

Jeffrey P. Colwell.

Case #: 17-cv-00884-GPB

Attn: Magistrate Judge Gordon P. Gallagher.

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

This letter is meant to convey in good faith of an additional facility transfer of the Plaintiff Chace Anderson, and various documentation of facts.

JUL 18 2017
JEFFREY P. COLWELL
CLERK

On the early morning of Wednesday, June 28th, 2017; I, the plaintiff was transferred from LARIMER COUNTY JAIL to BENT COUNTY CORRECTIONAL FACILITY, located at the following address: 11560 Road FF.75 Las Animas, CO 81054-9573. This marks Transfer No. #7 within a total time period of only 65 days.

- On April 12th, 2017; the §1983 civil rights lawsuit was filed in CO Federal District Court for the 10th Judicial District, case No. 17-cv-00884-GPB. On April 13th, 2017; Magistrate Judge Gordon P. Gallagher ~~orderd~~ ordered me to file an "AMENDED PRISONER COMPLAINT" with a 30-day order time frame and to proceed in the manner of "Pro Se" litigation.

I, the plaintiff in the foreabove case, wrote the Federal Clerk of the Court a letter on April 21st, 2017 (Fri). Then I was transferred to Denver Reception & Diagnostic Center (D.R.D.C.) on April 24th, 2017 (Mon). This is when the legal supplies I had were seized by D.R.D.C. staff. I was only allowed one indigent letter, which I sent to my parents, Dr. Kevin J. Anderson and Susan Anderson. Then I was transferred to the Court Transport Unit (C.T.U.), commonly known as cell house 5, located and attached to Territorial Prison in Canon City. I immediately sent a letter to the Federal Clerk of the Court on May 2nd, 2017 (Tue).

At this point, the plaintiff struggled extensively to complete the complaint (amended). However, on May 7th, 2017 (Sun), the AMENDED PRISONER COMPLAINT was mailed in two parts, numbering roughly 21-22 pages each. Within the envelopes was an additional letter informing the Federal Clerk of the Courts, the reasoning for two envelopes, and requesting for the documents to be combined, meaning filed simultaneously. The 30 day deadline ended Thursday, May 11th, 2017 (Thur). The "AMENDED PRISONER COMPLAINT" contained no certificate of mailer due to no other parties being present in the case, and court orders preventing the Plaintiff from serving the complaint. This is indeed justifiable.

(continued) Thursday, June 29th, 2017

(mon).

On May 15th, 2017, I was transferred to Crowley County Correctional Facility (C.C.C.F.), denied mailing privileges and placed in the "Hole," or Administrative Segregation. On May 22nd, 2017 (Mon), I was transferred back to the Court Transport Unit / Cell House 5. I immediately sent a letter to the Federal Clerk of the Court on Wednesday, May 24th, 2017. On May 31st, 2017 (Wed), I was xfered to Bent County Correctional Facility, between 05/31/17 → 06/06/17, I sent the Federal Clerk of the Court an additional letter. On June 6th, 2017, I was "writtet" back to Larimer County Jail, inmate #17-10921. I immediately wrote the Federal Clerk of the Court on June 7th, 2017 (Wed). On Wednesday, June 28th, 2017, I was transferred back to Bent County, and this letter is being sent on Thursday, June 29th, 2017.

One of my letters resubmitted a Motion for Appointment of Counsel, and one of my letters included various documents, including responses to my requests, and verification of the submittance of the "AMENDED PRISONER COMPLAINT" on May 7th, 2017 at Cell House 5. This includes the officers last name and badge number that accepted and sealed my legal mail on May 7th, 2017.

To the best of my ability, in good faith, I have attempted to notify the Court, and the Federal Clerk of the Court upon each of my transfers.

I, Chayce Aaron Anderson, has not received any correspondence from the Court in response to any of my letters or in response to my filing of an "AMENDED PRISONER COMPLAINT" on May 7th, 2017.

Today, June 29th, 2017, I am submitting a "Kite" to request any mail received at Bent County to be delivered to me in Administrative Segregation. I received no legal mail at Larimer County Jail, nor Bent County Correctional Facility to current date.

The plaintive feels undue duress due to the number of transfers, lack of legal material, no notification from the Court. I abided with ALL received Court orders, but finds extreme difficulty to proceed "pro se" without receiving Court orders, documents, etc., especially if Court orders toll on a 30-day basis. These events are out of my control, and I should not be punished for said events. Thank you.

