

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

Kent E Hovind
plaintiff

v. Case No. 0:13-1177-MGL-PJG

William G. Anderson; Neil Dial;
3 Unknown Named John/Jane Doe Employees
defendants

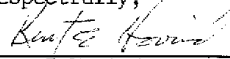
Motion To Compel Discovery And For
Sanctions

1. Kent E Hovind swears to his statements herein under penalty of perjury and pursuant to 28 USC 1746.
2. Defendants Anderson and Dial were sent discovery by certified USPS mail on 9/29/13, giving them both more than the 30 days allowed to comply with discovery under the Fed.R.Civ.P. .
3. Neither of the defendant's have sent the requested discovery, which is prejudicial to the plaintiff's case as a pro se litigant who is also imprisoned.
4. Defendant's Anderson and Dial have also disobeyed the court's initial order requiring them to provide the plaintiff with the additional names of the three Edgefield FCI R+D employees.
5. The plaintiff, based on the defendant's disobedience of the court's orders and the rules federal procedure, respectfully asks the court to issue an order compelling them to comply with the plaintiff's discovery requests.
6. The Plaintiff also respectfully requests that the court also require the defendants to deposit the sum of \$500.00 into his prison account as sanctions for the extra legal work he has had to expend at the of \$125.00 an hour in ascertaining how to prosecute the suit under the defendant's noncompliance.
7. The plaintiff is at a disadvantage in prosecuting this instant suit from prison as it is, and the defendant's actions are further prejudicing his already difficult task.

WHEREFORE the plaintiff prays that the court will grant him the relief requested.

Respectfully,

11/8/13


Kent E Hovind

Certificate of Service

Kent E Hovind, plaintiff, hereby certifies that a true copy of this Motion was mailed via first class mail to AUSA Barbara Bowens at 1441 Main St, # 500, Columbia SC 29201, and to Neil Dial at FPC Edgefield, 501 Gary Hill Rd, Edgefield, SC 29824, on 11/8/13.


Kent E Hovind

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

Kent E. Hovind
plaintiff

v.

Case No. 0:13-1177-MGL-PJG

William G. Anderson; Neil Dial;
3 Unknown Named John/Jane Doe BOP
Employees
defendants

Motion Requesting Defendant(s) William G. Anderson
Be Found In Contempt For Disobeying Court Order

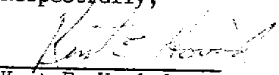
Comes Now Kent E. Hovind, and files this motion for the following reasons:

1. Kent E. Hovind swears to his statements herein under penalty of perjury of the laws of the United states, pursuant to 28 USC 1746.
2. On August 7, 2013, United States Magistrate Judge Paige J. Gossett ordered defendants William G. Anderson (Anderson) and defendant Neil Dial (Dial) to answer the complaint in this case and to respond to the Motion To Compel requiring them to send to the plaintiff the names of the three additional BOP employees at FCI Edgefield that were involved in the mishandling of the plaintiff's legal box.
3. The defendants were served on 8/12/2013 by the US Marshall (see Exhibit 1 + 2) , thus giving them 60 days to respond to the complaint and 30 days from 8/12/13 to comply with the judge's order regarding the Motion To Compel.
3. As of 10/20/13, neither defendant has complied with the judge's order in relation to the Motion To Compel, prejudicing the plaintiff in his abilities to properly prosecute the suit as a confined person without normal freedom and access to information.
4. Only defendant Anderson has answered the suit, defendant Dial having both defaulted in his response thus entitling the plaintiff to default judgment, and also failed to respond in any manner to the Judge's order.

Wherefore the plaintiff respectfully asks the court to hold both defendants in contempt for their willful disobedience of its orders and to grant the plaintiff any other appropriate relief.

