

**U.S. District Court
District of Wyoming (WYD)
CIVIL DOCKET FOR CASE #: 0:21-cv-00103-NDF**

Carpenter v. United States Department of Agriculture
Secretary et al
Assigned to: Honorable Nancy D Freudenthal
Referred to: Honorable Kelly H Rankin
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 05/24/2021
Jury Demand: None
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: U.S. Government
Defendant

Plaintiff

Leisl M Carpenter

represented by **Timothy Michael Stubson**
CROWLEY FLECK PLLP
Petroleum Building
111 West Second Street, Suite 220
Casper, WY 82601
307/265-2279
Email: tstubson@crowleyfleck.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Edward Trachman
MOUNTAIN STATES LEGAL
FOUNDATION
2596 South Lewis Way
Lakewood, CO 80227
303-292-2021
Email: wtrachman@mslegal.org
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Braden Boucek
Southeastern Legal Foundation
560 West Crossville Road
Suite 104
Roswell, GA 30075

770-977-2131
Fax: 770-977-2134
Email:
bboucek@southeasternlegal.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Corey Christopher Bartkus
MOUNTAIN STATES LEGAL
FOUNDATION
2596 South Lewis Way
Lakewood, CO 80227
303-292-2021
Email: corey@mslegal.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Kimberly S. Hermann
58-12 Southeastern Legal
Foundation
560 W. Crossville Rd.
Suite 104
Roswell, GA 30075-7509
770-977-2131
Fax: 770-977-2134
Email:
khermann@southeasternlegal.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

V.

Defendant

**United States Department of
Agriculture Secretary**
in his official capacity
also known as
Thomas J Vilsack

represented by **Emily Sue Newton**
DOJ-CIV
Federal Programs Branch, Civil
Division
1100 L Street, NW
Room 12104
Washington, DC 20005
202-305-8356
Email: emily.s.newton@usdoj.gov
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Kyla Snow
UNITED STATES DEPARTMENT
OF JUSTICE
CIVIL DIVISION
1100 L Street NW
Washington, DC 20005
202-514-3259
Email: kyla.snow@usdoj.gov
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Nicholas Vassallo
US ATTORNEY'S OFFICE
P O Box 668
Cheyenne, WY 82003-0668
307/772-2124
Fax: 307/772-2123
Email: nick.vassallo@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**Farm Service Agency
Administrator**
in his official capacity
also known as
Zach Ducheneaux

represented by **Emily Sue Newton**
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Kyla Snow
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Nicholas Vassallo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
------------	---	-------------

05/24/2021	<u>1</u>	COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF (2 summonses issued) Counsel - payment is due within three calendar days. To pay the filing fee with a credit card, please use the event Notice of Civil Filing Fee in CM/ECF or send a check to the Clerk of US District Court, 2120 Capitol Avenue Room 2131, Cheyenne, WY 82001, filed by Leisl M Carpenter. (Attachments: # <u>1</u> Civil Cover Sheet) (Court Staff, skb) (Entered: 05/25/2021)
05/24/2021	<u>2</u>	Summons Issued - Thomas J. Vilsack. (Court Staff, skb) (Entered: 05/25/2021)
05/24/2021	<u>3</u>	Summons Issued - Zach Ducheneaux. (Court Staff, skb) (Entered: 05/25/2021)
05/25/2021	<u>4</u>	MOTION REFERRED TO Judge Kelly H Rankin. MOTION for Braden Boucek to appear pro hac vice; Check not tendered; filed by Plaintiff Leisl M Carpenter. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Proposed Order)(Stubson, Timothy) (Entered: 05/25/2021)
05/25/2021	<u>5</u>	MOTION REFERRED TO Judge Kelly H Rankin. MOTION for Corey C. Bartkus to appear pro hac vice; Check not tendered; filed by Plaintiff Leisl M Carpenter. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Proposed Order)(Stubson, Timothy) (Entered: 05/25/2021)
05/25/2021	<u>6</u>	MOTION REFERRED TO Judge Kelly H Rankin. MOTION for Kimberly S. Hermann to appear pro hac vice; Check not tendered; filed by Plaintiff Leisl M Carpenter. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Proposed Order)(Stubson, Timothy) (Entered: 05/25/2021)
05/25/2021	<u>7</u>	MOTION REFERRED TO Judge Kelly H Rankin. MOTION for William E. Trachman to appear pro hac vice; Check not tendered; filed by Plaintiff Leisl M Carpenter. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Proposed Order)(Stubson, Timothy) (Entered: 05/25/2021)
05/25/2021	<u>8</u>	ORDER by the Honorable Kelly H Rankin granting <u>4</u> Motion for Braden Boucek to appear pro hac vice ; granting <u>5</u> Motion for Corey C. Bartkus to appear pro hac vice ; granting <u>6</u> Motion for Kimberly S. Hermann to appear pro hac vice ; granting <u>7</u> Motion for William E. Trachman to appear pro hac vice on behalf of Leisl M. Carpenter. (Copy of order emailed to PHV counsel on this date). (Court Staff, stmo) Modified docket text on 6/1/2021 (Court Staff, stmo). (Entered: 05/25/2021)
05/25/2021		FINANCIAL ENTRY: \$402 filing fee paid via Pay.gov on this date. Receipt AWYDC-1939483. (Court Staff, sjk) (Entered: 06/15/2021)

