

WILLIAM M. WINDSOR
PLAINTIFF

JOEY HITTNER, ET AL
DEFENDANTS

40th JUDICIAL
DISTRICT COURT
CLATSOP COUNTY TEXAS

COPY

FILED FOR RECORD
2014 DEC -8 AM 9:21

RECUSE

MOTION TO ~~DISQUALIFY~~ JUDGE BOB CARROLL

WILLIAM M. WINDSOR ("PLAINTIFF") FILES
THIS "MOTION TO ~~DISQUALIFY~~ ^{RECUSE} JUDGE BOB
CARROLL" AND SHOWS THE COURT
AS FOLLOWS:

1. JUDGES ARE SUPPOSED TO BE FAIR AND IMPARTIAL, AND PARTIES ARE SUPPOSED TO RECEIVE A FAIR TRIAL.
2. JUDGE BOB CARROLL HAS BEEN NEITHER FAIR NOR IMPARTIAL, AND THE PLAINTIFF HAS NOT RECEIVED A FAIR TRIAL.
3. JUDGE BOB CARROLL MUST BE REUSED ~~FOR SELF OR BE DISQUALIFIED~~.
4. THIS MOTION IS BASED UPON RULES 16a AND 18b OF THE TEXAS RULES OF CIVIL PROCEDURE. ^(ATTACHED) THIS MOTION IS VERIFIED, ASSERTS ONE OR MORE OF

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THE GROUNDS LISTED IN RULE 18b,
IS NOT BASED SOLELY ON THE JUDGE'S
RULING IN THE CASE, AND THE FACTS
STATED WITH DETAIL AND PARTICULARITY.

5. PURSUANT TO TRCP RULE 18a (f)(2)
(a), JUDGE BOB CARROLL MUST TAKE
NO FURTHER ACTION IN THE CASE
UNTIL THE MOTION HAS BEEN DECIDED.

www ~~THE PLAINTIFF ANTICIPATES FILING
AN IMMEDIATE APPEAL IF THE MOTION
IS DENIED.~~

b. JUDGE BOB CARROLL'S IMPARTIALITY
MAY BE REASONABLY QUESTIONED.

2. JUDGE BOB CARROLL HAS A PERSONAL
BIAS OR PREJUDICE CONCERNING THE
SUBJECT MATTER AND PARTIES.

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8. ~~ON~~ UPON INFORMATION AND BELIEF,
JUDGE BOB CARROLL HAS PERSONAL
KNOWLEDGE OF DISPUTED EVIDENTIARY
FACTS CONCERNING THE PROCEEDING.

9. UPON INFORMATION AND BELIEF,
THE JUDGE'S SPOUSE HAS AN INTEREST
THAT COULD BE SUBSTANTIALLY
AFFECTED BY THE OUTCOME OF THE
PROCEEDING.

10. UPON INFORMATION AND BELIEF,
THE JUDGE'S SPOUSE MAY BE ONE
OF THE AS-YET-UNNAMED DOE
DEFENDANTS.

11. UPON INFORMATION AND BELIEF,
THE JUDGE'S SPOUSE IS LIKELY TO
BE A MATERIAL WITNESS IN THE
PROCEEDING.

12. JUDGE BOB CARROLL HAS
VIOLATED THE PLAINTIFF'S LEGAL,
CIVIL, AND CONSTITUTIONAL RIGHTS!

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FACTUAL BACKGROUND

13. THE PLAINTIFF IS CURRENTLY INCARCERATED IN ELLIS COUNTY JAIL. HE HAS NO ACCESS TO THE DOCKET, HIS FILES, HIS EVIDENCE, A COMPUTER, A SCANNER, A COPIER, OR A LAW LIBRARY. THE PLAINTIFF HAS ONLY LEGAL PADS PURCHASED FOR \$1.65 FROM THE COMMISSION AND 69 CENT BALL POINT PEN REFILLS THAT ARE FLEXIBLE AND EXTREMELY DIFFICULT TO USE. THIS PLACES THE PLAINTIFF AT AN EXTREME DISADVANTAGE WITH THIS MOTION OR ANYTHING IN REGARD TO THIS CASE.

14. THIS CASE WAS FILED ON DECEMBER 26, 2013. IT WAS ASSIGNED TO JUDGE BOB CARROLL. [DOCKET #1]

15. ON JANUARY 15, 2014, THE PLAINTIFF APPEARED BEFORE JUDGE BOB CARROLL ON AN EX PARTE MOTION FOR TEMPORARY RESTRAINING ORDER PRELIMINARY, AND PERMANENT INJUNCTION. [DOCKET #18.] JUDGE BOB CARROLL NEVER RULED ON THE MOTION.

16. HE CLAIMED THAT PLAINTS NEEDED TO BE SERVED FIRST. [DOCKET # 165.] DURING THE HEARING, JUDGE BOB CARROLL ORDERED THAT THE PLAINTIFF WOULD BE ALLOWED DISCOVERY BEFORE HAVING TO DEAL WITH MOTIONS TO DISMISS [DOCKET # 165, 164.]

17. ON ~~MARCH~~ OR ABOUT FEBRUARY 28, 2014, JUDGE BOB CARROLL CONDUCTED A HEARING ON NON-PARTY PEOPLE'S SPECIAL EXCEPTIONS. JUDGE BOB CARROLL READ A MALICIOUS VOID ORDER BY JUDGE THOMAS W. THURSA INTO THE RECORD AND THEN DID NOT GIVE THE PLAINTIFF THE OPPORTUNITY TO PRESENT EVIDENCE TO PROVE THE ALLEGED ORDER WAS FALSE, MALICIOUS, ~~AND~~ VOID.

18. THE PLAINTIFF FILED THESE MOTIONS BETWEEN DECEMBER 27, 2013 AND MARCH 11, 2014:

MOTION FOR DISCOVERY PLAN [DOCKET # 14.]
MOTION TO COMPEL PRODUCTION [DOCKET # 15.]
MOTION FOR TORO [DOCKET # 18.]
MOTION FOR EXTENSION OF TIME [DOCKET # 21.]

MOTION FOR SERVICE BY EMAIL [DOCKET # 57.]
MOTION TO NAME PARTY [DOCKET # 58.]
MOTION TO NAME PARTY [DOCKET # 72.]
MOTION FOR CONTINUANCE [DOCKET # 74.]
MOTION FOR SUBSTITUTED SERVICE
[DOCKET # 81.]
MOTION FOR SUBSTITUTED SERVICE
[DOCKET # 82.]
EMERGENCY MOTION FOR HEARING
[DOCKET # 83.]
MOTION TO COMPEL [DOCKET # 89.]
AMENDED MOTION FOR SERVICE
[DOCKET # 91.]
MOTION TO NAME CASEY P. HARLOWE
AND SHAWN HARLOWE AS PARTIES
[DOCKET # 109.]
MOTION TO NAME PARTY [DOCKET # 110.]
MOTION TO NAME PARTY [DOCKET # 111.]
MOTION TO NAME PARTY [DOCKET # 112.]
MOTION TO NAME PARTY [DOCKET # 113.]
MOTION TO NAME PARTY [DOCKET # 114.]
MOTION FOR SUBSTITUTED SERVICE
[DOCKET # 115.]
AMENDED MOTION FOR CONTINUANCE
[DOCKET # 117.]
MOTION FOR RECONSIDERATION [DOCKET # 122.]

