MICHAEL A. SIRAGUSA
ERIE COUNTY ATTORNEY

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

DEPARTMENT OF LAW

MICHELLE M. PARKER
FIRST ASSISTANT COUNTY ATTORNEY

JEREMY C. TOTH
SECOND ASSISTANT COUNTY ATTORNEY

April 24, 2013

Mr. Robert M. Graber, Clerk
Erie County Legislature
92 Franklin Street. 4th Floor
Buffalo, New York 14202

Dear Mr. Graber:

In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

File Name:	*Randle, David L. v. D'Amico, Michael L.*
Document Received:	Documents filed with the Second Circuit Court of Appeals
Name of Claimant:	David L. Randle 38 Andrews Avenue Cheektowaga, New York 14225
Claimant's attorney:	Claimant is proceeding *pro se*.

Should you have any questions, please call.

Very truly yours,

MICHAEL A. SIRAGUSA
Erie County Attorney

By: Michelle Parker
Michelle M. Parker
First Assistant County Attorney

MMP:dld
Enclosure

OFFICE OF THE ERIE COUNTY DISTRICT ATTORNEY

FRANK A. SEDITA, III
DISTRICT ATTORNEY

April 15, 2013

RECEIVED
APR 17 2013
ERIE COUNTY
DEPARTMENT OF LAW

MICHAEL A. SIRAGUSA, ESQ.
ERIE COUNTY ATTORNEY
95 FRANKLIN STREET, ROOM 1634
BUFFALO, NY 14202

Re: Case Name: Randle v D'Amico
Case Number: 13-1283

Dear Mr. Siragusa:

Enclosed please find the Notice of Civil Appeal and related documentsd filed with the 2nd Circuit Court of Appeals in the above-captioned matter.

Very truly yours,

FRANK A. SEDITA, III
DISTRICT ATTORNEY

By: DONNA A. MILLING
Assistant District Attorney
Chief, Appeals Bureau

DAM/sc
Encl.

25 DELAWARE AVENUE • BUFFALO, NEW YORK • 14202-3903 • (716) 858-2424 • FAX: (716) 858-7425 • www.erie.gov

not our County Atty's office - Circuit Phille

Collins, Sylvia

From: cmecf@ca2.uscourts.gov
Sent: Tuesday, April 09, 2013 10:01 AM
To: Collins, Sylvia
Subject: 13-1283 Randle v. D'Amico "Case FILED"

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing.**

Court of Appeals, 2nd Circuit

Notice of Docket Activity

The following transaction was filed on 04/09/2013

Case Name: Randle v. D'Amico
Case Number: 13-1283
Document(s): Document(s)

Docket Text:
NOTICE OF CIVIL APPEAL, with district court docket, on behalf of Appellant David L. Randle, FILED. [900814] [13-1283]

Notice will be electronically mailed to:

Ms. Donna A Milling, Attorney: donna.milling@erie.gov, rita.platt@erie.gov, sylvia.collins@erie.gov, kristy.swanson@erie.gov

Notice will not be electronically mailed to:

David L. Randle, -
38 Andrews Avenue
Cheektowaga, NY 14225

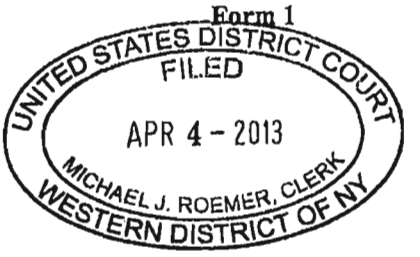
The following document(s) are associated with this transaction:
Document Description: Case FILED
Original Filename: 13 1283 NOA.pdf
Electronic Document Stamp:
[STAMP acecfStamp_ID=1161632333 [Date=04/09/2013] [FileNumber=900814-0] [aee5718be374ba8718f7708c8782349d4e7c9bf928ccd98beeeb3236d2fe64c8cf5dfc0e412dbcf64a11a2f373b63d815b801e5a77267bc21cad81ced18dbfb8]]

Document Description: Dkt_Ntc_BK_CV_PR_Tax
Original Filename: /opt/ACECF/live/forms/zkour721_131283_900814_Dkt_Ntc_BK_CV_PR_Tax_157.pdf
Electronic Document Stamp:
[STAMP acecfStamp_ID=1161632333 [Date=04/09/2013] [FileNumber=900814-1]
[20eb878659ae781e055771ae33c53f49d23e26356a9f8f2dd5152cd28e71d39b174af154ef872524a19fb48d3514
0fc5c28c221f4bc1b1ed8611a7d55dcafe84]]
Recipients:

- Ms. Donna A Milling, Attorney
- David L. Randle, -

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

Form 1



DAVID L. RANDLE,

Plaintiff,

v.

