

## STATE OF ARKANSAS BUREAU OF LEGISLATIVE RESEARCH

Marty Garrity, Director

Kevin Anderson, Assistant Director for Fiscal Services

Matthew Miller, Assistant Director for Legal Services

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Eric Sanders, Assistant Director for Information Technology Services

# Claims Review/Litigation Reports Oversight Subcommittee of the Arkansas Legislative Council Claims Subcommittee of the Joint Budget Committee Statement of Redaction of Confidential Information

Style of Case: Harold Holloway v. Arkan	sas Division of Correction	
Docket Number: Claim No. 240060		
Type of Matter (please circle one):	Claims Review	Litigation Reports Oversight
As indicated by my signature be	elow:	
disseminated by the Sul are published or dissem under the Freedom of II  I further acknowledge to Subcommittee and mak  I certify that I have revie confidential information Order No. 19, § VII, and seq., including without I phone number, date of medical records, and fin  If a redacted document	ninated by the Subcommittee will information Act of 1967, Arkansa hat it is my responsibility to revieue any necessary redactions. It was a sewed each document submitted in excluded from public access by the Freedom of Information Act limitation an individual's home a birth, social security number, in ancial account numbers.	consideration and those documents that Il be considered subject to disclosure is Code § 25-19-101 et seq. ew each document submitted to the
Melchen	Arkansa	as State Claims Commission, Attorney Specialist
Signature	Title an	d Agency
Mika Tucker	Octobe	er 30, 2024
Name	Date	

One Capitol Mall, 5th Floor, Little Rock, AR 72201

1

revised 08/23

Phone: (501) 682-1937

From: **ASCC New Claims** To: Thomas Burns (DOC)

Cc: Kathryn Irby; Mika Tucker; Bilenda Harris-Ritter Subject: CLAIM: Harold B. Holloway v. ADC, Claim No. 240060

Date: Friday, August 11, 2023 8:57:00 AM Harold B. Holloway ADC agency ltr .pdf Harold B. Holloway Corr.pdf Holloway v. ADC -- ltr re no claim form.pdf Harold B. Holloway Complaint.pdf Attachments:

Please see attached. Contact Kathryn Irby with any questions.

Thank you, Caitlin

#### **Caitlin McDaniel**

Administrative Specialist II **Arkansas State Claims Commission** 101 East Capitol Avenue, Suite 410 Little Rock, Arkansas 72201 (501) 682-1619

#### August 11, 2023

Mr. Thomas Burns Arkansas Division of Correction 6814 Princeton Pike Pine Bluff, Arkansas 71602 (via email)

RE: Harold B. Holloway v. Arkansas Division of Correction Claim No. 240060

Dear Mr. Burns,

Enclosed please find a copy of the above-styled claim filed against the Arkansas Division of Correction. Pursuant to the Arkansas Rules of Civil Procedure, as well as Claims Commission Rule 2.2, you have **thirty days from the date of service** in which to file a responsive pleading.

Your responsive pleading should include your agency number, fund code, appropriation code, and activity/section/unit/element that this claim should be charged against, if liability is admitted, or if the Claims Commission approves this claim for payment. This information is necessary even if your agency denies liability.

Sincerely,

Mika Tucker

ES: cmcdaniel

cc: Harold B. Holloway (ADC ), Claimant (w/ encl.)
Bilenda Harris-Ritter, counsel for Ark. Dept. of Corrections (w/encl.) (via email)

HAROLD B. HOLLOWAY

Arkansas State Claims Commission

JUL 15 2023

CLERK

July 12,2023

RECEIVED

ARKANSAS STATI CLAIMS COMMISSIUD 101 & CAPITAL AUS, SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

RE! FILE-MARKED COPY.

DEAR CLERK!

IN JUME 2023 YOU MAILED ME A BLANK COMPLAINT FORM. YOU ONLY SEST ONE BLANK FORM. THE FORM WAS ACCOMPANIED BY A COPY OF A.C.A. 19-10-208 (F). THIS WAS THE ONLY WASTRUCTION FORM ENCLOSED. DO WHERE IN 19-10-206 (F) DOSS IT SAY THAT AN IMMATE MUST PROVIDE TWO COPIES OF HIS COMPLAINT IN ORDER TO RECEIVE A FILS-MARKED COPY FOR HIS RECEIVE.

I THOUGHT THE RULES MUST HAVE CHANGED. YOU USUALLY SEND A CLAIMS COMMISSION IASTRUCTION SHEET THAT LISTS ALL THE RULES. THIS TIME YOU COLY SENT 19-10-208(F).

I COMPLETED THE COMPLAINT FORM AND MAILED IT TO YOU REQUESTING A FILE-MARKED COPY FOR MY RECORD. I NEVER RECEIVED ONE. (MAILED: 6/30/23)

IN ADDITION, THE ADON THE LAW LIBRARY HAS RECENTLY UNDERGONE A PERSONELL CHANGE. THE WOMEN HAVE BEEN ASSIGNED TO THE JOB. THEY HAVE NOT YET FIGURED OUT HOW THEY WANT TO DO THINGS. THEY HAVE MADE MANY CHANGES IN THE PROCEDURE. I GET ABOUT YE OF WHAT I REQUEST. EACH WEEK THERE IS A DEW EXCUSE.

THEY HAVE CREATED A NEW LAW LIBRARY FORM. I HAVE EXCLUSED A COPY, I CIRCLED THE RELEVANT PART. THEY REFUSE TO MAKE CODIES UNLESS I CAN PROVE I HAVE AN "OPEN CASE", I CAMBOT DO THIS WITHOUT A FILE-MARKED COPY OF THE COMPLAINT, SO IT'S A CATCH 2'2 SITUATION - I CAN'T SEND YOU TWO COPIES WITHOUT A FILE-MARKED COPY AND YOU WON'T SEND ME A FILE-MARKED COPY AND YOU WON'T SEND ME A FILE-MARKED COPY AND YOU COPIES.

AGAIA, I'M SURE THE LADIES WILL FLEURE IT OUT. USE JUST HAVE TO GIVE THEM TIME TO FIGURE THE JOB OUT.

SO, WILL YOU MAKE AN EXCEPTION IN THIS CASE AND SEND ME A FILE-MARKED COPY. I DID REQUEST ONE.

THANK YOU FOR YOUR CONSIDERATION, GOD BLESS AND KEEP YOU.

HAROLD B. HOLLOWAY

AMERICA B. HISTOCHAN

To: Hollowsy, H.



CB3-03

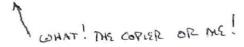
From: S. Budnik, Program Specialist

Date: 6-2-2023

RE: Legal Request

Due to the Law Library printer not working your request will need to be resubmitted next week.

IT has been notified of the situation.



#### LEGAL ASSISTANCE, SUPPLY/MATERIALS, TYPING & COPY FORM

	40	C#.	Cell/Iso:	Date: /	/
Inmate Name (Print): FAILURE TO PROVIDE YOUR NAME AND AD	C#. WILL RESULT IN YO	C#: UR ORDER NOT B	EING FILLED		
Inmates on Punitive Restriction may order legal mater	als unless on Behavior Con	trol or Treatment pre-	caution.		
OPEN CASE NUMBER:			_ (if open case number is re-	quired below)	
Do not order: Grievance/Informal Resolutions, Withdforms are available from security staff in the cell block	rawal Request, Sick Call, W /Isolation areas.	Vitness Statements, Pl	hone request, or deposit requ	ests from the law library	, these
SUPPLY REQUEST APPROV		NIED			
Inmates may obtain lined paper, envelopes, and postage indigent inmate can present "OPEN CASE DOCUME number for verification	e through the Commissary i	indigent program and	non-indigent inmates may p tory post conviction deadline	urchase these items. Unl es. Please provide your o	ess the pen case
Typing PaperLimit per Envelopes #10 Limit per Manila (Large) Envelope Limit per	issue – (5)	(20) possession (10) possession (04) possession	on limit		
TYPING REQUEST APPROV	ED DE	NIED	in the same of the		**************************************
I am requesting to have my legal work typ It must be neatly written and will be type additions. Pre-printed forms will not be ty	d as is. It can be sent ba	ent is: ick only one (1) tin	ne for editing/correction	and it is . You <u>cannot</u> send it l	_ pages long back with
					Initials
REQUEST FOR COPIES APPROV	ED DE	NIED			
I request copies to be made for a LEGAL purpose		Number of o	copies: Initial		
You must attach a properly signed Inmate Withdrawal copy)Documents not of a legal nature may be requeste Copier service will be authorized once (1) per month conviction deadlines.	d for a compelling reason b	v writing a request to	the Law Library Supervisor	explaining why you nec	d copies.
LEGAL MATERIAL REQUEST (Case, Statutes, A check out UP TO 2 law books and UP TO 6 cases/polimore than 2 Legal Assistance request forms per week	cies PER WEEK pursuant t	All submissions mus o V.U. policy 14.7.0.	st be listed below, with no m Do not use the margins or b	ore than one item per lin ack of sheet to submit re	e. You may quests. No
I			YES NO	`	\
2			YES NO		1229
3.			YES NO	_ (	,
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5.			YES NO [		
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6			YES NO		
No more than two (2) books and six (6) cases/policies present verifiable "OPEN CASE DOCUMENTS" that If you are unsure of your need, an <u>Index of Law Library</u>	consist of deadline or be w	ithin statutory post co	onviction deadlines.	egal materials. Unless th	e inmate can
LEGAL ASSISTANCE:					
When an inmate is unable to make meaningful use of for Inmates, Request an Attorney For Inmates From unATTORNEY FOR INMATES, PO BOX 2	nder Legal Material Reques	t and send via Truck	ance in preparing and filing Mail to:	legal papers from the AE	OC Attorney
Inmate Signature:	Date Requested:/	/			
Program Specialist Signature:	Date Received://				
Library Supervisor Signature:	Date Requested:/	Law Clerk:	Date Filled:		
Program Specialist Signature:	Date Issued:/_/_	_			
Inmate Signature:	Date Issued: / /				

FINSS/FINSS

त्राहर

STATE ISSUE

#### ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

July 19, 2023

Mr. Harold B. Holloway (ADC

RE: Requested File-Marked Claim Form

Dear Mr. Holloway,

The Claims Commission is in receipt of your correspondence dated July 12, 2023, in which you reference your request for a file-marked copy of a claim form you mailed to our office on June 30, 2023. Our office has reviewed our files and have found no record of the claim form you describe. Therefore, I am enclosing a new claim form for you. Please include a request for a file-marked copy of your claim when you submit your completed claim form to our office. We will provide you with a file-marked copy of your claim form upon receipt of the request.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: mtucker

State Claims Commission

JUL 28 2023

#### Please print in ink or type

RECEIVED

Do Not Write in These Spaces

## BEFORE THE STATE CLAIMS COMMISSION Of the State of Arkansas

 $\; \Box \; Mr.$ 

□ Ms.	Claim No.
□ Miss Harold B. Holloway (ADC	Date Filed
, Claimant	(Month) (Day) (Year)
VS.	Amount of Claim \$
State of Arkansas, Respondent	Fund
COMPLAINT	
Harold B. Holloway (ADC , the above named Claimant, of	
(Name)	(Street or R.F.D. & No.) (City)
County of LIDCOLD repre	sented by PRO SS
(State) (Zip Code) (Daytime Phone No.)	(Legal Counsel, if any, for Claim)
of SANG (Street and No.) (City) (State) (Zip Code)	(Phone No.) (Fax No.)
	nount sought: \$ 21,275.00
	nount sought: Q C 1 2 7 3 7
Month, day, year and place of incident or service: 2021 - 2023	
Explanation: THE ABC MUST OBEY THE LAWS OF THE STATE OF ARKEN	
AMERICA. THE SUPERINE COURT OF ARKANSAS HAS RULED THAT: (1) TH	
CREDIT BY THE PAROLE STATUTES IN EFFECT AT THE TIME THE CRIME WAS C	
IMUDELVING COASSCUTIVE SENTENCES IS DETERMINED BY THE PAROLE STATUT BOSHICK U. LUCKHART, 283 ARK 206; MARRY V. DAVIS, 266 ARK 487; PO	
COURT HAS RULED LIKEWISE, STS, CHALER V. GRAHAM, 101 S.CT. 960,	
PAROLS STATUTES GOVERN GOOD-TIME CREDITS, THEY ARE ONE AL	
I COMMITTED THE ORIGINAL CRIME ON 12/16/1981. THEREFORE	
CREDIT ACCORDING TO THE ECOLD TIME STATUTES IN EFFECT ON 12/16/	
THE GOOD-TIME CREDIT STATUTES IN SFRECT ON 12/16/1981 WERE S	
INMATE HANDROOK, 7TH EDITION, AUGUST 1981.	
I EXTERED THE ADC ON 3/16/1983. ON THAT DAY INMATES USES !	NOT REQUIRED TO ATTEND AN ADC CLASSIFICATION
HEARING. BASED WHOM INSTITUTIONAL MEST THE WARDEN COULD PROMO	TE OR DEMOTE ANY INMATE ANYTIME PHYCHERE.
HOUSUER, THE ADC DID HOLD REGULAR UNSELLY CLASSIFICATION HEARINGS	
FURTHER, THE ADC IDMATE HANDBOOK, 7TH EDITION, AUGUST 1981 CONT.	
IN 1965, THE ADO ADOPTED A NEW SET OF BEHAVIOR RULES. THE NE	
72-BSHAVIOR RULSS. THIS RULS SYSTEM IS STILL USED TODAY, WITH	A FEW AMENDMENTS. HOWEVER, THE
GOOD-TIME CREDIT SYSTEM WAS NOT CHANGED. SEE BAC	
As parts of this complaint, the claimant makes the statements, and answers the following questions, as indicated  YES when? 2018 - 2019 : to whom? ADC AI	i: (1) Has claim been presented to any state department of officer thereof?  RIL STATS CLAIMS COMMISSION
(Yes or No) (Month) (Day) (Year) ; to whom? ADC A	(Department)
and that the following action was taken thereon:	340
	st in this claim?
and that \$ was paid thereon: (2) Has any third person or corporation an interes	st in this claim?; if so, state name and address
(Name) (Street or R.F.D. & No.) (Cit	ty) (State) (Zip Code)
and that the nature thereof is as follows:	N/A , in the following manner:
and was acquired on	, m the following manner:
2/4	and the land of th
THE UNDERSIGNED states on oath that he or she is familiar with the matters and things see	et forth in the above complaint, and that he or she verly believes
that they are true.  HAROLD BRUCE HOLLOCAY  8	Jelly 3 Belly
(Print Claimant/Representative Name)	(Signature of Claimant/Representative)
SWORN TO and subscribed before me at	Moutralls AR
arth	(City) (State)
(SEAL) on this day of	July 2023
MANDY JAMES NOTARY PUBLIC-STATE OF ARKANSAS  DECLARATION OF THE PROPERTY OF TH	(Month) (Year)
My Commission Expires 03-16-2025 SF1-9799115 for # 12403828  My Commission Expires: 03	(Notary Public) 2025
	Month) (Day) (Year
1)	monday (Day)

SINCE THAT TIME, MANY CHANGES HAS BEEN MADE TO THE GOOD-TIME STATUTES. NONE OF THESE AMENDMENTS APPLY TO MY SENTENCE. THEY DO NOT CONTAIN THE WORD "RETROACTIVE".

I WAS ASSIGNED TO AB-JSC THORSE MAX STATUS IN JANUARY OF 1990. I REMAINED THERE WITH APRIL 7, 1999. I WAS ASSIGNED TO AD-SEC BRICKEYS MAX STATUS FROM 4/7/1999 TO 2/17/2011. I WAS ASSIGNED TO AD-SEC WIPPERMAX STATUS ON 2/17/2011 TO DATE. ADMINISTRATIVE SEGRECATION (AD-SEC) STATUS IS NOW CALLE EXTENDED RESTRICTIVE HOUSING." IT IS THE SAME THING, THEY JUST CHANCED THE NAME OF IT. THEREPORE, I HAVE BEEN ASSIGNED TO AD-SEC MAX WHIT STATUS FOR OUSE 33-YEARS, WITHOUT EUER BEING RELEASED OR RETURNED TO THE GENERAL PRISON POPULATION.

DU ALL PERTITIENT DATES, SPECIFICALLY 1/14/1990, 4/7/1999, 2/17/2011, ABC INMATES ASSIGNED TO AD-SSE MAX STATUS WERE ERANTED GOOD-TIME CREDIT AS LIAS GRANTED TO ANY OTHER ABC LAMATE.

THEREFORE, 1/14/1990 IS THE ORIGINAL DATE OF MY ASSIGNMENT TO AD-SSC MAX STATUS, AND 2/17/2011 IS

THE ORIGINAL DATE OF MY ASSIGNMENT TO LARRER SUPERMAX STATUS. MY GOOD-TIME CREDIT MUST BE

CALCULATED ACCORDING TO THE GOOD-TIME STATUTES IN EFFECT OF THE DATE OF THESE GRIGINAL DATES

OF ASSIGNMENT. ON 2/17/2011, ALC USM INMATES CHEM. GRANTED GOOD TIME CREDIT AS CAS GRANTED TO ANY OTHER INMITE.

DURING THIS 33-YEAR PERIOD OF AD-SEG MAX STATUS, I REMAINED DISCIPLIZARY FRSE FOR A TOTAL OF 29-YEARS. I AM CURRENTLY CLASS IC TRUSTY STATUS.

BETWEES 4/3/2010 AD 11/10/2014, AS PUSISHMEST FOR PRISON DISCIPLINARY INFRACTIONS,
THE ADC PRISON DISCIPLINARY COURT FORFISTED A TOTAL OF 6,726-DAYS OF GOOD-TIME CREDIT.
(18-YEARS) (SSE, EXIBIT A)

ACCORDING TO THE ADC IMMATE HANDBOOK, THEDITION, AUGUST 1981, MY GOOD-TIME CREDIT - ALL OF

IT - SHOULD HAVE BEEN RESTORED ON 2/10/2015. (E-YEARS AGO) (NO OTHER ADC IMMATE IS IN MY POSITION.)

IF MY GOOD-TIME CREDIT (G,726-DAYS) WERE RESTORED TODAY, MY RELEASE DATE FROM

PRISON - WITHOUT PAROLE - WOULD BE 3/24/2021. (2-YEARS AGO)

THERE FORE, I HAVE REEN HELD IN PRISON 851-DAYS PASSED MY RIGHTFUL RELEASE DATE - TIME
FULLY SERVED. (THE ADC HAS ACTED IN A MALICIOUS AND ARBITRARY MANNER - DAGY I AM DENIED GOET-TIME)
IN REDRESS FOR THIS UNLAWFUL DETENTION I SEEK DAMAGES IN THE AMOUNT OF

851-DAYS X \$25.00 PER DAY = \$21,275.00

FOR CLARITY, I SUBMIT THE FOLLOWING:

MRS. F. WASHINGTON, ADC/USM CLASSIFICATION OFFICER, REFUSES TO GRANT RESTORATION OF MY GOOD-TIME CREDITS, CLAIMING THAT I MUST ATTEND BREAK MY RELIGIOUS VOWS AND ATTEND HER CLASSIFICATION HEARING. IF I REFUSE, I WILL BE ILLEGALLY DETAINED. (LEGAL COERCION IS PROHIBITED CONDUCT UNDER 18 W.S.C. A 242, 247 X SUBMITTED FOR CLARITY NOT AS A CLAIM)
MRS. F. WASHINGTON, ADC/USM CLASSIFICATION OFFICER, GRANTED MY CLASS STATUS PROMOTION

AND PROGRAM STATUS PROMOTION CONTHOUT MY AGRESSING TO ATTEND THE CLASSIFICATION HEARINGS. THE GALY THING SHE DEMANDS ATTENDANCE FOR IS GOOD-TIME CREDIT.

I HAVE NEVER ATTENDED AN ADCIVEM CLASSIFICATION OR DISCIPLINARY HEARING. IT IS AGAINST MY RELIGIOUS BELIEFS. IT WOULD BE LIKE FORCING A MUSLIM TO EAT PORK. CSUBMITTED FOR CLARITY

THIS USRY COURT HAS NOTIFIED THE ADC OF THIS PROBLEM ON TWO PRIOR OCCASSIONS. (552, ASEC # 180214 AND ASEC # 190918.) THESE CLAIMS WERE BROWGHT PRIOR TO MY ILLEGAL DETENTION. THIS CLAIM SEEKS DAMAGES AFTER MY ILLEGAL DETENTION. THE ADC HAS HAD AMPLE OPPORTUNITY C4-48ARS) TO DEAL WITH THE PROBLEM INTERNALLY. THEY SIMPLY REFUSE TO OBEY THE LAW.