Chayce A. Anderson P.O.C. #
175290

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06/29/17

Jeffrey P. Colwell.

Case #: 17-cv-00884-BPG

Attn: Magistrate Judge Gordon P. Gallagher.

This second attached letter is meant to convey in good faith, additional relevant information to this suit.

On June 9th, 2017, I had two criminal appearances in the 8th Judicial District, or Larimer County Court. The first was an appearance in Court room 3B, or Larimer County District Court before the Honorable District Court Judge Julie K. Fields at approximately 8:30 A.M. This case is still pending jury trial on a separate indictment. The jury trial was scheduled on Monday, June 19th, 2017 to run for five days. This trial was vacated and rescheduled for a four-day jury trial beginning on October 23rd, 2017. This was done after I waived speedy trial due to my private ADC lawyer being unable to reach me in D.O.C. My criminal defense lawyer is J. Andrew Taylor, Bar #28855. (970) 391-3638, 155 E. Boardwalk STE 440 Ft. Collins, CO 80525. I also had a Larimer County County Court appearance at 1:30 P.M. on the same day in Court room 4D, or magistrate judge Leyman's court room for a 2017 misdemeanor indictment. This case has been continuously agreed upon to trail the 2016 case, and was rescheduled for August 7th, 2017 at 1:30 P.M. in 4D Leyman's County Court. My last appearance was on June 19th, 2017 back in Fields' District Court. This is when the jury trial was rescheduled. Fields also scheduled a pre-trial conference for the morning of October 10th, 2017.

The reason I am notifying the residing court is to inform of my pending court dates (08/07/17, 10/10/17, & 10/23/17 → 10/26/17) and to notify in advance the pending "writs," meaning I'll be writted back to Larimer County early August for at least a week, and possibly nearly the entire month of October. This may present a difficulty being able to communicate with me, or send me documents during these time periods.

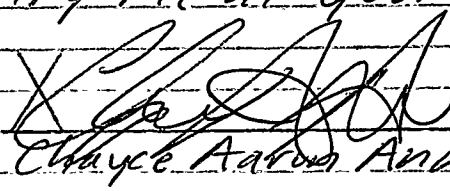
My ADC lawyer has asked me some preliminary questions regarding my suit, and I have been unable to answer due to no correspondence from the residing court, nor from the Federal Clerk of the Court. I do understand the difficulty everyone has had reaching me, including my own

criminal defense attorney who is currently actively representing me. The reason I submitted an "Appointment of Counsel" motion in advance with my original prisoner complaint was due to the conflicts that could have been caused due to my pending transfers. The residing Court denied that motion as premature. Those conflicts have now arose...

This suit should not have been summarily dismissed without notice, and without a timely option to appeal due to the plaintive abiding within the 30 day order and complying by sending an "AMENDED PRISONER COMPLAINT."

The plaintive, Chayce A. Anderson, has repeatedly demonstrated a desire and intent to follow through with appropriate litigation. I have tried to the best of my ability to notify the Court immediately upon each subsequent transfer. The "AMENDED PRISONER COMPLAINT" may very well appear "unorthodox," but I spent tremendous energy amending my complaint with the minimum resources available. I was delimited with lack of paper, lack of ink, lack of access to a law library, lack of manila envelopes, and was deemed indigent during that time period. At the Larimer County Jail, I am deemed indigent, but my prison account has available funds to pay the \$10⁰⁰ copays. This has caused me to be very stressed, therefore please notify me at your earliest convenience. - Chayce A.

#175290

 06/29/17
Chayce Aaron Anderson

Jeffrey P. Colwell.

Case #: 17-cv-00884-GPG

Attn: Magistrate Judge Gordon P. Gallagher.

This third attached letter is meant to convey in good faith, new information acquired by me late last evening.

A Bent County Correctional Facility employee hand delivered my following legal mail to me on the evening of Thursday, June 29th, 2017.

1. MOTION for Appointment of Counsel #2 by Plaintiff Chayce Aaron Anderson.

-The following transaction was entered on 6/6/2017 at 4:34 P.M. M.D.T. and filed on 6/6/2017.

2. LETTER by Plaintiff Chayce Aaron Anderson.

-The following transaction was entered on 6/6/2017 at 4:31 P.M. M.D.T. and filed on 6/6/2017.