(mm)

19. NONE OF THE 22 MOTIONS FILED BETWEEN DECEMBER 27, 2013 AND MARCH 11, 2014 WAS EVER SET FOR HEARING OR RULED UPON BY JUDGE BOB CARROLL. THE PLAINTIFF'S ~~FACTS AND REQUESTS~~ REQUESTS TO THE COURT COORDINATOR, MS. DONNA TAY, WERE EVER ACKNOWLEDGED.

20. ~~THE~~ NON-PARTY GOOGLE WAS IMMEDIATELY GIVEN A HEARING ON SPECIAL EXCEPTIONS. IT WAS HELD ON ~~ON~~ ^[DOCKET #166.] ABOUT FEBRUARY 28, 2014 ~~IN~~ ^{THE} PLAINTIFF'S MOTION FOR RECONSIDERATION WAS IGNORED [DOCKET #122.]

21. ~~ON~~ MARCH 10, 2014, JUDGE BOB CARROLL GRANTED GOOGLE'S SPECIAL EXCEPTIONS AND ORDERED A STAY OF THE CASE. [DOCKET #127.]

22. THE PLAINTIFF FILED THESE MOTIONS BETWEEN MARCH 12, 2014 AND ~~OCTOBER~~ ^{NOVEMBER} 13, ~~2014~~ 2014:

www ^{production-} MOTION TO COMPEL. [DOCKET #130.]

MOTION TO COMPEL PRODUCTION [DOCKET #131.]

MOTION FOR JUDGMENT ON DEFAULT [DOCKET #132.]

MOTION FOR HEARING ON DEFAULT [DOCKET #133.]
MOTION FOR HEARING ON DEFAULT [DOCKET #134.]
MOTION TO COMPEL PRODUCTION [DOCKET #135.]
MOTION TO COMPEL PRODUCTION [DOCKET #136.]
MOTION TO NAME PARTY [DOCKET #137.]
MOTION TO NAME PARTY [DOCKET #138.]
MOTION FOR HEARING ON DEFAULT [DOCKET #139.]
MOTION FOR HEARING ON DEFAULT [DOCKET #140.]
MOTION FOR HEARING ON DEFAULT [DOCKET #141.]
MOTION FOR HEARING ON DEFAULT [DOCKET #142.]
MOTION TO COMPEL PRODUCTION [DOCKET #143.]
MOTION TO COMPEL DEPOSITION [DOCKET #144.]
MOTION FOR DISCOVERY [DOCKET #145.]
MOTION FOR LEAVE [DOCKET #148.]
MOTION FOR DISCOVERY [DOCKET #149.]
MOTION TO SET HEARING [DOCKET #150.]
MOTION TO NAME PARTY [DOCKET #155.]
MOTION TO NAME PARTY [DOCKET #156.]
MOTION TO NAME PARTY [DOCKET #157.]
MOTION TO NAME PARTY [DOCKET #158.]
MOTION TO NAME PARTY [DOCKET #159.]
MOTION TO NAME PARTY [DOCKET #160.]
MOTION TO LIFT STAY [DOCKET #176.]
MOTION FOR TRO [DOCKET #178.]
MOTION FOR SUBSTITUTION SERVICE [DOCKET #185.]

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MOTION TO NAME PARTY [DOCKET # 186.]
 MOTION TO NAME PARTY [DOCKET # 187.]
 MOTION TO NAME PARTY [DOCKET # 188.]
 MOTION TO NAME PARTY [DOCKET # 189.]
 MOTION TO NAME PARTY [DOCKET # 190.]
 MOTION TO NAME PARTY [DOCKET # 191.]
 MOTION TO DECLARE [DOCKET # 194.]
 MOTION FOR SANCTIONS [DOCKET # 195.]
 MOTION TO COMPEL DISCOVERY [DOCKET # 202.]
 MOTION FOR SUBPOENAS [DOCKET # 204.]
 MOTION FOR DEPOSITIONS [DOCKET # 205.]
 MOTION FOR SUBPOENAS [DOCKET # 207.]
 MOTION TO NAME PARTY [DOCKET # 222.]
 MOTION TO STRIKE [DOCKET # 236.]
 MOTION TO STRIKE [DOCKET # 237.]
 MOTION TO STRIKE [DOCKET # 239.]
 MOTION TO STRIKE [DOCKET # 240.]
 MOTION TO STRIKE [DOCKET # 241.]
 MOTION TO COMPEL [DOCKET # 242.]
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 MOTION TO COMPEL [DOCKET #250.]
 MOTION TO COMPEL [DOCKET #251.]
 MOTION FOR CONTINUANCE [DOCKET #259.]
 MOTION ON JURISDICTION [DOCKET #260.]
 MOTION TO COMPEL [DOCKET #268.]
 MOTION TO COMPEL [DOCKET #269.]
 MOTION FOR HEARING ON DEFAULT [DOCKET #271.]
 MOTION FOR DISCOVERY [DOCKET #272.]
 MOTION TO STRIKE [DOCKET #273.]
 MOTION FOR CONTINUANCE [DOCKET #274.]
 MOTION FOR SECURITY [DOCKET #304.]
 MOTION TO NAME PARTY [DOCKET #306.]
 MOTION FOR DISCOVERY [DOCKET #311.]
 MOTION TO DISMISS [DOCKET #319.]
 MOTION REGARDING MOT. TO DISMISS [DOCKET #320.]
 MOTION FOR STAY [DOCKET #327.]
 MOTION FOR LEGAL RIGHTS [DOCKET #331.]
 MOTION FOR DISCOVERY [DOCKET #332.]
 MOTION FOR DISCOVERY [DOCKET #333.]
 MOTION TO STRIKE [DOCKET #335.]
 MOTION TO DISMISS [DOCKET #337.]
 MOTION FOR RECONSIDERATION [DOCKET #339.]
 MOTION FOR COMPUTER ACCESS [DOCKET #340.]
 MOTION FOR RECONSIDERATION [DOCKET #341.]

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MOTION FOR STAY

[Docket # 342.]

MOTION FOR STAY

[Docket # 343.]

MOTION FOR STAY

[Docket # 344.]

27. THE PLAINTIFF FILED 81 MOTIONS BETWEEN MARCH 12, 2014 AND NOVEMBER 13, 2014. 35 WERE DISCOVERY MOTIONS OR MOTIONS TO STRIKE. 16 WERE MOTIONS TO NAME ADDITIONAL PARTIES. 8 WERE MOTIONS FOR DEFAULT JUDGMENTS, 4 WERE MOTIONS FOR STAY BECAUSE THE PLAINTIFF WAS ILLEGALLY INCARCERATED. THERE WERE TWO MOTIONS FOR RECONSIDERATION. OTHER MOTIONS WERE IN REGARD TO CONTINUANCE, LET UP TO FILE, HEARINGS, TRO, LIFE STAY, SUBSTITUTED SERVICE, SANCTIONS, JURISDICTION, LEGAL RIGHTS, AND COMPUTER ACCESS.

28. ONLY ONE (1) OF THE PLAINTIFFS 103 MOTIONS WAS EVER SET FOR HEARING.

25. ON MARCH 10, 2014, JUDGE BOB CARROLL STAYED THE CASE CLAIMING THE PLAINTIFF MAY NOT HAVE HAD THE RIGHT TO FILE THIS LAWSUIT.

26. JUDGE BOB CARROLL READ FALSE INFORMATION ABOUT THE PLAINTIFF INTO THE RECORD AT THE FEBRUARY 28, 2014 HEARING.

27. THE PLAINTIFF ~~SENT~~ ^{to the clerk} MAILED A MOTION TO DISMISS SEAND. JEWELING'S MOTION TO DISMISS. IT WAS MAILED WITH OTHER ITEMS THAT WERE ROCKETED, BUT IT WAS NOT ROCKETED.