Respectfully,

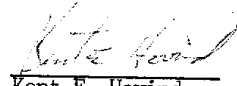
Date:10/20/13


Kent E. Hovind

Certificate Of Service

Kent E. Hovind, plaintiff, hereby certifies that a true copy of this document was mailed via first class mail, postage prepaid, to AUSA Barbara Bowens at 1441 Main Street, Suite 500, Columbia SC 29201, and to Neil Dial at FPC Edgefield, 501 Gary Hill Road, Edgefield, SC 29824, on 10/20/13.

Date: 10/20/13


Kent E. Hovind

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF Kent E. Hovind	COURT CASE NUMBER 0:13-cv-00177-MGL-PJG
DEFENDANT William G. Anderson, et al	TYPE OF PROCESS
SERVE ➔	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN William G. Anderson
AT	

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

<input type="checkbox"/> Kent E. Hovind 06452-017 Federal Prison Camp PO Box 9000 Berlin, NH 03570	Number of process to be served with this Form - 285	1
	Number of parties to be served in this case	5
	Check for service on U.S.A.	X

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Signature of Attorney or other Originator requesting service on behalf of: Kate Hovind

PLAINTIFF DEFENDANT

TELEPHONE NUMBER: N/A DATE: 6-9-13

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process <u>1</u>	District of Origin No. <u>71</u>	District to Serve No. <u>71</u>	Signature of Authorized USMS Deputy or Clerk <u>Jud. Spring</u>	Date <u>8/7/13</u>
---	---------------------------	-------------------------------------	------------------------------------	--	-----------------------

I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

Name and title of individual served (if not shown above): Bonnie Vining - Legat asst. - FPM EDC

Address (complete only if different than shown above):

A person of suitable age and discretion then residing in the defendant's usual place of abode.

Date of Service: 8/12/13 Time: 9:30 pm

Signature of U.S. Marshal or Deputy: [Signature]

Service Fee <u>\$137.50</u>	Total Mileage Charges (including endeavors) <u>\$76.84</u>	Forwarding Fee	Total Charges <u>214.34</u>	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
--------------------------------	---	----------------	--------------------------------	------------------	--------------------------------	------------------

REMARKS: 1st END 8/7/13 FWD TO 1016-OPS for H.S. g

8/12/13 2.5 hrs 8:30AM-11:00AM | 136 miles Roundtrip px. 565 = \$76.84 1 DUSM

NOTE

PRIOR EDITIONS MAY BE USED

3. NOTICE OF SERVICE

FORM USM-285 (Rev. 12/15/80)
(Instructions Rev. 12/08)

EXHIBIT 1

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

See instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF Kent E. Hovind	COURT CASE NUMBER 0:13-cv-01177-MGL-PJG
DEFENDANT William G. Anderson, et al	TYPE OF PROCESS

SERVE AT { NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN.
Counselor Dial, R&D Dept, FPC Edgefield, 501 Gary Hill Rd, Edgefield SC 29824
ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

Kent E. Hovind
06452-017
Federal Prison Camp
PO Box 9000
Berlin, NH 03570

Number of process to be served with this Form - 285	1
Number of parties to be served in this case	5
Check for service on U.S.A.	X

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):
Fold

Signature of Attorney or other Originator requesting service on behalf of: <i>Kent Hovind</i>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER N/A	DATE 6-9-13
--	---	-------------------------	----------------

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin No. 71	District to Serve No. 71	Signature of Authorized USMS Deputy or Clerk <i>Quincy Sperry</i>	Date 8/7/13
---	--------------------	------------------------------	-----------------------------	--	----------------

I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

Name and title of individual served (if not shown above) <i>Edna Vining, Legal Assn - FCI EDG</i>	<input checked="" type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service 8/12/13
	Time 9:35 am
	Signature of U.S. Marshal or Deputy <i>Quincy Sperry</i>

137.50 See process	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges 137.50	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
-----------------------	---	----------------	-------------------------	------------------	--------------------------------	------------------

REMARKS: 1st END 8/7/13 FWD TO COG OPS for pt. of J
8/12/13 see process J-1

NOTE