

**U.S. District Court**  
**Western District of Wisconsin (Madison)**  
**CIVIL DOCKET FOR CASE #: 3:15-cv-00581-wmc**

Fritz, Mark v. Evers, Tony  
Assigned to: District Judge William M. Conley  
Referred to: Magistrate Judge Stephen L. Crocker  
Cause: 42:1983 Civil Rights Act

Date Filed: 09/14/2015  
Date Terminated: 09/06/2017  
Jury Demand: Defendant  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: Federal Question

**Plaintiff****Mark A. Fritz**

represented by **William Francis Sulton**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****Dr. Tony Evers**

*In his official capacity as the State  
Superintendent of the Department of Public  
Instruction*

represented by **Brian P. Keenan**  
Wisconsin Department of Justice  
P.O. Box 7857  
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**Gabe Johnson - Karp**

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**LEAD ATTORNEY**  
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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/14/2015	<a href="#"><u>1</u></a>	State Court Complaint, filed by Tony Evers, (Attachments: # <a href="#"><u>1</u></a> State Court Summons, # <a href="#"><u>2</u></a> JS-44 Civil Cover Sheet) (Johnson - Karp, Gabe) Modified on 9/15/2015. (lak) (Entered: <a href="http://Dockets.Justia.com">Dockets.Justia.com</a> )

09/14/2015)

- 09/14/2015 [2](#) NOTICE OF REMOVAL *AND PETITION* from Dane County Circuit Court, case number 15CV2071. ( Filing fee \$ 400 receipt number 0758-1640923), filed by Tony Evers. (Attachments: # [1](#) Certificate of Service) (Johnson - Karp, Gabe) Modified on 9/15/2015: Petition refers to an Exhibit A but there is no Exhibit A attached. (lak) (Entered: 09/14/2015)
- 09/14/2015 [3](#) Notice by Defendant Tony Evers re: [2](#) Notice of Removal *and Filing of Petition*. (Johnson - Karp, Gabe) Modified on 9/15/2015. (lak) (Entered: 09/14/2015)
- 09/15/2015 Case randomly assigned to District Judge William M. Conley and Magistrate Judge Stephen L. Crocker. (voc) (Entered: 09/15/2015)
- 09/15/2015 Standard attachments for Judge William M. Conley required to be served on all parties with summons or waiver of service: [NORTC](#), [Corporate Disclosure Statement](#). (voc) (Entered: 09/15/2015)
- 09/16/2015 [4](#) Notice of Appearance filed by William Francis Sulton for Plaintiff Mark A. Fritz. (Sulton, William) (Entered: 09/16/2015)
- 09/16/2015 [5](#) Corporate Disclosure Statement by Plaintiff Mark A. Fritz. (Sulton, William) (Entered: 09/16/2015)
- 09/21/2015 [6](#) **MOTION TO DISMISS** by Defendant Tony Evers. Brief in Opposition due 10/13/2015. Brief in Reply due 10/22/2015. (Johnson - Karp, Gabe) (Entered: 09/21/2015)
- 09/21/2015 [7](#) Brief in Support of [6](#) Motion to Dismiss by Defendant Tony Evers. (Johnson - Karp, Gabe) (Entered: 09/21/2015)
- 09/22/2015 [8](#) Corporate Disclosure Statement by Defendant Tony Evers. (Johnson - Karp, Gabe) (Entered: 09/22/2015)
- 09/29/2015 [9](#) Record from Dane County Circuit Court. (Attachments: # [1](#) Summons & Complaint, # [2](#) Certificate Of Service, # [3](#) Affidavit Of Service, # [4](#) Notice of Petition Of Removal, # [5](#) Certificate of Transmittal) (voc) (Entered: 09/29/2015)
- 10/01/2015 Set Pretrial Conference: Pretrial Conference set for 10/27/2015 at 02:00 PM. [[Standing Order Governing Preliminary Pretrial Conference](#) attached] (voc) (Entered: 10/01/2015)
- 10/02/2015 Set Telephone Pretrial Conference: Telephone Pretrial Conference set for 10/27/2015 at 02:00 PM before Magistrate Judge Stephen L. Crocker. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5153. [[Standing Order Governing Preliminary Pretrial Conference](#) attached] (voc) (Entered: 10/02/2015)
- 10/13/2015 [10](#) Stipulated Motion for Extension of Time by Plaintiff Mark A. Fritz. Motions referred to Magistrate Judge Stephen L. Crocker. (Sulton, William) (Entered: 10/13/2015)
- 10/14/2015 11 **\*\* TEXT ONLY ORDER \*\***  
Stipulation accepted and entered. The October 27, 2015 telephonic pretrial conference remains on the schedule. Signed by Magistrate Judge Stephen L. Crocker on 10/14/2015. (voc) (Entered: 10/14/2015)
- 10/14/2015 Reset Deadlines as to [6](#) MOTION TO DISMISS by Defendant Tony Evers. Brief in Opposition due 10/19/2015. Brief in Reply due 10/28/2015. (voc) (Entered: 10/14/2015)
- 10/19/2015 [12](#) Brief in Opposition by Plaintiff Mark A. Fritz re: [6](#) Motion to Dismiss filed by Tony Evers. (Sulton, William) (Entered: 10/19/2015)