05/27/2021	<u>9</u>	Notice of Pro Hac Vice Attorney Appearance by Kimberly S. Hermann on behalf of Leisl M Carpenter Filing fee \$ 100, receipt number AWYDC-1941176. (Hermann, Kimberly) (Entered: 05/27/2021)
05/27/2021	<u>10</u>	Notice of Pro Hac Vice Attorney Appearance by Braden Boucek on behalf of Leisl M Carpenter (Boucek, Braden) (Entered: 05/27/2021)
05/27/2021	<u>11</u>	Notice of Pro Hac Vice Attorney Appearance by William Edward Trachman on behalf of Leisl M Carpenter (Trachman, William) (Entered: 05/27/2021)
05/27/2021	<u>12</u>	Notice of Pro Hac Vice Attorney Appearance by Corey Christopher Bartkus on behalf of Leisl M Carpenter (Bartkus, Corey) (Entered: 05/27/2021)
05/27/2021		FINANCIAL ENTRY: Payment of \$100 received for pro hac vice for Braden Boucek. Receipt CHY034787. (Court Staff, sjk) (Entered: 05/28/2021)
05/27/2021		FINANCIAL ENTRY: Payment of \$200 received for pro hac vice fees for William E Trachman & Corey C Bartkus. Receipt CHY034788. (Court Staff, sjk) (Entered: 05/28/2021)
05/28/2021	13	(TEXT-ONLY) Notice of Failure to Pay Filing Fee. Filing Fee Due: 5/28/21. (Court Staff, sjlg) (Entered: 05/28/2021)
05/28/2021		Notice of Civil Case Filing Fee Payment: Filing Fee \$402 was paid with Receipt Number: CHY034790 (Court Staff, sbh). Receipt CHY034790 to be refunded to Mountain States Legal Foundation as fee was already paid via Pay.gov on 5/25/21. Modified on 6/15/2021 (Court Staff, sjk). (Entered: 05/28/2021)
06/01/2021	<u>14</u>	Notice of Pro Hac Vice Attorney Appearance by Corey Christopher Bartkus on behalf of Leisl M Carpenter (Bartkus, Corey) (Entered: 06/01/2021)
06/09/2021	<u>15</u>	MOTION REFERRED TO Judge Kelly H Rankin. MOTION for Emily Sue Newton to appear pro hac vice; Check not tendered; filed by Defendants Farm Service Agency Administrator, United States Department of Agriculture Secretary. (Attachments: # <u>1</u> Newton Declaration, # <u>2</u> Proposed Order)(Vassallo, Nicholas) (Entered: 06/09/2021)
06/09/2021	<u>16</u>	MOTION REFERRED TO Judge Kelly H Rankin. MOTION for Kyla M. Snow to appear pro hac vice; Check not tendered; filed by