3. A letter from State of Colorado - Office of the Alternate Defense Counsel written by paralegal Bonnie Stewart to notify me that the transcribed record of the trial in question was completed and submitted to the CO Court of Appeals, having been due by June 15, 2017. This letter also mentioned the ADC office will appoint an appellate attorney after the CO Court of Appeals notifies the ADC office, and that copies of the transcript can be discussed and acquired from said appellate attorney in the future.

A. #'s 1 & 2 were the only received correspondence received from the Office of the Clerk - UNITED STATES DISTRICT COURT - Alfred A. Arraj Courthouse. They were each 1 pg. cover pages only.

B. #'s 1 & 2 were received at B.C.C.F. on June 12th, 2017; but not delivered until June 29th, 2017.

C. # 3 was only mentioned for accurate documentation, and to notify the Court the availability of access to transcripts, which will serve as EXHIBITS.

(continued);

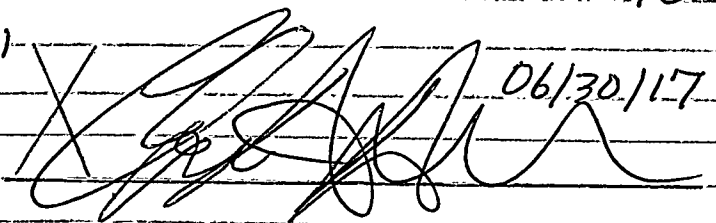
Friday, June 30th, 2017

The Plaintiff Chayce A. Anderson would like to respectfully thank the residing court, the applicable CLERK, and all other members in addressing my concerns. Any vented frustration was unintentional and a direct result of undue duress caused by factors outside of my control. I completely understand that the staff are doing their best to reach me in a timely manner, and it is greatly appreciated.

Thank you,

Sincerely,

D.O.C. # 175290

A handwritten signature in black ink, appearing to read 'Chayce A. Anderson', with a date '06/30/17' written to the right.

Chayce Aaron Anderson
BENT COUNTY CORRECTIONAL
FACILITY
11560 Road FF. 75
Las Animas, CO 81054-9573

Attn: Magistrate Judge Gordon P. Gallagher.

This fourth attached letter is meant to convey in good faith in regard to my Transfer #8.

My Transfer #8 occurred on the morning of Wednesday, July 12th, 2017. I was transferred from BENT COUNTY CORRECTIONAL FACILITY to Cell House #5, also known as the C.T.U. (Court Transport Unit) attached to the Territorial Prison in Canon City, CO.

The new mailing address is CTCF/CH5, P.O. Box 1010
Canon City, CO 81215-1010.

While at B.C.C.F. in Administrative Segregation, or the "hole," I requested for my legal mail (1st 3 letters) to be sent out on Friday, June 30th, 2017.

I tried to get Corrections Corporation of America (C.C.A.) staff to seal my mail, and bring down AR Form 300-38A: Outgoing Restricted Inspection Mail Log, but staff never brought down the AR Form.


My 1st Kite was submitted Thursday, June 29th, 2017.

My 2nd Kite was submitted Sunday, July 9th, 2017.

These letters will now be sent out all together, on the morning of Thursday, July 13th, 2017.

The plaintive, Chayce A. Anderson, is once again pending transfer to a new Permanent Facility.

The only legal correspondence received to date is respectively mentioned in the third attached letter.

Sincerely,  07/12/17
Chayce Aaron Anderson
D.O.C. #175290

Colorado Department Of Corrections

Name Chayce A. Anderson

Register Number 175290

Unit A0SE6-6-03

~~Branch~~ Bent County

~~City/State/Zip~~ Correctional Facility

~~11560 Road EE-75~~

~~Las Animas, CO 81054-9573~~

~~Cell House 5-L-1-14~~

CTCF /CH5

P.O. Box 1010

Canon City, CO 81215-1010

DENVER
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07/14/2017
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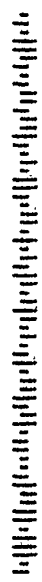


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Legal
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CLERK OF THE COURT
Alfred A. Array, United States Courthouse
901 19th Street, Room A105
Denver, CO 80294-3589

80294-250151



FACILITY CTCF DATE REC'D 7-13-2017
 DOC EMPLOYEE LAST NAME MCKAY 2822 MSM
175290 Anderson RTD
 DOC# OFFENDER LAST NAME