- 10/20/2015 [13](#) Joint Discovery Plan. (Sulton, William) (Entered: 10/20/2015)
- 10/28/2015 [14](#) Brief in Reply by Defendant Tony Evers in Support of [6](#) Motion to Dismiss. (Johnson - Karp, Gabe) (Entered: 10/28/2015)
- 10/30/2015 [15](#) Pretrial Conference Order - Amendments to Pleadings due 12/21/2015. Dispositive Motions due 5/6/2016. Settlement Letters due 8/26/2016. Motions in Limine due 9/2/2016. Response to Motion due 9/16/2016. Telephonic Final Pretrial Conference set for 9/27/2016 at 04:00 PM. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5087. Jury Selection and Trial set for 10/3/2016 at 09:00 AM before Judge William M. Conley. Signed by Magistrate Judge Stephen L. Crocker on 10/28/2015. (jls) (Entered: 10/30/2015)
- 04/25/2016 [16](#) Motion to Set Aside [15](#) Pretrial Conference Order, by Defendant Tony Evers. (Johnson - Karp, Gabe) (Entered: 04/25/2016)
- 04/25/2016 17 \*\* TEXT ONLY ORDER \*\*  
The defendant's unopposed motion to set aside the schedule [16](#) is granted. All remaining dates and deadlines in the existing schedule are stricken. After the court rules on the pending motion to dismiss, it will hold a telephonic status conference if necessary to re-set the schedule in this case. Signed by Magistrate Judge Stephen L. Crocker on 4/25/2016. (voc) (Entered: 04/25/2016)
- 12/02/2016 [18](#) Motion for an Order Concerning the Status of Defendant's Motion to Dismiss re: [6](#) MOTION TO DISMISS by Plaintiff Mark A. Fritz. Response due 12/9/2016. (Sulton, William) Modified on 12/2/2016. (lak) (Entered: 12/02/2016)
- 06/26/2017 [19](#) Second Motion for an Order Concerning the Status of Defendant's Motion to Dismiss re: [6](#) MOTION TO DISMISS by Plaintiff Mark A. Fritz. Response due 7/3/2017. (Sulton, William) Modified on 6/27/2017. (lak) (Entered: 06/26/2017)
- 09/06/2017 [20](#) ORDER granting [6](#) Motion to Dismiss by defendant Tony Evers. Signed by District Judge William M. Conley on 9/6/2017. (voc) (Entered: 09/06/2017)
- 09/06/2017 [21](#) JUDGMENT entered in favor of Defendant Tony Evers dismissing the case. (voc) (Entered: 09/06/2017)
- 09/20/2017 [22](#) NOTICE OF APPEAL by Plaintiff Mark A. Fritz as to [20](#) Order on Motion to Dismiss, [21](#) Judgment. Filing fee of \$ 505, receipt number 0758-2107753 paid. Docketing Statement filed. (Attachments: # [1](#) Docketing Statement, # [2](#) Transcript Information Sheet) (Sulton, William) Modified on 9/21/2017. (lak) (Entered: 09/20/2017)
- 09/21/2017 [23](#) Appeal Information Packet. (lak) (Entered: 09/21/2017)