HON. D'AMICO,

Defendant(s).

NOTICE OF APPEAL

1:12 -CV- 1228

Notice is hereby given that DAVID L. RANDLE [*print your name*],

_____ [*identify yourself as plaintiff or defendant in the district court action*]

in the above-named case, hereby appeals to the United States Court of Appeals for the Second Circuit from ✓ (all) _____ part [*check one*] of the decision of this Court entered on 3/29, 2013.
MARCH, 29

[*Complete the next section only if you are not appealing the whole order.*] I am appealing from the part of the order which _____

Dated: 4/4, 2013
APRIL, 4

Signature

DAVID L. RANDLE
Print Your Name
Appearing Pro Se

Address: 38 ANDREWS AVE.
CHTO, NY 14225

Telephone: 716-894-0893

APPEAL,CLOSED_2013,JJM,ProSe

U.S. DISTRICT COURT
U.S. District Court, Western District of New York (Buffalo)
CIVIL DOCKET FOR CASE #: 1:12-cv-01228-RJA

Randle v. D'Amico
Assigned to: Hon. Richard J. Arcara
Demand: $100,000
Cause: 42:1983 Civil Rights Act

Date Filed: 12/11/2012
Date Terminated: 03/29/2013
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

David L. Randle represented by **David L. Randle**
38 Andrews Avenue
Cheektowaga, NY 14225
716-894-0893
PRO SE

V.

Defendant

Hon. M. L. D'Amico

Defendant

My Appellate Attorney
at that time, et al.

Date Filed	#	Docket Text
12/11/2012	1	COMPLAINT against M. L. D'Amico, filed by David L. Randle.(SG) (Entered: 12/14/2012)
12/11/2012	2	MOTION for Leave to Proceed in forma pauperis by David L. Randle.(SG) (Entered: 12/14/2012)
03/29/2013	3	ORDER granting 2 Motion for Leave to Proceed in forma pauperis; dismissing the complaint with prejudice and denying leave to appeal to the Court of Appeals as a poor person. Signed by Hon. Michael A. Telesca on 3/28/13. (SG) (Entered: 03/29/2013)
03/29/2013	4	JUDGMENT in favor of My Appellate Attorney, M. L. D'Amico against David L. Randle. Signed by Michael J. Roemer, Clerk of Court on 3/29/13. (SG) (Entered: 03/29/2013)
04/04/2013	5	NOTICE OF APPEAL as to 4 Judgment by David L. Randle. FEE STATUS: Fee due, IFP Denied. (SG) (Entered: 04/08/2013)
04/08/2013	6	CLERKS CERTIFICATE filed and electronically sent to Court of Appeals (Attachments: # 1 Index)(SG) (Entered: 04/08/2013)

United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007

DENNIS JACOBS
CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

Date: April 09, 2013
Docket #: 13-1283
Short Title: Randle v. D'Amico

DC Docket #: 12-cv-1228
DC Court: WDNY (BUFFALO)
DC Judge: Arcara

DOCKETING NOTICE

A notice of appeal filed by Appellant David L. Randle in the above referenced case was docketed today as 13-1283. This number must appear on all documents related to this case that are filed in this Court. For pro se parties the docket sheet with the caption page, and an Acknowledgment and Notice of Appearance Form are enclosed. In counseled cases the docket sheet is available on PACER. Counsel must access the Acknowledgment and Notice of Appearance Form from this Court's website http://www.ca2.uscourts.gov.

The form must be completed and returned within 14 days of the date of this notice. The form requires the following information:

YOUR CORRECT CONTACT INFORMATION: Review the party information on the docket sheet and note any incorrect information in writing on the Acknowledgment and Notice of Appearance Form.

