in his official capacity*

represented by **Ann Maurine Sherman**  
MI Dept Attorney General  
(Employ,Elect,Torts)  
Public Employment, Elections and  
Torts Division  
525 W. Ottawa, 3rd Fl.  
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ATTORNEY TO BE NOTICED

**defendant**

**Grand Rapids, City of**

represented by **Margaret P. Bloemers**  
Grand Rapids, City of (City  
Attorney)  
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Grand Rapids, MI 49503  
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**defendant**

**Kevin Belk**  
*Chief of Police of the Grand Rapids  
Police Department, in his official  
capacity*

represented by **Margaret P. Bloemers**  
(See above for address)  
ATTORNEY TO BE NOTICED

**defendant**

**Gregory Bauer**  
*Officer, in his individual capacity*

represented by **Margaret P. Bloemers**  
(See above for address)  
ATTORNEY TO BE NOTICED

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/13/2011	<a href="#"><u>1</u></a>	COMPLAINT with jury demand against All Defendants filed by James Speet, Ernest Sims (Attachments: # <a href="#"><u>1</u></a> Index Exhibits, # <a href="#"><u>2</u></a> Exhibit A, # <a href="#"><u>3</u></a> Exhibit B, # <a href="#"><u>4</u></a> Exhibit C, # <a href="#"><u>5</u></a> Exhibit D, # <a href="#"><u>6</u></a> Exhibit E, # <a href="#"><u>7</u></a> Exhibit F)(Aukerman, Miriam) (Entered: 09/13/2011)
09/13/2011		FILING FEE PAID re <a href="#"><u>1</u></a> by plaintiffs Ernest Sims, James Speet in the amount of \$350, receipt number 0646-2037935 (Aukerman, Miriam) (Entered: 09/13/2011)
09/13/2011		(NON-DOCUMENT) ATTORNEY APPEARANCE of Daniel Stewart Korobkin on behalf of plaintiffs Ernest Sims, James Speet (Korobkin, Daniel) (Entered: 09/13/2011)
09/13/2011	<a href="#"><u>2</u></a>	NOTICE that this electronically-filed case has been assigned to Judge Robert J. Jonker (elc) (Entered: 09/13/2011)
09/13/2011		SUMMONS NOT ISSUED as to defendants Gregory Bauer, Kevin Belk, Grand Rapids, City of, Bill Schuette ; <i>none provided</i> (elc) (Entered: 09/13/2011)
09/13/2011		(NON-DOCUMENT) ATTORNEY APPEARANCE of Michael J. Steinberg on behalf of plaintiffs Ernest Sims, James Speet (Steinberg, Michael) (Entered: 09/13/2011)
09/13/2011	<a href="#"><u>3</u></a>	(DISREGARD) PROPOSED SUMMONS to be issued re <a href="#"><u>1</u></a> (Steinberg, Michael) Modified text on 9/13/2011. Phone call from attorney's office. They will correct and refile. (kw) Refiled as entry <a href="#"><u>4</u></a> . Modified text on 9/13/2011 (kw). (Entered: 09/13/2011)
09/13/2011	<a href="#"><u>4</u></a>	PROPOSED SUMMONS to be issued re <a href="#"><u>1</u></a> (Steinberg, Michael) (Entered: 09/13/2011)
09/14/2011		SUMMONS ISSUED as to defendants Gregory Bauer, Kevin Belk, Grand Rapids, City of, Bill Schuette and returned to attorney for plaintiff (kvt) (Entered: 09/14/2011)
09/15/2011	<a href="#"><u>5</u></a>	MOTION for partial summary judgment ( responses due 10/17/2011;), MOTION for permanent injunction, MOTION for preliminary injunction, MOTION for declaratory judgment by plaintiffs Ernest Sims, James Speet; (Korobkin, Daniel) (Entered: 09/15/2011)
09/15/2011	<a href="#"><u>6</u></a>	BRIEF in support of MOTION for partial summary judgment MOTION for permanent injunction MOTION for preliminary