CHESREFORE, I PRAY THE COURT GRANT MY REQUEST FOR DAMAGES.

IN JESUS' WAME,

YACHOLICH . H

HAROLD B. HOLLOWAY 1

Arkansas State Claims Commission

JUL 28 323

7/25/23

RECEIVED

KATHRYA IRBY
ARKANSAS STATE CLAIMS COMMISSICA
101 E. CAPITOL AUE, SUITE 410
LITTLE ROCK, ARKANSAS 72201-3823

RE: COMPLAINT/ REQUEST FOR FILE-MARKED COPY.

#### DEAR KATHRYS IRBY :

FIND EACLOSED A COPY OF MY COMPLAINT AND ITS EXIBIT A.

12 HSR LETTER DATED 7/19/23, YOUR ASSISTANT MIKA TUCKER STATED THE CLAIMS COMMISSION WOULD PROVIDE ME WITH A FILE-MARKED COPY OF MY COMPLAINT AND ITS EXIBIT A IF I SUBMITTED A REQUISET FOR SAME WHEN I SUBMITTED MY COMPLETED CLAIM FORM TO YOUR OFFICE.

I DO REQUEST A FILE-MARKED COPY. PLEASE ACCEPT THIS LETTER AS MY REQUEST FOR A FILE-MARKED COPY.

THANK YOU FOR YOUR CONSIDERATION IN THIS MATTER.

Lad 3 Lolly

HAROLD B. HOLLOWAY

EXIBIT A

#### Major Disciplinaries:

Incident Date	Court Date Charged By	Disposition
03/28/1989	04/03/1989	Serve Isolation for 30 days Time Forfeited - 55 days
09/06/1989	09/12/1989	Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 365 days
12/15/1989		Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 365 days
12/20/1989		Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 365 days
01/14/1990		Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 93 days
08/20/2010		Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 365 days Restitution Owed - \$304.05
10/27/2010		Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 365 days
11/05/2010		Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 365 days
03/03/2011		Commissary Restrictions for 60 days Phone Restrictions for 60 days Visitation Restrictions for 60 days Serve Isolation for 30 days Good Time Class Reduced to IV Time Forfeited - 4388 days

TOTAL TIME FORFEITED = 6,720 - DAYS

#### **REPORT NO. PCAR552P**

#### ARKANSAS PAROLE BOARD PAROLE ELIGIBILITY

DATE: 11/01/2022 TIME: 12:13 PM

FILE COPY

To: Judge Jodi Raines Dennis Sheriff Jefferson County Sheriff Prosecuting Attorney Kyle Hunter

Re: Harold Bruce Holloway

ADC#

Location:

Board Hearing: 01/26/2023 PE Date: 07/07/2020

The Arkansas Board of Parole requests your recommendation on the above-named inmate/offender who is scheduled to be considered for: Parole Eligibility.

**Current Convictions:** 

INFORMATION, PLEA AGREEMENT AND JUDGICET ON FILE IN ASCC#

EXIBITS A16, A17, AD A18 ALSO EXIBIT A4b

COUNTY	DOCKET	BREAKING &	CRIME	COUNTS	SENTENCE DATE 03/01/1993	
Washington		Theft Of Pro		1	03/01/1983	
Washington	1983-50	Robbery	)	1	03/01/1983	
Washington	1983-50	Robbery		1	03/01/1983	
Washington	1983-50	Robbery	- LIE! BURGLARY	1	03/01/1983	
Washington	1983-50	Robbery	EXIBIT A4B	1	03/01/1983	
Washington	The second secon	Robbery		1	03/01/1983	
Washington		Escape-2nd	Degree	1	03/01/1983	
Pulaski	1988-1748	Forgery		1	11/22/1988	
7. 82.511.0		Habitual O	ffender			
Pulaski	1988-889	Breaking A	nd Entering	1	11/22/1988	
		Habitual O	offender			
Jefferson	1990-472	Murder-1st	Murder-1st Degree		11/28/1990	
		Habitual Offender				
Jefferson	1990-472	Murder-1st	Degree	1	11/28/1990	
		Habitual C	Offender			

**Total Sentence Length:** 

60y 0m 0d CORRECT

Minimum Release Date:

07/07/2029 + CORRECT WITHOUT GOOD THM CREDIT (-6,721-DAYS)

Disciplinary Status:

**Inmate Class:** 

- LIE . I HAVE BESN CIC TRUSTY STATUS 5-YEARS! C4

Inmate in Administrative Segregation: NO

- LIS! I HAVE BEEN IN AD-SEE DONSTOP FOR 33-YEARS!

From: Thomas Burns (DOC)
To: ASCC Pleadings

Subject: Harold Holloway v ADC 240060

Date: Monday, August 14, 2023 10:02:39 AM

**Attachments:** 0447 001.pdf image001.png

Answer

Thank you,

-TB



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H.2

#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWAY (

CLAIMANT

v.

NO. 240060

### ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

#### ANSWER TO COMPLAINT

COMES NOW the Respondent, Arkansas Department of Corrections, and for its Answer, states and alleges as follows:

- 1. Respondent denies liability in this claim and asserts it will hold the Claimant to strict proof on each allegation unless admitted by Respondent. Respondent reserves the right to plead further upon completion of the investigation by internal affairs and requests the matter be held in abeyance until the investigation is complete.
  - 2. The applicable account information required by the Commission is:

a. Agency number: 0480

b. Co

b. Cost Center: HCA 0100

c. Internal Order:

340301

d. Fund Center: 509

WHEREFORE, for the reasons cited above, the Respondent prays that the claim be dismissed with prejudice and that Claimant take nothing or, in the alternative, that the matter be held in abeyance until completion of the investigation by Internal Affairs.

Respectfully submitted,

Thomas Burns (02006)

Legal Support Unit
Division of Correction

6814 Princeton Pike

Pine Bluff, AR 71602-9411

(870) 267-6845 Office

(870) 267-6373 Facsimile

thomas.burns@arkansas.gov

#### **CERTIFICATE OF SERVICE**

I certify that a copy of this pleading has been served this 14<sup>th</sup> day of August 2023 on the Claimant by placing a copy of the same in the U. S. Mail, regular postage, to:

Thomas Burns

Christopher Jones (

16

From: Thomas Burns (DOC) To: **ASCC Pleadings** 

Subject: Harold Holloway v ADC 240060 Date: Monday, August 14, 2023 10:12:02 AM

**Attachments:** 0448 001.pdf

image001.png

#### Corrected Answer

Thank you,

-TB



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#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWAY



CLAIMANT

v.

NO. 240060

#### ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

#### ANSWER TO COMPLAINT

COMES NOW the Respondent, Arkansas Department of Corrections, and for its Answer, states and alleges as follows:

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  - The applicable account information required by the Commission is: 2.

a. Agency number: 0480

b. Cost Center: HCA 0100

c. Internal Order:

340301

d. Fund Center: 509

WHEREFORE, for the reasons cited above, the Respondent prays that the claim be dismissed with prejudice and that Claimant take nothing or, in the alternative, that the matter be held in abeyance until completion of the investigation by Internal Affairs.

Respectfully submitted,

Thomas Burns (02006)

Legal Support Unit Division of Correction

6814 Princeton Pike

Pine Bluff, AR 71602-9411

(870) 267-6845 Office

(870) 267-6373 Facsimile

thomas.burns@arkansas.gov

#### **CERTIFICATE OF SERVICE**

I certify that a copy of this pleading has been served this 14<sup>th</sup> day of August 2023 on the Claimant by placing a copy of the same in the U. S. Mail, regular postage, to:

thangle Hollawry.

Thomas Burns

HAROLD B. HOLLOWAY

Arkansas State Claims Commission

AUG 24 2023

RECEIVED

KATHRYLL IRBY/240060

ARKANSAS STATE CLAIRS COMMISSION
101 E. CAPITOL AUE, SUITE 410

LITTLE BOCK, ARKANSAS 72201-3823

RS: CAS AO. 240060

DEAR KATHRY'S IRBY :

FIND EXCLOSED AT "OBJECTION TO RESPONDENT'S ANSWER TO COMPLAINT"; A MOTION FOR DISCOVERY"; AND A "MOTION TO PILE ADDITIONAL DOCUMENTATION." PLEASE FILE THEM IN CASE NO. 240060.

I WAS TOLD THAT US NO LOHGER HAVE TO MAIL THE RESPONDENT A COPY OF THE PLEADINGS BECAUSE THE CLAIMS COMMISSION DOES THAT FOR PRISWIERS. THEY SAID I ONLY MEEDED ONE COPY. IF THIS IS WRONG PLEASE TELL ME. I DID NOT MAIL THEM A COPY, BUT I WILL IF I HAVE TO. JUST LET ME KHOW.

GOD BLESS AND KEEP YOU.

Year & Filly

8/21/23

HAROLD B. HOLLOWAY

P.S. - I RAY OUT OF PAPER. I PUT EXIBIT B ON THE BACK OF THIS LETTER AND BELOW THIS TOO ->

#### CREDIBILITY

31-4EAR PERCOD

9/4/1992 TO 4/3/2010 = 17-YEARS 7 MONTHS
2/28/2012 TO 11/1/2014 = 1-YEAR IL MONTHS
1/7/2014 TO 11/10/2014 = 10 MONTHS
11/10/2014 TO 8/21/2023 = 8-YEARS 10 MONTHS

PERIOD DISCIPLIARY FREE = 29 - YEARS 2 MONTH

90% GOOD-BEHAVIOR RATE

#### TIME COMPUTATION SUMMARY

EXIBIT B

#### DEFINITIONS

FLAT TIME - TIME ACTUALLY SERVED DAY BY DAY.

GOOD-TIME CREDIT - EARNED REDUCTION OF SEXTENCE PAID IN DAYS IN SICHAMES FOR GOOD BEHAVIOR.

ABSCONDANCE TIME - WHILE ON PAROLE I RAN OFF TO NEW MEXICO FOR 119-DAYS.

THESE DAYS DO NOT COWNT AS PART OF MY PRISON SENTENCE AND

MUST BE SUBTRACTED FROM THE TIME CALCULATION.

#### SUMMARY

24AG-00P, 15 = 21AG-23EX 29AYS = 3U922 OT 251300-DAYS

TOTAL FLAT TIME SERVED TO DATE = 14,857-DAYS (12/28/1982 TO 8/21/2 23)

SUBTRACT PAROLE ABSCOMPANCE: 139-DAYS (7/7/1988 TO 11/23/1988)

TOTAL FLAT TIME CREDITED 14,718-DAYS (40 YEARS 3 MANTHS 28 DAYS)

TOTAL GOOD-TIME CREDIT FORFISTED BY ADC DISCIPLIFARY COURT = 6,726-C AYS

TOTAL FLAT TIME CREDITED 14,718-DAYS (WADELLABLY SERVED)

TOTAL GOOD-TIME CREDIT OUSD 6,726-DAYS (WADELLABLY OUSD)

TOTAL TIME SERVED = 21,444-DAYS

LOW ADD LOTAL GOOD-LINE CLEDIL EARNED STACE TAZZ DISCIBLITARA YOUNG

TOTAL FLAT TIMS CRSDITED 14,718-DAYS

TOTAL GOOD-TIMS CRSDIT OWED 6,726-DAYS

GOOD-TIME CREDIT EARNED SCACE 7/20/17 1,981-DAYS

TOTAL TIME ACTUALLY SPRUED TO DATE = 23,425-DAYS

TOTAL TIME TO SERVE = 21,900-DAYS

TIME SERVED IN EXCESS OF SEXTENS = 1,525-DAYS (4-YEARS 65-DAYS)

DATE OF THIS TIME CONPUTATION = 8/21/2023

SUBTRACT EXCESS DAYS = 1,525 -DAYS

ACTUAL DISCHARGE DATE = 6/18/2019 (WITH 6000-TIME CREIT RESTORED)

#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD B. HOLLOWAY

CLAIMANT,

US,

CASS 20. 240060

ADC/DOC

PESPENDENT.

#### OBJECTION TO RESPONDENT'S AMOUER TO COMPLAINT

COMES HOW THE CLAIMANT, PRO SE, AND FOR HIS OBJECTION STATES!

- I. ADC ATTORNEY MR. THOMAS BURNS HAS FILED AN ANSWER TO MY COMPLAINT IN WHICH HE REQUESTS THAT THE COURT DISMISS THE CLAIM WITH PREJUDICE OR HOLD IT IN ABEYANCE WATIL THE ADC COMPLETES ITS INTERNAL INVESTIGATION.
- 2. I OBJECT. RESPONDENT BURNS ALLSESS THAT MY CLAIM BE DISMISSED SIMPLY BECAUSE HE REQUESTS IT. HE HAS PROVIDED NO PROOF AT ALL. YET HE HOLDS ME TO STRICT PROOF.
- 3. I HAVE PROVIDED THIS COURT WITH DOCUMENTARY EVIDENCE OF TWO PRIOR OCCASSIONS. I CLAIM THAT I HAVE BEEN DENIED MY RIGHTFULLY EARNED GOOD—TIME CREDIT WHICH I EARNED WITH 90% GOOD BEHAVIOR OVER A 41-YEAR PERIOD. I ALSO PROVED TO THE COURT THAT I EARNED THIS GOOD—TIME CREDIT BY SUBMITTING EXIBIT A, WHICH IS A COPY OF THE ADC DISCIPLINARY RECORD WHICH I EDITED DOWN TO THE RELEVANT PARTS.
- 4. MR BURNS CLAIMS I AM NOT ENTITIED TO IT. E CLAIM THAT I AM.
  THEREFORE A TRUE CONTROVERSY EXISTS.

CHEREFORE, CLAIMANT PRAYS THE COURT DELY RESPONDENT'S MOTION
TO DISMISS, REQUESTING DISCOURT, PERMISSION TO FILE ADDITIONAL DOCUMENTARY
EVIDENCE, AND A HEARING ON THE MERITS. (I HAVE NO PROBLEM WITH A
REASONABLE ABEYANCE.)

Jul 3 Felly

HAROLD B. HOLLOWAY

H.2

#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD B. HOLLOWAY (



CLAIMANT,

US

CASS No. 240060

ADC/DOC

LESPONDENT,

#### MOTION FOR DISCOUSRY

COMSS NOW THE CLAIMANT, PRO SE, AND FOR HIS MOTION STATES:

I. IN ALSWER TO MY COMPLAINT, ADC ATTORNEY MR. THOMAS BURNS
REQUESTS THAT MY CLAIM BE DISMISSED, HOLDING ME TO STRICT PROOF ON
EACH ALLEGATION. TO PROVIDE THE COURT WITH STRICT PROOF I WILL NEED
THE ADC TO PROVIDE TWO DISCOUSRY MATERIALS:

#### FIRST DISCOURRY MSED:

- 2. ON 1/19/22, ADC/USM RECORDS OFFICER MS, MANCY STRAUGHN SENT ME A LETTER STATIFIC THAT I WAS SENTENEED WADER ACT 825 OF 1983 AND THAT MY GOOD-TIME CREDIT MUST BE CALCULATED ACCORDING TO THAT ACT. (I HAVE HER LETTER IF THE COURT WEEDS TO ESSE IT.)
- 3. MS. STRAUGHA REFUSED TO PROVIDE ME WITH A COPY OF ACT 825 OF 1983.
- 4. FURTHER, ACT 825 OF 1983 IS NOT AVAILABLE THROUGH THE ADC/USM
  - 5. I HAVE NO ACCESS TO ACT 825 OF 1983.
- G. TO PROPERLY RESPOND TO MS. STRAUGHN'S ACCEPTION, AND TO PROPERTY PLEAD MY CLAIM, I WILL HESD A COPY OF ACT 825 OF 1983.
- 7. THE ADC IS REQUIRED BY STATE AND FEDERAL LAW TO MEET THE LAW LIBRARY MEEDS OF LAMATES.
- 8. I PRAY THE COURT ORDER THE ADO TO PROVIDE ME WITH A COPY OF ACT 825 OF 1983.

#### SECOND DISCOURRY HEED:

9. IN MY COMPLAINT, I STATE THAT MY LECITIMATE DISCHARGE FROM PRISON DATE CUITHOUT PAROLE) IS 3/24/21. THIS DATE WAS DETERMINED BASED UPON A TIME-COMPUTATION SUMMARY CONDUCTED BY USING MY ADC DISCIPLINARY

RECORD AS A GUIDE. PRISON DISCIPLINARY REUSAL THE DATES UPON WHICH MY CLASS STATUS AND GOOD-TIME CREDIT STATUS WERE FORFIETED BY THE PRISON DISCIPLINARY COURT. (THIS ASSESSMENT IS TWO YEARS OLD)

10. THIS METHOD IS PROUS TO ERROR. I MUST GUSSS AT THE DITE MY CLASS STATUS AND GOOD-TIME CREDIT STATUS CUERS RESTORED. FOR THIS REASON, I WAITED TWO-FULL YEARS PASSED 3/24/21 TO FILE MY COMPLAINT. THIS ELIMINATES ANY CLAIM OF ERROR. (EXIRIT B IS A NEW ASSESSMENT)

II. TO PROVIDE THE COURT WITH A PRECISE EXACT ACCOUNT OF MY RIGHTFUL LEGITHATE DISCHARGE PROU PRISON DATE I MUST HAVE MINIMUM CLASSIFICATION DATA: SPECIFICALLY — I WEED THE DATE THAT EAC I CHAFGE WAS MADE CONCERNING MY CLASS STATUS OR GOOD-TIME CREDIT STATUS AND I WEED THE TYPE OF CHAFGE THAT WAS MADE. FOR EXAMPLE:

3/16/1983 - CLASS 2 GRAATED

11/23/1988 - CLASS 2 GRAATED/RESTORED

2/18/1989 - CLASS 2 FORFIETED REDUCED TO CLASS 4

3/28/1984 - GOOD TIME FORFIETED = 55 DAYS

12. WITH SUCH INFORMATION I CAN CALCULATE THE EXACT DATE OF MY RIGHTFULLY EARNED DISCHARGE DATE.

13. TO BE CLEAR, I NEED SUCH INFORMATION FROM 3/16/1983 TO PRE ENT DATE.

14. TO ADEQUATELY MEET RESPONDENT'S HOLD TO STRICT PROOF, I MUST HAVE
THE ABOVE INFORMATION. WHERE FORE, I PRAY THE COURT GRANT MY MOTION
FOR DISCOVERY.

July 3 July

HAROLD B. HOLLOWAY

#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD B, HOLLOWAY (

CLAIMANT.

US.

CASE NO. 240060

ADC/DOC

THE ALMPERS

#### MOTION TO FILE ADDITIONAL DOCUMENTATION

COMES NOW THE CLAIMANT, PRO SE, AND FOR HIS MOTION STATES:

- I. RESPONDENT BY AND THROUGH THEIR ATTORNEY MR. THOMAS BURNS, IAAS
  REQUISITED THE COURT HALD ME TO STRICT PROOF ON EACH ALLEGATION. IN
  GRASH TO PROVIDE STRICT PROOF, I NEED PERMISSION TO FILE THE POLICULAGE
  DOCUMENTATION IN EXCESS OF THE PIGE LIMIT:
  - 4-PAGES WASHINGTON CONTY CIRCUIT COURT RECORDS, ORIGINAL SCITENCE OF 81-628
  - 3-PAGES DOCUMENTS CARITTEN AND SIGNED BY ADC/USM CLASSIFICATION OFFICER
    MS. F. WASHINGTON
  - 4- PAGES ADC/USM CLASSIFICATION RECORD/WAINERS SIGNED BY ADC CEMESTICATION COMMITTEE MEMBERS.
  - 4- PAGS DOCUMENTS CIRITED AND SIGNED BY ADD RECORDS OFFICER
    MS. NAMCY STRAUGHA
  - 1-PAGE ADC ACCOUNT OF MY DISCHARGE DATE PRIOR TO LOSS OF GOOD-TIME CREDIT
  - 1-PAGE ADC ACCOUNT OF MY DISCHARGE DATE AFTER LOSS OF GOOD-TIME CREDIT
  - 2-PAGS APPIDAULT OF HAROLD B. HOLLOWAY,
  - 4-PAGES TIME COMPUTATION SUMMARY BASED UPON ADC DISCIPLIMARY
    RECORDS
  - 1-PAGE PERMANENT CLASSIFICATION CHAIVER SUBMITTED 12/3/22
  - TOTAL = 24 PAGSS (20-EXCESDING LIMIT)
- 2. ALL OF THE FOREGOING DOCUMENTS PROVIDE STRICT PROOF OF MY CLAIMS.