The Court will contact one counsel per party or group of collectively represented parties when serving notice or issuing our order. Counsel must designate on the Acknowledgment and Notice of Appearance a lead attorney to accept all notices from this Court who, in turn will, be responsible for notifying any associated counsel.

CAPTION: This Court must use the district court caption See FRAP 12(a), 32(a). Please review the caption carefully and promptly advise this Court of any improper or inaccurate designations in writing on the Acknowledgment and Notice of Appearance form. If a party has been terminated from the case the caption may reflect that change only if the district court judge ordered that the caption be amended.

APPELLATE DESIGNATIONS: Please review whether appellant is listed correctly on the party listing page of the docket sheet and in the caption. If there is an error, please note on the Acknowledgment and Notice of Appearance Form. Timely submission of the Acknowledgment and Notice of Appearance Form will constitute compliance with the requirement to file a Representation Statement required by FRAP 12(b).

For additional information consult the Court's instructions posted on the website.

Inquiries regarding this case may be directed to (212) 857 - 8508.

Collins, Sylvia

From: cmecf@ca2.uscourts.gov
Sent: Tuesday, April 09, 2013 10:03 AM
To: Collins, Sylvia
Subject: 13-1283 Randle v. D'Amico "Index/FRAP 10(d) in lieu of ROA FILED"

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing.**

Court of Appeals, 2nd Circuit

Notice of Docket Activity

The following transaction was filed on 04/09/2013

Case Name: Randle v. D'Amico
Case Number: 13-1283
Document(s): Document(s)

Docket Text:
ELECTRONIC INDEX, in lieu of record, FILED.[900853] [13-1283]

Notice will be electronically mailed to:

Ms. Donna A Milling, Attorney: donna.milling@erie.gov, rita.platt@erie.gov, sylvia.collins@erie.gov, kristy.swanson@erie.gov

Notice will not be electronically mailed to:

David L. Randle, -
38 Andrews Avenue
Cheektowaga, NY 14225

The following document(s) are associated with this transaction:
Document Description: Index/FRAP 10(d) in lieu of ROA FILED
Original Filename: 13 1283 Index.pdf
Electronic Document Stamp:
[STAMP acecfStamp_ID=1161632333 [Date=04/09/2013] [FileNumber=900853-0] [72dbc6d575fc004118993f0dec6a74c2808ebbe12548075b867def273d79cf4290b83778c8ba6713113143436b76583cdb3d39f098df2ed5928c5bf62465f1d1]]

Document Description: Notice_of_Index_or_ROA_Filed
Original Filename:
/opt/ACECF/live/forms/zkour721_131283_900853_Notice_of_Index_or_ROA_Filed_209.pdf
Electronic Document Stamp:
[STAMP acecfStamp_ID=1161632333 [Date=04/09/2013] [FileNumber=900853-1]
[2a624f0b32eb99b96ac6adb774d9b04dfed46b5c9779215985deb7d7cb667220f750af60712b65baff11320da3b6
39278788de7124493def072537be50d60e00]]
Recipients:

- Ms. Donna A Milling, Attorney
- David L. Randle, -

APPEAL,CLOSED_2013,JJM,ProSe

U.S. DISTRICT COURT
U.S. District Court, Western District of New York (Buffalo)
CIVIL DOCKET FOR CASE #: 1:12-cv-01228-RJA
Internal Use Only

Randle v. D'Amico
Assigned to: Hon. Richard J. Arcara
Demand: $100,000
Cause: 42:1983 Civil Rights Act

Date Filed: 12/11/2012
Date Terminated: 03/29/2013
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Date Filed	#	Docket Text
12/11/2012	1	COMPLAINT against M. L. D'Amico, filed by David L. Randle.(SG) (Entered: 12/14/2012)
12/11/2012	2	MOTION for Leave to Proceed in forma pauperis by David L. Randle.(SG) (Entered: 12/14/2012)
03/29/2013	3	ORDER granting 2 Motion for Leave to Proceed in forma pauperis; dismissing the complaint with prejudice and denying leave to appeal to the Court of Appeals as a poor person. Signed by Hon. Michael A. Telesca on 3/28/13. (SG) (Entered: 03/29/2013)
03/29/2013	4	JUDGMENT in favor of My Appellate Attorney, M. L. D'Amico against David L. Randle. Signed by Michael J. Roemer, Clerk of Court on 3/29/13. (SG) (Entered: 03/29/2013)
04/04/2013	5	NOTICE OF APPEAL as to 4 Judgment by David L. Randle. FEE STATUS: Fee due, IFP Denied. (SG) (Entered: 04/08/2013)