28. ON JULY 10, 2014, THE PLAINTIFF PRESENTED A SECOND¹ TO MOTION EX PARTE. JUDGE CARROLL ALLOWED VERY LITTLE DISCUSSION. HE DIDN'T RULE ON THE MOTION FOR 31 DAYS. THE TWO

(scribble)

MOTION WAS DENIED DUE TO UNCERTAINTY ABOUT THE IDENTITIES OF DEFENDERS. A PRELIMINARY INJUNCTION HEARING WAS NEVER SET.

29. ON AUGUST 11, 2014, AFTER FIVE MONTHS, JUDGE BOB CARRILL LIFTED THE STAY. WHEN HE DID, HE PLACED ~~THESE~~ RESTRICTIONS ON THE PLAINTIFF ~~WITHOUT LEGAL INVESTIGATION,~~

30. THE PLAINTIFFS REQUESTS FOR HEARING SETTINGS WERE IGNORED AGAIN AND AGAIN. BUT THE DEFENDERS OBTAINED SETTINGS FOR THEIR HEARINGS WHEN THEY REQUESTED THEM.

31. AT A HEARING IN LATE SEPTEMBER OR EARLY OCTOBER 2014, JUDGE BOB CARRILL REVEALED THAT HE HAD BEEN INVESTIGATING THE PLAINTIFF INDEPENDENTLY.

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32. AT A HEARING IN LATE SEPTEMBER OR EARLY OCTOBER 2014, JUDGE BOB CARROLL DENIED THE PLAINTIFF THE RIGHT TO SERVE DEFENDANTS BY EMAIL, A RIGHT GRANTED UNDER THE TEXAS RULES OF CIVIL PROCEDURE.

33. JUDGE BOB CARROLL SET THE SPECIAL APPEARANCES OF SAM ROUND AND SEAN BOUSHIE FOR OCTOBER 28, 2014. JUDGE BOB CARROLL GRANTED SAM ROUND'S SPECIAL APPEARANCE AND DENIED DISCOVERY TO THE PLAINTIFFS DESPITE A DETAILED ITEMIZATION OF WHY DISCOVERY WAS NEEDED TO MEET THE REQUIREMENTS OF TEXAS LAW.

34. JUDGE BOB CARROLL REFUSED TO DENY SEAN BOUSHIE'S SPECIAL APPEARANCE DESPITE THE FACT THAT HE DID NOT APPEAR FOR TWO HEARINGS THAT HE WAS ORDERED TO ATTEND, ^{AND} HAD WAIVED THE RIGHT TO COME ~~BY~~ JURISDICTION.

35. ^{PLAINTIFF} The ~~Relator~~ was detained on October 28, 2014 at approximately 5:30 pm by the Ellis County Sheriff's Department as he left the courtroom following a hearing in the 40th Judicial District Court where he is the Plaintiff in Case 88611. He was told that there was a warrant from Montana. The ~~Relator~~ ^{PLAINTIFF} was not told that he was under arrest, and he was not read his rights.

36. ^{PLAINTIFF} 14. The ~~Relator~~ was taken to the Ellis County Jail. He was not given any paperwork or explanation as to why he was there. The ~~Relator~~ ^{PLAINTIFF} was not asked to prove his identity. The ~~Relator's~~ ^{PLAINTIFF'S} personal property was taken from him.

37. ^{PLAINTIFF} 15. The ~~Relator~~ was told that he had a \$100,000 bond. The ~~Relator~~ ^{PLAINTIFF} informed the officers that he would post bond.

38. ^{PLAINTIFF} 16. The ~~Relator~~ was later told that he was being held for violations of a protective order. No details were given.

39. ^{PLAINTIFF} 17. The ~~Relator~~ was not given a phone call for eight-and-a-half hours. The ~~Relator~~ ^{PLAINTIFF} was kept in the booking area where he discussed his legal situation with several Sheriff's deputies and several booking staff officers. The ~~Relator~~ ^{PLAINTIFF} was never read his rights.

40. ^{PLAINTIFF} 18. At 2:00 am on October 29, 2014, the ~~Relator~~ ^{PLAINTIFF} was given a phone call. It was too late to reach anyone, and the telephones at the jail do not allow a message to be left on voice mail.

41. ^{PLAINTIFF} 19. When the Ellis County bail bond companies opened later that morning, the ~~Relator~~ ^{PLAINTIFF} contacted a bondsman who said he would provide the bond.

42. 20. A corporal in Booking contacted someone in Montana who said a Texas bond would not be accepted.

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43. 21. At 10:21 am on October 29, 2014, the ~~Relator~~ ^{PLAINTIFF} was "arraiged." The ~~Relator~~ ^{PLAINTIFF} was not given the opportunity to speak. The ~~Relator~~ ^{PLAINTIFF} was given no paperwork. The ~~Relator~~ ^{PLAINTIFF} was read his rights. The ~~Relator~~ ^{PLAINTIFF} received no explanation about his rights in regard to Habeas Corpus. The Justice of the Peace told the ~~Relator~~ ^{PLAINTIFF} that his bond was set at \$100,000. The hearing was neither recorded nor videotaped. The ~~Relator~~ ^{PLAINTIFF} was not told that he had the right to contest the "arrest." No time was set for a Writ of Habeas Corpus. The ~~Relator~~ ^{PLAINTIFF} was never told that he had that right. The ~~Relator~~ ^{PLAINTIFF} was not directed to a court of record for purposes of obtaining such a writ.

44. 22. The ~~Relator~~ ^{PLAINTIFF} told Booking that his bond was set by the Justice of the Peace at \$100,000. But the ~~Relator~~ ^{PLAINTIFF} was told that a Texas bond would not be acceptable. The Justice of the Peace did not say that he was setting a Montana bond. (See Exhibit C, a true and correct copy of a document titled "Arrest Report" that the ~~Relator~~ ^{PLAINTIFF} was directed to sign at the end of the time before the Justice of the Peace.) This document says "Texas."

45. 23. The Booking Staff was kind enough to obtain a list of Missoula, Montana bonding companies. The ~~Relator~~ ^{PLAINTIFF} contacted Brad of "Your Bondsman." The ~~Relator~~ ^{PLAINTIFF} made a payment by credit card. Brad told the ~~Relator~~ ^{PLAINTIFF} that he would go to the court there on October 30, 2014 and present the bond.

46. 24. Late in the afternoon of October 30, 2014, Brad called Booking and told an officer and the ~~Relator~~ ^{PLAINTIFF} that the authorities in Montana refused to accept a \$100,000 bond from the local bonding company that they deal with regularly.

47. 25. The ~~Relator~~ ^{PLAINTIFF} was then moved from the Booking Area to "O" Tank in the Ellis County Jail.

48. 26. The ~~Relator~~ ^{PLAINTIFF} tried unsuccessfully to reach an attorney, but the jail telephones are blocked to most attorneys, will not reach many cellphones, and cannot leave voice mails.

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49. THE ATTORNEY FOR DEFENDANT SPAND, FLEMING PROVIDED DOCUMENTS TO JUDGE BOB CANNELL AND CLAIMED THAT THE PLAINTIFF HAD SET UP A WEBSITE, JUDGEBOBMANLI.COM, THAT DECLARED THE JUDGE TO BE CORRUPT.

