

DOCKETED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JUN 15 2001

FILED-ED4

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CLERK
U.S. DISTRICT COURT

LORENZO RODRIGUEZ,)
)
Plaintiff,)
)
v.)
)
CITY OF HIGHLAND PARK, DANIEL PIERCE,)
DAVID LIMARDI, DANIEL J. DAHLBERG,)
and JERRY CAMERON,)
)
Defendants.)

01C 4486

JUDGE HIBBLER

MAGISTRATE JUDGE NOLAN

COMPLAINT FOR VIOLATIONS OF CIVIL RIGHTS AND OTHER RELIEF

NOW COMES the Plaintiff, LOERNZO RODRIGUEZ, by and through their attorney, Keevan D. Morgan of Morgan & Bley, Ltd., and complaining of the Defendants, the CITY OF HIGHLAND PARK, DANIEL PIERCE, DAVID LIMARDI, DANIEL J. DAHLBERG, and JERRY CAMERON, and bring this action for violations of their civil rights under the United States Constitution and the Civil Rights Act, 42 U.S.C. §§ 1983.

JURISDICTION AND VENUE

A. This Court has jurisdiction to hear this cause by virtue of (a) 28 U.S.C. § 1331, (b) 28 U.S.C. § 1343, (c) 28 U.S.C. § 2201, and (d) 42 U.S.C. §§ 1983.

B. Venue lies in this District pursuant to 28 U.S.C. § 1391(b), because one or more of the Defendants reside in this District, and because a substantial part of the events or omissions giving rise to the claim occurred in this District.

PARTIES

The Plaintiff

- 1. The Plaintiff is a citizen of Mexico who resides in this District.

The Defendants

2. All the individual Defendants are citizens of the State of Illinois, and reside in this District.
3. Defendant CITY OF HIGHLAND PARK is an Illinois Municipal Corporation.
4. Defendant DANIEL PIERCE is the Mayor of Highland Park.
5. Defendant DAVID LIMARDI is the Highland Park City Manager.
6. Defendant DANIEL J. DAHLBERG (“Dahlberg”) is the current Chief of Police of Highland Park.
7. Defendants JERRY CAMERON is a Highland Park Police Commander.
8. For many years prior to, and including the time of the acts complained of herein, the City has had a policy, custom and/or usage with the force of law in Highland Park that encouraged, and/or allowed the “racial profiling” of ethnic and racial minorities, including unlawfully stopping and/or arresting said minorities, and/or treating them less favorably than caucasians during and after arrests. For purposes of this Complaint, “racial profiling” means the widespread police practice of using race as a factor in deciding whom to target for law enforcement; racial profiling occurs whenever police routinely use race as a negative signal that causes an officer to react with suspicion; racial profiling occurs when a police officer stops, questions, or arrests, or treats someone less favorably on the basis of race or ethnicity. The racial profiling policy was direct, but unwritten, and known as the “NUT Ordinance,” meaning, in part, that no “Niggers” were allowed “Up-Town,” for all or some of the period complained of.
9. Defendant Dahlberg helped to enforce the “NUT Ordinance” when he was a Patrol Officer, and continued it in effect, at least among some Patrol Officers, after he became Chief. In addition, all of the Defendants allowed to continue, without protest or punishment, the encouragement and

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

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Civil Cover Sheet Input Form

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This form has been approved for use by the general public for generating the civil cover sheet for filing new cases in the Northern District of Illinois. Your comments about the form and suggestions for improvements are always greatly appreciated.

This automated JS-44 conforms generally to manual JS-44 approved by the Judicial Conference of the United States in September 1974. The data is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. The information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is authorized for use only in the Northern District of Illinois. (Instructions)

JUDGE HIBBLER

01C 4486

| I (a) - PLAINTIFFS | | DEFENDANTS | |
|--|-------------------------------|---|--|
| Lorenzo Rodriquez | | City of Highland Park, et al. | |
| b) - County of Residence of First Listed Plaintiff (Except in U.S. Plaintiff Cases) | | County of Residence of First Listed Defendant (In U.S. Plaintiff Cases Only) | |
| Cook, Ill. | | Lake, Ill. | |
| Plaintiff's Attorney | | Defendant's Attorney (If known) | |
| Name: | Keevan D. Morgan | Name: | |
| Firm: | 900 W. Jackson Blvd. No. 4 E. | Firm: | |
| Address: | Chicago, Ill. 60607 | Address: | |
| Phone: | 312.243.0006 | Phone: | |

II. Basis of Jurisdiction
(Select from drop menu below)

3. Federal Question (U.S. not a party)

III. Citizenship of Principle Parties (Diversity cases only)

PLAINTIFF
N/A

DEFENDANT
N/A

V. Origin
(Select from drop menu below)

1-2

1. Original Proceeding

V. Nature of Suit (Select one box)

Contract

- 110 Insurance
- 120 Marine
- 130 Miller Act
- 140 Negotiable Instrument
- 150 Recovery of Overpayment & Enforcement of Judgment
- 151 Medicare Act
- 152 Student Loan -non VA
- 153 Recovery of VA Benefits
- 160 Stockholder Suits
- 190 Other Contract
- 195 Contract Product Liability

Real Property

- 210 Land Condemnation
- 220 Foreclosure
- 230 Rent Lease & Ejectment
- 240 Torts to Land
- 245 Tort Product Liability
- 290 Other Real Property

