



Districts of Kansas & Western Missouri

Civil Jury Verdict Report

D. Kan. & W.D. Mo.

Issue 6 – August 2022

WANT TO JOIN THE FEDERAL BAR ASSOCIATION?

The Federal Bar Association provides practitioners in all practice areas a unique opportunity to socialize with colleagues and Judges in a professional setting while learning more about the federal courts. The FBA offers many opportunities to obtain CLE credits in both live and remote settings, free of charge for all registered members. To register, contact the Chapter's Membership Director: Abby McClellan at mcclellan@stuevesiegel.com or visit the FBA website at www.fedbar.org/membership.

UPCOMING FBA CHAPTER EVENTS:

August 10, 2022:

CLE from 1-2 PM: "Implicit Bias & Diversity," presented by Keith & Dana Cutler of James W. Tippin & Associates with a Special Introduction by Hon. LaJuana M. Counts, U.S. Magistrate Judge, Western District of Missouri. Both live and remote attendance options are available – the live presentation will be held at the Charles Evans Whittaker U.S. Courthouse, 4th Floor, Training Room, 400 E. 9th St., KC, MO. The CLE is free for FBA members and \$50 for non-members. Please register online at <https://www.fedbar.org/event/webinar-implicit-bias-diversity/>

August 30, 2022:

CLE (time TBD): "The Power Act." This CLE will be virtual and more information will be available the week of August 1, 2022. For information, please contact Jennifer Wise of the District of Kansas at jennifer_wise@ksd.uscourts.gov.

September 17, 2022:

Constitution Day. Annual readings of the U.S. Constitution will occur at each courthouse in the District of Kansas in the morning. Contact Danielle Atchison for details at datchison@uslegalimmigration.com.

September 30, 2022: CLE from 12:30-4:30 PM: “How to Litigate a K.S.A. 60-1507 Petition.” Johnson County Courthouse, 150 W. Santa Fe St., Olathe, Kansas. Attendance is free (not open to prosecutors). See flyer on page 3.

October 6, 2022: CLE from 12-1 PM: “Legal Writing: A Judge’s Perspective,” presented by the Hon. Robert Bacharach of the U.S. Court of Appeals for the 10th Circuit via Zoom. Free for FBA members. Details forthcoming – contact Blake Shuart at Blake.Shuart@huttonlaw.com with any questions.

AUGUST 2022 CIVIL VERDICT SUMMARY

Parties: *Timothy C. Harris v. Christopher Janes*
Case No.: 5:18-cv-04124-DDC Judge: Hon. Daniel D. Crabtree
Location: D. Kan. (Topeka, KS)
Attorneys: (P) – Carlton Odim & Andrew Stroth
(D) – Allen G. Glendenning & Jeffrey M. Kuhlman

Plaintiff Harris brought this excessive force lawsuit against Mr. Janes, a City of Topeka police officer, arising out of a stop and arrest of Harris in January 2018. Officer Janes spotted Harris’ car parked the wrong direction on a street and proceeded to detain him for an outstanding probation violation warrant and reports of wrongful possession of his girlfriend’s belongings. An altercation ensued and Harris claimed injury as a result of excessive force by the officer.

Verdict: For defendant Janes. The jury answered “No” to the question: “Do you find that defendant violated plaintiff’s right to be free from excessive force when defendant arrested plaintiff on January 23, 2018?”

Parties: *Summer Adair v. State of Missouri*
Case No.: 20-00207-cv-W-GAF Judge: Hon. Gary A. Fenner
Location: WDMO (KC, MO)
Attorneys: (P) – Stephen Thornberry & Randall Brown
(D) – Derek Spencer & Joyce Johnson

In this employment suit, plaintiff Adair claimed that while working for the State of Missouri as a Detention Aide at the Cass County, Missouri Juvenile Justice Center, she was denied two promotions in retaliation for her having reported sexual harassment.

Verdict: The jury found in favor of the State of Missouri on all claims.

DID YOU KNOW?

The Frank Carlson Federal Building and U.S. Courthouse in Topeka was constructed in 1977 and is situated next to the downtown historic post office. A glass sculpture titled *The White Tornado* was built into the four-story atrium. The sculpture was completed in 1979 by artist Rockne Krebs using aluminum, fabric, neon and prisms. Dimensions are 40 feet X 10 feet. *The White Tornado* was commissioned through the Art in Architecture Program, U.S. General Services Administration.

NOTE: The Federal Bar Association Chapter for the Districts of Kansas and Western Missouri retains sole and complete responsibility for the content of this publication. For questions or comments about this publication, contact Blake Shuart via e-mail at Blake.Shuart@huttonlaw.com.



**HOW TO LITIGATE A
K.S.A. 60-1507
PETITION**

Friday, September 30th
12:30 - 4:30 p.m.

Johnson County Courthouse
150 W. Santa Fe St.
Olathe, KS

4 Hours RE CLE Credit

From black letter law, to the nuts and bolts of putting together your case, to strategic and practical considerations -- three of Kansas' best post-conviction attorneys will teach you how to litigate a K.S.A. 60-1507 petition in a manner that gives your client their very best possible chance of success.

[This CLE is offered at no cost. It is not open to prosecutors.]

SIGN-UP HERE
<https://forms.gle/RYNvCG3yCv3l3sp5A>

OUR PRESENTERS

		
Tracy Beja Buford, Executive Director, Midwest Innocence Project	Richard Ney, Managing Partner, Ney & Adams	Jean Phillips, Director, University of Kansas Project for Innocence & Post-Conviction Remedies



KANSAS JUDICIAL BRANCH