50. THE PLAINTIFF HAS NOT RECEIVED ANY DISCOVERY FROM ANY DEFENDANT.

51. DISTRICT ATTORNEY PATRICK WILSON AND SHERIFF JIMMY BROWN ATTENDED THE PLAINTIFF'S OCTOBER 28, 2014 HEARING.

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52. JUDGE BOB CARROLL DID NOT SHOW AND IGNORED THE PLAINTIFFS STAY REQUESTS DUE TO THE FACT THAT HE WAS LOCKED UP WITH NO ACCESS TO HIS FILES, EVIDENCE, LEGAL RESEARCH, COMPUTER, COPIER, OR EVEN A BALL POINT PEN OR PENCIL.

53. THE PLAINTIFF REACHED JENNIE MORTON, A CONTRACT LABOR EMPLOYEE, AND SHE CAME TO THE JAIL TO RETRIEVE THE PLAINTIFFS PROPERTY. SHE WAS DENIED THE PLAINTIFFS BRIEFCASE, LAPTOP, AND ZIP DRIVE. SHE WAS TOLD IT WAS BEING HELD AS EVIDENCE FOR MONTANA. IT WAS ULTIMATELY PROVIDED THREE DAYS LATER.

54. THE PLAINTIFF WAS INFORMED THAT HIS PERSONAL PROPERTY RELEASE WITH THE JAIL WAS PUBLISHED ON JOEY'S A LITTLE SCID, BLOGSPOT.COM ALONG WITH JENNIE MORTON'S DRIVERS LICENSE. JENNIE MORTON REPORTED TO THE PLAINTIFF THAT SHE WAS BEING PHYSICALLY SCALDED AS WELL AS CYBERSTALKED. SHE WAS AFRAID, AND SHE CEASED WORKING FOR OR HELPING THE PLAINTIFF.

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55. THE PLAINTIFF HAS BEEN ALLOWED TO RETAIN THE PAPER FILES THAT HE HAD IN HIS POSSESSION FROM THE HEARING WHERE HE WAS TAKEN BY ELI'S COUNTY SHERIFF'S DETAINERS.

56. USING PAGES PULLED FROM THOSE PRINTED FILMS, PLAIN PAPER AND A FLEXIBLE BALL POINT PEN NEARLY THE PLAINTIFF HAD PRINTED VARIOUS FILMS.

OCTOBER 30,

57. ON ~~NOVEMBER 4~~, 2014, THE PLAINTIFF HAD A ~~RESPONSE~~ REPLY TO A RESPONSE FILED BY MAILING IT TO THE CLERK FROM JAIL.

58. ON NOVEMBER 4, 2014, THE PLAINTIFF FILED A MOTION FOR LEGAL RIGHTS AND A MOTION FOR DISCOVERY - BOTH HAND-PRINTED.

59. A GUARD AT THE JAIL TOLD THE PLAINTIFF THAT HE WOULD NOT BE GOING TO A NOVEMBER 6, 2014 HEARING THAT JUDGE BOB CARROLL

HAD PREVIOUSLY SET REGARDING
DEFENDANT SEAN D. FLEMING

60. THE PLAINTIFF HAD BECOME VERY
SICK FROM THE UNBEARABLY
COLD JAIL WHERE COLD AIR BLEW
THROUGH THE HVAC SYSTEM,
SOCKS WERE DENIED, AND ONE BLANKET
WAS INSUFFICIENT.

61. MUCH TO THE PLAINTIFF'S SURPRISE,
HE WAS ~~REMOVED~~^{TAKEN} ON NOVEMBER 6,
2014, AND WAS TAKEN TO JUDGE
BOB CARROLL'S COURTROOM. THE
PLAINTIFF HAD GOTTEN LITTLE OR NO
SLEEP IN 48 HOURS AS HE CONTINUED
CONTINUOUSLY HAD A BAD SORE THROAT,
A HEADACHE, ~~AND~~ CHILLS, AND NAUSEA.

62. DESPITE THE PLAINTIFF'S INCARCERATION,
LACK OF ACCESS TO HIS FILES AND EVERYTHING
ELSE THAT HE USED IN HIS LEGAL WORK,
NO PREPARATION, NO FILES, AND HIS
POOR HEALTH, JUDGE BOB CARROLL
FORCED THE PLAINTIFF TO PROCEED WITH
THE HEARING RATHER THAN ORDER THE STAY

THAT THE PLAINTIFF HAD REQUESTED.

63. AT THE HEARING ON NOVEMBER 6, 2014, JUDGE BOB CARROLL GRANTED VERY LIMITED DISCOVERY, BUT THE PLAINTIFF DID NOT HAVE ACCESS TO ANY OF HIS FILES, SO HE WAS UNABLE TO PREPARE ANYTHING. THIS WAS COMMUNICATED TO JUDGE BOB CARROLL BY MOTIONS, BUT THE PLAINTIFF'S PREDICAMENT WAS IGNORED.

64. AT THE HEARING ON NOVEMBER 6, 2014, THE PLAINTIFF WAS GIVEN A DEADLINE OF THE FOLLOWING MONDAY TO FILE A RESPONSE TO DEFENDANT SEAN D. FLEMING'S MOTION TO DISMISS PURSUANT TO CHAPTER 27. THE PLAINTIFF HAD - PRINTED NIGHT AND DAY TO PREPARE HIS RESPONSE. THE PLAINTIFF ONLY HAD 27 OF THE APPROXIMATELY 150 FALSE AND/OR DEFAMATORY STATEMENTS OF SEAN D. FLEMING. THE PLAINTIFF OBJECTED TO JUDGE BOB CARROLL, BUT ALL OF THE PLAINTIFF'S OBJECTIONS AND REQUESTS FOR STAY WERE IGNORED.

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65. 27. ^{PLAINTIFF} The ~~Relator~~ repeatedly requested access to the Law Library, but the jail does not have one.

66. 28. ^{PLAINTIFF} On November 7, 2014, the ~~Relator~~ was transported by car to the Ellis County Courthouse where he was given two hours for legal research. The ~~Relator~~ ^{PLAINTIFF} researched Texas Rules of Criminal Procedure Article 51 and Texas case law regarding extradition. The ~~Relator~~ ^{PLAINTIFF} printed the statutes and several cases so he could read them at the jail.

67. 29. ^{PLAINTIFF} The ~~Relator~~ read Article 51 and immediately realized that the law had been violated many times.

68. 30. ^{PLAINTIFF} The ~~Relator~~ requested regular access to the Law Library, but his requests were not granted. It wasn't until November 24, 2014 that the ~~Relator~~ ^{PLAINTIFF} was allowed a second visit to the Law Library at the courthouse.

69. 31. ^{PLAINTIFF} On or about November 17, 2014, the ~~Relator~~ hand wrote a petition for writ of habeas corpus and mailed it for filing to the Clerk of the Court of Ellis County.

70. 32. ^{INSERT - SEE NEXT PAGE} On November 21, 2014, the ~~Relator~~ appeared before Judge Cindy Ermatinger of the Ellis County District Court. The ~~Relator~~ ^{PLAINTIFF} thought it would be a hearing on his habeas corpus petition, but it was to ask if the ~~Relator~~ ^{PLAINTIFF} wanted to waive extradition. The ~~Relator~~ ^{PLAINTIFF} refused. The ~~Relator~~ ^{PLAINTIFF} asked why his Texas bond was refused, and Judge Ermatinger said she didn't know and could do nothing about it. Judge Ermatinger did sign a "Warrant Pending Order," and a true and correct copy of this that was given to the ~~Relator~~ ^{PLAINTIFF} is attached as Exhibit D hereto.