Bankruptcy

- 422 Appeal 28 USC 158
- 423 Withdrawal 28 USC 157

Property Rights

- 820 Copyrights
- 830 Patent
- 840 Trademark

Personal Injury

- 310 Airplane
- 315 Airplane Product Liability
- 320 Assault, Libel & Slander
- 330 Federal Employers' Liability
- 340 Marine
- 345 Marine Product Liability
- 350 Motor Vehicle
- 355 Motor Vehicle Product Liability
- 360 Other Personal Injury

Civil Rights

- 441 Voting
- 442 Employment
- 443 Housing/Accommodations
- 444 Welfare
- 440 Other Civil Rights

Forfeiture/Penalty

- 610 Agriculture
- 620 Other Food & Drug
- 625 Drug Related Seizure of Property 21 USC 881
- 630 Liquor Laws
- 640 R.R. & Truck
- 650 Airline Regulations
- 660 Occupational Safety/Health
- 690 Other

Torts

Personal Injury

- 362 Med. Malpractice
- 365 Personal Injury - Product Liability
- 368 Asbestos Personal Injury Product Liability
- Personal Property**
- 370 Other Fraud
- 371 Truth in Lending
- 380 Other Pers Property Damage
- 385 Property Damage Product Liability

Prisoner Petitions

- 510 Motions to Vacate Sentence
- Habeas Corpus:**
- 530 Habeas Corpus General
- 535 Habeas Death Penalty
- 540 Mandamus & Other
- 550 Civil Rights
- 555 Prison Condition

Labor

- 710 Fair Labor Standards Act
- 720 Labor/Mgmt. Relations
- 730 Labor/Mgmt. Reporting & Disclosure Act
- 740 Railway Labor Act
- 790 Other Labor Litigation
- 791 E.R.I.S.A.

Other Statutes

- 400 State Reapportionment
- 410 Antitrust
- 430 Banks & Banking
- 450 Commerce/ICC Rates/ etc
- 460 Deportation
- 470 RICO
- 810 Selective Service
- 850 Securities / Commodities / Exchange
- 875 Customer Challenge 12 USC 3410
- 891 Agricultural Acts
- 892 Economic Stabilization Act
- 893 Environmental Matters
- 894 Energy Allocation Act
- 895 Freedom of Information Act
- 900 Appeal of Fee Determination Under Equal Access to Justice
- 950 Constitutionality of State Statute
- 890 Other Statutory Actions

Social Security

- 861 HIA (1395ff)
- 862 Black Lung (923)
- 863 DIWC/DIWW (405(g))
- 864 SSID Title XVI
- 865 RSI (405(g))

Federal Tax Suits

- 870 Taxes US Plaintiff or Defendant
- 871 IRS Third Party 26 USC 7609

VI Cause of Action (CITE THE U. S. STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

42 U.S.C. Section 1983



VII. Requested in Complaint

- Class Action Under FRCP 23
- Not Class Action

Demand

Jury Demand (requested in Complaint)

- Yes No

VIII. This Case

- is not a refiling of a previously dismissed action.
- is a refiling of case number , previously dismissed by Judge

Handwritten signature

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

**DOCKETED
JUN 15 2001**

In the Matter of
Lorenzo Rodriguez, Plaintiff,

Case Number **01C 4486**

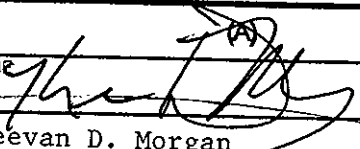
vs.

City of Highland Park, Daniel Pierce, David Limardi, Daniel J. Dahlberg, & Jerry Cameron.

APPEARANCES ARE HEREBY FILED BY THE UNDERSIGNED AS ATTORNEY(S) FOR:
Plaintiff.

~~JUDGE HIBBLER~~

MAGISTRATE JUDGE NOLAN

| | | | |
|---|--|---|--|
| SIGNATURE  | | SIGNATURE (B) | |
| NAME Keevan D. Morgan | | NAME | |
| FIRM Morgan & Bley, Ltd. | | FIRM | |
| STREET ADDRESS 900 West Jackson, Suite 4 East | | STREET ADDRESS | |
| CITY/STATE/ZIP Chicago, IL 60607 | | CITY/STATE/ZIP | |
| TELEPHONE NUMBER (312) 243-0006 | | TELEPHONE NUMBER | |
| IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) 1958844 | | IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) | |
| MEMBER OF TRIAL BAR? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> | | MEMBER OF TRIAL BAR? YES <input type="checkbox"/> NO <input type="checkbox"/> | |
| TRIAL ATTORNEY? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> | | TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/> | |
| | | DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/> | |
| (C) | | (D) | |
| SIGNATURE | | SIGNATURE | |
| NAME | | NAME | |
| FIRM | | FIRM | |
| STREET ADDRESS | | STREET ADDRESS | |
| CITY/STATE/ZIP | | CITY/STATE/ZIP | |
| TELEPHONE NUMBER | | TELEPHONE NUMBER | |
| IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) | | IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) | |
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| TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/> | | TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/> | |
| DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/> | | DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/> | |

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U.S. DISTRICT COURT
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PLEASE COMPLETE IN ACCORDANCE WITH INSTRUCTIONS ON REVERSE.