		Defendants Farm Service Agency Administrator, United States Department of Agriculture Secretary. (Attachments: # 1 Snow Declaration, # 2 Proposed Order)(Vassallo, Nicholas) (Entered: 06/09/2021)
06/09/2021	17	NOTICE of Attorney Appearance by Nicholas Vassallo on behalf of Farm Service Agency Administrator, United States Department of Agriculture Secretary (Vassallo, Nicholas) (Entered: 06/09/2021)
06/10/2021	18	ORDER by the Honorable Kelly H Rankin granting 15 Motion for Emily S. Newton to appear pro hac vice ; granting 16 Motion for Kyla M. Snow to appear pro hac vice on behalf of Defendants Farm Service Agency Administrator, United States Department of Agriculture Secretary (copy of order sent to pro hac vice counsel via e-mail). (Court Staff, stmo) Modified docket text on 6/14/2021 (Court Staff, stmo). (Entered: 06/10/2021)
06/16/2021	19	Notice of Pro Hac Vice Attorney Appearance by Kyla Snow on behalf of Farm Service Agency Administrator, United States Department of Agriculture Secretary (Snow, Kyla) (Entered: 06/16/2021)
06/21/2021	20	ORDER REGARDING SERVICE by the Honorable Nancy D Freudenthal. Plaintiff shall file returns of service, or a status report, by 7/6/21.(Court Staff, sal) (Entered: 06/21/2021)
06/21/2021	21	DISREGARD. To be refiled. SUMMONS Returned Executed by Leisl M Carpenter. United States Department of Agriculture Secretary served on 5/26/2021, answer due on 7/26/2021. Served through the Tom Vilsack. (Trachman, William) Modified on 6/21/2021 (Court Staff, sbh). (Entered: 06/21/2021)
06/21/2021	22	DISREGARD. To be refiled. SUMMONS Returned Executed by Leisl M Carpenter. Farm Service Agency Administrator served on 5/26/2021, answer due on 7/26/2021. Served through the Zach Ducheneaux. (Trachman, William) Modified on 6/21/2021 (Court Staff, sbh). (Entered: 06/21/2021)
06/21/2021	23	SUMMONS Returned Executed by Leisl M Carpenter. United States Department of Agriculture Secretary served on 6/1/2021, answer due on 8/2/2021. Served through the Tim Vilsack. (Trachman, William) (Entered: 06/21/2021)
06/21/2021	24	SUMMONS Returned Executed by Leisl M Carpenter. Farm Service Agency Administrator served on 6/1/2021, answer due on 8/2/2021. Served through the Zach Ducheneaux. (Trachman, William) (Entered: 06/21/2021)

06/21/2021	<u>25</u>	NOTICE of Attorney Appearance by Emily Sue Newton on behalf of Farm Service Agency Administrator, United States Department of Agriculture Secretary (Newton, Emily) (Entered: 06/21/2021)
07/14/2021	26	DISREGARD - Duplicate filing filed in error. NOTICE of Attorney Appearance by William Edward Trachman on behalf of Leisl M Carpenter (Trachman, William) Modified on 7/14/2021 (Court Staff, stmo). (Entered: 07/14/2021)
07/19/2021	<u>27</u>	MOTION to stay case filed by Defendants Farm Service Agency Administrator, United States Department of Agriculture Secretary. (Attachments: # <u>1</u> Proposed Order)(Snow, Kyla) (Entered: 07/19/2021)
07/19/2021	<u>28</u>	MEMORANDUM in Support of <u>27</u> Motion to Stay Case filed by Defendants Farm Service Agency Administrator, United States Department of Agriculture Secretary. (Attachments: # <u>1</u> Exhibit A - Miller Decision) (Snow, Kyla) (Entered: 07/19/2021)
07/23/2021	<u>29</u>	MOTION REFERRED TO Judge Kelly H Rankin. MOTION for Extension of Time (Non-Dispositive) requesting extension of deadline to answer Plaintiff's complaint filed by Defendants Farm Service Agency Administrator, United States Department of Agriculture Secretary. (Attachments: # <u>1</u> Proposed Order)(Snow, Kyla) (Entered: 07/23/2021)
07/26/2021	<u>30</u>	ORDER by the Honorable Kelly H Rankin granting <u>29</u> Motion for Extension of Time. Defendants shall answer Plaintiffs Complaint by August 31, 2021.(Court Staff, smh) (Entered: 07/26/2021)
08/02/2021	<u>31</u>	RESPONSE in Opposition re <u>27</u> MOTION to stay case filed by Plaintiff Leisl M Carpenter. (Attachments: # <u>1</u> Exhibit 1 - A Career Counselors Guide to Lateral Hiring at DOJ, # <u>2</u> Exhibit 2 - Choose Justice - Guide to U.S. DOJ for Law Students and Exp. Attorneys, # <u>3</u> Exhibit 3 - Order Denying Motion to Stay) (Trachman, William) (Entered: 08/02/2021)
08/09/2021	<u>32</u>	NON-PUBLIC DOCUMENT pursuant to the Judicial Conference Policy on Privacy and Public Access REPLY BRIEF re <u>27</u> Motion to Stay Case filed by Defendants Farm Service Agency Administrator, United States Department of Agriculture Secretary. (Newton, Emily) Security modified on 8/9/2021 (Court Staff, sal). (Entered: 08/09/2021)

08/16/2021	33	ORDER by the Honorable Nancy D Freudenthal granting 27 Motion to Stay Case. Defendants shall file and serve a Status Report every 6 months and shall also promptly report any action as specified in this Order. (Court Staff, sal) (Entered: 08/16/2021)
------------	--------------------	--

PACER Service Center

Transaction Receipt

10/14/2021 09:21:28

PACER Login:	CRClearinghouse	Client Code:	Hudson-Erdman
Description:	Docket Report	Search Criteria:	0:21-cv-00103-NDF
Billable Pages:	5	Cost:	0.50