71. 33. ^{PLAINTIFF} The ~~Relator~~ obtained a copy of everything in the District Attorney's file at the November 21 hearing. A true and correct copy of a Bench Warrant form Montana is Exhibit A hereto. A true and correct copy of the Probable Cause Statement is Exhibit B hereto. A true and correct copy of the "Arrest Report" document the ~~Relator~~ ^{PLAINTIFF} was told to sign at the "arraignment" is

[Handwritten mark]

INSERT

ON NOVEMBER 20, 2014, JUDGE BOB CARROLL HELD A HEARING ON SEAN D. FLEMING'S MOTION TO DISMISS. THE PLAINTIFF WAS ONCE AGAIN BROUGHT TO THE COURTROOM IN A STAINED IMMEDIATE JUMPER AND HANDKERCHES.

THE PLAINTIFF OBJECTED, BUT HE WAS CUT OFF BY JUDGE BOB CARROLL. THE PLAINTIFF WAS NOT GIVEN HANDLY ANY TIME TO PRESENT HIS EVIDENCE AND ARGUMENTS. JUDGE BOB CARROLL SAID THE PLAINTIFF COULD SUPPLEMENT HIS RESPONSE.

THE PLAINTIFF HAD JUST BEEN GIVEN LIMITED ACCESS TO HIS COMPUTER, SO HE WORKED NIGHT AND DAY ON A SUPPLEMENT TO HIS RESPONSE TO THE MOTION TO DISMISS. IT WAS FILED IN OR ABOUT NOVEMBER 24, 2014. IT WAS INCOMPLETE AS THE PLAINTIFF HAD TO STOP WHEN TRANSPORT OFFICERS SHOWED UP TO TAKE HIM TO THE OFFICE OF THE CLERK OF THE COURT. THE PLAINTIFF CONTINUED WORK AND FILED THE SECOND SUPPLEMENT ON NOVEMBER 24, 2014.

Exhibit C hereto. The Assistant District Attorney stated at the hearing that this was the entire file. At the hearing, Judge Ermatinger signed an order, and a true and correct copy of the order is

Exhibit D hereto.

72. ^{PLAINTIFF} 12. The ~~Relator~~ continued to regularly ask the jail to accept his bond. Requests were ignored or denied with no legal basis for denial ever given.

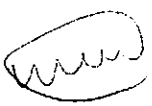
73. ^{PLAINTIFF} 13. The ~~Relator~~ continued to request an audience with an Ellis County judge to present his petition for writ of habeas corpus. His requests were ignored until 3:30 pm on November 25, 2014 when he was taken before Judge Ermatinger. Judge Ermatinger accepted a

^{PLAINTIFF'S} Copy of the ~~Relator's~~ petition for writ of habeas corpus, but she said she did not have jurisdiction to consider it. The ~~Relator~~ asked which court did, and the judge said "Montana." The ~~Relator~~ ^{PLAINTIFF} explained that neither Texas nor Montana law provide for that. The ~~Relator~~ ^{PLAINTIFF} cited *Drake v. Spriggs* and Article 51, but Judge Ermatinger did not budge from her position that she had no jurisdiction.

74. ^{PLAINTIFF} 14. On November 25, 2014, the Court Clerk ^{WROTE TO TELL} told the ~~Relator~~ ^{PLAINTIFF} that his petition was not filed as it was submitted to the wrong court. The ~~Relator~~ ^{PLAINTIFF} was not told which court was "the right court."

75. ^{PLAINTIFF} 15. The evening of November 26, 2014, the ~~Relator~~ ^{PLAINTIFF} received an Inmate Request Form back from Lieutenant Goggans in response to a request. The ~~Relator~~ ^{PLAINTIFF} had asked the Sheriff's Department to identify any statute that gave them the right to refuse the ~~Relator's~~ ^{PLAINTIFF'S} Texas bond and have Montana dictating what is done here. Lieutenant Goggans wrote that Article 51 provides the authority.

76. ^{PLAINTIFF} 16. On November 27, 2014, the ~~Relator~~ ^{PLAINTIFF} demanded his release after 30 days in the Ellis County Jail. Exhibit E hereto is a true and correct copy of the attachment to an Inmate



PLAINTIFF SHERIFF

Request Form that the Relator sent to Booking and the Respondent. Montana did not appear in 30 days as required by law. The Relator was not released.

17. The Relator did not commit any crimes in Montana or Texas.

18. The Relator lives in Dallas, Texas and has not been in Montana.

19. The Relator did not flee from Montana.

80. The Relator is not subject to a permanent protective order in Montana, Texas, or any other state.

81. The Relator has never been in jail before. The Relator has never been arrested or charged with a crime. The Relator does not even have a traffic ticket or parking ticket in the last 14 years. The Relator is 66-years-old and has several medical problems, one of which had surgery scheduled for December. The Relator has no family to help him with any of these problems or his absence from his home and business.

ARGUMENT

A. THE RELATOR WAS ILLEGALLY DETAINED OR ARRESTED BY THE ELLIS COUNTY SHERIFF'S DEPARTMENT.

44. The Relator was illegally detained or arrested by the Ellis County Sheriff's Department.

45. This seems to purport to be regarding violation of Montana law. There are only two means of dealing with "fugitives from justice" and extradition in Texas.

46. The first means of extradition in Texas is contained in Articles 51.01 to 51.12 of the TCCrP. All relate to people who have fled from justice in another state. Articles 51.01, 51.02, 51.03, 51.04, 51.05, 51.06, 51.07, 51.09, 51.11, and 51.12 each refer specifically to

Handwritten scribble in a circle.

82. ON ~~NOVEMBER~~ DECEMBER 2, 2014, THE PLAINTIFF WAS ABLE TO GET TRANSPORT TO THE CLERK OF THE COURT'S OFFICE TO DO FILING, OBTAIN COPIES, AND DO SOME PRINTING AT THE LAW LIBRARY. THE PLAINTIFF REQUESTED A COPY OF HIS NOVEMBER 27, 2014 SECOND SUPPLEMENT TO HIS RESPONSE TO SENATOR D. FLEMING'S MOTION TO DISMISS. THE CLERK, JACKIE, SAID IT HAD NOT BEEN DUCKETED. THE FILING ABSOLUTELY WOULD HAVE BEEN RECEIVED BY TUESDAY, DECEMBER 2 WHEN IT WAS MAILED FROM ~~THE~~ ^{TWO} BLOCKS AWAY ON THURSDAY, NOVEMBER 27.

83. THE PLAINTIFF ASKED TO SEE DEPUTY CLERK MARY WHO HAD WRITTEN THE LETTER REJECTING THE PLAINTIFF'S FILING OF HIS PETITION FOR WRIT OF HABEAS CORPUS. MARY LOOKED LIKE SHE HAD SEEN A GHOST AND WAS EXTREMELY NERVOUS AS SHE CLAIMED SHE DIDN'T KNOW WHO HAD LED COUNCIL TELLINGS. SHE LIED. ERICKA WAS A FEW FEET AWAY.

(www)

84. THE PLAINTIFF
NO SPOKE TO ERICKA, AND SHE SAID A
CASE NUMBER WOULD BE ASSIGNED AS
SOON AS SHE RECEIVED THE PETITION.

85. THE PLAINTIFF
HAD Hired JUANITA EDGECOMB
TO REPRESENT ~~ME~~ ^{him} IN THIS CRIMINAL
MATTER THAT HAD ~~been~~ ^{been} IN ITAL.