WHERE FORE, CLAIMANT PRAYS THE COURT GRANT HIS REQUEST TO FILE

SUPPORTING DOCUMENTATION IN EX	1232 OF THE FIVE-P	468 LIMIT.	
	IN JESUS' HAME,  JEM 3 Jeelly  HARNO B. HOLLOWAY		

From: <u>Misty Scott</u> on behalf of <u>ASCC Pleadings</u>

To: Thomas Burns (DOC)
Cc: ASCC Pleadings; Mika Tucker

**Subject:** CORR: Harold Holloway v. ADC, Claim No. 240060

**Date:** Tuesday, August 29, 2023 10:23:06 AM

Attachments: <u>Harold Holloway v. ADC.pdf</u>

#### Thomas:

Please see attached. Contact Mika Tucker with any questions.

Thank you,

Misty

**Misty Scott** 

Arkansas State Claims Commission

#### ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

August 29, 2023

Mr. Harold Holloway (ADC 0

RE:

Harold Holloway v. Arkansas Division of Correction

Claim No. 240060

Dear Mr. Holloway,

Please be advised that the Arkansas Division of Correction (the "Respondent") in the above-styled claim filed an Answer disputing liability. When liability is contested by the Respondent, you have two options:

- 1) You may request a hearing before the Arkansas State Claims Commission (the "Claims Commission") in writing within fifteen (15) calendar days from the date of this correspondence.
- You may do nothing. If this office does not receive any communication from you within fifteen (15) calendar days from the date of this correspondence, your claim will be dismissed by the Claims Commission for failure to respond.

Please note that even if you request a hearing on your claim, the filing of a dispositive motion (such as a Motion to Dismiss or a Motion for Summary Judgment) by the Respondent could result in dismissal of your claim before hearing. The failure of a party to file a <u>timely</u> response is sufficient basis for the granting of a motion by the Claims Commission.

It is your responsibility to know when responses are due to any motions or other pleadings filed in your claim. It is also your responsibility to notify both the Claims Commission and the Respondent if you have a change in mailing address.

Sincerely,

Kathryn Irby

ES: msscott

cc: Thomas Burns, counsel for Respondent (via email)

KANDYA IRBY

9/1/23

ARKANSAS STATE CLAINS COMMISSION 101 E.CAPITOL AUS, SLITE 410 LITTUS ROCK, ARKANSAS 72201-3823

RE: 240060

State Claims Commission
SEP 0 7 2023

DEAR KATHRYN IRBY:

RECEIVED

LOOKS LIKE THE MAIL GOT LOST AGAIN. THAT MAKES 3-TIMES IN B-WESKS.

FIND ENCLOSED MY: OBJECTION TO RESPONDENT'S ANSWER TO COMPLANT, REQUISITION FOR HEARING; A MOTION FOR DISCOURRY; AND A MOTION FOR PERMISSION TO FILE APPLITIONAL DOCUMENTATION. PLEASE FILE THEM IN CASE NO 240060.

I DID MAIL THE RESPONDENT'S ATTORNEY A COPY OF EACH.

I DO REQUEST A FILE-MARKED COPY FOR MY RECORDS.

THANK YOU.

GOD BLESS AND KESP YOU.

Year 3 Feelly

HAROLD B. HOLLOWAY

P.S. - I MAILED THESE PLEADINGS THE PIRET TIME ON 8/22/23. I GUSSS THEY
GOT LOST IN THE MAIL. THEY WERE PICKED UP AT MY CELL BY SCT, GOZABOR.
HE DIDN'T THRUL IT AWAY, HE'S A GOOD OFFICER.

	H.2

	BSFORS THE ARKANSAS STATE C	Laus Camussia	
	BY LOIST LIKE HISKYDY 2 21 MIS C		
HAROLD B. H	15113.100	State Claims Commission 7 2023	CLAIMN
HAZOLO B. P	Janosan Co	Claim	CCAINN
US,	CASS No. 24006	SEP COM	
Os,	CAN NO. 21008	7 200	lion
ADC/DOC		SEP 07 2023	BERDONDEN.
ADC/ DOC		RECEIVED	# stant ca
	OBJECTION TO RESPONDENT'S		
	REQUEST FOR HEAD		
	-		
I. ADC	ATTORNEY MR. THOMAS BURNS H	AS FILSD AN ANSUS	R TOMY COMPLA
14 WHICH 142	REQUESTS THAT THE COURT DISM	ISS THE CLAIM WITH	PREJUDICE OR
HOLD IT IN AS	SYANCE WATIL THE ADC COMPLETES	SUAI JAKRZTHI ZTI	STIGATION.
S. I OB	JECT. RESPONDENT BURNS ALLS	GSS THAT MY CLAIM	43221M210 28
SIMPLY BECAUS	SE HE REQUESTS IT. HE HAS F	PROVIDED NO PROOF A	TAIL YST HE
HOLDS MS TO	STRICT PROST OF EACH AUSGATION	۵.	
	US PROVIDED THIS COURT WITH DO		ON TWO PRIOR
	I CLAIM THAT I HAVE BELL DE		
	I SARASD WITH 90% GOOD BEI		
	OSD PROOF TO THE COURT THAT I S		
	XIBIT A, WHICH IS A COPY OF		
	IN TO THE RELEVANT PARTS.		
	BURAS CLAIMS THAT I AM NOT &	ATITLEO TO IT. E CO	AIM THAT I AM
	TRUE CONTROVERSY EXISTS.		
3			
(JHSRS FOI	ES, CLAIMANT PRAYS THE COURT I	4 2'Th3dm9289 YH3	21 MIZIG OT WOITON
	HEARING ON THE MERITS, REQUESTE		
	FILS ADDITIONAL DOCUMENTARY E		
	( . STAPESA ZIBAL		
	12 JES	us' NAME,	
	Ya	1 & Leller	
	But	3 grang	
	14122	DB. Hollow AY	
DATED: 9/1/23			
	MAILED IT O. J 8/22/23		
CIS	( TI TRO TEAD SHE DID IT GST IT		

EXIBIT B

#### TIME COMPLETATION SUMMARY

#### DEPILITIONS

FLAT TIME - TIME ACTUALLY SERUSD DAY BY DAY.

GOOD -TIME CREDIT - EARNED REDUCTION OF SELTENCE PAID IN DAYS IN EXCH DIES FOR

ABSCUMDANCE TIME - WHILE OF PAROLE I RAN OFF TO WEN MEXICO POR 139-DAYS.

THISSE DAYS DO NOT COUNT AS PART OF MY PRISON SE TENCE AND

MUST BE SUBTRACTED FROM THE TIME COMPUTATION.

#### SUMMARY

TOTAL SSITEJES TO SSRUS = 60-YEARS X 365-DAYS = 21,900-DAYS

SUBTRACT PARCLE ABSCOLDANCE = 14,857 - DAYS (12/28/1982 TO 8/21/2023)

TOTAL FLAT TIME CREDITED = 14,857 - DAYS (12/28/1982 TO 11/23/1988)

TOTAL FLAT TIME CREDITED = 14,718 - DAYS (40-4EARS, 8-MONTHS, 28-DAYS)

TOTAL GOOD-TIMS CREDIT FORFISTS BY ADO DISCIPLIARY COURT = 6,726-DAYS

TOTAL FLAT TIMS CREDITID= 14,718-DAYS

TOTAL GOOD-TIMS CREDIT OLIED = 6,726-DAYS

TOTAL TIMS SERUED = 21,444-DAYS

ADD TOTAL GOOD-TINS CREDIT EARNED SINCE LAST DISCIPLIARY ACTUAL

TAKEL = 1,981-DAYS (SARNED BETWEL 7/20/17 - 8/21/23)

TOTAL FLAT TIMS CRSDITSD = 14378-DAYS

TOTAL GOOD-TIMS CRSDIT OLUSD = 6,786-DAYS

TOTAL GOOD-TIMS CRSDIT SARIAS SIMS LAST ACTUM = 1,987-DAYS

TOTAL TIMS CRSDIT SARIA = 23,485-DAYS

TOTAL TIMS TO SERUE = 21,400-DAYS

THE SERVEN OF SEXIT SACE = 1,525-DAYS (4-4547,65-0445)

DATE OF THIS TIME COMPLITATION = 8/21/2023 SUBTRACT EXCESS DAYS = 1,525-DAYS

ACTUAL DISCHARGE DATE = 6/18/2019 (WITH GOOD-TIME CREDIT RESTOR D) (WITHOUT)

#### CREDIBILITY

31-45AR PERIOD = 17-75ARS 7-MONTHS
2/28/2012 TO 1/7/2014 = 1-45AR 11-MONTHS
1/7/2014 TO 11/10/2014 = 10-MONTHS
11/10/2014 TO 8/21/2023 = 8-45ARS 10-MONTHS

PSRIOD DISCIPLIARY FREE = 29-48ARS Z-MONTHS

90% GOOD-REHAVIOR RATE

HAROLD B. HOLLOWAY ( ) CASE NO. 240060 RECEIVED TO THE RESPONDENT.

#### MOTION FOR DISCOVERY

COMES NOW THE CLAIMANT, PROSE, AND FOR HIS MOTION STATES:

I, IN AASWER TO MY COMPLAINT, ADC ATTORNEY MR, THOMAS BURNS
REQUESTS THAT MY CLAIM BE DISMISSED, HOLDING ME TO STRICT PROOF ON EACH
ALLECATION. TO PROVIDE THE COURT WITH STRICT PROOF I WILL NEED THE ADC
TO PROVIDE TWO DISCOUERY MATERIALS:

#### FIRST DISCOUSEY MEED

- 2. ON 1/19/22, ADC/USM RECORDS OFFICER MS. NANCY STRAUGHN SENT ME A LETTER STATING THAT I WAS SENTENCED WADER ACT 825 OF 1983, AND THAT MY GOOD-TIME CREDIT MUST BE CALCULATED ACCORDING TO THAT ACT. (I HAVE HER LETTER IF THE COURT MEDS TO SEE IT.)
  - 3. MS. STRAUGHN REPLISED TO PROVIDE ME WITH A CUPY OF ACT 825 OF 1983.
- 4. FURTHER, ACT 825 OF 1983 IS NOT AVAILABLE THROUGH THE ADC/USM INMATE LAW LIBRARY SYSTEM.
- 5. I HAVE NO ACCESS TO ACT 825 OF 1983. ( SINCE I WAS SENTENCED ON THE ORIGINAL CRIME ON 2/12/1982, ACT 825 OF 1983 SHOULD NOT APPLY TO MY SENTENCE.)
- 6. TO PROPERLY RESPOND TO ME STRANGHA'S ALLEGATION, AND TO PROPERLY PLEAD MY CLAIM, I WILL WEED A COPY OF ACT 825 OF 1983.
- 7. THE ADC IS REQUIRED BY LAW TO MEET THE LAW LIBRARY MESDS OF INMATES.
- 8. I PRAY THE COURT ORDER THE ADC TO PROVIDE ME WITH A COPY OF ACT 825 OF 1983.

#### SECUAD DISCOUSTRY NEED:

9. IN MY COMPLAINT, I STATE THAT MY LEGITIMATE DISCHARGE FROM
PRISON DATE (WITHOUT PAROLE) IS 3/24/21. THIS DATE WAS DETERMINED BASED
UPON A TIME-COMPUTATION SUMMARY CONDUCTED BY USING MY ADD DISCIPLINARY

RECORD AS A GUIDE. ARISOLA DISCIPLIZARY RECORDS REJEAL THE DATES UPON WHICH MY CLASS STATUS AND GOOD-TIME CREDIT STATUS WERE FOR TETED BY THE PRISOLA DISCIPLIZARY COURT. (THIS ASSESSMENT IS TWO YEARS OLD AND WILL CHANGE BY TWO YEARS DUE TO NEW GOOD-TIME CREDIT EARNED. EXIBIT B IS A NEW ASSESSMENT MADE ON 8/21/2023.)

10. THIS METHOD IS PROJETO A SLIGHT ERROR. I MUST GUESS AT THE DATE MY CLASS STATUS AND GOOD-TIME CREDIT WERE RESTORED. FOR THIS REASON, I WAITED TWO-FULL YEARS PASSED 3/24/21 TO FILE MY COMPLAINT. THIS ELIM NATES ANY CLAIM OF ERROR.

II, TO PROVIDE THE COURT WITH A PRECISE EXACT ACCOUNT OF MY RIGHTFUL LEGITIMATE DISCHARGE FROM PRISON DATE (WITHOUT PAROLE) I MUST HAVE MINIMUM CLASSIFICATION DATA: SPECIFICALLY - I NSSD THE DATE THAT EACH CHANGE WAS MADE CONCERNING MY CLASS STATUS OR GOOD-TIME CRIDIT STATUS AND I NEED THE TYPE OF CHANGE THAT WAS MADE. FOR EXAMPLE:

3/16/1983 - CLASS 2 GRAATED

11/23/1988 - CLASS 2 GRAATED/RESTORED

2/18/1989 - CLASS 2 FORFIETED, REDUCED TO CLASS 4

3/28/1989 - GOOD-TIME CREDIT FORFIETED = 55-DAYS

- 12. TO BE CLEAR, I ASSO SUCH INFORMATION FROM 3/16/1983 TO FESSENT DATE.
- 13. WITH SUCH INFORMATION I CAN CALCULATE THE EXACT DATE OF MY RIGHTFULLY EARLED DISCHARGE DATE.
- 14. TO ADEQUATELY MEET RESPONDENT'S HOLD TO STRICT PROOF, I MINST HAVE THE ABOUR MATION.

WHEREFORE, I PRAY THE COURT GRANT MY MOTION FOR DISCOUSE!

I ZERLE DAME,

HAROLD B. HOLLOWAY

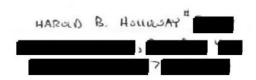
Fel 3 Lelly

DATE: 9/1/23

(FIRST MALLSD IT ON 8/22/23 CLERK SAID SEE DIDN'T GET IT)

RSFORS THE ARKANSAS STATE CLAIMS COMMISSION HAROLD B. HOLLOWAY ( CLAIMANT, CASS NO. 240060 US. RSSPUNDENT. ADC/DOC MOTION TO FILE ADDITIONAL DOCUMENTATION COMES NOW THE CLAIMANT, PROSE, AND FOR HIS MOTION STATES: 1. RESPONDENT BY AND THROUGH THEIR ATTORNEY MR. THOMAS BURNS, HAS REQUESTED THE COURT TO HOLD ME TO STRICT PROOF ON EACH ALLEGATION. IN ORDER TO PROVIDE STRICT PROOF, I ASSO PERMISSION TO FILE THE FOLLOWING DOCUMENTATION IN EXCESS OF THE FIVE PAGE LIMIT: 4-PAGES - WASHINGTON COUNTY CIRCUIT COURT RECORDS, ORIGINAL SENTENCE CR-81-628 3-PAGES - DOCUMENTS WRITTEN AND SIGNED BY ADC/USM CLASSIFICATION OFFICER MS. F. WASHIJETUD. 4-PASSS - ADC/USM CLASSIFICATION RECORDS/WAINERS SIGNED BY ADC/USM CLASSIFICATION COUNTITIS MEMBERS. 4-PAGES - LETTERS WRITTEN AND SIGHED BY ARCLUSM RECURDS OFFICER MS. HAZCY STRAUGH. 1-PAGS - ADC ACCOUNT OF MY DISCHARGE DATE PRIOR TO LOSS OF GOOD-TIME CREDIT. (ADC TIME CARD) 1-PAGE - ADC ACCOUNT OF MY DISCHARGE DATE AFTER LOSS OF GOOD-TIME CREDIT (ADC TIME CARD) 2-PAGES - AFFIDAVIT OF HAROLD B. HOLLOWAY 1- PAGE - PERMANENT CLASSIFICATION WAINER SUBMITTED 12/3/22 DUS TO MALICE PERPETRATED BY MS. F. WASHINGTON TOTAL = 20 - PAGES (17 - EXCEEDING 5 - PAGE EXIBIT LIMIT.) 2. ALL OF THE POREGOING DOCUMENTS PROVIDE STRICT AROUT OF MY CLAIMS. WHEREFORE, CLAIMANT ARAYS THE COURT GRANT HIS REQUEST TO FILE

SUPPORTIAG DO	OCUMENTATION IN EXCESS OF THE PIVE-PAGE LIMIT.
	smah 'susst a,
	Jul 3 Jelly
	HAROLD B. HOLLOWAY
	CSPTIFICATE OF SSPULCE
A 2'TL30469299	THAT A COPY OF ALL THRSS OF THSSS PLEADINGS - OB. ECTION TO ALSWER TO COMPLAINT REQUEST FOR HEARING; MOTION P. R. DILCOUR
SEPTELBER ZOOR	FILE ADDITICAAL DOCUMENTATION — HAS BEEN SERVED THIS 2 <sup>AD</sup> DAY OF 23 ON THE RESPONDENT BY PLACING A COPY OF SAME IN THE U.S. MA SE, TO: MR. HONGE BURNS, LEGAL SUPPORT WIT, 6814 PRINCETON PIKE, 71602-9411. (ALL MAILED TOGATHER AS ONE)
SEPTELBER ZOOR	23 ON THE RESPONDENT BY PLACING A COPY OF SAME IN THE U.S. MA SE, TO: MR. HOMES BURNS, LEGAL SUPPORT WIT, 6814 PRINCETON PIK
SEPTELBER ZOOR	23 ON THE RESPONDENT BY PLACING A COPY OF SAME IN THE U.S. MA SE, TO: MR. HOMAS BURNS, LEGAL SUPPORT WHIT, 6814 PRINCETON PIK 171602-9411. (ALL MAILED TOGATHER AS ONE)
SEPTENBER ZOO PEGULAR POSTAG	23 ON THE RESPONDENT BY PLACING A COPY OF SAME IN THE U.S. MA SE, TO: MR. HOMAS BURNS, LEGAL SUPPORT WIT, 6814 PRINCETON PIK 171602-9411. (ALL MAILED TOGATHER AS ONE)
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KATHRY, IRBY

ARKANSAS STATE CLAIMS COMMISSION

101 %, CAPITOL AVE. SUITS 410

LITTIS ROCK, ARKANSAS 72201-3823

RE: CASS NO. 240060

DEAR KATHRYN IRRY:

9/5/23

State Claims Commission
SEP 07 2023

CETVED

FIRD EXCLUSED MY: OBJECTION TO RESPONDENT'S ASSUSE TO COMPLAINT, REQUEST FOR HEARING; A MOTION FOR DISCOURTY; AND A MOTION FOR PERMISSION TO RISE ADDITIONAL DOCUMENTATION. PLEASE FILE THEM 12 CASE NO. 240060.

I DID MAIL THE RESPONDENT'S ATTORNEY A COPY OF EACH.

I DO REQUEST A FILE-MARKED COPY FOR MY RECORDS.

THANK You.

GOD BLESS AND KSSP YOU.

Tear 3 Gully

HARALD B. HOILGENAY

P.S. - I MAILSD THESE PLEADINGS THE FIRST TIME OF 8/22/23. I GUESS THEY
GOT LOST IN THE MAIL. THEY WERE PICKED UP AT MY CEIL BY SGT. ODEABOR,
HE DIDN'T THROW IT AWAY. HE'S A GOOD DEFICER.

H.2

BEFORE THE ARKAJEAS STATE CLAIMS GOMMISSION

SED THE ARKAJEAS STATE CLAIMS GOMMISSION

OT THE ARKAJEAS STATE CLAIMS GOMMISSION

HAROLD B. HOLLOWAY CO

CLAIMANT,

CASS No. 24006 CENT

RESPUDENT.

ADC/DOC

OBJECTION TO RESPONDENT'S ANGUER TO COMPLAINT REQUEST FOR HEARING

COMES DOWN THE CLAIMANT, PROSE, AND FOR HIS OBJECTION STATES:

- 1. ADC ATTORNEY MR. THOMAS BURNS HAS PILSD AT ALSWER TO MY COMPLAINT IN WHICH HE PEQUESTS THAT THE COURT DISMISS THE CLAIM WITH PREJUDICE OR HOLD IT IA ABEYANCE WATIL THE ADE COMPLETES ITS LATERNAL LAVESTIGATEDA.
- G3221M21G 28 MIRJO YM TRATT 23021A SRAUB TL3GAOQ22A T32TBO I S SIMPLY BECAUSE HE REQUESTS IT. HE HAS PROVIDED NO PROOF AT ALL. YET HE HOLDS ME TO STRICT PRUDE.
- 3. I HAVE PROVIDED THIS COURT WITH DOCUMENTARY EVIDENCE OF TWO PRIOR OCCASSIUMS. I CLAIM THAT I HAUS BEEN DENIED MY RIGHTRULLY EARNED GOOD-TIME CREDIT WHICH I EARNED WITH 90% GOOD BEHAVIOR OVER A 31- YEAR PERIOD. I ALSO PROVED TO THE COURT THAT I EARNED THIS GOOD-TIMS CREDIT BY SUBMITTING EXIBIT A, WHICH IS A COPY OF THE ADC DISCIPLIZARY RECORD WHICH I EDITED DOWN TO THE RELEVENT PARTS.

