

CLOSED

**U.S. District Court
Alabama Middle District (Montgomery)
CIVIL DOCKET FOR CASE #: 2:18-cv-00977-WKW-SRW**

Cook et al v. Taylor
Assigned to: Honorable Judge William Keith Watkins
Referred to: Honorable Judge Susan Russ Walker
Cause: 42:1983 Civil Rights Act

Date Filed: 11/19/2018
Date Terminated: 05/01/2019
Jury Demand: None
Nature of Suit: 950 Constitutional – State
Statute
Jurisdiction: Federal Question

Plaintiff

Lakendra Cook
*on behalf of herself and those similarly
situated*

represented by **Danielle Davis**
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Plaintiff

Christopher Gray
*on behalf of himself and those similarly
situated*
TERMINATED: 01/22/2019

represented by **Danielle Davis**
(See above for address)
TERMINATED: 01/22/2019
LEAD ATTORNEY
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Micah West
(See above for address)
TERMINATED: 01/22/2019
LEAD ATTORNEY
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Sara Michelle Zampierin
(See above for address)
TERMINATED: 01/22/2019
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Plaintiff

Sharon Motley
*on behalf of herself and those similarly
situated*

represented by **Danielle Davis**
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LEAD ATTORNEY
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Micah West
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Sara Michelle Zampierin
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V.

Defendant

Hal Taylor
*in his official capacity as Secretary of the
Alabama Law Enforcement Agency*

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Date Filed	#	Docket Text
11/19/2018	<u>1</u>	COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF against Hal Taylor (Filing fee \$ 400.00 receipt number 4602051480.), filed by Christopher Gray, Lakendra Cook, Sharon Motley. (Attachments: # <u>1</u> Declaration of Lakendra Cook, # <u>2</u> Declaration of Christopher Gray, # <u>3</u> Declaration of Sharon Motley, # <u>4</u> Civil Cover Sheet, # <u>5</u> Receipt)(wcl,) (Entered: 11/20/2018)
11/19/2018	<u>2</u>	MOTION for Preliminary Injunction by Lakendra Cook, Christopher Gray, Sharon Motley. (Attachments: # <u>1</u> Text of Proposed Order)(wcl,) (Entered: 11/20/2018)
11/19/2018	<u>3</u>	BRIEF/MEMORANDUM in Support re <u>2</u> MOTION for Preliminary Injunction filed by Lakendra Cook, Christopher Gray, Sharon Motley. (wcl,) (Entered: 11/20/2018)