		injunction MOTION for declaratory judgment <a href="#">5</a> filed by Ernest Sims, James Speet (Attachments: # <a href="#">1</a> Exhibit A - Thompson v. City of Chicago)(Korobkin, Daniel) (Entered: 09/15/2011)
09/16/2011		(NON-DOCUMENT) ATTORNEY APPEARANCE of Ann Maurine Sherman on behalf of defendant Bill Schuette (Sherman, Ann) (Entered: 09/16/2011)
09/21/2011	<a href="#">7</a>	SUMMONS returned executed; All Plaintiffs (Aukerman, Miriam) (Entered: 09/21/2011)
09/22/2011	<a href="#">8</a>	CERTIFICATE OF SERVICE by plaintiffs Ernest Sims, James Speet re Brief in Support of a Motion, <a href="#">6</a> , MOTION for partial summary judgment MOTION for permanent injunction MOTION for preliminary injunction MOTION for declaratory judgment <a href="#">5</a> (Aukerman, Miriam) (Entered: 09/22/2011)
10/05/2011		(NON-DOCUMENT) ATTORNEY APPEARANCE of Margaret P. Bloemers on behalf of defendants Gregory Bauer, Kevin Belk, Grand Rapids, City of (Bloemers, Margaret) (Entered: 10/05/2011)
10/10/2011	<a href="#">9</a>	ANSWER to complaint <a href="#">1</a> with affirmative defenses by Bill Schuette(Sherman, Ann) (Entered: 10/10/2011)
10/11/2011	<a href="#">10</a>	ANSWER to complaint <a href="#">1</a> with affirmative defenses and jury demand by Gregory Bauer, Kevin Belk, Grand Rapids, City of(Bloemers, Margaret) (Entered: 10/11/2011)
10/17/2011	<a href="#">11</a>	RESPONSE in opposition to MOTION for partial summary judgment MOTION for permanent injunction MOTION for preliminary injunction MOTION for declaratory judgment <a href="#">5</a> <i>and Request for Summary Judgment for Non-Movant Under Fed. R. Civ. P. 56(F)</i> filed by Bill Schuette (Sherman, Ann) (Entered: 10/17/2011)
10/17/2011	<a href="#">12</a>	RESPONSE in opposition to MOTION for partial summary judgment MOTION for permanent injunction MOTION for preliminary injunction MOTION for declaratory judgment <a href="#">5</a> filed by Gregory Bauer, Kevin Belk, Grand Rapids, City of (Attachments: # <a href="#">1</a> Exhibits 1-3, # <a href="#">2</a> Exhibits 4-6)(Bloemers, Margaret) Modified double text on 10/18/2011 (elc). (Entered: 10/17/2011)
10/20/2011	<a href="#">13</a>	ORDER setting Rule 16 scheduling conference: Rule 16 scheduling conference is set for 12/7/2011 at 04:00 PM at 699 Federal Building, Grand Rapids, MI before Judge Robert J. Jonker; status

		report due by 12/1/2011 ; signed by Judge Robert J. Jonker (Judge Robert J. Jonker, mil) (Entered: 10/20/2011)
10/31/2011	<a href="#">14</a>	REPLY to response to motion <a href="#">5</a> for <i>Patial Summary Judgment</i> filed by Ernest Sims, James Speet (Aukerman, Miriam) (Entered: 10/31/2011)
12/01/2011	<a href="#">15</a>	JOINT STATUS REPORT submitted for filing by plaintiffs Ernest Sims, James Speet (Aukerman, Miriam) (Entered: 12/01/2011)
12/07/2011	<a href="#">16</a>	MINUTES of scheduling conference held before Judge Robert J. Jonker (Court Reporter: Glenda Trexler) (Judge Robert J. Jonker, mil) (Entered: 12/07/2011)
12/08/2011	<a href="#">17</a>	CASE MANAGEMENT ORDER AND NOTICE OF MOTION HEARING regarding document number <a href="#">5</a> and <a href="#">11</a> : motion hearing is set for 2/16/2012 at 3:30 PM at 699 Federal Building, Grand Rapids, MI before Judge Robert J. Jonker; (Judge Robert J. Jonker, ymc) (Entered: 12/08/2011)
02/16/2012	<a href="#">18</a>	MINUTES of motion hearing re <a href="#">5</a> MOTION for partial summary judgment MOTION for permanent injunction MOTION for preliminary injunction MOTION for declaratory judgment filed by Ernest Sims, James Speet held before Judge Robert J. Jonker (Court Reporter: Glenda Trexler) (Judge Robert J. Jonker, ymc) (Entered: 02/17/2012)
02/17/2012	<a href="#">19</a>	(DISREGARD) ORDER re <a href="#">5</a> ; further briefing due no later than 3/2/2012; and any response due no later than 3/9/2012; <a href="#">5</a> will be taken under advisement ; signed by Judge Robert J. Jonker (Judge Robert J. Jonker, ymc) Modified text per chambers request on 2/21/2012 (ald). (Entered: 02/17/2012)
02/21/2012	<a href="#">20</a>	ORDER re 5 ; further briefing due no later than 3/2/2012; and any response due no later than 3/9/2012; <a href="#">5</a> will be taken under advisement ; signed by Judge Robert J. Jonker (Judge Robert J. Jonker, ymc) (Entered: 02/21/2012)
02/24/2012	<a href="#">21</a>	TRANSCRIPT of Motion Hearing held 02/16/2012 before Judge Robert J. Jonker; NOTE: this transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the release of transcript restriction date; after that date it may be obtained through PACER; under the <a href="#">Policy Regarding Transcripts</a> the parties have 14 days within which to file a Notice of Intent to redact, and 21 days within which to file a Redaction Request; if no Transcript Redaction Request is filed, the court will assume redaction of personal identifiers is not necessary