4. MR. BURAS CLAIMS I AM NOT EATITIED TO IT. I CLAIM THAT I AM. THERE FORE, A TRUE CONTROVERSY EXISTS.

WHERE FORE, CLAIMANT PRAYS THE COURT DELY RESPONDENT'S MOTION TO DISMISS, AND REQUESTS A HEARING ON THE MERITS, REQUESTING DISCOUSRY, AND REQUISITIE PERMISSION TO PILE ADDITIONAL DOCUMENTARY ENIDENCE. (I HAVE NO PROBLEM WITH A REASONABLE ABSTANCE. )

> IN JESUS NAMS, Lay 3 Lilly

HAROLD B. HOLLOWAY

DATED: 9/5/23

( FIRST MAILED 8/22/23, MAILED 2ND FIRS 9/2/23 )

EXIBIT B

#### TIME COMPUTATION SUMMARY

#### DEFINITIONS

FLAT TIME - TIME ACTUALLY SERVED DAY BY DAY.

GOOD-TIME CREDIT - EARNED REDUCTION OF SENTENCE PAID IN DAYS IN EXCHANGE FOR GOOD BEHAVIOR.

ABSOCHBANG TIME - WHILE ON PAROLE I RAMOPP TO NEW MEXICO FOR 139-DAYS.

THESE DAYS DO NOT COULT AS PART OF MY PRISON SELTENCE AND
MUST BE SUBTRACTED FROM THE TIME CALCULATION.

#### SUMMARY

TOTAL SCUTENCE TO ESPUS = 60-YEARS X 365-DAYS = 21,900-DAYS

TOTAL FLAT TIME SERUED TO DATE = 14,857 - DAYS (12/28/1482 TO 8/21/2023)

SUBTRACT MARGIE ABSONDANCE 139-DAYS (7/7/1988 TO 11/23/1486)

TOTAL FLAT TIME CREDITED = 14,718-DAYS (40-45485,3-MONTHS, 28-DAYS)

TOTAL GOOD-TIME CREDIT FORFIETED BY ADC DISCIPLINARY COURT = 6,726-DAYS

TOTAL FLAT TIME CREDITED = 14,718-DAYS

TOTAL GOOD-TIME CREDIT OLUED = 6,726-DAYS

TOTAL TIME SERVED = 21,444-DAYS

DOW ADD TOTAL GOOD-TIME CREDIT EARNED SINCE LAST DISCIPLIANT ACTION
TAKEN = 1,981-DAYS (EARNED BETWEEN 7/20/17 - 8/21/23)

TOTAL FLAT TIME CREDITED = 14,718-DAYS

TOTAL GOOD-TIME CREDIT OLUSTS = 6,726-DAYS

GOOD-TIME CREDIT EARHED SIACE 7/20/17 = 1,981-DAYS

TOTAL TIME SERVED TO DATE = 23,425-DAYS

TOTAL TIME TO SERVE = 21,900-DAYS

TIME SERVED IA EXCESS OF SELTELES = 1,525-DAYS (4-YEARS,65-DIYS)

DATE OF THIS TIME COMPUTATION = 8/21/23
SUBTRACT EXCESS DAYS = 1,525-DAYS

ACTUAL DISCHARGE DATE = 6/18/2019 (WITH GOOD-TIME CRESIT RESTORED)

## CREDIBILITY

31-45AR PERIOD = 17-45ARS 7-MOATHS
2/28/2012 TO 1/7/2014 = 1-45AR 11-MOATHS
1/7/2014 TO 11/10/2014 = 10-MOATHS
11/10/2014 TO 8/21/2023 = 8-45ARS 10-MOATHS

PERIOD DISCIPLIMARY FREE = 29-45ARS 2-MONTHS

90% GOOD-BEHAVIOR RATE

#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD B. HOLLOWAY

CLAIMANT,

US.

020045 ,04 32AD

ADC/DOC

RESPONDENT.

### MOTION FOR DISCOURRY

COMES NOW THE CLAIMANT, PRO SE, AND FOR HIS MOTION STATES:

I. IN ANSWER TO MY COMPLAINT, ADC ATTORNEY MR. THOMAS BURNS,

REQUISETS THAT MY CLAIM BE DISMISSED, HOLDING MS TO STRICT PROOF ON

EACH AUSGATION. TO PROVIDE THE COURT WITH STRICT PROOF I WILL NEED

THE ADC TO PROVIDE TWO DISCOURTY MATERIALS:

### FIRST DISCOUSRY MSED:

- 2. ON 1/19/22, ADC/USM RECORDS OFFICER MS. NANCY STRAUGHM SENT ME A LETTER STATING THAT I WAS SENTENCED WADER ACT 825 OF 1983 AND THAT MY GOOD-TIME CREDIT MUST BE CALCULATED ACCORDING TO THAT ACT. (I HAVE THE LETTER IF THE COURT MESTS TO SEE IT.)
  - 3. MS. STRAUGHA REFUSED TO AROUNDS MS WITH A CUPT OF ACT 825 OF 1983.
- 4. FURTHER, ACT 825 OF 1983 IS NOT AVAILABLE THROUGH THE ADELUSM
  IMMATE LAW LIBRARY SYSTEM.
- S. I HAVE NO ACCESS TO ACT 825 OF 1983. ( SINCE E WAS SENTENCED ON THE ORIGINAL CRIMS ON 2/12/1982, ACT 825 OF 1983 SHOULD NOT APPLY TO MY SENTENCE.)
- 6. TO PROPERLY RESPOND TO MS. STRAUGHA'S ALLSEATION, AND TO PROPERLY PLEAD MY CLAIM, I WILL DEED A COPY OF ACT 825 OF 1983.
- 7. THE ADC IS REQUIRED BY LAW TO MEET THE LAW LIBRARY JEEDS OF IMMATES.
- 8. I PRAY THE COURT ORDER THE ADC TO PROVIDE ME WITH A COPY OF ACT 825 OF 1983.

## SECOND DISCOURRY YEED:

9. IN MY COMPLAINT, I STATE THAT MY LEGITIMATE DISCHARGE FROM PRISON DATE (WITHOUT PAROLE) IS 3/24/21. THIS DATE WAS DETERMINED BASSO WOOD A TIME-COMPUTATION SUMMARY CONDUCTED BY USING MY ARE DISCIPLINARY RECORD

AS A GUIDS. PRISON DISCIPLIARY RECORDS REVEAL THE DATES UPOL WHICH

MY CLASS STATUS AND GOOD-TUNE CREDIT STATUS WERE FORFIETED BY THE PRISON

DISCIPLIARY COURT. (THIS ASSESSMENT IS TWO-YEARS OLD AND WILL CHARGE BY

TWO-YEARS DUE TO NEW GOOD-TIME CREDIT EARNED. EXIBIT B IS A NEW ASSESSMENT

MADE ON 8/21/23)

IO. THIS METHOD IS PROJETO SLIGHT ERROR. I MUST GUESS AT THE DATE MY CLASS STATUS AND GOOD-TIME CREDIT STATUS CHERE RESTORED. PER THIS REASON, I WAITED TWO-PULL YEARS PASSED 3/24/21 TO FILE MY COMPLAIAT. IT HIS ELIMINATES ANY CLAIM OF ERROR.

II. TO PROVIDE THE COURT WITH A PRECISE EXACT ACCOUNT OF MY DIGHTFULL LEGITIMATE DISCHARGE FROM PRISON DATE I MUST HAVE MINIMUM CLASS FICATION DATA: SPECIFICALLY - I NEED THE DATE THAT EACH CHARGE WAS MADE CONCERNING MY CLASS STATUS OR GOOD-TIME CREDIT STATUS AND I NEED THE TYPE OF CHARGE THAT WAS MADE. FOR EXAMPLE:

3/16/1983 - CLASS 2 GRAATED

11/23/1988 - CLASS Z RESTORED

2/18/1989 - CLASS Z FORFIETED, REDUCED TO CLASS 4

3/28/1989 - GOOD-TIME FORFIETED = ST-DAYS

- 12. TO BE CLEAR, & MEED SUCH INFORMATION FROM 3/16/1983 TO PR SENT DATE.
- 13. WITH SUCH INFORMATION I CAN CALCULATE THE EXACT DATE OF MY RIGHTPULLY EARNED DISCHARGE DATE.

14, TO ADEQUATELY MSST RESPONDENT'S HOLD TO STRICT PROOF, I A UST HAVE THE ABOUT LAFORMATION.

WHEREFORE, I PRAY THE COURT GRANT MY MOTION FOR DISCOUSLY.

Lef 3 Levely

HARVILD B. HOLLOWAY

DATSD: 9/5/23

( FIRST MAILSO \$/22/23)
MAILSO 2NP TIME 9/2/23)

HAROLD B. HOL	YEAR (	CLAIMANT,
MARCO OF THE		
US,	CASS 20. 24	0060
ADC/DOC		2552020517.
	MOTION TO FILE ADDITIONA	al Dolumentation
COMPS HOW	THE CLAIMANT, PRO SS, AN	D FOR HIS MOTION STATES:
1. RESPON	DENT BY AND THROUGH THEIR	ATTORASY, MR. THOMAS BURAS, HAS
REQUISERD THE	COURT HOLD ME TO STRICT	PROOF ON EACH ALLEGATIVA. IA ORDER
TO PROUDS STR	ICT PROOF, & MSSD PSPMIS	SIUN TO PILE THE FOLLOWING
DOCUMENTATION	14 SUCSSS OF THE PLUS PAGE	LIMIT:
4-PAGSS -	WASHINGTON COUNTY CIRCUIT C	OURT RECORDS, ORIGINAL SENTENCE CR-81-628
3-PAGS -	DOCUMENTS WRITTEN AND SIG MS. P. WASHIXETON.	ASD BY ADC /USM CLASSIFICATION OFFICER
4-DAGS -		ORDS /WAINERS SIGHED BY ADO CLASSIFICATION
. (/	COMMITTES MEMBERS.	
4-PAGSS -	LETTERS WRITTEN AND SIGNED	BY ADC/USA RECORDS OFFICER
	MS. NALCY STRAUGHA	
1 - PAGE -	ADC ACCOUNT OF MY DISCHA	ARGS DATE PROIR TO LUSS OF GOOD-TIMS
1- PAGE -		ARGS DATE AFTER LOSS OF GOOD-TIME
2-PA65 - A	AFFIDAUIT OF HAROLD B. Ha	
	CLASSIFICATION CLASSIFICATION	
TOTAL = 20	-PAGSS (17-EXCERDING LIMI	(1
2. ALL OF	THE PORSCOLLE DOCUMENTS P	PROVIDS STRICT PROOF OF MY CLAIMS.
WHERE FOR	S, CLAIMANT PRAYS THE	COURT GRANT HIS REQUEST TO

FILE S	UPPORTING DOCUMESTATION IN EXCESS OF THE PIUE-PAGE LIN	τ.
	12 JESUS' NAME,	
	Je/ 3 Luly	
	fall s territ	
	HAROLD B. HOLLOWAY	
		-
	CERTIFICATE OF SPRUICE	
	11 - 12 - 12 - 12 - 12 - 12 - 12 - 12 -	
I	SETTIFY THAT A COPY OF MY OBJECTION TO RESPONDENT'S ANSWER	TO CUMPLAIAT;
	UN POR DISCUERY, AND MY MOTION TO FILE ADDITIONAL DOCUMENTAT :	
	THIS 240 DAY OF SEPTEMBER 2023 OF THE RESPONDENT BY PLAN	
	IN THE U.S. MAIL, REGULAR POSTAGE, TO! MR THOMAS BURNS	LEGAL
SUPFURT	WIT, 6814 PRIACETOS PIKE, PISE BLUFF, AR 71602-9411.	
	4/341/1	
	Teerf 3 Teilly	
	HAROLD B. HOLLOWAY	

From: Thomas Burns (DOC)
To: ASCC Pleadings

**Subject:** Harold Holloway v ADC 240060

**Date:** Monday, September 18, 2023 10:37:42 AM

**Attachments:** 0831 001.pdf image001.png

Response to motion for discovery

Thank you,

-TB



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## BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

## HAROLD HOLLOWAY (ADC

**CLAIMANT** 

V.

NO. 240060

# ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

## **ADC RESPONSE TO MOTION FOR DISCOVERY**

Respondent, Arkansas Department of Correction (ADC), for its reply, states:

- The ADC denies each and every allegation contained in the Inmate's motion unless specifically admitted herein.
- 2. The ADC admits that is requests the complaint be dismissed and demand strict proof. Denies the remainder of paragraph 1.
- The ADC lacks information, knowledge, or belief to either admit or deny paragraph 2 and therefore denies.
- 4. The ADC lacks information, knowledge, or belief to either admit or deny paragraph 3 and therefore denies.
  - 5. The ADC denies paragraph 4.
  - 6. The ADC denies paragraph 5.
  - 7. The ADC denies paragraph 6.
  - 8. The ADC follows all applicable laws and policies, denies the remainder of paragraph 7.
  - 9. The ADC denies paragraph 8.

WHEREFORE, Respondent prays that the Motion for discovery be denied; that his claim be dismissed with prejudice; for their attorney's fees and costs; and all other just and proper relief to which they may be entitled.

Respectfully submitted,

Thomas Burns (02006)
Division of Correction
Legal Department
6814 Princeton Pike
Pine Bluff, AR 71602
(870) 267-6845 Office
(870) 267-6373 Facsimile
thomas.burns@arkansas.gov

#### CERTIFICATE OF SERVICE

I certify that a copy of this pleading has been served this 18<sup>th</sup> day of September 2023, on the Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Harold Holloway (

Thomas Burns

## ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

September 19, 2023

Mr. Harold B. Holloway (ADC 0

RE:

Harold B. Holloway v. Arkansas Division of Correction

Claim No. 240060

Dear Mr. Holloway,

Our office is in receipt of your correspondence dated September 1, 2023 and September 5, 2023. Enclosed please find the file-marked copies of your objection to respondent's answer to complaint request for hearing, motion for discovery, and motion to file additional documentation filed in the above-referenced claim. If you have any questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: msscott

HARRIS B. HOLLOWAY

Arkansas State Claims Commission

SEP 20 2023

KAMPETU IRRY, DIRECTOR

ARKALSAS STATE CLAIMS COMMISSIEN

LOTE, CAPITUL AUS, SUITS 410

LITTLE RICK, ARKALSAS 72221-3823

RS: CASE No. 240060

DEAR KAMPYN IRBY:

IN YOUR LETTER DATED 7/19/23 YOU STATED THAT THE CLAIMS
COMMISSION WOULD PROUDE ME WITH A FILE-MARKED COPY OF PLENDINGS

IF I REQUESTED GAS.

ON THREE SEPERATE OCCASSIONS 8/22/23 I MAILED YOU 9/1/23 9/5/23

A COPY OF THRSE PLEADINGS:

- 1. OBJECTION TO RESPONDENT'S ANSWER TO COMPLAINT: REQUEST FOR HEAPING
- Z. MOTION FOR DISCOUSERY
  - 3. MOTION TO PILE ADDITIONAL DOCUMENTATION

I REQUESTED A FILE-MARKED COPY EACH TIME. I HAVE NOT RECEIVED A FILE-MARKED COPY AT AIL. WOULD YOU PLEASE SEAD ME GAE.

LIKE TO PLAY ON INMATES. THEY HOLD THE MAIL WATIL THE
IMMATE CRITES A LETTER SAYING HE DID NOT RECEIVE A RESPONSE,
THEN, THE SAME DAY HE MAILS THE LETTER SAYING HE GOT NO
RESPONSE, THE ADC DELIVERS THE RESPONSE. THEY DO THIS TO
MAKE A MOCKERY OF THE IMMATE. NOW HE HAS TO WRITE.

SO THEY MAY BRIJE IT TO ME AS SOCIA AR THIS LETTER GOES OUT.

AS FAR AS I KNOW, THEY THREW IT AWAY AGAIA. I'US HEARD THEM TALK ABOUT IT BEFORE, BUT THIS IS THE FIRST TIME THE THREW AWAY MY MAIL TO THE CLAIMS COMMISSION. IN THIS CASE (240060) THEY HAVE THREW IT AWAY (OR IT GOT LOST') SIX TIMES ALREADY ( WALSES YOU RECEIUSD IT. ) I DID MAIL THOMAS BURNS, ADC ATTORNEY A COPY OF EUERYTHIAG. I JUST DECIDED TO DO IT THE SAME WAY I DID IA THE OTHER TWO CLAIMS AND STOPPED LISTERIAGE TO WAT THEY TOLD ME. I WISH I HAD ON OF THOSE INSTRUCTION SHEETS YOU U SO TO SEAD LAMATES. IT HAD LASTRUCTIONS ON IT THAT ARE NIT IN THE ASCC RULEBOOK. I DIDN'T GST ONE THIS TIME. ALL YOU SEST WAS ACA 19-10-208(F). IF YOU GOT THE PLEADINGS, I REQUEST A FILE-MARKED COFT. IF YOU DID NOT GET THEM, TELL ME AND I WILL MAIL THEM AGAI,. THAPK YOU. GOD BUSSS AND KSSP YOU IN JESUS NAME, HARSOD B. HOLLOWAY

From: Thomas Burns (DOC)
To: ASCC Pleadings

**Subject:** Harold Holloway v ADC 240060

**Date:** Wednesday, September 27, 2023 9:12:47 AM

**Attachments:** 0960 001.pdf image001.png

MTD

Thank you,

-TB



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#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWAY (ADC

**CLAIMANT** 

V

NO. 240060

# ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

## RESPONDENT'S MOTION TO DISMISS

Comes Now the Respondent, Arkansas Department of Corrections (ADC), for its Motion to Dismiss, states:

- 1. The inmate's claim should be dismissed pursuant to the Arkansas Rules of Civil Procedure (ARCP) 12(b)(6) as it fails to state facts upon which relief can be granted.
- 2. On a motion to dismiss pursuant to Rule 12(b)(6) of the Arkansas Rules of Civil Procedure the courts treat the facts alleged in complaints as true and view them in the light most favorable to the plaintiff. *Dockery v Morgan*, 2011 Ark. 94. "However, [Arkansas's] rules require fact pleading, and a complaint must state facts, not mere conclusions, in order to entitle the pleader to relief." *Id*. The Court should "treat only the facts alleged in the complaint as true but not the plaintiff's theories, speculation, or statutory interpretation." *Id*.
- 3. An "important mechanism for weeding out meritless claims [is a] motion to dismiss for failure to state a claim." Fifth Third Bancorp v. Dudenhoeffer, 573 U.S. 409, 425 (2014). Legal conclusions, unsupported conclusions, and unwarranted inferences must be ignored and fail to withstand a Rule 12(b)(6) motion. See Farm Credit Svcs. v American State bank, 339 F.3d 764 (8th Cir. 2003). A pleading must contain a "short and plain statement of the claim showing that the pleader is entitled to relief. Ashcraft v Iqbal 556 U.S. 662 (2009). Although detailed factual allegations are not required, more that "unadorned, the-defendant-unlawfully-harmed-me-

accusations" are required. *Id*. To survive a motion to dismiss, a complaint must contain sufficient factual matter that, when accepted as true, state a claim to relief that is plausible on its face. *Id*. A claim is facially plausible "when the plaintiff pleads factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged." *Id*.