APPEAL,CLOSED_2013,JJM,ProSe

U.S. DISTRICT COURT
U.S. District Court, Western District of New York (Buffalo)
CIVIL DOCKET FOR CASE #: 1:12-cv-01228-RJA

Randle v. D'Amico
Assigned to: Hon. Richard J. Arcara
Demand: $100,000
Cause: 42:1983 Civil Rights Act

Date Filed: 12/11/2012
Date Terminated: 03/29/2013
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

David L. Randle represented by **David L. Randle**
38 Andrews Avenue
Cheektowaga, NY 14225
716-894-0893
PRO SE

V.

Defendant

Hon. M. L. D'Amico

Defendant

My Appellate Attorney
at that time, et al.

Date Filed	#	Docket Text
12/11/2012	1	COMPLAINT against M. L. D'Amico, filed by David L. Randle.(SG) (Entered: 12/14/2012)
12/11/2012	2	MOTION for Leave to Proceed in forma pauperis by David L. Randle.(SG) (Entered: 12/14/2012)
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03/29/2013	4	JUDGMENT in favor of My Appellate Attorney, M. L. D'Amico against David L. Randle. Signed by Michael J. Roemer, Clerk of Court on 3/29/13. (SG) (Entered: 03/29/2013)
04/04/2013	5	NOTICE OF APPEAL as to 4 Judgment by David L. Randle. FEE STATUS: Fee due, IFP Denied. (SG) (Entered: 04/08/2013)
04/08/2013	6	CLERKS CERTIFICATE filed and electronically sent to Court of Appeals (Attachments: # 1 Index)(SG) (Entered: 04/08/2013)

United States District Court

WESTERN DISTRICT OF NEW YORK

DAVID L. RANDLE

vs.

HON. M. L. D'AMICO, et al.,

CLERK'S CERTIFICATE

CASE NUMBER: 12-CV-1228A
USCA NUMBER:

I, MICHAEL J. ROEMER, Clerk of the U.S. District Court for the Western District of New York, DO HEREBY CERTIFY that the foregoing docket entries, with the exception of the documents listed below, are maintained electronically on the court's CM/ECF system and constitute the Record on Appeal in the above entitled action.

The following documents are not available electronically and are currently maintained in traditional fashion in the Western District of New York's lead office:

Docket No. **All Documents Electronically Filed**

Upon your request, we will make the above documents available to you.

Date: April 8, 2013

MICHAEL J. ROEMER, Clerk of Court

By: s/Suzanne Grunzweig
Deputy Clerk

United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007

DENNIS JACOBS
CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

Date: April 09, 2013
Docket #: 13-1283
Short Title: Randle v. D'Amico

DC Docket #: 12-cv-1228
DC Court: WDNY (BUFFALO)
DC Judge: Arcara

NOTICE OF RECORD ON APPEAL FILED

In the above referenced case the document indicated below has been filed in the Court.

____ Record on Appeal - Certified List

____ Record on Appeal - CD ROM

____ Record on Appeal - Paper Documents

_X__ Record on Appeal - Electronic Index

____ Record on Appeal - Paper Index

Inquiries regarding this case may be directed to (212) 857 - 8508.

Collins, Sylvia

From: cmecf@ca2.uscourts.gov
Sent: Tuesday, April 09, 2013 10:02 AM
To: Collins, Sylvia
Subject: 13-1283 Randle v. D'Amico "District Ct. Order Judgment RECEIVED"

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing.**

Court of Appeals, 2nd Circuit

Notice of Docket Activity

The following transaction was filed on 04/09/2013

Case Name: Randle v. D'Amico
Case Number: 13-1283
Document(s): Document(s)

Docket Text:
DISTRICT COURT JUDGMENT, dated 03/29/2013, RECEIVED.[900850] [13-1283]

Notice will be electronically mailed to:

Ms. Donna A Milling, Attorney: donna.milling@erie.gov, rita.platt@erie.gov, sylvia.collins@erie.gov, kristy.swanson@erie.gov

Notice will not be electronically mailed to:

David L. Randle, -
38 Andrews Avenue
Cheektowaga, NY 14225

Notice will be stored in the notice cart for:

Quality Control 1

The following document(s) are associated with this transaction:
Document Description: District Ct. Order Judgment RECEIVED
Original Filename: 13 1283 Judgment.pdf

Electronic Document Stamp:
[STAMP acecfStamp_ID=1161632333 [Date=04/09/2013] [FileNumber=900850-0]
[60fb5abbc724a8c293aced5a6fbb58632f8da156e02398bec56e9ee49b7d2502cbda77c40b5f85d971439e7736ae1ec006988b92f5f1f8db1d951e0cc9b7762c]]

AO 450 (Rev. 5/85) Judgment in a Civil Case

United States District Court

WESTERN DISTRICT OF NEW YORK

DAVID L. RANDLE

v.

HON. M. L. D'AMICO, et al.,

JUDGMENT IN A CIVIL CASE
CASE NUMBER: 12-CV-1228A

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: that plaintiff's request to proceed in forma pauperis is Granted; that the complaint is Dismissed with prejudice and that leave to appeal to the Court of Appeals as a poor person is Denied.

Date: March 29, 2013

MICHAEL J. ROEMER, CLERK

By: s/Suzanne Grunzweig
Deputy Clerk

Revised 03/06 WDNY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK 12 CV 1228

FORM TO BE USED IN FILING A CIVIL COMPLAINT IN FEDERAL COURT
(Non-Prisoner Context)

All material filed in this Court is now available via the INTERNET. See **Pro Se Privacy Notice** for further information.

1. CAPTION OF ACTION

A. **Full Name of Plaintiff: NOTE:** *If more than one plaintiff files this action and seeks in forma pauperis status, each plaintiff must submit an in forma pauperis application or the only plaintiff to be considered will be the plaintiff who filed an application.*

DAVID L. RANDLE

UNITED STATES DISTRICT COURT FILED DEC 11 2012 MICHAEL J. ROEMER, CLERK WESTERN DISTRICT OF NY

-vs-

B. **Full Name(s) of Defendant(s) NOTE:** *Pursuant to Fed.R.Civ.P. 10(a) the names of all defendants must appear in the caption. The court may not consider a claim against anyone not identified in this section as a defendant.* Attach a separate sheet, if necessary.

1. HON. M. L. D'AMICO
2. MY APPELLATE ATTORNEY (AT THAT TIME)
3. ET AL
4. (APPEAL DATED APRIL/2009)
5.
6.

2. STATEMENT OF JURISDICTION, VENUE and NATURE OF SUIT

All of these sections MUST be answered

Identify the basis for federal Court jurisdiction over your claim, such as that the United States government is a party to the action, all the parties reside in different states and therefore you claim diversity jurisdiction, or the claim presents a federal question or arises under federal law.

A. Basis of Jurisdiction in Federal Court: LAWSUIT IS AGAINST A FEDERAL OFFICIAL INCORRECT ADMINISTRATION OF THE LAW

State why the Western District of New York is the proper venue for this action, such as that your claim arises in or the defendant resides in the 17 westernmost counties of New York State.

B. Reason for Venue in the Western District: ONLY WESTERN DIST. CAN RESOLVE

Identify the nature of this action, such as that it is a civil rights claim, a personal injury or personal property (tort) claim, a property rights claim, or whatever it is.

C. Nature of Suit: civil & constitutional rights were violated.

3. PARTIES TO THIS ACTION

PLAINTIFF'S INFORMATION **NOTE:** *To list additional plaintiffs, use this format on another sheet of paper.*

Name of First Plaintiff: DAVID RANDLE

Present Address: 38 ANDREWS AVE
CHTS, NY 14215

Name of Second Plaintiff:

Present Address:

DEFENDANT'S INFORMATION **NOTE:** *To list additional defendants, use this format on another sheet of paper.*