		and this transcript will be made available via PACER after the release of transcript restriction set for 5/24/2012 ; redaction request due 3/16/2012 (Court Reporter: Trexler, Glenda (517)819-0396) (Entered: 02/24/2012)
03/02/2012	<a href="#">22</a>	RESPONSE in opposition to MOTION for partial summary judgment MOTION for permanent injunction MOTION for preliminary injunction MOTION for declaratory judgment <a href="#">5</a> filed by Gregory Bauer, Kevin Belk, Grand Rapids, City of (Bloemers, Margaret) (Entered: 03/02/2012)
03/02/2012	<a href="#">23</a>	SUPPLEMENT re Brief in Support of a Motion, <a href="#">6</a> by defendant Bill Schuette (Sherman, Ann) (Entered: 03/02/2012)
03/09/2012	<a href="#">24</a>	REPLY to response to motion <a href="#">5</a> <i>for partial summary judgment, supplemental briefing</i> filed by Ernest Sims, James Speet (Aukerman, Miriam) (Entered: 03/09/2012)
08/24/2012	<a href="#">25</a>	OPINION AND ORDER granting <a href="#">5</a> motion for partial summary judgment ; signed by Judge Robert J. Jonker (Judge Robert J. Jonker, ymc) (Entered: 08/24/2012)
09/10/2012	<a href="#">26</a>	STIPULATION and PROPOSED ORDER <i>re Entry of Final Judgment on First and Third Counts of Complaint under Rule 54(B) and Entry of Permanent Injunction Barring Enforcement of MCL 760.167(1)(h)</i> by defendants Gregory Bauer, Kevin Belk, Grand Rapids, City of, Bill Schuette, plaintiffs Ernest Sims, James Speet (Attachments: # <a href="#">1</a> Proposed Order)(Aukerman, Miriam) (Entered: 09/10/2012)
09/13/2012	<a href="#">27</a>	ORDER granting STIPULATION <a href="#">26</a> re Entry of Final Judgment on First and Third Counts of Complaint under Rule 54(B) and Entry of Permanent Injunction Barring Enforcement of MCL 760.167(1)(h); signed by Judge Robert J. Jonker (Judge Robert J. Jonker, ymc) (Entered: 09/13/2012)
09/24/2012	<a href="#">28</a>	NOTICE OF APPEAL re <a href="#">27</a> by defendant Bill Schuette (Sherman, Ann) (Entered: 09/24/2012)
09/25/2012		RECEIPT: USCA appeal fee re <a href="#">28</a> by defendant Bill Schuette in the amount of \$455.00, receipt number LN001513 (pjw) (Entered: 09/25/2012)
10/02/2012		CASE NUMBER 12-2213 assigned by the Sixth Circuit to appeal <a href="#">28</a> (mkc) (Entered: 10/04/2012)

08/14/2013	<a href="#">29</a>	JUDGMENT of USCA re appeal <a href="#">28</a> <i>ordering that the district court's judgment is affirmed</i> (ald) (Entered: 08/14/2013)
09/05/2013	<a href="#">30</a>	MANDATE of USCA re appeal <a href="#">28</a> <i>affirming the district court's judgment</i> (ald) (Entered: 09/06/2013)
10/22/2013	<a href="#">31</a>	PROPOSED STIPULATION and ORDER <i>Dismissing Plaintiffs' Remaining Claims</i> by defendants Gregory Bauer, Kevin Belk, Grand Rapids, City of (Bloemers, Margaret) (Entered: 10/22/2013)
10/23/2013	<a href="#">32</a>	ORDER granting STIPULATION <a href="#">31</a> dismissing Plaintiffs' remaining claims ; signed by Judge Robert J. Jonker (Judge Robert J. Jonker, ymc) (Entered: 10/23/2013)

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