

U.S. District Court - District of Colorado
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:20-cv-01922-RBJ-MEH

Cruz et al v. City and County of Denver et al
Assigned to: Judge R. Brooke Jackson
Referred to: Magistrate Judge Michael E. Hegarty
Lead case: [1:20-cv-01878-RBJ](#)
Member case: [\(View Member Case\)](#)
Cause: 42:1983 Civil Rights Act

Date Filed: 07/01/2020
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

Plaintiff

Ambrose Cruz

represented by **Daniel Moore Twetten**
Loevy & Loevy-Boulder
2060 Broadway Street
Suite 460
Boulder, CO CO
720-583-6514
Email: dan@loevy.com
ATTORNEY TO BE NOTICED

Tara Elizabeth Thompson
Loevy & Loevy-Chicago
311 North Aberdeen Street
Chicago, IL 60607
312-789-4958
Fax: 312-243-5902
Email: tara@loevy.com
ATTORNEY TO BE NOTICED

Elizabeth C. Wang
Loevy & Loevy-Boulder
2060 Broadway Street
Suite 460
Boulder, CO CO
720-328-5642
Fax: 312-243-5902
Email: elizabethw@loevy.com
ATTORNEY TO BE NOTICED

Plaintiff

Sara Fitouri

represented by **Daniel Moore Twetten**
(See above for address)
ATTORNEY TO BE NOTICED

Tara Elizabeth Thompson
(See above for address)
ATTORNEY TO BE NOTICED

Elizabeth C. Wang
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Jacquelyn Parkins

represented by **Daniel Moore Twetten**
(See above for address)
ATTORNEY TO BE NOTICED

Tara Elizabeth Thompson
(See above for address)
ATTORNEY TO BE NOTICED

Elizabeth C. Wang
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Kelsey Taylor

represented by **Daniel Moore Twetten**
(See above for address)
ATTORNEY TO BE NOTICED

Tara Elizabeth Thompson
(See above for address)
ATTORNEY TO BE NOTICED

Elizabeth C. Wang
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Youssef Amghar

represented by **Daniel Moore Twetten**
(See above for address)
ATTORNEY TO BE NOTICED

Tara Elizabeth Thompson
(See above for address)
ATTORNEY TO BE NOTICED

Elizabeth C. Wang
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Andy Sannier

represented by **Daniel Moore Twetten**
(See above for address)
ATTORNEY TO BE NOTICED

Tara Elizabeth Thompson
(See above for address)
ATTORNEY TO BE NOTICED

Elizabeth C. Wang
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Francesca Lawrence

represented by **Daniel Moore Twetten**
(See above for address)
ATTORNEY TO BE NOTICED

Tara Elizabeth Thompson
(See above for address)
ATTORNEY TO BE NOTICED

Elizabeth C. Wang
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Joe Deras

represented by **Elizabeth C. Wang**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Johnathen Duran
*individually and on behalf of a class
of similarly situated persons*

represented by **Elizabeth C. Wang**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

**City and County of Denver,
Colorado**

represented by **David Charles Cooperstein**
Denver City and County Attorney's
Office
201 West Colfax Avenue
Denver, CO 80202-5332
720-913-8414
Email:

david.cooperstein@denvergov.org
ATTORNEY TO BE NOTICED

Defendant

Jacqueline A. Velasquez

Officer, #16021

Defendant

M. Davis

Officer, #13058

Defendant

Andrew Nielsen

Officer, #14076

Defendant

Zachary Moldenhauer

Officer, #17013

Defendant

Jacob Vaporis

Officer, #16003

Defendant

Kevin Beasley

Officer, #13066

Defendant

Chelsea Novotny

Officer, #14030

Defendant

Christopher Cochran

Officer, #17081

Defendant

Paul Hogan

Officer, #98042

Defendant

Heather R. Jossi

Officer, #07059

Defendant

Anthony E. Tak

Officer, #00018

Defendant**J. LNU***Officer, #91029; Does 1-10*

Date Filed	#	Docket Text
07/01/2020	<u>1</u>	COMPLAINT against City and County of Denver, DOES 1-10 (Filing fee \$ 400,Receipt Number 1082-7366135)Attorney Elizabeth C. Wang added to party Youssef Amghar(pty:pla), Attorney Elizabeth C. Wang added to party Ambrose Cruz(pty:pla), Attorney Elizabeth C. Wang added to party Sara Fitouri(pty:pla), Attorney Elizabeth C. Wang added to party Francesca Lawrence(pty:pla), Attorney Elizabeth C. Wang added to party Jacquelyn Parkins(pty:pla), Attorney Elizabeth C. Wang added to party Andy Sannier(pty:pla), Attorney Elizabeth C. Wang added to party Kelsey Taylor(pty:pla), filed by Andy Sannier, Jacquelyn Parkins, Francesca Lawrence, Sara Fitouri, Ambrose Cruz, Kelsey Taylor, Youssef Amghar. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Wang, Elizabeth) (Entered: 07/01/2020)
07/01/2020	2	Case assigned to Magistrate Judge Michael E. Hegarty. Text Only Entry. (jtorr,) (Entered: 07/01/2020)
07/01/2020	<u>3</u>	SUMMONS issued by Clerk. (Attachments: # <u>1</u> Magistrate Judge Consent Form) (jtorr,) (Entered: 07/01/2020)
07/01/2020	<u>4</u>	Minute ORDER by Magistrate Judge Michael E. Hegarty on 1 July 2020. Consent Form due by 8/20/2020. Proposed Scheduling Order due9/2/2020. Scheduling Conference set for 9/9/2020 10:15 AM in Courtroom A 501 before Magistrate Judge Michael E. Hegarty. by Magistrate Judge Michael E. Hegarty on 1 July 2020. (cmadr,) (Entered: 07/01/2020)
07/01/2020	<u>5</u>	NOTICE of Entry of Appearance by Daniel Moore Twetten on behalf of All Plaintiffs Attorney Daniel Moore Twetten added to party Youssef Amghar(pty:pla), Attorney Daniel Moore Twetten added to party Ambrose Cruz(pty:pla), Attorney Daniel Moore Twetten added to party Sara Fitouri(pty:pla), Attorney Daniel Moore Twetten added to party Francesca Lawrence(pty:pla), Attorney Daniel Moore Twetten added to party Jacquelyn Parkins(pty:pla), Attorney Daniel Moore Twetten added to party Andy Sannier(pty:pla), Attorney Daniel Moore Twetten added to party Kelsey Taylor(pty:pla) (Twetten, Daniel) (Entered: 07/01/2020)
07/01/2020	<u>6</u>	NOTICE of Entry of Appearance of Counsel by Elizabeth C. Wang on behalf of All Plaintiffs (Wang, Elizabeth) (Entered: 07/01/2020)

07/02/2020	<u>7</u>	NOTICE of Entry of Appearance <i>of Counsel</i> by Tara Elizabeth Thompson on behalf of All Plaintiffs Attorney Tara Elizabeth Thompson added to party Youssef Amghar(pty:pla), Attorney Tara Elizabeth Thompson added to party Ambrose Cruz(pty:pla), Attorney Tara Elizabeth Thompson added to party Sara Fitouri(pty:pla), Attorney Tara Elizabeth Thompson added to party Francesca Lawrence(pty:pla), Attorney Tara Elizabeth Thompson added to party Jacquelyn Parkins(pty:pla), Attorney Tara Elizabeth Thompson added to party Andy Sannier(pty:pla), Attorney Tara Elizabeth Thompson added to party Kelsey Taylor(pty:pla) (Thompson, Tara) (Entered: 07/02/2020)
07/08/2020	<u>8</u>	NOTICE <i>of Related Cases</i> by Plaintiffs Youssef Amghar, Ambrose Cruz, Sara Fitouri, Francesca Lawrence, Jacquelyn Parkins, Andy Sannier, Kelsey Taylor (Wang, Elizabeth) (Entered: 07/08/2020)
07/09/2020	<u>9</u>	SUMMONS Returned Executed by All Plaintiffs. City and County of Denver, Colorado served on 7/8/2020, answer due 7/29/2020. (Wang, Elizabeth) (Entered: 07/09/2020)
07/13/2020	<u>10</u>	NOTICE of Entry of Appearance by David Charles Cooperstein on behalf of City and County of Denver, Colorado Attorney David Charles Cooperstein added to party City and County of Denver, Colorado(pty:dft) (Cooperstein, David) (Entered: 07/13/2020)
07/17/2020	<u>11</u>	CONSENT to Jurisdiction of Magistrate Judge by Plaintiffs Youssef Amghar, Ambrose Cruz, Sara Fitouri, Francesca Lawrence, Jacquelyn Parkins, Andy Sannier, Kelsey Taylor All parties do not consent.. (Wang, Elizabeth) (Entered: 07/17/2020)
07/17/2020	<u>12</u>	MINUTE ORDER by Magistrate Judge Michael E. Hegarty on 17 July 2020. Pursuant to the consent form filed by the parties declining consent under the D.C. Colo.LCivR 40.1(c) <u>11</u> , the Court directs the Clerk of the Court to reassign this case under D.C.Colo. LCivR 40.1(a). This Court may continue on the case to hear matters referred by the district judge under 28 U.S.C. § 636(b), Fed. R. Civ. P. 72 and D.C. Colo. LCivR 72.1(c). (cmadr,) (Entered: 07/17/2020)
07/17/2020	13	CASE REASSIGNED pursuant to <u>12</u> . All parties do not consent. This case is randomly reassigned to Judge Lewis T. Babcock. All future pleadings should be designated as 20-cv-01922-LTB. (Text Only Entry) (cmadr,) (Entered: 07/17/2020)
07/20/2020	<u>14</u>	MEMORANDUM RETURNING CASE, by Senior Judge Lewis T. Babcock. This case is randomly returned to Judge Daniel D. Domenico for all further proceedings. All future pleadings should be designated as 20-cv-1922-DDD (angar,) (Entered: 07/20/2020)