- 4. When a trial court is presented with extraneous materials outside of the pleadings and does not exclude those materials, a motion to dismiss for failure to state facts upon which relief can be granted shall be treated as one for summary judgment. *Norris v Davis*, 2014 Ark. App. 632 (2014)
- 5. The inmate seeks the sum of \$21,275.00, for alleged failure to give "goodtime" and release on parole. Although inmate seeks an award of damages (\$15000.00), he fails to plead any basis for an award of damages, and he fails to give the Arkansas Claims Commission any rational basis beyond mere speculation of the damages. Damages are an essential element of a tort claim and there must an allegation of sufficient facts to satisfy the damages element or the case is subject to a motion to dismiss. *Wallis v. Ford Motor Company*, 362 Ark. 317, 208 S.W. 3d 153 (2008). The inmate's claim, even if true, does not support a claim for monetary relief.
- 6. Even if the inmate were to plead with more specificity, he would still not be able to prevail. The party claiming damages has the burden of proving those damages beyond speculation. *Minerva Enterprises v. Howlett, 308 Ark. 291, 824 S.W. 2d 377 (1992).* Even taking the inmate's allegations true as pleading, and giving him the benefit of every possible inference, his mere inconvenience of alleged wrongdoing can never render a claim that is anything but speculation.
- 7. Pro Se parties are not given special treatment and are held to the same standard as a licensed attorney. Pressler v. Ark. Publ. Serv. Comm'n, 2011 Ark. App. 512, at 9, 385 S.W.3d 349, 355 (citing Elder v. Mark Ford & Assocs., 103 Ark. App. 302, 288 S.W.3d 702 (2008)). The

Claims Commission notes that under Arkansas law, a claimant choosing to represent himself is held to the same standard as an attorney. *Michael Pickens v ADC claim 190793 (ASCC 2019)*.

- 8. Whether a plaintiff is represented by counsel or is appearing <u>pro se</u>, his complaint must allege specific facts sufficient to state a claim. *See Martin v Sargent*, 780 F.2d 1334, 1337 (8th Cir. 1985).
- A complaint must state facts, not mere conclusions, in order to satisfy the requirements of Rule 8 of the Arkansas Rules of Civil Procedure. Doe v Weiss, 2010 Ark. 150.
- In reviewing whether a complaint is subject to dismissal, the Court must accept as 10. true all factual allegations in the complaint, but is "not bound to accept as true a legal conclusion couched as a factual allegation." Ashcroft v. Iqbal, 556 U.S. 662, 678 (2009) (quoting Bell Atlantic Corp. v. Twombly, 550 U.S. 544, 555 (2007)). "Threadbare recitals of the elements of a cause of action, supported by mere conclusory statements, do not suffice." Id. "Nor does a complaint suffice if it "tenders 'naked assertion[s]' devoid of 'further factual enhancement." Id. (quoting Twombly, 550 U.S. at 557). Rather, a complaint must plead "enough facts to state a claim to relief that is plausible on its face." Twombly, 550 U.S. at 570. "A claim has facial plausibility when the plaintiff pleads factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged." Iqbal, 556 U.S. at 678. "The plausibility standard is not akin to a 'probability requirement,' but it asks for more than a sheer possibility that a defendant has acted unlawfully." Id. (quoting Twombly, 550 U.S. at 556). A well pleaded complaint may proceed even if it appears that actual proof of those facts is improbable and that recovery is very remote and unlikely. Twombly, 550 U.S. at 556. A complaint cannot, however, simply leave open the possibility that a plaintiff might later establish some set of undisclosed facts to support recovery. Id. at 561. Rather, the facts set forth in the complaint must be sufficient to nudge the claims across the line from conceivable to plausible.

Id. at 570. "[W]here the well-pleaded facts do not permit the court to infer more than the mere possibility of misconduct, the complaint has alleged –but it has not 'show[n]' – 'that the pleader is entitled to relief.'" Iqbal, 556 U.S. at 679 (quoting Fed.R.Civ.P. 8(a)(2)).

- 11. The Plausibility standard is not akin to a "probability requirement" but it asks for more than a sheer possibility that a defendant has acted unlawfully. Where a complaint pleads facts that are "merely consistent with" a defendant's liability, it" stops short of the line between possibility a plausibility of entitlement to relief" *Bell Atlantic Corp. v. Twombly, 550 U.S. 544, 555 (2007)* 
  - 12. The inmate claims the ADC is denying him goodtime credit.
- 13. Classification of an inmates "goodtime" is under the strict purview of the ADC based upon an inmate behavior within the institution.
- 14. Whether or not an inmate gets paroled is under the strict purview of the Arkansas State Parole Board.
- 15. The inmate is making claims that the Arkansas State Claims Commission does not have the jurisdiction to hear.
- 16. The Commission does not have jurisdiction to issue injunctive relief. These claims may be made in a Court of general jurisdiction.
- 17. Pursuant to the Prison Litigation Reform Act (PLRA), "no actions shall be brought with respect to prison conditions under Section 1983 of this title or any other Federal law, by a prisoner confined in any jail, or other correctional facility until such administrative remedies as ae available are exhausted." 42 U.S.C § 1997e. In 1997, the Arkansas legislature adopted the PLRA's exhaustion requirement by enacting Ark. Code Ann. §16-106-202. That statute follows the PLRA by adopting a grievance exhaustion requirement for state actions:
  - (a) A civil action **or claim** initiated against...Department of Correction...by an inmate in a penal institution or incarcerated person appearing pro se may be:

- Dismissed without prejudice by the court on its own motion or on a motion of the defendant, if all administrative remedies available to the inmate have not been exhausted.
- 18. "A basic rule of administrative procedure requires that an agency be given the opportunity to address a question before a complainant resorts to the courts. Where a party has failed to exhaust his or her administrative remedies, the trial court lacks jurisdiction over the suit" *Ark. HHS v Smith*, 370 *Ark. 490*. One must exhaust their administrative remedies before they may proceed in Court. *See Johnson v Johnson*, 385 F.3d 503 (2004).
- 19. The inmate has filed a complaint that he knows is in bad faith and not supported by the facts. The Commission should award the ADC fees and costs for having to respond to this baseless complaint.
- 20. This same claim, if presented to a court of general jurisdiction would, as a matter of law, be dismissed.
- 21. "The commission shall make no award for any claim which, as a matter of law, should be dismissed from a court of law or equity for reasons other than sovereign immunity." Ark. Code Ann. § 19-10-204(3)(A) (West Supp. 2015). "Specifically, if the facts of a given claim would cause the claim to be dismissed as a matter of law from a court of general jurisdiction, then the commission shall make no award on the claim." Ark. Code Ann. § 19-10-204(3)(B) (West Supp. 2015). The claimant has not been damaged and only makes mere assertions that he has been damages. Without damages a Court would dismiss the claim in its entirety.

WHEREFORE, the Respondent prays that the motion be granted and the complaint dismissed; for their attorney's fees and costs; and all other just and proper relief to which they may be entitled.

Respectfully submitted,

Thomas Burns (02006)
Legal Services Unit
Division of Correction
6814 Princeton Pike
Pine Bluff, AR 71602
(870) 267-6845 Office
(870) 267-6373 Facsimile
thomas.burns@arkansas.gov

#### CERTIFICATE OF SERVICE

I certify that a copy of the above pleading has been served this 27<sup>th</sup> day of September 2023, on the below Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Harold Holloway (

Thomas Burns

	HAROLD B. HOLL	ULIAY E	Arkansas State Claims Commission
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DEAR KATE	ARYN IRBY!		
FIAD	YM 70 4900 A 93201043	PESPOASE TO THE	2 204
RESP0258	TO MY MOTION ROR DISCOUR	ERY. PLEASE FILE I	7 12
CLAIM NO	, 240060,		
PLEAS	E SEND ME A FILE-MARKE	ED COPY FOR MY RECOR	20.
THANK	- You.		
GOD F	BLESS AND KEEP YOU.		
	12	JESUS' DAME,	
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	HAI	OCD B. HOLLOWAY	
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P. S. – 2	DID GET THE OTHER MA	IIL FINALLY,	

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BEFORE THE ARKANSAS STATE CLAIMS COMMISSION
HAROLD B. HOLLOWAY ( )
US, CASS NO. 240060
ADC/DOC RESPONDENT.
CLAIMANT'S RESPONSE TO RESPONDENT RESPONSE
TO MOTION FOR DISCOURRY
Establish of the Bend Samming on the Proof State of Sam
COMES POW THE CLAIMANT, PROSE, AND FOR HIS RESPONSE STATES;
1. WITH PERMISSION OF THE COURT CLAIMANT CAN PREVIDE
DOCUMENTED PROOF OF ALLEGATIONS MADE BY ADCIUSM RECORDS OFFICER
MS, MANCY STRAUGHA. I HAVE REQUESTED PERMISSION TO FILE
ADDITIONAL DOCUMENTATION.
2. AS COXCERNS THE ADC LAW LIBRARY, I WILL WEED ADDITIONAL
DISCOUERY - I HEED COPIES OF MY LAMATE LAW LIBRARY REQUESTS
IN WHICH I REQUESTED ACT 825.
3. I FURTHER CALL THE HAMATE LAW LIBRARY CLERK AS A
WITHSSS - HE TOLD ME ACT 825 WAS NOT AVAILABLE THROUGH
THE LAW LIBRARY. I AM LOCKED IN A CEIL AND CAMPOT MAKE
CONTACT WITH HIM WATIL THE NEXT WEEK'S LAW LIBRARY CALL.
I WILL ASK HIM POR AN APPIDAVIT ON THE MATTER.
4. MR THOMAS BURNS HAS APPARENTLY GODE LASADE : HE DELIES
STATEMENTS THAT CAN BE POSITIVELY PROVED BY ADC RECORDS.
WHEREPORE, CLAIMANT PRAYS THAT HIS MOTION FOR DISCOVERY
BE GRANTED, THAT HIS CLAIM BE SET FOR A HEARING, FOR HIS
ATTORNEY'S PEES AND COSTS AND ALL OTHER JUST AND PROPER
RELIEF TO WHICH HE MAY BE ENTITLED.
IN JESL'S HAME,
Jul 3 July
HAROLD B. HOLLOWAY

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SERVED THIS	27TH DAY OF SEPTEMBER 2023 OF THE RESPOND IT
BY PLACIFE A	COPY OF THE SAME IN THE U.S. MAIL, REGULAR PO: MGE
O: THOMAS !	BURNS, ATTORNEY
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	P7, AR. 71602
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JOTE - I 60	OT THE RESPONSE FROM THOMAS BURNS ON 9/26/23.
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	Francisco Company

From: Thomas Burns (DOC) To: **ASCC Pleadings** 

Subject: Harold Holloway v ADC 240060 Date: Tuesday, October 3, 2023 2:51:05 PM

**Attachments:** 1061 001.pdf

image001.png

Motion to Stay Discovery

Thank you,

-TB



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## BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWWAY (ADC

CLAIMANT

v

NO. 240060

# ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

## MOTION TO STAY DISCOVERY

Respondent, Arkansas Department of Correction (ADC), for its Motion to Stay Discovery, states:

- 1. Pursuant to Rule 26(c) of the Arkansas Rules of Civil Procedure (ARCP), Respondent hereby moves for the entry a protective order staying all discovery requests until the resolution of Respondent's Motion to Dismiss.
- 2. Respondent has filed a Motion to Dismiss Claimant's claim(s) alleging, among other issues, that Claimant has failed to state a claim upon which relief can be granted. ARCP 12(b)(6).
- 3. In determining whether to dismiss a complaint for the failure to state a claim upon which relief can be granted, it is improper for the trial court to look beyond the complaint. Thomas v. Pierce, 184 S.W. 3d 489, 87 Ark. App. 26 (2004). Because the Respondent here has filed a Motion to Dismiss for failure to state a claim upon which relief can be granted, the claimant's claim will, in the first instance, perish or survive based solely upon the allegations set out therein and the Respondent's challenge to the sufficiency of such allegations. That matter should be resolved prior to the parties engaging in discovery.
- 4. A court (and by extension, this Commission), has broad authority in matters pertaining to discovery and broad discretion to enter protective orders under ARCP Rule 26. Parker v. Southern Farm Bureau, 326 Ark. 1073, 935 S.W. 2d194 (1996). For a number of reasons, it

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would be appropriate for the Commission to exercise that discretion here and stay all discovery,

by both parties, pending the resolution of Respondent's Motion to Dismiss.

5. Whatever information the Claimant may garner in response to his discovery, it will not be

considered by the Commission in the Commission's review of the Motion to Dismiss. A party

cannot use a deficient complaint to justify discovery in the hopes of rehabilitating his pleadings.

Treat v. Kreutzer, 290 Ark. 532, 720 S.W. 2d 716 (1986).

6. Respondent's Motion to Dismiss will be decided upon existing pleadings, and will not,

and can not, take into consideration discovery responses. Thus, the discovery requests will not

aid the Commission in the resolution of the pending Motion to Dismiss.

7. Claimant will not be prejudiced by a Stay of Discovery; claimant will have the

opportunity to pursue discovery if the Motion to Dismiss is denied.

8. Staying discovery until after the resolution of Respondent's Motion to Dismiss will

protect the Respondent against the needless expenditure of time, money, and state resources.

WHEREFORE, Respondent prays that this Motion to Stay Discovery be granted; for their

attorney's fees and costs; and all other just and proper relief to which they may be entitled.

Respectfully submitted,

Thomas Burns (02006)

Legal Services Unit

Division of Correction

6814 Princeton Pike

Pine Bluff, AR 71602

(870)267-6845 Office

(870)267-6373 Facsimile

thomas.burns@arkansas.gov

# CERTIFICATE OF SERVICE

I certify that a copy of this pleading has been served this 3<sup>rd</sup> day of October 2023, on the Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Thomas Burns

Harold Holloway (

<u></u>		
HAROLD B. HOLLOWAY		
·	<b>-</b> 8	
KATHRYN IRBY, DIRSCHUR	10/3/23	Arkansas State Claims Commission
ARKANSAS STATE CLAINS CONVISSION	1013123	
101 E. CAPITOL AUG. SUITE 410		OCT 05 2023
LITTLE ROCK, ARKHULUS 72701-3823		2 2023
RS: CLAIM NO. 240060		RECEIVED
DEAR KATHRYN IRBY:		
of hoirstag PM 40 4000 & 03201043 CH17	1301022	horrow 2'T
TO DISMISS. PLEASE PILE IT IN THE ABOVE REPERSACE	D CLAIM,	
PLEASS SEND ME A FILE-MARKED COPY FOR MY	RECORDS.	
MAAK You.		
GOD BLEES AND KEEP YOU.		
is JESUS' DAME,		
Jesus' NAME,	ly	
HAROLD B. HOKOL	AY	

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+	ReF	ORS THE ARKANSAS STATE CLAIMS COM	L.01221.A
	HAROLD B. HOLLOW		CLAIMANT
1	US,	CASS NO. 240060	
1	ADC/DOC		7639409235
ļ		OM 2'TH30409239 OT HOITSEED	T10,1

To DISMISS

COMES HOW THE CLAIMANT, A PROSE PRISONER, AND FOR HIS OBJECTION STATES:

- I. FACT: UNLIKE PERSONS LIVING IN FREE SOCIETY, PRO SE PRISONER LITIGANTS, ESPECIALLY THOSE ASSIGNED TO 24-HOUR PER DAY LOCKDOWN STATUS, AS CLAIMANT IS, DO NOT ENTOY FREEDOM OF MOVEMENT TO PERSONALLY VISIT A LAW LIBRARY AND MUST RELY ON OTHER PEOPLE (IN THIS CASE ADC EMPLOYEES AND INMATES) TO DO LEGAL RESEARCH FOR THEM. IN LIGHT OF THIS, PRO SE PRISONER PLEADINGS ARE HELD TO LESS STRINGENT STANDARDS THAN FORMAL PLEADINGS DRAFTED BY LAWYERS. SEE, ESTELLE U. GAMBLE, 429 U.S. 92; TRUJILLO U. WILLIAMS, 465 F3D 1210 (2006); SALAHUDDEN U. GOORD, 467 F3D 263 (2006)
- Z. FACT: POSSIBLE INFERENCE OF CLAIMANT'S ALLEGATIONS ARE SUFFICIENT, SEE, BRIDGES U. GILBERT, SST F.3D SHI, SSZ-F3 (2009); EARL U. FABIAN, SSG F.3D 717, 723

  (8MOIR, 2009) COURTS ARE RELUCTANT TO DISMISS THE CLAIM OF A PRISONER PROCESDING PROSE SOLEY ON PROCEDURAL GROUNDS. SEE, JOHNS V. BOCK, SHO U.S. 199, 216 (2007)

  [ MOTE-LEBAL ANALYSIS COPED FROM 41 680. L. J. NAN. REV. CRIM. PROC. (2012).]
- 3. FACT: ALL TYPES OF CLAIMS MAY BE CONSIDERED BY THE COMMISSION ...

  (SEE, ASCC RULES AND REGULATIONS BOOKLET, 2014, PAGE 10, PARAGRAPH 2.) TO ADDRESS

  DEFICIENCIES FOUND WITHIN A STATE AGGLOSES OPERATIONS, METHODS OR PROCEDURES

  THAT CAN BE ATTRIBUTED TO THE EXCLUSIVE CONTROL OF THE AGENCY "(PARAGRAPH 3)
- 4. FACT: IN PARAGRAPH 13 OF RESPONDENT'S MOTION TO DISMISS, HE ADMITS THAT ADE GOOD-TIME CREDIT "IS UNDER THE STRICT PURVISOR OF THE ADE."
- 5. FACT: IF AN ADC EMPLOYEE IS KILLED AT WORK, THE EMPLOYEE'S SPOUSE MAY FILE A CLAIM FOR THE DAMAGES SUSTAINED. THE ASCC HAS JURISDICTION TO HEAR THE CLAIM,
- 6. FACT: CLAIMANT WAS DAMAGED BY FALLE IMPRISONMENT IMPOSED BY THE MALICIOUS OPERATIONS, METHODS AND PROCEDURES OF THE ADO CLAIMANT MUST AGREE TO BREAK HIS SUCCEPCLY HELD RELIGIOUS YOUS OR BE FALSELY IMPRISONED BEYOND HIS RIGHTFULLY EARNED DISCHARGE DATE.
- 7. FACT: THE ASCC HAS JURISDICTION TO HEAR THE CLAIM: (1) THE ADC IS A
  STATE AGENCY; (2) THE FALSE IMPRISONMENT DEMAND IS UNDER THE STRICT PURVIEW OF
  THE ADC; (3) THE ADC INTENDED TO FALSELY CONFINE CLAIMANT IN EXCESS OF WHAT
  HIS ACTUAL SENTENCE IMPOSES; (4) CLAIMANT IS VERY AWARE OF THE FALSE
  IMPRISONMENT; (5) CLAIMANT DOES NOT CONSENT TO THE FALSE IMPRISONMENT; (6) THE
  FALSE IMPRISONMENT IS NOT OTHERWISE PRIVILEGED; AND (7) THE FALSE IMPRISONMENT

IS BEING IMPOSED IN RETALIATION OF CLAIMANT'S CHOOSING TO ADHER! TO HIS SINCEPPELY HELD RELIGIOUS BELIEFS (VOUS) — HE MUST AGREE TO BREAK HIS SINCEPPELY HELD RELIGIOUS VOWS OR ELSE BE SUBJECTED TO FURTHER PALSE IMPRISONMENT FOR CHOOSING NOT TO BREAK THEM. (I HAVE REQUISITED PERMISSION TO FILE APPLITUANT DOCUMENTATION WHICH PROVES THIS. SEE ALSO, GITTUS U. NEW YORK, SOY N.Y.S. 2D. 969 (CT.CI.1966))