11/19/2018	<u>4</u>	MOTION for Class Certification by Lakendra Cook, Christopher Gray, Sharon Motley. (wcl,) (Entered: 11/20/2018)
11/19/2018	<u>5</u>	MEMORANDUM of Law in Support re <u>4</u> MOTION for Class Certification filed by Lakendra Cook, Christopher Gray, Sharon Motley. (wcl,) (Entered: 11/20/2018)
11/19/2018	<u>6</u>	DECLARATION OF MICAH WEST in Support re <u>2</u> MOTION for Preliminary Injunction, <u>4</u> MOTION for Class Certification, filed by Lakendra Cook, Christopher Gray, Sharon Motley. (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, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit R, # <u>18</u> Exhibit S, # <u>19</u> Exhibit T, # <u>20</u> Exhibit U, # <u>21</u> Exhibit V, # <u>22</u> Exhibit W)(wcl,) (Entered: 11/20/2018)
11/19/2018	<u>7</u>	Summons Issued as to Hal Taylor and returned to counsel for personal service by process server. (wcl,) (Entered: 11/20/2018)
11/21/2018	<u>8</u>	Notice of Deficiency requiring filing of Corporate Disclosure/Conflict Statement sent to Lakendra Cook, Christopher Gray, Sharon Motley; Corporate Disclosures due by 12/3/2018. (Attachments: # <u>1</u> Corporate/Conflict Disclosure Attachment) (wcl,) (Entered: 11/21/2018)
11/21/2018	<u>9</u>	Corporate/Conflict Disclosure Statement by Lakendra Cook, Christopher Gray, Sharon Motley re <u>8</u> Notice of Deficiency requiring filing of Corporate Disclosure/Conflict Statement. (West, Micah) (Main Document 9 replaced on 11/21/2018) (wcl,). Modified on 11/21/2018 to attach a corrected PDF document to reflect as filed on behalf of all plaintiffs (wcl,). (Entered: 11/21/2018)
11/21/2018	<u>10</u>	SUMMONS Returned Executed by Christopher Gray, Lakendra Cook, Sharon Motley. Hal Taylor served on 11/20/2018, answer due 12/11/2018. (West, Micah) (Entered: 11/21/2018)
11/21/2018	<u>11</u>	NOTICE of Correction re <u>9</u> Corporate/Conflict Disclosure Statement, to attach a corrected PDF document to reflect as filed on behalf of all plaintiffs. (Attachments: # <u>1</u> Corrected Main PDF Document to Docket Entry <u>9</u>)(wcl,) (Entered: 11/21/2018)
11/29/2018	<u>12</u>	MOTION for Extension of Time to File Answer re <u>2</u> MOTION for Preliminary Injunction, <u>1</u> Complaint, <u>4</u> MOTION for Class Certification by Hal Taylor. (Chynoweth, Brad) (Entered: 11/29/2018)
11/29/2018		***PURSUANT TO THE <u>12</u> MOTION – Attorney Laura Elizabeth Howell for Hal Taylor added. (No pdf attached to this entry) (wcl,) (Entered: 11/29/2018)
11/29/2018	<u>13</u>	Notice of Deficiency requiring filing of Corporate Disclosure/Conflict Statement sent to Hal Taylor; Corporate Disclosures due by 12/10/2018. (Attachments: # <u>1</u> Corporate/Conflict Disclosure Attachment) (wcl,) (Entered: 11/29/2018)
11/29/2018	<u>14</u>	Corporate/Conflict Disclosure Statement by Hal Taylor re <u>13</u> Notice of Deficiency requiring filing of Corporate Disclosure/Conflict Statement. (Chynoweth, Brad) (Entered: 11/29/2018)
11/29/2018	<u>15</u>	Motion for Admission Pro Hac Vice for Danielle Davis (Filing fee \$ 50.00 receipt number 4602051548.) by Lakendra Cook, Christopher Gray, Sharon Motley. (Attachments: # <u>1</u> Exhibit A – Certificates of Good Standing, # <u>2</u> Text of Proposed Order, # <u>3</u> Receipt) (wcl,) (Entered: 11/29/2018)
11/30/2018	<u>16</u>	TEXT ORDER granting <u>15</u> Motion for Admission Pro Hac Vice for Danielle Davis. Signed by Chief Judge William Keith Watkins on 11/30/2018. (No pdf attached to this entry) (wcl,) (Entered: 11/30/2018)
12/03/2018	<u>17</u>	ORDER granting <u>12</u> Unopposed Motion for Extension of Time as follows: (1) Dft shall file an answer or otherwise respond to the complaint on or before 12/21/2018; (2) Dft shall file a response to the <u>2</u> Motion for Preliminary Injunction on or before 12/21/2018; and (3) Plfs are permitted until 1/14/2019, to file a reply to the Motion for Preliminary Injunction; Plfs have also filed a <u>4</u> motion for class certification; A briefing order on that motion will be entered separately at a later date. Signed by Chief Judge William Keith Watkins on 12/3/2018. (wcl,) (Entered: 12/03/2018)