86. AT SUBPOENA ON DECEMBER 2, 2014,
THE PLAINTIFF ~~was~~ DENIED ANY FUTURE USE OF
HIS LAPTOP. HE WAS TOLD THIS
WAS ORDERED, BUT THE PERSON
DURING THE ORDERING WAS NOT DISCLOSED.

87. ON DECEMBER 1 AND 2, THE PLAINTIFF
ENTITLED ~~his~~ ^{THE PLAINTIFF} DRAFT OF A PETITION
FOR WRIT OF HABEAS CORPUS TO
JUDGE BOB CARROLL AND DONNA TAY,
HIS COURT COORDINATOR. THIS
PROVIDED DETAILED EVIDENCE AND
EXPLANATION OF HIS ILLBOAT ARREST,
ILLEGAL INCARCERATION, ILLEGAL REFUSAL
OF BOND, AND ILLBOAT REFUSAL TO
DISCHARGE ~~AND~~ AFTER 30 DAYS, THE
^{REVISIONS} CITED THE STATUTE IN THE CONTEXT OF
CRIMINAL PROCEDURE THAT STATES 17

IS THE DUTY OF A JUDGE WHO BECAME
AWARE OF SOMEONE BEING HELD
ILLEGALLY TO ACT. ~~THE PLAINTIFF~~ ^{THE PLAINTIFF} ASKED TO
BE TRANSPORTED TO SEE JUDGE
BOB CARROLL HIS REQUESTS WERE
IGNORED.

88. AT 6:00 AM ON DECEMBER 2, 2014, ~~THE PLAINTIFF~~ ^{THE PLAINTIFF}
WAS HAND-DELIVERED A MEMORANDUM
RULING FROM JUDGE BOB CARROLL
GRANTING SEAN D. FLEMING'S MOTION
TO DISMISS. IT WAS BACKDATED TO
BLACK FRIDAY, NOVEMBER 28, 2014
WHEN THE ELUS COUNTY COURTS
BUILDING WAS CLOSED.

89. ~~THE PLAINTIFF~~ ^{THE PLAINTIFF}
MADE REPEATED DEMANDS TO
BE RELEASED FROM JAIL, AND ALL
WERE IGNORED.

90. ~~THE PLAINTIFF~~ ^{THE PLAINTIFF}
WAS INFORMED BY IONA MAROZZI'S
AND ANOTHER PERSON THAT JUDGE BOB
CARROLL'S WIFE HAD POSTED
NEGATIVE COMMENTS ABOUT JOEY
DAUBEN AND WAS ONE OF THE PEOPLE
POSTING ON JOEY'S A LITTLE KID BLOGSPOT.COM

AND WAS THUS AN UNNAMED
DEFENDANT.

91. THE PLAINTIFF
OBSERVED CLYDE HARLOWE AND
CASEY P. HARLOWE AT TWO OF
THE NOVEMBER 2014 COURT HEARINGS.
UPON INFORMATION AND BELIEF,
HARLOWES HAVE DONATED MONEY
TO JUDGE BOB CARROLL'S CAMPAIGN
FOR JUDGE.

www

ARGUMENT

92. JUDGE BOB CARROLL'S IMPARTIALITY MAY BE REASONABLY QUESTIONED.

93. THE STATEMENT OF FACTS ABOVE INCLUDES MANY ACTIONS AND INACTIONS THAT SHOW A LACK OF IMPARTIALITY.

94. JOEY DAUSEN IS AN ELITE CONWAY MAN WHO IS GREATLY DISLIKED. JUDGE BOB CARROLL IS ONE OF THE JUDGES WHO FOUND JOEY DAUSEN GUILTY OF CRIMES. JUDGE BOB CARROLL CLEARLY HAD A NEGATIVE VIEW OF JOEY DAUSEN. THE DEFENDENTS IN THIS CASE ARE PRO-JUDGE BOB CARROLL AND ANTI-JOEY DAUSEN. JUDGE BOB CARROLL HAD A LACK OF IMPARTIALITY FROM DAY ONE.

95. JUDGE BOB CARROLL HAS NOT RULED IN THE PLAINTIFF'S FAVOR ONCE IN 344 DAYS THUS FAR.

Wm

96. JUDGE BOB CARROLL SET ONLY 1 OF THE PLAINTIFF'S 103 MOTIONS FOR A HEARING, AND JUDGE BOB CARROLL ~~MADE~~ ^{ISSUED} NO ORDERS ON THE 102 UNADDRESSED MOTIONS.
97. THE PLAINTIFF'S ^{PIATS AND} REQUESTS FOR HEARINGS WERE CONTINUALLY IGNORED, BUT A NON-PARTY AND THE DEFENDANTS WHO REQUESTED HEARINGS WERE GRANTED.
98. THE PLAINTIFF WAS DENIED ANY DISCOVERY WHATSOEVER IN 344 PAGES AND COUNSELING.
99. THE PLAINTIFF WAS DENIED THE RIGHT UNDER THE RULES TO REMOVE 23 OF THE DOE DEFENDANTS WITH NAMED DEFENDANTS.
100. THE PLAINTIFF WAS DENIED HEARINGS AND ACTION ON 7 DEFAULT JUDGMENTS.
101. JUDGE BOB CARROLL IGNORED THE PLAINTIFF'S FOUR REQUESTS FOR SUBSTITUTED SERVICE.

www

102. JUDGE BOGSCARROLL LIKELY COMMITTED THE FIRST-EVER CASE OF GRANTING SPECIAL EXCEPTIONS OF NON-PARTY GOOGLE. A NON-PARTY MAY NOT ~~HAVE~~ SPECIAL EXCEPTIONS. THIS SERVED TO DISMISS GOOGLE FROM THE CASE BEFORE THE PLAINTIFFS COULD GET APPROVAL TO NAME THEM.

103. JUDGE BOGSCARROLL REFUSED TO RULI ON THE PLAINTIFF'S EX PARTE MOTION FOR TRU SAYING HE WANTED NONE OF THE DEFENDANTS TO BE SERVED FIRST. THIS COMPLETELY DEFIES THE NATURE OF AN EX PARTE TRU MOTION.

104. JUDGE BOGSCARROLL TOTALLY DENIED ANY DISCOVERY OVER 344 DAYS THIS FAR. THE DEFENDANTS ABUSIVELY ABUSED DISCOVERY, AND JUDGE BOGSCARROLL DID NOTHING AND THUS DENIED DISCOVERY TO THE PLAINTIFF IN A CASE WHERE THE NEED FOR DISCOVERY TO IDENTIFY THE REAL NAMES OF WHOEVERS WAS OF PARAMOUNT IMPORTANCE.

105. JUDGE BOB CORROLL PLACED ONEROUS RESTRICTIONS ON THE PLAINTIFF ON AUGUST 11, 2012. THEN HE NEVER DEALT WITH ANY OF THE REQUESTS SO HE DENIED THE PLAINTIFF OF ESSENTIAL DISCOVERY.

www

106. JUDGE BOB CARROLL GRANTED SAM
KOWN'S SPECIAL APPEARANCE WITHOUT
DISCOVERY WHEN THE EVIDENCES AND
REASONS FOR TARGETED DISCOVERY
WERE THOROUGHLY DETAILED.
SO AS TO COMPLY WITH TEXAS
LAW TO ESTABLISH JURISDICTION

107. JUDGE BOB CARROLL DID NOT HAVE
THE ONE BALANCE IN THE PLAINTIFF'S
FAVOR WHEN HE DENIED THE
PLAINTIFF DISCOVERY PRIOR TO
RESPONDING TO MOTIONS TO DISMISS.