- 8. FACT: IN TORASCO U. WARKANS, 367 U.S. 488, THE COURT RULED THAT THE STATE OR FEDERAL GOVERNMENT MAY NOT COMPEL THE AFFIRMATION OF RELIC OUS BELIEF. (SEE ALSO, ARK. CONST. ART. 2, SECTION 26)
- 9. FACT: IN BALLARD U. U.S., 372 U.S. 78, THE COURT RULED THAT HE STATE OR FEDERAL GOVERNMENT MAY NOT PUNISH A PERSON FOR THE EXPRESSION OF RELIGIOUS DOCTRINES IT BELIEVES TO BE FALSE.
- IS: FACT: IN MCDANIEL U. PATY, 435 U.S. GIS (1980) THE COURT RU SO THAT THE STATE OR FEDERAL GOVERNMENT MAY NOT IMPOSE SPECIAL DISABILITIES ON THE BASIS OF RELICIOUS VIEWS OR STATUS.
- II. FACT: THE ADC DEVIED CLAIMANT HIS RIGHTFULLY EARNED GOOD—TIME CREDIT RESTORATION BECAUSE CLAIMANT'S RELIGIOUS VOWS AGAINST MALICE PROHILIT HIM PROMATENDINE THE ADC CLASSIFICATION HEARING. (CLAIMANT HAS NEVER ATTENDED AN ADC/USM CLASSIFICATION HEARING. YET HE CLAS GRANTED HIS CLASS STATES PROMOTION AND HIS PROGRAM STATUS PROMOTION WITHOUT BEING REQUIRED TO ATTEND. ONLY HIS GOOD—TIME CREDIT IS I SETORED, CLAIMANT WILL BE DELEASED FROM PRISON—IMMEDIATELY! CLAIMANT MUIT CHOOSE BETWEEN FREEDOM OR RELIGIOUS JOUIS.] (THIS ACT OF SATANIC MALICE IS UNDER THE SOLE CONTROL OF ADC ENPLOYEES.)
- 12. FACT: IN PRESBYTERIAN CHURCH IN U.S. U. MARY ELIZABETH, 393 L.S. 440, THE COURT PULED THAT THE GOVERNMENT CANNOT LEND ITS POWER TO ONE SIDE O. THE OTHER IN CONTROVERSIES OVER RELIGIOUS AUTHORITY OR DOGMA.
- 13. FACT: THE EXHAUSTION DOCTRIAS IS NOT ABSOLUTE. SEE, WOODARD 1. 160, 548 U.S. 81 (2006); PODRIGUEZ U. WESTCHESTER COUNTY JAIL, 372 P.30 485
- 14. FACT: THE ASCC HAS NO AUTHORITY OR POLICE TO OVERRULE A U.S. SUPPRING
- 15. FACT: THE PURPOSE OF EXHAUSTION DOCTRING IS TO PROVIDE THE ADD FAIR OPPORTUNITY TO ADDRESS ISSUES INTERNALLY PRIOR TO LITICATION, PORTER V. MUSSIE, 534 U.S. SIG (2002)
- IE, FACT: THE ASCL NOTIFIED THE ADC OF THIS PROBLEM ON TWO PFIOR OCCASSIONS WITHIN THE PAST SIX YEARS. (SEE, ASCLIBOZIY/ASCLIPOPIB) THERE FORE THE ADC HAS HAD SIX YEARS TO ADDRESS THE ISSUE INTERNALLY PRIOR TO LITIGATION.
  - 17. FACT: THE ADC HAS DONE NOTHING AT ALL TO REMEDY THE DISHONE TY.
- 18. FACT: CLAIMANT DID PRESENT THIS ISSUE TO THE ADC/USM UNIT ADMINISTRATIVE PEUIEW OFFICER (GRIEVANCE OFFICER) IN AN INFORMAL NON MALIELOUS, NO IVERGEANCE MANNER. (I HAVE REQUESTED PERMISSION TO FILE THIS ADDITIONAL DOCUMENT.)
- 19. FACT: SPECIAL CIRCUMSTANCES EXIST DUE TO CLAIMANT'S SINCEREU HELD RELIGIOUS
  BELIEFS (UQUE) WHICH ESTOPP THE ADC FROM ASSERTING THE AFFIRMATIVE DEFENSE OF
  NON EXHAUSTION. SEE, WOODFORD U. 160, 548 U.S. BI (2006); ZIEMBA U. WER IER, 360 F.30 IGI,
  163-64 (2004); LITTLE U. JONES, 60'Y F.3D 1245, 1249-50 (2010); HENPHILL U. 1841 YORK, 380

F.30680 (2004) (3- PROJE TEST)

- 20, FACT: CLAIMANT DOSS NOT SEEK PAROLE HE HAS COMPLETED HIS CATTRE SEXTENCE: CLAIMANT SEEKS RELEASE FROM FALSE IMPRISONMENT. THERE FORE, PAROLE IS A MODT ISSUE.
- 21. FACT: THE ADC ADMITS THAT THE ADC AWARDED CLAIMANT 6,726-DAYL OR GOOD-TIME CREDIT FOR GOOD BEHAVIOR. ( SEE, ADC DISCIPLINARY RECORD: EXIBIT A 15 AN EDITED VERSION.)
- 22. FACT: EUSRY ADC IMMATE IS ENTITLED TO HAVE FORFIETED GOOD -TIME CREDIT RESTORED AFTER SERVING GO DAYS FROM COMPLETION OF THE SENTENCE RENDERED IN THE LAST DISCIPLIARY ACTION TAKEN. (SEE, ADC IMMATE HANDBOOK, 10TH PRINTING, FEB. 1, 1991, PAGE 31) (NOTE I STILL HAVE A COPY OF THIS HANDBOOK, I CAN PRESENT IT AT A HEARING. THIS PARAGRAPH APPLIES TO THOSE IMMATES ISSUED THIS ADC IMMATE HANDBOOK)
- 23, FACT: THE DATE OF CLAIMANT'S LAST DISCIPLIFORY ACTION TAKEN IS 11/10/2014 (9-YEARS AGO)
- ZY. FACT: THE ADC HAS NOT RESTORED CLAIMANT'S GOOD -TIME CREDIT ACCORDING
  TO POLICY IN EFFECT: THE DAY HE COMMITTED THE BRIGHAL SENTENCE (12/16/1981);
  THE DAY HE WAS ASSIGNED TO MAXIMUM SECURITY (1989); AND THE DAY HE WAS
  ASSIGNED TO THE ADC/USM WAIT (2/17/2011). (I HAVE REQUESTED PERMISSION TO
  FILE THESE ADDITIONAL DOCUMENTS.)
- 25. FACT: EXPOST FACTO LAW PROHIBITS APPLICATION OF NEW LAWS TO CLAIMANT'S 42-YEAR OLD SENTENCE.
- ZG. FACT: THE ADC IS PROHIBITED FROM SUBJECTING CLAIMANT TO MALICIOUS,
  ARBITRARY OR CAPRICIOUS DEMANDS. SEE, U.S. CONST. AMEND. 14.
- 27, FACT: CLAIMANT IS THE ONLY IMMATE IN THE ENTIRE HISTORY OF THE ADE TO STAND ON A RELIGIOUS VOW OF SILENCE FOR 31-YEARS, TO BE ELIGIBLE FOR GOOD-TIME PESTORATION FOR 9-YEARS, TO MAINTAINS A 90% GOOD-BEHAVIOR RATE IN THE PAST 31-YEARS, TO BE DESIED RESTORATION OF HIS GOOD-TIME CREDIT FOR CHOOSING TO CONTINENCE HIS RELIGIOUS VOWS, AND TO BE FALSELY IMPRISONED FOR CONTINENCING HIS RELIGIOUS VOWS.
- 28. FACT: ANY LAMATE WHO MAINTAINS A 90% GOOD-BEHAVIOR RATE FOR 31-YEARS CANNOT BE CLASSIFIED AS A TROUBLEMAKER.
- 29. FACT: THE 28-STATEMENTS MADE ABOVE ARE FACTUAL STATEMENTS: THEY ARE NOT CLAIMENT'S THEORIES, SPECULATIONS, STATUTORY INTERPRETATIONS, LEGAL CONCLUSIONS, WASHIPPORTED CONCLUSIONS OR UNWARRANTED INFERENCES.
- 30. FACT: CLAIMANT HAS CLEARLY STATED A CLAIM TO RELIEF THAT IS PLAUSIBLE ON ITS FACE: HE HAS PLED FACTUAL CONTENT THAT ALLOWS THE COURT TO DRAW A REASONABLE INFERENCE THAT RESPONDENT IS LIABLE FOR THE MISCONDUCT ALLEGED.
  - 31. FACT: CLAIMANT HAS PRESSURED NO EXTRANSOUS MATERIALS OUTSIDE OF THE PLEADINGS.
- 32. FACT: CLAIMANT HAS PLED A SOLID BASIS FOR AN AWARD OF DAMAGES. THESE DAMAGES CAN BE POSITIVELY PROVEN WITH PUBLIC RECORDS KEPT BY THE CIRCUIT COURTS OF ARKANSAS, THE ADC, AND THE ASCC.
- 33. FACT: THE ASCL HAS SET LIMITS ON THE ANGUIT OF DOCUMENT PAGES A CLAIMANT MAY FILE.
  - 34. FACT: A CLAIMANT MAY REQUEST PERMISSION TO PILE APPITIONAL DOCUMENTATION.
  - 35. FACT: CLAIM HAS REQUESTED PERMISSION TO FILE ADDITIONAL DOCUMENTATION.

THEREFORE, IT IS NOW UP TO THE ASCE TO DECIPE WHETHER OR NOT CLAIM IT WILL BE PERMITTED TO DISCLOSE DOCUMENTARY EVIDENCE WHICH PROVES HIS CLAIMS

- 36. FACT: THE FACTS SETFORTH IN THE COMPLAINT ARE SUFFICIENT TO CATAPULT THE CLAIM ACROSS THE LINE FROM CONCEINABLE TO PLAUSIBLE: THE COMPLAINT AND ITS PLEADINGS SHOW THAT THE PLEADER IS ENTITLED TO RELIEF.
- 37. FACT: THE ADC HAS CLEARLY ACTED UNLAWFULLY: THEY HAVE DEJIED CLAIMANT THE HONEST SERVICES OF PUBLIC OFFICIALS BY MALICIOUSLY SUBJECTIVE CLIIMANT TO FALSE IMPRISONMENT WHICH DAMAGES HIS LIBERTY.
- 38. FACT: CLAIMANT IS NOT SESKING IN JUNIOTIVE RELIEF: CLAIMANT IS SEEKING DAMAGES FOR INJURIES SUSTAINED TO HIS LIBERTY DAMAGES ARISING FRO UTHE MALICIOUS OPERATIONS, METHODS AND PROCEDURES UNDER THE SOLE CONTRIL OF THE ADC.
- 39. FACT: CLAIMANT BRINGS HIS CLAIM IN GOOD PAITH: HE SEEKS TI E HOMEST SERVICES OF PUBLIC OFFICIALS.
- 40, FACT: CLAIMANT IS NOT AN ELECTED OR APPOINTED FACTFINDER ( NEITHER IS THOMAS BURNS.) CLAIMANT HAS NEITHER THE POWER, TRAINING NOR ANTHORITY TO DECIDE THE VIABILITY OF HIS CLAIM IN A COURT OF GENERAL JURISLICTION.
  HOWLEVER, NOT BEING TOTALLY STUPID, CLAIMANT BELIEVES IN GOOD FAITH THAT HIS CLAIM WOULD STAND.

WHERE FORE, CLAIMANT PRAYS THAT RESPONDENT'S MOTION TO DISM IS BE DENIED AND THE COMPLAINT BE SET FOR A HEARING, FOR HIS ATTORNEY'S FEEL AND COSTS ( ONE DOLLAR) AND ALL OTHER JUST AND FURTHER RELIEF TO WHICH HE MAY BE ENTITLED.

EXECUTED THIS ZHO DAY OF OCTOBER, 2023.

IN JESUS' NAME,

HAROLD B. HOLLOWAY

#### CERTIFICATE OF SERVICE

I CERTIFY THAT A COPY OF THE ABOUE PLEADING HAS BEEN SERVED THIS 200 DAY OF OCTOBER, 2023, ON THE RESPONDENT BY PLACING A COPY OF THE SAME IN THE W.S. MAIL, REGULAR POSTAGE, TO: THOMAS BURNS, ATTORNEY, LEGAL SERVICES WHIT, GENT PINCETON PIKE, PLACETON PIKE,

Leuf 3 Gelly

HAROLD B. HOLLOWAY

# HAROLD B. HOLLOWAY

Arkansas State Claims Commission

OCT 1 2 2023

KATHRYN IRBY, DIRECTOR
ARKANSAS STATE CLAINS COMMISSION
101 ECAPITOL AUS., SLITE 410
LITTLE ROCK, ARKANSAS 72201-3823

10/9/23

RECEIVED

PS: CLAIM NO 240060

DEAR KATHRYN IRBY:

FILD CYCLOSED A COPY OF MY OBJECTION TO RESPONDENT'S MOTION

TO STAY DISCOUSPY, PLEASE PILE IT IN CLAIM NO. 240060,

I DO REQUEST A FILE-MARKED COPY POR MY RECORDS.

IN ADDITION, ON 10/2/23, I MAILSD YOU A COPY OF MY OBJECTION
TO RESPONDENT'S MOTION TO DISMISS. I REQUISETED A FILE-MARKED
COPY OF THE OBJECTION. I HAVE NOT YET RECEIVED A PILE-MARKED COPY,
THE POSTAGE MONEY CHAS DEDUCTED FROM MY ADD ACCOUNT. DID YOU RECEIVE
THE OBJECTION TO RESPONDENT'S MOTION TO DISMISS?

IN HER LETTER PATED 7/19/23, MIKA TUCKER STATES THAT THE ASCL

IN MY LETTER DATED 8/21/23, I STATED THAT I HAD BEEN TOLD
THAT THE ASCC FILING RULES HAD BEEN CHANGED AND THAT LAMATES HOW
ASSOSD TO FILE OALLY ONE COPY OF PLEADINGS. I TOLD YOU THAT
I WOULD GLADLY PROVIDE ADDITIONAL COPIES IF IT CAS MECESSARY
YOU MADE NO REPLY. YOU DID, HOWEVER, PROVIDE ME WITH A
FILE-MARKED COPY OF THOSE PLEADINGS.

ON 10/2/23, I MAILED YOU A COPY OF MY OBJECTION TO

RESPONDENT'S MOTION TO DISMISS. IN PARAGRAPH I BP MY OBJECTION

I STATED THAT I AM A PROSE PRISONER LITIGANT AND MUST RELY

ON THE ABC (THE RESPUNDENT) TO DO MY LEGAL RESEARCH FOR ME: I

AM LOCKED IN A CELL 24-HOURS PER DAY AND CANNOT VISIT THE

· LAW LIBRARY MYSELF, I HAVE TO GO BY WHAT THEY TELL ME. THAT'S WHY I REQUESTED YOU SSID ME OF THEM FIL IS LASTRUCTION SHEETS. YOU DID AUT SEND ME ONE THIS TIME. I AM CONFUSSD. I HAVE TO CURITE 3 OR 4 LETTERS EACH TIME TO GST A PHE-MARKSD COPY. TO TOP IT ALL OFF, MY MAIL HAS BSEN LOST, MISDELIVERED AND RETURNED TO ME WAMAILED. I CAN'T TELL WHAT IS GOLDE ON. A FILE-MARKED COPY TELLS ME YOU RECEIVED THE PLEADINGS, NO RSSPONSE PROM YOU TELLS ME TO SIT AND WISH I KNEW WHAT 15 601/16 an, PLEASE PROVIDE ME WITH A FILE-MARKED COPY OF THE EACLOSED OBJECTION TO RESPUDENT 2 MOTION TO STAY DISCUSES AND OF MY OBJECTION TO RESPONDENT & MOTION TO DISMISS. MAILED 10/2/23. ALSO, WOULD YOU MAIL ME GIE OF THOSE ASCC FILIAG IAFORMATION SHSETS. THACK You. GOD BIESS AND KEEP YOU. TESUS DAME, AND THE STATE OF THE STATE OF HARSLO B. HOLLOWAY PS. - I DID GET A FILE-MARKED GOPY OF MY: OBJECTION TO RESPONDET'S ANSWER TO COMPAINT, REQUIST POR HEARING + MOTION FOR DISCOURT Y-MOTION TO FILS ADDITIONAL DOCUMENTATION THE PART ARE EXCEPT AND A PART OF EFFECT OF SECTION OF 

BEFORE THE ARKAPSAS STATE CLAIRS COMMISSION	
HAROLD B. HOLLOWAY ( CLAIMANT,	
US, CLAIM No. 240060	
ADC/DOC, PSSPLADEAT.	
OBJECTION TO RESPONDENT'S MOTION TO STAY DISCOUFRY	
COMSS HOW THE CLAIMANT, A PROSE PRISONER LITIGANT, AND FOR HIS OBJECTION STATES:	
SINIES.	
1. THE RESPONDENT'S MOTION FOR PROTECTIVE ORDER SHOULD BE DEVISED.	
Z. THE COMPLAINT CLEARLY STATES A CLAIM WITHIN THE JURISDICTION OF THE ASCC:	
(A) THE ADC IS A STATE ACENCY; (B) THE PALSE IMPRISONMENT DEMAND IS WIDER THE	
STRICT PURVIEW OF THE ADC (C) THE ADC LATEADED TO FALSELY CONFINE CLAIMANT IN	
EXCESS OF WHAT HIS ACTUAL SELTELICE IMPOSES; (b) CLAIMANT IS USRY AWARE OF	
THE PALSE IMPRISONMENT ; (E) CLAIMANT DOES NOT CONSENT TO THE PALSE IMPRISONMENT	j
- HE IS BEING HELD AT GUNPOINT AGAINST HIS WILL; (F) THE FALSE IMPRISONMENT IS NOT	
OTHERLISE PRIVILEGED; AND (G) THE RALSE IMPRISONMENT IS BEING IMPOSED IN RETALIATION	
OF CLAIMANT'S CHOOSING TO ADHERE TO HIS SINCERELY HELD RELIGIOUS BELIEFS (VOUS)	
- HE MUST AGREE TO BREAK HIS STACERELY HELD RELIGIOUS BELIEFS ( UCC) OR ELSE BE	
FURTHER SUBJECTED TO PALSE IMPRISONMENT FOR CHOOSIFE NOT TO BREGOK THEM.	
Z MARCABEES GIE-31; 7:1-42 - DAMEL 3:1-30 . MATTHEW 4:1-11 . GITTERS U. MEWYORK, SOY	
N.Y. S. 2D 969 (CT.C. 1986)	
3. THE COMPLAINT STATES A VIABLE CLAIM: IT IS NOT DEFICIENT IN IT'S ALLECATIONS.	
THE COMPLAINT DIRECTS THE ASCE'S ATTENTION TO TWO PREVIOUS CLAIMS. IN EFFECT, THE	
PERTINENT ALLEGATIONS, PLEADINGS AND EULDENCE SUBMITTED IN THOSE TWO CLAIMS ARE	
IACORPORATED IATO THE PRESSELT CLAIM. THESE IACORPORATED ALLEGATIONS, PLEADINGS	
AND EUIDEICSS RESOLUE ANY DEFICIENCY RESPONDENT MAY ASSERT.	
4. IA PARAGRAPH 4 OF RESCUENTED STAY DISCOURTY, HE CLAIMS	
THERE ARE A HUMBER OF REASONS THE COMMISSION MIGHT SKERCISS ITS DISCRETION TO	
STAY DISCOUSEY, BUT HE MELTICALS OR REFERS TO NONE OF THEM. ACCORDING TO	
KATHRYN IRBY, ASCC DIRECTOR, THE COMMISSION MAY NOT PLEAD THE CLAIM FOR	
EITHER PARTY.	
S. BY DIRECTIAE THE COURT'S ATTENTION TO THE PERTIAENT PARTS OF THE TWO PREVIOUS	
CLAIMS, THE PERTINENT PARTS OF THE TWO PREVIOUS CLAIMS BECOME PART OF THE PRESENT	
CLAIM, SIACE THESE PLEADINGS EXIST AS PART OF THE PRESSENT CLAIM, THE COMMISSION	
MULT ALSO COASIDER THEM ALGAG WITH THEIR SUPPORTIAL DOLLAR TORT EVIDENCE.	

G. SIACS THE CLAIM WILL FIRMLY STAND UPON ITS ALLEGATIONS AND PLEADINGS,

THERE IS ON OBJU ON 21 3534T

7. STAYIJE DISCOURRY WILL SUBJECT CLAIMANT TO RURTHER RALSE IMIZISONMENT DEEDLESSLY DAMACIJE HIS LIBERTY, THE, MENEY AND PERSONAL RESOURCES.

CHEREFORS, CLAIMANT PRAYS THAT RESPONDENT'S MOTION TO STAY DISC USRY BE DENIED, FOR HIS ATTORNEY'S PESS COME DOMAR) AND ALL OTHER JUST AND FURTHER RELIEF TO WHICH HE MAY BE ENTITLED.

EXECUTED THIS 9TH DAY OF OCTOBER, 2023.

in Jesus' HAME,

Golf 3 Gelly HAROLD B. HALLOWAY

#### CERTIFICATE OF SERVICE

I CERTIFY THAT A COPY OF THIS PLEADING HAS BEEN SERVED THIS 9TH DAY OF ECTOBER, 2023, GA THE RESERVEDENT BY PLACING A COPY OF THE SAME IN THE U.S. MAIL, REGULAR POSTAGE, TO! THOMAS BURNS, ATTORNEY, LEGAL DIVISION, GE Y PRINCETON PIKE, PINE BLUFF, ARKANSAS 71602.

HARLID B. HOLLOWAY

Teal 3 Juliar

# HAROLD B. HOLLOWAY #

Arkansas State Claims Commission

OCT 21 2023

Ztoogo

KAPHRYLA IRBY, DIRSCTOR.