07/20/2020	15	ORDER REFERRING CASE to Magistrate Judge Michael E. Hegarty. Pursuant to 28 U.S.C. § 636(b)(1)(A) and (B) and Fed. R. Civ. P. 72(a) and (b), this case is referred to the assigned United States Magistrate Judge to (1) convene a scheduling conference under Fed. R. Civ. P. 16(b) and enter a scheduling order meeting the requirements of Local Civ. R. 16.2, (2) conduct such status conferences and issue such orders necessary for compliance with the scheduling order, including amendments or modifications of the scheduling order upon a showing of good cause, (3) hear and determine pretrial matters, including discovery and other non-dispositive motions, (4) conduct hearings, including evidentiary hearings, and submit proposed findings of fact and recommendations for rulings on dispositive motions, and (5) pursuant to Local Civ. R. 16.6 and at the discretion of the Magistrate Judge, convene such early neutral evaluation and/or settlement conferences and direct related procedures as may facilitate resolution of this case without the necessity of a motion or prior authorization of the undersigned. SO ORDERED by Judge Daniel D. Domenico on 7/20/2020. Text Only Entry (dddlc1,) (Entered: 07/20/2020)
07/23/2020	16	AMENDED COMPLAINT against City and County of Denver, Colorado, Jacqueline A. Velasquez, M. Davis, Andrew Nielsen, Zachary Moldenhauer, Jacob Vaporis, Kevin Beasley, Chelsea Novotny, Christopher Cochran, Paul Hogan, Heather R. Jossi, Anthony E. Tak, J. LNU Attorney Elizabeth C. Wang added to party Joe Deras(pty:pla), Attorney Elizabeth C. Wang added to party Johnathen De La Vaca Duran(pty:pla), filed by Andy Sannier, Jacquelyn Parkins, Francesca Lawrence, Sara Fitouri, Ambrose Cruz, Kelsey Taylor, Youssef Amghar, Joe Deras, Johnathen De La Vaca Duran. (Attachments: # 1 Summons, # 2 Summons, # 3 Summons, # 4 Summons, # 5 Summons, # 6 Summons, # 7 Summons, # 8 Summons, # 9 Summons, # 10 Summons, # 11 Summons, # 12 Summons)(Wang, Elizabeth) (Entered: 07/23/2020)
07/24/2020	17	SUMMONSES issued by Clerk. (athom,) (Entered: 07/24/2020)
07/24/2020	18	MINUTE ORDER by Magistrate Judge Michael E. Hegarty on 24 July 2020. Before the Court is a First Amended Class Action Complaint and Jury Demand filed by the Plaintiffs as a matter of course pursuant to Fed. R. Civ. P. 15(a)(1). Plaintiffs shall comply with the local rule on or before July 28, 2020; if they fail to do so, the amended pleading may be stricken. (cmadr,) (Entered: 07/24/2020)
07/24/2020	19	NOTICE of Filing Amended Pleading <i>First Amended Complaint</i> by Plaintiffs Youssef Amghar, Ambrose Cruz, Joe Deras, Johnathen Duran, Sara Fitouri, Francesca Lawrence, Jacquelyn Parkins, Andy Sannier, Kelsey Taylor (Attachments: # 1 Exhibit 1)(Wang, Elizabeth) (Entered: 07/24/2020)

07/28/2020	20	ORDER REASSIGNING CASE. After conferral pursuant to Local Civil Rule 3.2(d), and pursuant to Local Civil Rule 40.1(d)(4)(B) and the approval of the Chief Judge, this case is reassigned to Judge R. Brooke Jackson. All future pleadings should be designated as 1:20-cv-01922-RBJ-MEH. SO ORDERED by Judge Daniel D. Domenico on 07/28/2020. Text Only Entry (athom,) (Entered: 07/28/2020)
08/04/2020	21	STIPULATION for Extension of Time to Answer or Respond to the Complaint by Defendant City and County of Denver, Colorado. City and County of Denver, Colorado answer due 8/27/2020. (Cooperstein, David) (Entered: 08/04/2020)
08/04/2020	22	ORDER TO CONSOLIDATE RELATED ACTIONS. The Court sua sponte orders that related action Cruz et al v. City and County of Denver et al, 1:20-cv-01922-RBJ be consolidated with the above captioned matter and that all future filings shall be made on the consolidated docket under case Black Lives Matter 5280 et al v. City and County of Denver et al, 1:20-cv-01878-RBJ. By Judge R. Brooke Jackson on 8/4/2020. (apesa,) (Entered: 08/05/2020)
08/05/2020	23	MINUTE ORDER by Magistrate Judge Michael E. Hegarty on 5 August 2020. In light of Judge R. Brooke Jackson's order consolidating related actions (ECF 22), the Scheduling Conference currently set before this Court on September 9, 2020 is vacated. (cmadr,) (Entered: 08/05/2020)