Name of First Defendant: HON. D'AMICO

Official Position of Defendant (if relevant): ~~25 DELAWARE AVE~~ JUDGE

Address of Defendant: 25 DELAWARE AVE.
BFLO, NY 14202

Name of Second Defendant: ET AL

Official Position of Defendant (if relevant):

Address of Defendant:

Name of Third Defendant:

Official Position of Defendant (if relevant):

Address of Defendant:

4. PREVIOUS LAWSUITS IN STATE AND FEDERAL COURT

A. Have you begun any other lawsuits in **state or federal court** dealing with **the same facts involved in this action?**

Yes____ No ✓

If Yes, complete the next section. NOTE: *If you have brought more than one lawsuit dealing with the same facts as this action, use this format to describe the other action(s) on another sheet of paper.*

1. Name(s) of the parties to this other lawsuit:

Plaintiff(s):

Defendant(s): _____

_____

2. Court (if federal court, name the district; if state court, name the county): _____

_____

3. Docket or Index Number: _____

4. Name of Judge to whom case was assigned: _____

5. The approximate date the action was filed: _____

6. What was the disposition of the case?

Is it still pending? Yes____ No____

If not, give the approximate date it was resolved. _____

Disposition (check those statements which apply):

_____ Dismissed (check the statement which indicates why it was dismissed):

____ By court *sua sponte* as frivolous, malicious or for failing to state a claim upon which relief can be granted;

____ By court for failure to prosecute, pay filing fee or otherwise respond to a court order;

____ By court due to your voluntary withdrawal of claim;

____ Judgment upon motion or after trial entered for

____ plaintiff

____ defendant.

---

5. STATEMENT OF CLAIM

Please note that it is not enough to just list the ground(s) for your action. You **must** include a statement of the facts which you believe support each of your claims. In other words, just tell the story of what happened and do not use legal jargon.

Fed.R.Civ.P. 8(a) states that a pleading must contain "a short and plain statement of the claim showing that the pleader is entitled to relief." "The function of pleadings under the Federal Rules is to give fair notice of the claim asserted. Fair notice is that which will enable the adverse party to answer and prepare for trial, allow the application of res judicata, and identify the nature of the case so it may be assigned the proper form of trial." Simmons v. Abruzzo, 49 F.3d 83, 86 (2d Cir. 1995).

Fed.R.Civ.P. 10(b) states that "[a]ll averments of claim ... shall be made in numbered paragraphs, the contents of each of which shall be limited as far a practicable to a single set of circumstances."

A. FIRST CLAIM: On (*date of the incident*) [redacted] Apr 2009,

defendant (*give the name and (if relevant) the position held of each defendant involved in this incident*) _____

HON. D'Amico, my attorney (Public Defender) had my appellate case before them, without my being present

did the following to me (*briefly state what each defendant named above did*): notified allowed to bring testimony / explanation / evidence and ~~[illegible]~~ Denied my appeal

The federal basis for this claim is: My 5th, 6th, & 8th & 9th amendment rights were violated.

State briefly **exactly** what you want the Court to do for you. *Make no legal arguments and cite no cases or statutes*:
Award $50,000 for mental pain & suffering, along with ~~[illegible]~~ erasing everything pertaining to endangering the welfare of MY!! child. I am a disciplinarian.

B. SECOND CLAIM: On (*date of the incident*) Apr 2009,

defendant (*give the name and (if relevant) position held of each defendant involved in this incident*) unknown attorney ~~just~~ recently moved from Manhattan

did the following to me (*briefly state what each defendant named above did*): spoken with me (after hanging down). Could not understand why I wasn't present (she told me that they told her that I didn't need to be present, which was strange to her)

The federal basis for this claim is: Undue Process of the law.

State briefly **exactly** what you want the Court to do for you. *Make no legal arguments and cite no cases or statutes*:
Award $50,000 (to be paid on her behalf) by the court.

If you have additional claims, use the above format to set them out on additional sheets of paper.

6. SUMMARY OF RELIEF SOUGHT

Summarize the relief requested by you in each statement of claim above.

$100,000, sealed/dismissed/erased, endangering welfare of child case.

Do you want a **jury trial**? Yes ✓ No____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 12/11/12
(date)

NOTE: *Each plaintiff must sign this complaint and must also sign all subsequent papers filed with the Court.*

Signature(s) of Plaintiff(s)