12/18/2018	<u>18</u>	NOTICE of Appearance by Meridith Hamilton Barnes on behalf of Hal Taylor (Barnes, Meridith) (Main Document 18 replaced on 12/18/2018) (wcl,). Modified on 12/18/2018 to attach the corrected PDF document to include the correct signature and service dates (wcl,). (Entered: 12/18/2018)
12/18/2018	<u>19</u>	NOTICE of Correction re <u>18</u> Notice of Appearance, to attach the corrected PDF document to include the correct signature and service dates. (Attachments: # <u>1</u> Corrected Main PDF Document to Docket Entry <u>18</u>)(wcl,) (Entered: 12/18/2018)
12/21/2018	<u>20</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Hal Taylor. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Chynoweth, Brad) (Entered: 12/21/2018)
12/21/2018	<u>21</u>	BRIEF/MEMORANDUM in Support re <u>20</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>and in Opposition re 2 Motion for Preliminary Injunction</i> filed by Hal Taylor. (Chynoweth, Brad) (Entered: 12/21/2018)
12/21/2018		BRIEF/MEMORANDUM in Opposition re <u>2</u> MOTION for Preliminary Injunction filed by Hal Taylor. (No pdf attached to this entry – See doc <u>21</u> for pdf) (wcl,) (Entered: 12/26/2018)
01/14/2019	<u>22</u>	(RESPONSE to Motion) Consolidated Reply in Support re <u>2</u> MOTION for Preliminary Injunction, and Response in Opposition re <u>20</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Lakendra Cook, Christopher Gray, Sharon Motley. (Attachments: # <u>1</u> Affidavit of Micah West, # <u>2</u> Exhibit X, # <u>3</u> Exhibit Y, # <u>4</u> Exhibit Z)(West, Micah) Modified on 1/15/2019 to clarify the docket text (wcl,). (Entered: 01/14/2019)
01/18/2019	<u>23</u>	NOTICE of Voluntary Dismissal as to Christopher Gray by All Plaintiffs (West, Micah) Modified on 1/22/2019 to clarify the docket text (kr,). (Entered: 01/18/2019)
01/22/2019	<u>24</u>	CLERK'S NOTICE of Voluntary Dismissal of Christopher Gray.(kr,) (Entered: 01/22/2019)
01/22/2019	<u>25</u>	Unopposed MOTION for Leave to File <i>Reply Brief in Support of Motion to Dismiss</i> by Hal Taylor. (Attachments: # <u>1</u> Exhibit Reply in Support of Motion to Dismiss)(Chynoweth, Brad) (Entered: 01/22/2019)
01/23/2019	<u>26</u>	TEXT ORDER granting <u>25</u> Unopposed Motion for Leave to File <i>Reply Brief in Support of Motion to Dismiss</i>. Signed by Chief Judge William Keith Watkins on 1/23/2019. (No pdf attached to this entry) (wcl,) (Entered: 01/23/2019)
01/23/2019	<u>27</u>	REPLY to Response to Motion re <u>20</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Hal Taylor. (Chynoweth, Brad) (Entered: 01/23/2019)
01/24/2019	<u>28</u>	MOTION to Stay <i>Discovery and All Rule 26 Obligations Pending a Ruling on Motion to Dismiss</i> by Hal Taylor. (Chynoweth, Brad) (Entered: 01/24/2019)
01/24/2019	<u>29</u>	TEXT ORDER: Upon consideration of Dft's <u>28</u> motion to stay discovery and all Rule 26 obligations pending a ruling on the motion to dismiss, it is ORDERED that Plfs respond to the motion on or before 2/1/2019. Signed by Chief Judge William Keith Watkins on 1/24/2019. (No pdf attached to this entry)(wcl,) (Entered: 01/24/2019)
01/29/2019	<u>30</u>	Unopposed MOTION for Leave to File <i>Sur–Reply in Opposition to Defendant's Motion to Dismiss</i> by Lakendra Cook, Sharon Motley. (Attachments: # <u>1</u> Exhibit Proposed Sur–Reply in Opposition to Defendant's Motion to Dismiss)(West, Micah) (Entered: 01/29/2019)
01/30/2019	<u>31</u>	TEXT ORDER granting <u>30</u> Unopposed Motion for Leave to File <i>Sur–Reply in Opposition to Dft's Motion to Dismiss</i>. Signed by Chief Judge William Keith Watkins on 1/30/2019. (No pdf attached to this entry) (wcl,) (Entered: 01/30/2019)
01/30/2019	<u>32</u>	SUR–REPLY BRIEF re <u>20</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <u>22</u> Response to Motion, <u>27</u> REPLY to Response to Motion, filed by Lakendra Cook, Sharon Motley. (West, Micah) Modified on 1/30/2019 to clarify the docket text and to add the link to the <u>27</u> Reply (wcl,). (Entered: 01/30/2019)

02/01/2019	<u>33</u>	RESPONSE to Motion re <u>28</u> MOTION to Stay <i>Discovery and All Rule 26 Obligations Pending a Ruling on Motion to Dismiss</i> filed by Lakendra Cook, Sharon Motley. (West, Micah) (Entered: 02/01/2019)
03/15/2019	<u>34</u>	ORDER: It is ORDERED: (1) Defendant's <u>28</u> motion to stay discovery and Rule 26 obligations pending a ruling on its motion to dismiss is GRANTED. (2) The parties' discovery and Rule 26 obligations are STAYED pending the court's ruling on Defendant's <u>20</u> motion to dismiss. Signed by Honorable Judge William Keith Watkins on 3/15/2019. (kr,) (Entered: 03/15/2019)
05/01/2019	<u>35</u>	MEMORANDUM OPINION AND ORDER: It is ORDERED: (1) Plaintiffs' <u>2</u> motion for a preliminary injunction is DENIED; (2) Plaintiffs' <u>4</u> motion for class certification is DENIED; (3) The State's <u>20</u> motion to dismiss is GRANTED; (4) This case is DISMISSED without prejudice. Signed by Honorable Judge William Keith Watkins on 5/1/2019. (kr,) (Entered: 05/01/2019)
05/01/2019	<u>36</u>	FINAL JUDGMENT: it is the ORDER, JUDGMENT, and DECREE of the court that this action is DISMISSED without prejudice; DIRECTING the Clerk of the Court to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the FRCP. Signed by Honorable Judge William Keith Watkins on 5/1/2019. (Attachments: # <u>1</u> Civil Appeals Checklist)(kr,) (Entered: 05/01/2019)