ARKAUSAS STATE CLAIMS COMMISSION

LOI E. CAPIDOL AUE, SUITE 410

LITTLE ROCK, ARKANSAS 72201-3823

RECEIVED

RE: SUBMISSIENS/ FILE-MARKED COPY REQUEST,

DEAR KAMRYA IRBY:

FIND EXCLOSED EXIBITS I WISH TO FILE IN CLAIM NO. 240060.

I HAVE ALREADY FILED A REQUEST TO FILE ADDITIONAL DOCUMENTATION.

THESE ARE THE ADDITIONAL DOCUMENTS, IN CASE THE COURT MESOS TO

SEE THEM. I DO REQUEST A FILE-MARKED COPY.

ON 10/10/23 I REQUISETED THAT THE ADD LAW LIBRARY MAKE

ME 3-COPIES OF THESE DOCUMENTS - Z-FOR THE COURT, 1-FOR THE

ADD ATTORNEY. ON 10/17/23 THEY BROWGHT HE WALLY 2-COPIES.

THEY SAY I WALLY MEED 1-COPY FOR THE COURT AND 1-COPY FOR

THE ADD ATTORNEY. I MAY REQUEST COPIES FROM THE ADD

LAW LIBRARY ONLY ONCE PER MONTH. SO I CAN'T GET

ANYTHING AT ALL COPIED WATIL NEXT MONTH. I CAMNOT

SIMPLY WALK OUER TO A COPIER THE WAY YOU DO. I AM LOCKED

10 A CELL 24-HOURS A DAY.

LAW LIBRARY WOMAN TOLD SECURITY OFFICER MS. LAWRENCE TO BRIJE THEM TO ME, SO SHE COULD SHIFT THE BLAME WITH HER.

(FURTHER, IF I MAILED OUT MY ORIGINAL DOCUMENTS IN ORDER TO GET A FILE-MARKED COPY, ALL OF THE DOCUMENTS IN ORIGINALS AND THE PHOTOCOPIES CHOULD BE "LOST IN THE MAIL" LEAVING ME WITH HO EVIDENCE AT ALL. SO I CANNOT MAIL OUT MY ORIGINAL DOCUMENTS.)

TO BE CLEAR, THE LAST TIME I FILED A CLAIM (190918) I
ORDERSD THE ASCE RULEBOOK FROM THE ADE LAW LIBRARY. I MADE
A HAAD COPY OF IT SO I WOULD HEVER HEED TO ORDER IT AGAIN,
AS IT IS SOMETIMES HARD TO GET WHEN MANY IMMATS ORDER IT
AT THE SAME TIME. BUT EVERYOUS I ASK TELLS HE THAT I THANK
RULES NO LOWER APPLY, THAT THE RULES WERE CHANGED: THAT
WE DISCOVER IF THIS IS TRUE OFF COPY. THE OWLY WAY I CAL
DISCOVER IF THIS IS TRUE IS TO WRITE YOU AND ASK YOU.
BUT YOU WON'T AMENER THE QUESTION. YOU DID NOT SIND
THE SAME INSTRUCTION SHEET AS YOU DID IN THE TWO
PREVIOUS CLAIMS (180214/190916), SO IT LOOKS LIKE THE
RULES REALLY HAVE CHAMEED. THERE IS NO OTHER WAY FOR

C. E. P You or - H . 2 GUSTAN

I NEUR RECEIVED A FILE-MARKED COPY OF THE ROLLOWITG

DICLIMENTS: OBJECTION TO RESPONDENT'S MOTION TO DISMISS

OBJECTION TO RESPONDENT'S MOTION TO STAY DISCOURY

CLAIMANT'S RESPONDENT'S RESPONDENT'S RESPONDENT OF THE POR DISCOURTY

I DID REQUEST A FILE-MARKED COPY OF THESE PLEADINGS. I DIS

IF THE CLAIMS COMMISSION WILL POT PROVIDE ME WITH A FILE-MARKED

COPY, WILL YOU AT LEAST SEAD ME A COPY OF THE DOCKET

SHEET, SO E CAN SEE WHICH PLEADINGS WERE FILED AND I - ANY

"GOT LOST IN THE MAIL". I HAVE NO WAY OF KNOWING IF YOU

EVEN GOT THE PLEADINGS. I HAVE RECEIVED NO RESPONSE FROM YOU

SHICE 9/7/23.

I MAILSO THEM ALL ON TIME. I HAVE THE POSTAGE RECIEPTS
TO PROVE IT.

MIKA THOKER SAID YOU WOULD PROVIDE FILE-MARKED COPIES UPWAREGUEST, WHICH TEADS TO ADD VALIDITY TO WHAT I AM BEING TOLD ABOUT THE RULES BEING CHANGED. BUT I AM ADT RECEIVING THE FILE-MARKED COPIES I AM REQUESTING. WHAT AM I SUPPOSED TO THINK. AM I GOD WHO CAM AUTOMATICALLY KNOW THE CORRECT ALSWER TO EUERTHING? IMMATES CAMPOT USE COMPUTERS OR PHONES TO CONTACT THE COMMISSION, ALL I CAN DO IS SIT AND COMPSER. THE POCKET SHEET WOULD TELL ME IF THE PLEADINGS

THE ADC WILL HOT PROVIDE SPECIAL TREATMENT TO ANY NAMATE WITHOUT A COURT GROSE OR AN OFFICIAL LETTER. YOU HAVE SENT ME NO SUCH ORDER OR LETTER. THERE FORE, THE ADC LAW LIBRARY DEMANDS I POLICUL ORDINARY ORDERING PROCEEDURSS. GACE A MONTH IS ALL THE COPISS I CAN GET. AND THEY WON'T GIVE ME WHAT I ORDER. THEY GIVE ME WHAT I HEY CONTROL THE MAIL TOO.

WALK YOU.

GOD BLESS AND KSEP YOU.

Jul 3 Gully

HARDLO B. HOLLOWAY

27 1717274 75	CERTIFICATE OF SERVICE	
450 Z I	CERTIFY THAT A COPY OF THE EXCLOSED PLEADING	
(EXIBIT	THE 3HT NO THERESPORTS INT LOAN COURSE 3734 (2)	
DAY OF	OCTOBER, 2023, BY PLACING A COPY OF SAM	
1 3HT 61	U.S. MAIL, REGULAR POSTAGE, ADDRESSED TO:	
TA	CAL DIVISION	
681	AS BLUFF, ARKALSAS 71602	
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	gun 3 arig	
	HAROLD B. HOLLOWAY	
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	Late Statement	

EXIBIT C-1

IN THE COURT OF WASHINGTON COUNTY, ARKANSAS STATE OF ARKANSAS PN 3 47 PLAINTIFF vs. 23 MAR BRUCE HOLLOWAY & D - EL-DEFENDANT CIRCUIT CLERK 1. Has the Court personally explained to you in open court the nature of the charges against you? Answer: 2. Do you understand the nature of the charge of Burglaux filed against you? Answer: you farfier in open court that the law prescribes a maximum sentence of lows and a minimum sentence of lows and lows and lows an 5. Do you understand that a plea of guilty to the charges  $a_{\text{gainst}}$ you: (a) Waives your right to a jury trial? Answer: 100 Waives your right to remain silent? Answer: 100 Waives (c) Waives your right not to incriminate yourself? Answer: VCS

(d) Waives any objections to and errors in the proceedings herein against you? Answer? 6. Is your plea of guilty to the charges against you in this case voluntary on your part and not induced by any force, fear, threats or promises, whatsoever? Answer: <u>Ves</u> 7. How long have you discussed with your attorney the possibility of changing your plea of not guilty to guilty? Answer: 8. Have you furnished your attorney the names and addresses of all persons (if any) who could testify in your behalf, and given him a summary of all testimony they would give? Answer: 9. Has your attorney acted soberly, diligently and competently in advising and representing you in this case and do you enter this plea without any complaint of your attorney? Answer: 10. Are you under any medication, tranquilizer, or are you receiving medical treatment at this time? Answer: 10 11. Do you understand the Court may impose whatever sentence it deems appropriate provided the maximum sentence prescribed by law is not exceeded and it is not bound by any recommendation made by the Prosecuting Attorney, nor by any plea bargain between your attorney and the Prosecuting Attorney? Answer: سنا is going to make in your case? Answer? 14 years burgulary #thetterers est (5Cape Carly of which 20 years to all - Revocationed tyrs \$1-628

13. Do you understand any release on part of determined by the Department of Correction, not this Court, and that your release may be affected by any prior convictions, according to Act 93 of 1977? Ans. yes 14. Do you have any questions you wish to ask at this time about these proceedings? Is there anything you don't understand? Answer: explained by and conquered in by: Bue Halloney Attorney for Defendant

of the money	WALL IN		
EX	IRI	TS	C-2
L/		1 3	C 2

INFORMATION FILED FOR RECORD IN THE WASHINGTON COUNTY CIRCUIT COURT 1981 DEC 21 AK 5: 24 STATE OF ARKANSAS, Plaintiff mlR-81-628 WASHINGTON COUNTY ARMANSAS ALMA KOLLMEYER CIRCUIT CLERK HAROLD BRUCE HOLLOWAY Defendant KIM M. SMITH \_, the Prosecuting Attorney of the 4th Judicial Comes District of the State of Arkansas, and upon his official oath, in the name and by the authority of the State Harold Bruce Holloway of Arkansas, upon information, accuses. of the crime of Breaking or Entering - Class D Felony committed as follows, to-wit: The said Harold Bruce Holloway in said Washington County, State of Arkanzas, on or about the ... December 1981 did unlawfully, feloniously, and with the purpose of committing a theft or felony, enter or break into a money depository or other similar container, in violation or Ark. Stat. Ann. \$41-2003, against the peace and dignity of the State of Arkansas. KIM M. SMITH Subscribed and sworn to before me this Admit to bond in the Sum of \$ Indorsed Witnesses

18 460

84

FILEU FOR RECORD

EXIBIT C-3

1982 FEB 12 PM 1: 48

WASHINGTON COUNTY
ARKANSAS
ALMA KOLLMEYER
IN THE CIRCUIT COURTUNASHINGTON COUNTY, ARKANSAS

STATE OF ARKANSAS

PLAINTIPP

VS.

NO. CR 81-628

HAROLD BRUCE HOLLOWAY

0

DEFENDANT

#### JUDGMENT

On this 12th day of February for trial Harold Bruce Holloway , who appears in person on the charge of Breaking or Entering (12-16-81) and by his Attorney, Michael Dabney \_\_\_\_, and the State of Arkansas appearing by Andrew J. Ziser \_\_\_\_\_, of the Prosecuting Attorney's office.

After both sides announced ready for trial, the ! fendant waived a jury and entered a plea of guilty, which plea of guilty was accepted by the Court after advising the defendant of his right to trial by jury and other statutory and constitutional rights and determining the plea was voluntary and supported by material facts.

IT IS THEREFORE ORDERED AND ADJUDGED that Harold Bruce \_, be and is hereby found guilty of Breaking or Entering (12-16-81) , and upon recommendation of the prosecuting attorney punishment in fixed at four (4) years in the Arkansas Department of Correction, suspended upon conditions:

- (1) That Defendant serve 90 days in Washington County Jail, beginning 2-12-82.
- (2) That Defendant pay court costs of \$59.50 by 5-12-82.
- (3) That Defendant remain on good behavior and commit no offense punishable by imprisonment during the four-year probation period.
- (4) That Defendant make monthly reports, following release from jail, to the Washington County Probation Officer.

MAHLON G. GIBSON Circuit Judge - Pirst Division

39 319

DEPARTMENT OF	Opprome
	ORRECTION COMMITMENT Arkansas
STATE OF ARKANSAS County of Washington	IN THE WASHINGTON COUNTY CIRCUIT COURT
STATE OF ARKANSAS	Proceedings in January OCT 2 1 2023
vs. CR 83-82	Term, 19 83
	On March 1, RECEIVED
/	INFORMATION _ Escape in the 2nd Degree
This day comes the State of Arkansas	Wi- a tra
and comes the defend	ant in proper powers !
which plea was accepted by the C made and supported by a factual the the Defendant, Harold Bruce Escape in the 2nd Degree and his a term of 6 years in the Arkansa consecutively with	announced ready for trial; whereupon, the sing advised of his constitutional rights, a plea of guilty to Escape in the 2nd Degree, ourt after determining the plea was voluntarily basis. It is, therefore, ordered and adjudged Holloway, be and hereby is found guilty of punishment is hereby fixed by the Court at s Department of Corrections, to be served imposed on the defendant in Case No. CR 83-50, rkansas Department of Corrections.
•	
there confined at hard labor for the period of	adjudged by the Court that said defendant be remanded County, and that he be by him safely and speedily transite Convict Farm or Camps of the State of Arkansas, and  6 years in the Arkansas Department of atively with the 14 years imposed on the por a total of 20 years in the Arkansas
	20 A 10 A
	ecover of said defendant all the costs of this prosecution red by the Court that the Clerk of this Court make out a foregoing judgment to be by him delivered to the ercction as sufficient authority for him to receive and
	in the manner aforesaid.
STATE OF ARKANSAS ) ss.	2
I Alma Kollmeyer	<b>E</b>
	ove is a true and perfect transcript of the judgment and ioned.  The hereunto set my hand and affixed the seal of this day of March
TESTIMONY WHEREOF, I have	e hereunto set my hand and affixed the seal of this
Court this 3	day of March , 19 83

## INTER OFFICE COMMUNICATION DEPARTMENT OF CORRECTIONS

To:

Holloway, H. CB. 6-617

From:

Nancy Straughn, Records Supervisor

n. Straughn

REF:

Request

Date:

11-29-2021

I can not help you with this you will need to figure out how to go up for classification to get GT restored.

JOTE - I WRITE HER A LETTER ASKING HER TO HELP ME GET MY GOOD-TIME CREDIT RESTORED.

### INTER OFFICE COMMUNICATION DEPARTMENT OF CORRECTIONS

To:

Holloway, H. CB. 6-617

From:

Nancy Straughn, Records Supervisor

n. Straughn

REF:

Request

Date:

12-21-2021

You made the decision to not come out of your cell. I do not see anything further to discuss if your opinion is everyone is wrong but you. It is up to you to get your GT restored so that you can go home or sit in your cell and twiddle your thumbs for the next nine years.

JOTE - I WROTE HER A LETTER ASKING HER TO HELP ME PUD OUT WHY MY GOOD TIME CREDIT WAS NOT BEING RESTORED. SHE ASKED MS. WASHINGTON. THE WAIT CLASSIFICATION OFFICER, WHO TOLD HER THAT & REFUSED TO ATTEND THE HEARING. THIS LETTER PROVES THAT MY GOOD-TIME CREDIT IS BSING WITHHELD DUE TO MY CONTINENCINE MY RELIGIOUS VOUS WHICH PROHIBIT ME PROM ATTENDING THE HEARINGS. I WAS GRANTED ALL OTHER CLASSIPICATION PROMOTIONS WITHOUT BSING REQUIRED TO ATTEND THE HEARIJES. GALY MY GOOD-TIME CREDIT IS BEIJE WITHHELD. MY GOOD-TIME CREDIT MAKES ME A PREE MAJ. I MUST CHOOSE BETWEEN PREEDOM AND LOYALTY TO GOD.

### INTER OFFICE COMMUNICATION DEPARTMENT OF CORRECTIONS

To:

Holloway, H. # CB. 6-617

From:

Nancy Straughn, Records Supervisor

n. Straughn

REF:

Request

Date:

01-12-2022

You are correct I didn't respond, I do not or will not argue with you. You have decided everyone is wrong and you are right regardless, of what laws or acts.

NOTE - I WROTE HER A LETTER QUOTING THE LAW AND SELT HER COPIES OF THE LAW TO PROVE IT. SHE MADE NO RESPONSE. I WROTE HER A SECOND LETTER ASKING HER WHY SHE MADE NO RESPONSE. I ASKED HER WHAT LAW SHE RELIED ON.

### INTER OFFICE COMMUNICATION DEPARTMENT OF CORRECTIONS

To:

Holloway, H # CB. 6-617

From:

Nancy Straughn, Records Supervisor

n. Straughn

REF:

Request

Date:

01-19-2022

You are sentenced under Act 825 by law, that is how your time is calculated.

NOTE - SHE CLAIMS I AM SENTENCED WADER ACT BEFOR 1983. EXIBITS C-1, C-2, C-3 AND C-4 PROUS THAT MY ORIGINAL SENTENCE WAS RENDERED ON 2/12/1982. THE ORIGINAL SENTENCE IS THE CONTROLLING SENTENCE. THEREFORE, ACT 825 OF 1983 DOES NOT APPLY TO MY SENTENCE. THEREFORE, I AM NOT WRONG - SHE IS. THE ADC RECORD IS INCORRECT. MY ORIGINAL SENTENCE (81-628) DOES NOT APPEAR IN THE ABC TIME COMPUTATION SUMMORY (EXIBITS E-2B, E-3). BUT IT IS CLEARLY PART OF MY PLEA BARGIA ( EXIBIT C-1). THE SUSPENDED SENTENCE WAS REVOKED AND ADDED TO MY 20-YEAR PLEA CONCURRENTLY WITH 83-50. THEREFORE, THE DATE OF THE ORIGINAL OFFENSE WAS 12/16/1981 - TWO YEARS PRIOR TO THE EJACTHENT OF ACT 825 OF 1983. THE LAW LIBRARY CLERK SEJT ME A STATEMENT ATTESTIME TO THE RACT THAT ACT 825 CAMAGE BE ACCESSED THROUGH THE ADC LAW LIBRARY. I HAVE TO WAIT A MONTH TO GET COPIES MADE.

## EXIBIT E-1

# Inmate Request Form

This form is to be used by inmates to contact staff concerning issues they may have. You should allow five (5) working days to receive a Supermax's in-house form

Name:		s the \ Supermax's in-hous	SE TOTAL
H HOLLOCA	4	Barracks: 617	Date: 7/13/20
Staff Directed to:			, , , , , ,
Mi / I	LUT 341H2A	Office:	
My Request is directed to the	following area: (Check one)	CL tes i ficas	100
	o - tar (check blie)	(4)	
☐ Chaplain ☐ Food Service	Classification	□ Commissary	Deputy Warden
□ Mailroom	☐ Hobby Craft	□ Laundry	FI Library/Law
□ Property	□ Medical	□ Mental Health	□ Parole
© School	□ Records	□ SATP	C Security
Sive a detailed reason for your	□ Visitation	□ Warden	O Other
MED MY GOOD IT	S BACK THAP'S ALL BSD JUST BY GIVE FISH I CAM GST ALL DIAMED IN CAM GST ALL	DIENAS SAID TO WRITE A E NOSD TO GE HOUSE E MI MY GOOD THE BACK. MY GOOD THE BACK OF	AT No PARCES
ave you spoke to any staff abou	it your request? If Yes, whom did you		are time, where the
ave you spoke to any staff abou			5 7 /
ave you spoke to any staff abou	it your request? If Yes, whom did you		5 7 /
ave you spoke to any staff abou	it your request? If Yes, whom did you	u speak with and when?  S712 sure (4.1)	5 Huly 7/0/2
ave you spoke to any staff abou	it your request? If Yes, whom did you	u speak with and when?  S712 sure (4.1)  Inmate signature	5 Auly 7/3/2
aff Responding:	it your request? If Yes, whom did you	u speak with and when?  S712 sure (4.1)	5 Huly 7/0/2
ave you spoke to any staff abou	it your request? If Yes, whom did you	u speak with and when?  S712 sure (4.1)  Inmate signature	5 Huly 7/0/2
aff Responding: esponse:	HOW WILL NE	u speak with and when?  S712 sure (4.1)  Inmate signature	5 Huly 7/0/2
aff Responding:	your request? If Yes, whom did you TES. AR SEALUES, MS	u speak with and when?  S712 sure (4.1)  Inmate signature	5 Huly 7/0/2

EXIBIT E-2A

## Inmate Request Form

This form is to be used by inmates to contact staff concerning issues they may have. You d allow five (5) working days to receive a response to your request. This is house form ADC#: Barracks: Hollow AT 617 7/15/20 Staff Directed to: Office: MS WASHINGTON CLASSIFICATION My Request is directed to the following area: (Check one) Chaplain Classification Commissary Deputy Warden Food Service Hobby Craft Laundry Library/Law Mailroom Medical Mental Health Parole Property Records SATP Security School Visitation Warden Other Give a detailed reason for your request: BE ADVISED THAT RELICIOUS BELISTS PROHIBIT ME FROM ATTENDIAG DISCIPLIANRY OR I HAVE ALT ATTEMED EITHER ONE. FOR CUER 3. - TEARS I HAS CLASSIFICATION HEARINGS RECEIVED MY CLASS, JOR CHAMISS, COLD THE AND PROGRAM PROMOTIONS CONTHON ATTENDED SO ARE THE AND SAYING THAT WILLSS I ARRYL TO GIVE HIS MY PRECIOUS BELIEFS, MY GOOD TING COSD. F CHILL HOT BY ROSTOFLD! THAT IS INCECAL. I PROPUSET THAT MY EACH TIME (REDIT ( 23 THIS METH ) BY RESTRICT Have you spoke to any staff about your request? If Yes, whom did you speak with and when? MANT TIMES FILSO & LAWSHITS ON IT. Inmate signature Date Staff Responding: Date: Response: I am referring this to: Cc: Staff Member Signature Date Inmate File SM CLASSIFICATION

Page 1 of 1

PRIOR TO GOOD-TIME CREDIT

EXIBIT E-28

OTCS018A

## **Time Computation Summary**

Friday January 14, 2005 03:05:39 PM

ADC#: Inmate Name: Holloway, Harold C.