108. JUDGE BOB CARROLL STAYED THE
CASE FOR FIVE MONTHS WITH
NO LEGAL AUTHORITY TO DO SO.

109. JUDGE BOB CARROLL REFUSED TO
STAY THE CASE WHEN THE PLAINTIFF
WAS TAKEN FROM HIS COURTROOM
TO JAIL, THIS PUT THE PLAINTIFF IN
AN IMPOSSIBLE POSITION, DENYING
DUE PROCESS AND EQUAL PROTECTION.
THIS GROSSLY FAVORED THE DEFENDANTS.

www

110. JUDGE BOB CARROLL GRANTED SEAN D. FLEMING'S MOTION TO DISMISS IN A RULING THAT TOTALLY FOUNDED THE FACTS AND THE LAW. SEAN D. FLEMING'S ONLY EVIDENCE WAS THE BROAD, CONCLUSORY STATEMENT THAT EVERYTHING HE SAID WAS PROTECTED BY FREEDOM OF SPEECH. SEAN D. FLEMING PROVIDED NO EVIDENCE WHATSOEVER TO OVERCOME THE CLEAR AND SPECIFIC EVIDENCE OF THE PLAINTEXT THAT FREEDOM OF SPEECH DID NOT APPLY. JUDGE BOB CARROLL'S RULING MEANS THAT IN TEXAS, IT IS NOT DEFAMATORY TO CHARGE SOMEONE WITH A VARIETY OF CRIMINAL ACTS, CHARGE SOMEONE WITH BEING A KILLER, MURDERER, AND EXECUTIONER. JUDGE BOB CARROLL SAYS TEXAS LAW ALLOWS PEOPLE TO FALSELY CALL YOU A PEDOPHILE AND A SEXUAL DEVILANT. JUDGE BOB CARROLL SAYS IT IS OKAY TO REPEATEDLY SAY THAT A MAN LIES IN HIS PROFESSION, RUN COMPANIES INTO THE GROUND, BANKRUPTED A COMPANY, AND HAD NO SKILLS IN HIS PROFESSION.

www

111. JUDGE BOB CARROLL HAS RULED THAT
PEOPLE LIKE SEN A FLEMING
CAN ~~TALK LIES~~ OVER 100 PAGES
OVER 100 LIES ABOUT SOMEONE,
STATEMENTS THEY KNOW OR
SHOULD HAVE KNOWN WERE FALSE
AND GET AWAY WITH IT. JUDGE
BOB CARROLL HAS IN ESSENCE
RULED THAT THERE IS NO SUCH
THING AS DEFAMATION IN TEXAS.

www

112. JUDGE BOB CARROLL PUT FALSE, NEGATIVE INFORMATION ABOUT THE PLAINTIFF INTO THE RECORD.

113. JUDGE BOB CARROLL INVESTIGATED THE PLAINTIFF PERSONALLY, IN VIOLATION OF THE CODE OF JUDICIAL CONDUCT.

114. THE PLAINTIFF SUSPECTS THAT JUDGE BOB CARROLL IS RESPONSIBLE FOR WRONGDOING BY THE OFFICE OF THE CLERK OF THE COURT. THE PLAINTIFF CAN PROVE THAT DOCUMENTS WERE SENT FOR FILING THAT WERE NOT FILED ^{OR WERE} HELD. THE PLAINTIFF BELIEVES HE CAN PROVE THAT JUDGE BOB CARROLL BACKDATED HIS MEMORANDUM RULING DATED NOVEMBER 28, 2014. THE PLAINTIFF NEEDS DISCOVERY TO DO SO. THE PLAINTIFF SUSPECTS THAT JUDGE BOB CARROLL WAS RESPONSIBLE FOR THE CLERK OF THE COURT NOT FILING HIS PETITION FOR WRIT OF HABEAS CORPUS. DISCOVERY IS NEEDED. THESE ACTIONS WILL PROVE A VIOLATE IMPARTIALITY AND SHOULD CONSTITUTE OBSTRUCTION OF JUSTICE.

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115. JUDGE BOB CARROLL SHOWED A
TOTAL LACK OF IMPARTIALITY
WHEN HIS DEFENDANTS ASKED THAT
THE PLAINTIFF BE REQUIRED TO
PROVIDE SERVICE BY MAIL ~~AND~~
NOT EMAIL, AND BY PAPER
RATHER THAN DIGITAL FILES. THE
TELE RULES OF CIVIL PROCEDURE
SPECIFICALLY AUTHORIZES SERVICE
BY EMAIL. DENYING EMAIL
ALLOWED DEFENDANTS TO VIOLATE
THE RULES BY WITHHOLDING THEIR
EMAIL ADDRESSES, ^{HAD JUDGE BOB CARROLL} VIOLATED THE
RULES BY REMOVING EMAIL AS
AN APPROVED METHOD OF SERVICE, AND
DAMAGED THE PLAINTIFF BY STOPPING
HIM WITH EXTRA TIME AND
EXPENSE IN A CASE THAT WAS
ALREADY EXTREMELY EXPENSIVE
AND TIME-CONSUMING.

116. JUDGE BOB CARROLL SHOWED A
BIAS AGAINST THE PLAINTIFF THROUGH
HIS REFUSAL TO DENY SEAN BUSHIE'S
SPECIAL APPEARANCE WHEN HE
FAILED TO SHOW FOR TWO
HEARINGS THAT HE WAS ORDERED TO

(www)

ATTEND AND THAT HIS ACTIONS
HAD ALREADY ACCEPTED TEXAS
JURISDICTION.

117. JUDGE BOB CANNON EITHER IGNORED
OR DENIED THE PLAINTIFF'S VALID
OBJECTIONS.

118. JUDGE BOB CANNON SHOWED EXTREME
BIAS AGAINST THE PLAINTIFF WHEN
HE DENIED A STAY WHEN THE
PLAINTIFF WAS INCARCERATED, AND HAD
LITTLE TO WORK WITH, AND WAS IN AN
EXTREMELY WEAK POSITION TO DO
ANYTHING IN THE CASE. A STAY WOULD
HAVE MAINTAINED THE STATUS QVO.
REFUSING THE STAY REPEATEDLY
SHOWED A TOTAL LACK OF
IMPARTIALITY. THIS WAS EVEN
MORE SEVERE WHEN THE PLAINTIFF
WAS EXTREMELY ILL AND WAS FORCED
TO ARGUE AGAINST A MOTION TO
DISMISS. THAT WAS CRUEL.

119. JUDGE BOB CANNON DEMONSTRATED
HIS LACK OF IMPARTIALITY WHEN

(www)

HE DENIED THE PLAINTIFF THE OPPORTUNITY TO PRESENT HIS RESPONSE TO SEAN D. FLEMING'S MOTION TO DISMISS. THE PLAINTIFF DID NOT EVEN HAVE A LIST OF THE DEFAMATORY STATEMENTS MADE BY SEAN D. FLEMING, BUT JUDGE BOB CARROLL FORCED THE PLAINTIFF TO MOVE FORWARD AND FILE HIS RESPONSE WITHOUT 90% OF WHAT HE NEEDED TO RESPOND PROPERLY.

10. JUDGE BOB CARROLL FAILED TO ACT WHEN THE PLAINTIFF PRESENTED HIM BY EMAIL WITH EVIDENCE OF HIS ILLEGAL ARREST, ILLEGAL INCARCERATION, ILLEGAL DENIAL OF BOND, AND ILLEGAL DENIAL OF DISCHARGE AFTER 30 DAYS.

