

FILED

APR 1 2016

U. S. DISTRICT COURT
EASTERN DISTRICT OF MO
ST. LOUIS

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

STEPHANIE REYNOLDS, FLORENCE
STREETER, JACQUELINE GRAY,
THE METROPOLITAN ST. LOUIS
EQUAL HOUSING OPPORTUNITY
COUNCIL, INC.,

Complainants,

and

JAMES ZHANG,

Intervenor,

v.

CITY OF VALLEY PARK, MO,
JEFFERY WHITTEAKER, in his official
capacity as Mayor of the City of
Valley Park, MO, and JOHN BRUST,
DANIEL ADAMS, RANDY HELTON,
DON CARROLL, MICHAEL PENNISE,
ED WALKER, STEVE DRAKE, and
MIKE WHITE, in their official capacity
as Aldermen of the City of Valley
Park, MO,

Defendants.

4 06CV01487ERW

Cause No.

NOTICE OF REMOVAL

To the Honorable Judges of the United States District Court for the
Eastern Division of the Eastern District of Missouri:

Removing parties, City of Valley Park, Missouri, Jeffery Whitteaker, John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, and Mike White, by their undersigned attorney, respectfully show this Court:

1. Removing parties are the Defendants in the above-entitled action.

2. On September 22, 2006, the above-entitled action was commenced against removing parties in the Circuit Court of St. Louis County, Missouri, and is now pending in that Court.

3. On September 22, 2006, removing parties were served with a Summons and Petition at 320 Benton, Valley Park, Missouri, by serving a clerk of the City of Valley Park who accepted service for the City of Valley Park and the Mayor and Board of Aldermen, in the County of St. Louis, Missouri. This notice is filed within thirty (30) days after such service.

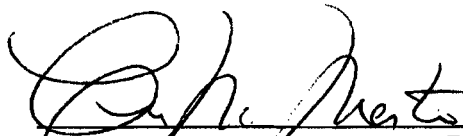
4. That Defendant, City of Valley Park, Missouri, is a Missouri municipal corporation of the fourth class; that the individual Defendants are members of the Board of Aldermen and are all residents of Valley Park, Missouri. The individual Plaintiffs are residents of the State of Missouri. The Metropolitan Equal Housing Opportunity Council is a Missouri corporation with its principal place of business in Missouri.

5. That the above-entitled action is a suit for declaratory judgment and injunctive relief seeking attorney fees and arises under art. VI, cl. 2 (Supremacy Clause); art. I, § 8, cl. 4 (Naturalization); art. I, § 8, cl. 3 (Commerce) of the United States Constitution and the 8th and 14th

Amendments to the United States Constitution and 42 U.S.C. §§ 3601-19 (Fair Housing Act) in that Plaintiffs seek a determination as to the constitutionality of Ordinance No. 1715 enacted September 26, 2006, by the City of Valley Park, Missouri, as more fully appears in the copy of the Complaint and Intervening Petition which is attached as a portion of Exhibit A, the complete file within the St. Louis County, Missouri, Circuit Court.

6. This Court has original jurisdiction of the action pursuant to 28 U.S.C. § 1331 and removal of the action is proper pursuant to 28 U.S.C. § 1441(b).

WHEREFORE, removing parties pray that the above-entitled action be removed from the Circuit Court of St. Louis County, Missouri, to this Court.



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FILED

U. S. District Court
EASTERN DISTRICT OF MISSOURI
ST. LOUIS

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

STEPHANIE REYNOLDS, FLORENCE
STREETER, JACQUELINE GRAY,
THE METROPOLITAN ST. LOUIS
EQUAL HOUSING OPPORTUNITY
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ED WALKER, STEVE DRAKE, and
MIKE WHITE, in their official capacity
as Aldermen of the City of Valley
Park, MO,

Defendants.

4 06CV01487ERW

In the Circuit Court of the County
of St. Louis, State of Missouri

Cause No. 06CC-003802

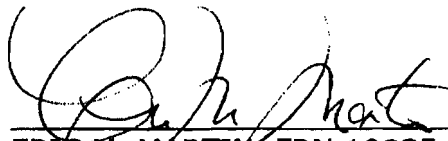
Division 13

NOTICE OF FILING OF NOTICE OF REMOVAL

Pursuant to 28 U.S.C. § 1446(d), Defendants, City of Valley Park, Missouri, Jeffery Whitteaker, John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake, and Mike White, give notice to the Circuit Court of St. Louis County, Missouri, and to Linda

Martinez, Kathy A. Wisniewski, Elizabeth Ferrick, John Young, and Rhiana Sharp, Bryan Cave LLP; John J. Ammann and Susan McGraugh, Saint Louis University Legal Clinic; Samuel R. Bagenstos and Karen Tokarz, Washington University School of Law, Civil Rights & Community Justice Clinic; Marie A. Kenyon, Catholic Legal Assistance Ministry; Jesus Ituarte, Ituarte and Schulte LLC; Anthony B. Ramirez, Anthony B. Ramirez, P.C.; Fernando Bermudez, Green Jacobson & Butsch P.C.; Anthony E. Rothert, American Civil Liberties Union of Eastern Missouri; Ricardo Meza and Jennifer Nagda, Mexican American Legal Defense and Educational Fund; Margo Schlanger, Washington University School of Law, Civil Rights & Community Justice Clinic; Lee Gelernt and Omar C. Jadwat, American Civil Liberties Union Foundation Immigrants' Rights Project; and Jennifer Chang, Attorneys for Plaintiffs, Stephanie Reynolds, Florence Streeter, Jacqueline Gray, The Metropolitan St. Louis Equal Housing Opportunity Council, Inc.; Alan J. Baker, Attorney for Intervenor, James Zhang, that Defendants have filed a Notice of Removal, removing the above-captioned action to the United States District Court for the Eastern District of Missouri, Eastern Division. A copy of the Notice of Removal is attached to this Notice.

October 10, 2006



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CERTIFICATE OF SERVICE

I, Eric M. Martin, Attorney for Defendants, City of Valley Park, Missouri, Jeffery Whitteaker, John Brust, Daniel Adams, Randy Helton, Don Carroll, Michael Pennise, Ed Walker, Steve Drake and Mike White, certify that on October 10th, 2006, a true copy of the foregoing Notice of Filing of Notice of Removal was served by mail, postage prepaid, directed to:

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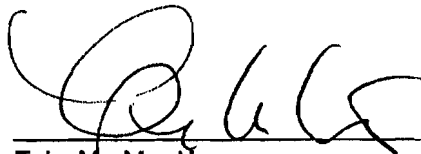
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