

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Robert Lilienfeld,

Court File No. _____

Plaintiff,

v.

NOTICE OF REMOVAL OF ACTION
TO FEDERAL COURT

Troy Carlson, individually and in his
official capacity as a Minneapolis Police
Officer,

John Haugland, individually and in his
official capacity as a Minneapolis Police
Officer,

Defendants.

Defendants Troy Carlson and John Haugland, through their attorneys,
Sara J. Lathrop and Lindsey E. Middlecamp, Assistant City Attorneys,
Minneapolis City Attorney's Office, Room 210, City Hall, 350 South Fifth Street,
Minneapolis, MN 55415, hereby remove this action from the Fourth Judicial
District of the State of Minnesota to this Court, and give notice to the Plaintiff
and to this Court as follows:

1. Defendants Troy Carlson and John Haugland are the Defendants in

a civil action in the District Court of the Fourth Judicial District of the State of Minnesota entitled *Robert Lilienfeld v. Troy Carlson and John Haugland*. The Complaint has been served and was filed in the State Court. No other pleadings have been served. No trial date has been set.

2. On July 7, 2016, a copy of the Summons and Complaint in the above-entitled action was served upon Defendants via their attorney, with permission by Defendants. A copy of the Summons is attached as **Exhibit 1**. A copy of the Complaint is attached as **Exhibit 2**. A copy of the state court Notice of Filing Removal is attached as **Exhibit 3**. A copy of Defendant's Civil Cover Sheet is attached as **Exhibit 4**.

3. This Notice of Removal of Action to Federal Court is filed pursuant to 28 U.S.C. § 1441(a) and (c). The Plaintiff's lawsuit, being captioned in the State Court, is a civil action alleging that City of Minneapolis employees violated the Plaintiff's rights under the U.S. Constitution, federal statutory law, state statutory claims and torts, resulting in injury to the Plaintiff.

4. The Complaint alleges that Defendants violated Plaintiff's constitutional civil rights and asserts claims under 42 U.S.C. § 1983. These are claims over which this Court has original jurisdiction pursuant to 28 U.S.C. §

1343, as they arise under the laws of the United States within the meaning of 28 U.S.C. § 1331, and these claims are therefore removable under 28 U.S.C. § 1441.

5. The City of Minneapolis files herewith a copy of all process, pleadings and orders served upon it in this action. The City has sent written notice of the filing of this Notice of Removal of Action to Federal Court to Plaintiff, and will promptly file a copy of this Notice with the Clerk of the District Court for the Fourth Judicial District of the State of Minnesota, County of Hennepin. Defendants sign this pleading in accordance with Federal Rule of Civil Procedure 11.

WHEREFORE, notice is hereby given that the said action is removed from the State Court to this Court for trial or such other determination as this Court may make regarding the action and in accordance with its jurisdictional limits

under 28 U.S.C. § 1441.

Dated: July 27, 2016

SUSAN L. SEGAL

City Attorney

By

/s/ Sara J. Lathrop

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