11. ~~UPON~~ UPON INFORMATION AND BELIEF, ONE OF THE REASONS JUDGE BOB CARROLL IS BIASED AGAINST THE PLAINTIFF IS BECAUSE HIS SPOUSE HAS BEEN INVOLVED WITH SOME OF THE DEFENDANTS

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AND MAY BE ONE OF THE AS-YET-
UNNAMED DEFENDANTS.

122. UPON INFORMATION AND BELIEF, ANOTHER
REASON JUDGE BOB CARROLL IS BIASED
AGAINST THE PLAINTIFF IS BECAUSE
THE PLAINTIFF IS AN ACTIVIST IN
SEEKING TO EXPOSE GOVERNMENT,
JUDICIAL AND LAW ENFORCEMENT
CORRUPTION.

123. THE PLAINTIFF SUSPECTS THERE
MAY BE A CONSPIRACY AT WORK
HERE TO DAMAGE THE PLAINTIFF
WHY HAS JUDGE BOB CARROLL
BEEN SO TOTALLY BIASED AGAINST
THE PLAINTIFF? WHY WERE DA
PATRICK WILSON AND SHERIFF JOHNN
BROWN AT THE PLAINTIFF'S
ROUTINE CIVIL CASE HEARING
BEFORE THE PLAINTIFF WAS
ILLEGALLY ARRESTED AND JAILED?
WHY WAS THE PLAINTIFF DETAINED
ON, COMPLETELY EMPLOYER DOCUMENTS
NOT GIVEN THE RIGHTS AFFORDED,
UNDER ARTICLE 51 OF THE TEXAS
RULES OF CRIMINAL PROCEDURE,
-41-

(www)

DENIED A PHONE CALL FOR 1/2 HOURS,
~~DEWIT~~ HAD TWO \$100,000 BONDS
REFUSED, FALSELY CLAIMED THAT
MORRIS GETS THE BOND IN
EXTRADITIONS, HAD THE DISTRICT
ATTORNEY'S OFFICE AND SHERIFF'S
OFFICE IGNORE AND VIOLATE THE
LAW, HAD THE CLERK OF THE COURT
COMMITTING MISCONDUCT THAT
DAMAGED THE PLAINTIFFS? ~~AND~~
~~WHY?~~ WHY DID THE ASSISTANT
SHERIFF PROVIDE FALSE INFORMATION
ABOUT THE PLAINTIFF TO THE
ATTORNEY FOR DEFENDANT SEN
D. FLEMING? WHY DID THE ILL
REFUSE TO RELEASE THE PLAINTIFF'S
BRIEFCASE AND LAPTOP WITH HIS
PERSONAL PROPERTY - CLAIMING
THEY WERE NEEDED FOR EVIDENCE
IN MORRIS? THERE IS SIMPLY
WAY TOO MUCH WRONG DOING TO
BELIEVE THIS IS GUESSES IN CONSPIRACY.
IT APPEARS TO BE A COORDINATED
EFFORT TO DAMAGE THE PLAINTIFFS
AND JUDGE BOB CARROLL IS AT THE CENTER.

www

124 JUDGE BOB CHARROLL PRINED HIS
BIAS AGAINST THE PLAINTIFF
WHEN HE TREATED THE PLAINTIFF
AS HE HAS IN THIS CASE WITH
NOTHING IN THE RECORD
KNOWN DEFENDANTS AS EVIDENCE
TO COUNTERACT THE PLAINTIFF'S
DETAILED VERIFIED COMPLAINT
AND MANY SWORN AFFIDAVITS.

www

125. JUDGE BOB CARROLL HAS A PERSONAL BIAS OR PREJUDICE CONCERNING THE SUBJECT MATTER AND PARTIES.

126. JUDGE BOB CARROLL HAS REGULARLY COMPLAINED ABOUT THE SIZE OF THE CASE FILE, AND HE HAS SPOKEN ABOUT HIS LIMITED TIME AND STAFF. JUDGE BOB CARROLL HAS A BIAS AGAINST THE SIZE OF THIS CASE.

127. IF JUDGE BOB CARROLL CAN SAY WITH A STRAIGHT FACE THAT LEAN D. FLEMING CAN PUBLISH WHAT HE HAS PUBLISHED AND NOT BE LIABLE FOR DEFAMATION, THEN JUDGE BOB CARROLL HAS A PREJUDICE AGAINST DEFAMATION CASES. HE WOULD HAVE TO BELIEVE THAT THERE IS NO SUCH THING AS DEFAMATION.

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128. UPON INFORMATION AND BELIEF,
~~THE~~ JUDGE BOB CARROLL HAS
PROTECTED HIS FRIENDS AND HIS
SPOUSE, SHOWING BIAS FOR THEM
-AND AGAINST THE PLAINTIFF.
THE PLAINTIFF NEEDS HIS COUNSEL
TO SEE THE LIST OF CONTRIBUTION
DONORS TO JUDGE BOB CARROLL.
ARE CLIVE HARLOWE OR CREE
F. HARLOWE ON THE LIST? ARE
DEFENDANTS ON THE LIST? ARE
UNNAMED DEFENDANTS ON THE
LIST?

129. UPON INFORMATION AND BELIEF,
JUDGE BOB CARROLL DOESN'T LIKE
THE PLAINTIFF'S EFFORTS TO EXPOSE
CORRUPTION.

130. UPON INFORMATION AND BELIEF,
JUDGE BOB CARROLL DOESN'T LIKE
THOSE PLAINTIFFS

(www)

131. JUDGE BOB CARROLL SHOWED HIS
BIAS AGAINST THE PLAINTIFF
WHEN HE STATED THAT THE
PLAINTIFF SUED NON-TEXANS
IN TEXAS BECAUSE HE COULDN'T
SUE THEM IN THEIR STATES.
THIS IS FALSE AND THE SWORN
DECLARATION EXPLAINS EXACTLY WHY
NON-TEXANS WERE SUED HERE.
FURTHERMORE, THE PLAINTIFF CAN
SUE IN ANY STATE AND HAS
NEVER HAD A LAWSUIT ^{FILED} DENIED.

132. JUDGE BOB CARROLL SENTENCED
JOEY RAUBEN AND DOES NOT APPEAR
TO LIKE JOEY RAUBEN. MOST OF
THE DEFENDERS ARE JOEY
RAUBEN HOTELS. THIS GIVES
JUDGE BOB CARROLL A BIAS FOR
THE DEFENDERS AND AGAINST THE
PLAINTIFF WHO FILMED JOEY
RAUBEN'S GIRLFRIEND AND WHO
HAD BEEN ASKED TO FILM JOEY
RAUBEN.

www

133. JUDGE BOB CARROLL HAS NOT ISSUED ORDERS FOLLOWING HEARING THIS HAS BLOCKED THE PLAINTIFF'S APPEALS.

134. JUDGE BOB CARROLL SAW THE JUDGEBOBCARROLL.COM WEBSITE AND WAS TOLD THAT IT HAD BEEN SET UP AND WAS OWNED BY THE PLAINTIFF. THE SITE SAID JUDGE BOB CARROLL IS CORRUPT. THIS HITCHED JOB BY THE ATTORNEY FOR SEAN D. FLEMING CERTAINLY ESTABLISHED A BIAS AGAINST THE PLAINTIFF. THE PLAINTIFF DIDN'T SET UP ON OWN THE WEBSITE, BUT THE DAMAGE WAS DONE.

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