Location: Housing: Class: I-C as of: 06/15/1995

Total Sentence Length: 60y 0m 0d PE Date: 01/28/2009 Discharge Date: 09/25/2018

1 - 11 of 11

Cmt	Offense	Fel. Cls		County	Sentenc	e	PE/TE	Jail Time
	Theft Of Property	В	CR-1982-662	Washington	5y 0m 0d		1/3	63
AA-002		В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
AA-004	Robbery	В	CR-1983-50		14y 0m 0d	CC	1/3	63
AA-005	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
AA-007	Escape-2nd Degree	D	CR-1983-82	Washington		CS	1/3	0
AB-001	Forgery Habitual Offender	С	CR-1988-1748	Pulaski	12y 0m 0d	СС	1/3	0
AB-092	Breaking And Entering Habitual Offender	D	CR-1988-889	Pulaski	12y 0m 0d	СС	1/3	. 0
AC-001	Murder-1st Degree Habitual Offender	Y	CR-1990-472	Jefferson	40y 0m 0d	CS	3/4	0
AD-001	Murder-1st Degree Habitual Offender	Y	CR-1990-472	Jefferson	40y 0m 0d	CS	3/4	0



EXIBIT E-3

AR DOC REPORT NO. OTCR118

#### ARKANSAS DEPARTMENT OF CORRECTION TIME COMPUTATION CARD

PAGE:

5 of

PROCESSED: 07/20/2018 11:22 AM REQUESTOR: Nancy A Straughn

INMATE NAME:

Holloway, Harold Bruce

ADC #: (

LOCATION:

HOUSING: CB06617

CLASS: 1-C

OF: 07/18/2018

You have been committed to the ADC to serve the following sentences. The release dates listed below are only a projection and include all good time which can be earned based on your current class. If all projected good time is not earned, these release dates will change.

CMT.	OFFENSE	FEL CLS	DOCKET NUMBER	COUNTY NAME	TOTA SENTEN YY/MM	CE	PE/TE	JAIL TIME
AA-001	Theft Of Property	В	CR-1982-662	Washington	5y 0m 0d	IN	1/3	63
AA-002	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
AA-003	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
AA-004	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
AA-005	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
AA-006	Robbery	В	CR-1983-50	Washington	14y 0m 0d	CC	1/3	63
AA-007	Escape-2nd Degree	D	CR-1983-82	Washington	6y 0m 0d	CS	1/3	C
AB-001	Forgery Habitual Offender	С	CR-1988-1748	Pulaski	12y 0m 0d	CC	1/3	0
AB-002	Breaking And Entering Habitual Offender	D	CR-1988-889	Pulaski	12y 0m 0d	CC	1/3	0
AC-001	Murder-1st Degree Habitual Offender	Y	CR-1990-472	Jefferson	40y 0m 0d	CS	3/4	0
AD-001	Murder-1st Degree Habitual Offender	Y	CR-1990-472	Jefferson	40y 0m 0d	CS	3/4	0

TOTAL SENTENCE LENGTH 60y 0m 0d

RELEASE DATES:

PAROLE ELIGIBILITY DATE:

07/07/2020

DISCHARGE DATE:

07/07/2029

WITHOUT MY GOOD -TIME CREDIT RESTORED. THIS DATE IS APTER MY GOOD - TIME CREDIT WAS PORFIETED.

## ARKANSAS DEPARTMENT OF CORRECTION SUPERMAX PLACEMENT REVIEW

VU 27.4.0 (Attachment "C")

INMATE NAME HOLLOWAY, HAROLD C.	ADO NUMBER	
	ADC NUMBER	INCENTATIVE LEVE VSM
LAST REVIEW DATE	T.E. / P.E. DATE	HOUSING AREA: CB5-561
INITIAL REASON(S) FOR SUPERMAX P	LACEMENT PLACEMENT DA	ATE
X Seriousness of offense resulting in pla	cement on Maximum Security st	atus.
X Threat to the security and good order		V <del>200</del> - 1 (1)
Requires maximum protection from the	emselves or others require maxir	num protection from them.
Chronic inability to comply with agency		
Chronic inability to adjust in the general		
Inmates pending transfer or holdover status	awaiting permanent housing assign	ment as determined by the Classification Committee.
Any inmates having been found guilty assault, taking of a hostage, or any ac	of taking over a part of the physic t or acts defined as felonies or m	cal plant, battery, aggravated battery, rape, or forced sexual isdemeanors by the State of Arkansas.
institution, will warrant consideration for	or assignment to Administrative S	
		ators, and others who have needs for single housing.
The inmate is potentially dangerous to		
The inmate poses a serious escape ris		
The inmate requests protection or is d		
		e in contact with general population inmate.
The inmate requires medical isolation	and medical housing that is not o	therwise available.
Other , Specify		
DECISION OF COMMITTEE		
RETAIN IN SUPERMAX No Ye	PROGRESS TO NE	XT LEVEL: No Yes
RETAIN AT CURRENT LEVEL No YE	es REDUCE T	O L EVEL:
The fact of the fa	NEDOGE 1	O ELVEL.
REASON FOR REVIEW COMMENT YSM	Orientation Hearing	
Inmote wanced,	Cart Stippen	a) hull dollar Vsm
dand book lenmot	Blacolle	Vicon Bill V:
The Comment	Punces	W// Italia
MA. A	COMMITTEE MEMB	ERS SIGNATURES
J. Gibson	n	Deputy Warden
Revonna Walker	2	Classification
T. Moreland	TA.	Mental Health
G. Snyder	9	Infirmary
Capt. Stephens	(1) (1) (1) (1) (1) (1) (1) (1) (1) (1)	Security
DATE OF DEVICIAL	DATE OF NEXT REVIEW	The same of the sa
DATE OF REVIEW: 2/23/2011	DATE OF HEAT REVIEW	
REVIEW BY WARDEN:		
APPROVE	DEN	NY
COMMENTS:		
	2/	
WARDEN'S SIGNATURE	138/21/. DATE	
TO BE USED FOR A	NNUAL REVIEW AND REINTEG	RATION RECOMMENDATION ONLY
CHIEF DEPUTY DIRECTOR OR DESIGNEE		
		EXIBIT E-4A
APPROVE		NY LAIDIT L TA
COMMENTS:		
Signature / Chief Deputy Director, or Design	ee Date	
Distribution - Institutional File Classic	fication Inmate	

## CLASSIFICATION COMMITTEE WAIVER

I, Inmate ADC#ADC#ADC#
DATE OF REVIEW: February 23, 2011
My waiver or refusal to appear before the Committee is done freely and voluntarily without threat or coercion from any person(s). I understand that my refusal to appear before the Committee may result in the Committee reviewing my status in my absence and making a decision without any statements or comments from me.
SCHEDULED ACTION
30 Day Review
INMATE SIGNATURE  WITNESS SIGNATURE  CO'S, Track

EXIBIT E-48

## ARRANGAG DEPARTMENT OF CURRECTION

VU 21.4.0 (Attachment "U")

SUPERMAX PLACEMENT REVIEW INMATE NAME Holloway, Harold C. ADC NUMBER INCENTATIVE LEVEL VSM Level 3 LAST REVIEW DATE HOUSING AREA: T.E. / P.E. DATE CB6-617 IITIAL REASON(S) FOR SUPERMAX PLACEMENT -assault on Staff @ earu PLACEMENT DATE 3/9/2011 Seriousness of offense resulting in placement on Maximum Security status. Threat to the security and good order of the institution. Requires maximum protection from themselves or others require maximum protection from them. Chronic inability to comply with agency rules and regulations and is a threat to the agency mission. Chronic inability to adjust in the general population. Inmates pending transfer or holdover status awaiting permanent housing assignment as determined by the Classification Committee. Any inmates having been found guilty of taking over a part of the physical plant, battery, aggravated battery, rape, or forced sexual assault, taking of a hostage, or any act or acts defined as felonies or misdemeanors by the State of Arkansas. Any behavior or circumstances, which poses a serious threat to the security, good order, or quality of life for staff or inmate of the institution, will warrant consideration for assignment to Administrative Segregation. The inmate is likely to be exploited or victimized by others, sexual predators, and others who have needs for single housing. The inmate is potentially dangerous to himself or others. The inmate poses a serious escape risk. The inmate requests protection or is deemed by staff to require protection. The inmate requires immediate mental health evaluation and cannot be in contact with general population inmate. The inmate requires medical isolation and medical housing that is not otherwise available. Other, Specify **DECISION OF COMMITTEE** RETAIN IN SUPERMAX No PROGRESS TO NEXT LEVEL: No Yes RETAIN AT CURRENT LEVEL No Yes REDUCE TO LEVEL: REASON FOR REVIEW COMMENT 60 Day Review/Possible class/Level COMMITTEE MEMBERS SIGNATURES J. Shipman, Deputy Warden F. Washingto Classification C. Williams Mental Health T. Moore Infirmary Major Carroll Security DATE OF REVIE DATE OF NEXT REVIEW: REVIEW BY WARDEN: **APPROVE** DENY COMMENTS: NO CLass WARDEN'S SIGNATURE DATE TO BE USED FOR ANNUAL REVIEW AND REINTEGRATION REC CHIEF DEPUTY DIRECTOR OR DESIGNEE REVIEW: **APPROVE** DENY EXIBIT E-5A COMMENTS: Signature / Chief Deputy Director, or Designee Date

Distribution - Institutional File

Classification

Inmate

# RESTRICTIVE HOUSING CLASSIFICATION COMMITTEE WAIVER

DATE OF REVIEW: 1/10/2018
I, Inmate, ADC#, ADC#
My waiver or refusal to appear before the RHCC is done freely and voluntarily without threat or coercion from any person(s). I understand that my refusal to appear before the RHCC will result in the review of my Restrictive Housing Status in my absence and making a decision without any comments or statements from me.
Inmate Name (Please print): Rosus
Inmate Signature:
Date:
RHCC Member Name (Please print)  RHCC Member Signature: 1000000000000000000000000000000000000
Witness Name (Please print): + UCShington  Witness Signature: - Doly  Date: 1 10 18
EXIBIT E-5B

EXIBIT E-6

STATE OF ARKANSAS)

COWSTY OF LINCOLFY ) SS. AFFIDAVIT OF HAROLD B. HOLLOWAY

I, HAROLD B. HOLLOWAY, DO HEREBY TESTIFY THAT:

- I. OA 7/15/2020, AT APPROXIMATELY S:36 AM, FOR MAILING TO MS. F. WASHINGTON, ADCIUSM CLASSIFICATION OFFICER, I GAVE A COPY OF AN ADCIDUATE REGUEST FORM, ADDRESSED TO MS. CHASHINGTON, TO ADCIUSM CORPORAL JORDON. THE ADCIDMATE REGUEST FORM, FORM (EXIBIT) REGUESTED THAT MY GOOD-TIME CREDIT, LOHICH HAD BEEN FORFISTED BY THE ADC DISCIPLIPARY COURT, BE RESTORED ACCORDING TO POLICY.
- Z. CI 7/15/2020 (THE SAME DAY), AT APPREXIMATELY 7:40 AM, MS. F. WASHIGETON, CAME TO MY CELL TO MAKE AL ORAL RESPONSE TO MY REQUEST. SHE WAS ACCOMPANIED BY ADCIUM SET, DULLAP. MS. WASHIMETON STATED THAT I WOULD BE REQUIRED TO ATTEND THE CLASSIFICATION HEARING, AND IT I DID NOT ATTEND, MY GOOD-TIME CREDIT WOULD NOT BE RESTORED. SHE ALSO STATED THAT SHE WOULD NOTIFY WARDEN GIBSON OF MY REQUEST.
- 3. HER DEMAND REQUIRES SOME EXPLAINATION, SO I WILL EXPLAIN IT. 4. 02 3/29/1992 (31-YEARS 460), I TOOK A RELIGIOUS JOLI TO PRESERVE FREEDOM OF CHOICE WHICH MANIFESTS ITSELF IN A VOLI OF SILENCE. FURTHER, AS A CHRISTIAN, AND AS A CITIZEN OF THE WAITED STATES AND OF THE STATE OF ARKANSAS, I AM PREHIBITED: (1) FROM ACTING WITH MALICE; (2) FROM PARTICIPATIAL IN SOMEONE ELSS'S MALICE; AND (3) FROM BIDDING ENILDOERS GODSPESS IN THEIR MALICE. ( EPH. 4:31 · COL 3:8 · TIT. 3:3 · III HERMAS 9:142-145 · 2 JUIC, II · ITIM. 5:22 ) IN ADDITION, AT MY MURDER TRIAL (CR-90-472) THE HONORABLE FRED D. DAVIS, III, JEFFERSON COUNTY CIRCUIT JUDGE, TOLD ME THAT MY CELL WAS MY HOUSE. (I PLED SELF-DEFESSE) HE SAID THE MOMEST I STEPPED OUT OF MY CELL I WAS NO LONGER IN A PRIVATE DUSTICIAE - THAT I WAS DOUT IN A PUBLIC PLACE - AND THAT I COULD HAVE AVOIDED THE LLES OF DEADLY PHYSICAL FORCE SIMPLY BY STAYING IN MY CELL, HE TOLD ME THAT, IN GRAR TO AUGID TROUBLE, I SHOULD STAY HASIDE OF MY CELL AND NOT CONS BUT WALESS ABSOLUTELY MANDATORY. MS. WASHUTETON'S DEMAND WICLATES BOTH MY RELIGIOUS BELIEFS AND THE JUNGE'S OPDER. IN ORDER TO GET MY GOOD-TIME CREDIT RESTORED I MUST GIVE UP MY RELIGIOUS GODS AND DEFY THE JUDGE'S ORDER. THIS IS ITSELF IS AS ACT OF MALICE.
- 5. WHILE AM ADE CLASSIFICATION HEARING IS NOT MALICIOUS IN ITSSLE, ADE EMPLOYEES ARE USING THE HEARING IN A MALICIOUS MANNER. THEREFORE, I AM PROHIBITED FROM ATTENDING THEM.
- 6. I HAVE DOT ATTENDED AND ADO CLASSIFICATION HEARING OR PISCIPLLARY HEARING SINCE 1/1/1993. (30-YEARS) (THEY TOLD ME THAT IF I LIAS NOT GOLDE TO SPEAK TO THEN I COULD NOT ATTEND THE HEARING WHICH EQUALS MALICE.) (MAIT 4:1-11)

## PRESSCUTION EJASION

- 7. ON 9/6/2017, I FILED A CLAIM WITH THE ARKANSAS STATE CLAIMS COMMISSION (CASE NO. 180214) IN SUPPORT OF MY CLAIM, I FILED 105 ADC CLASSIFICATION DOCUMENTS TO PROVE MY ALLEGATIONS.
- 8, 12 RESPECTS, MS. WASHIZETON CHANGED THE WHOLE CLASSIFICATION PROCEDURE. ( MY BEHAVIOR HAS NOT CHANGED. IT IS HER BEHAVIOR THAT HAS CHANGED.)

### THE WAY IT WAS:

9. FROM 9/1/189 TO 1/1/2018 (29-YEARS) THE ADC CLASSIFICA TOM
PROCEDURS CIENT AS FOLLOWS; (1) AN OFFICER CAME TO MY CEIL TO NOTIFY ME (AT
LEAST 24-HOURS IN ADVANCE, USWALLY 4-DAYS) THAT A HEARING WAS TO BE HELD
IN MY BEHALF; (2) THE OFFICER WOULD ASK IF I INTENDED TO ATTEND; (3) I WOULD
NOTIFY THE OFFICER THAT I INTENDED TO WALVE THE HEARING; (4) THE OFFICER
WOTHER THE OFFICER THAT I INTENDED TO WALVE THE HEARING; (4) THE OFFICER
WOULD GIVE ME AN ADC CLASSIFICATION FORM TO SIGN; (5) I SIGNED EVERY FORM
OFFICESD; (6) THE DAY OF THE HEARING THE CLASSIFICATION COMMITTED WOULD
ASSEMBLE IN THE CLASSIFICATION OFFICE LOCATED INSIDE OF MY CELL SLOCK; (7)
INMATES USER TAKEN OUT OF THEIR CEILS AND ESCORTED TO THE CLASSIFICATION OFFICE
WHERE THEY WERE CLASSIFIED THEN RETURNED TO THEIR CEIL; (8) A FEW DAYS
LATER, EACH INMATE SCHEDULED FOR THE HEARING WOULD RECEIVE THE OWEH THE
MALL A PHOTOCOPY OF THE HEARING RESULTS AND ALSO A COPY OF THE WAINER
FORM, IF WAINED.

10. THIS PROCEDURE PROVIDED MANY WITNESSES: 77-IAMATES COLLD TESTIFY
THAT I DID NOT ATTEND THE HEARING AND AT LEAST 20-ADC EMPLOYEES COULD

USPZIFY IT.

## THE WAY IT IS NOW:

II. STARTING AROUND 1/1/2018, THE CLASSIFICATION PROCEDURE (EGANTO EUELUS INTO WHAT IT IS MODES (1) NO DETICE AT ALL IS GIVEN; (2) NO OPPORTMINY TO WAILLY THE HEARING IS GIVEN; (3) NO WAILUSE FORMS ARE PROUIDED; (4) THE DAY OF THE HEARING THE CLASSIFICATION COMMITTEE POPS UP AT MY CELL DOOR WHAMMOUNTED DEMANDING THAT I LET THEM HOLD THE HEARING AT MY CELL DOOR AGAINST MY WILL; (5") I WAVE THEM AWAY (SIGN LANGUAGE FOR" WHAME"); AND (6) THE IMMATES RECEIVE NO CLASSIFICATION DOCUMENTS AT ALL.

12. THIS PRECEDURE CREATES A "MY WORD AGAINST YOURS" SITUATION SHEARS AS LINE FOR TO AND 20-EMPLOYESS TO CORROBERATE MY STRY, NOW I BEFARE I HAD 77-WHILL STRY, NOW I HAVE CLASSIFICATION DOCUMENTS TO SUPPORT

MY CLAIM . THIS IS MALICE IN ITS PURITY .

FURTHER APPLANT SAYS NOT.

I SWEAR WEDER DEMALTISS OF PERSURY THAT THE FOREGOING IS RUE AND CORRECT.

HAROLD B. HOLLOWA!

STATE OF ARKANSAS )

, JOTARY PLBLIC

COWTY OF LIGHTLES )

12th Subscribed AND Scient TO BERGE ME THIS
12th DAY OF September, 2003.

ut coursemissimi Exp. 285:

03/16/2025

Mar ARY PURIC

consission Ex 145 02 18-2025

# PERMANENT CLASSIFICATION WAIVER

TO: MRS. F. WASHINGTON, ADCLUSA CLASSIFICATION OFFICER

FROM: IMMATE H. HOLLOWAY #

DATE: 9/5/23

EXIBIT E-7

I, HAROLD B. HOLLOWAY , DO HEREBY WALVE DAY AND ALL FUTURE ADC CLASSIFICATION HEARINGS HELD IN MY BEHALF.

THE 14TH AMELDMENT TO THE U.S. CONSTITUTION GUARRATESS PRISCIERS THE RIGHT TO DUE PROCESS OF LAW. IN REGARD TO CLASSIFICATION HEARINGS, INMATES HAVE THE FOLLOWING RIGHTS:

- (1) WRITTEN OR USERBAL ADTICS OF THE HEARING AT LEAST 24-HOURS PRIOR TO THE HEARING'S
- (2) OPPORTUNITY TO TESTIFY AT THE HEARING OR OPPORTUNITY TO REMAIN SILENT AND CHALVE THE HEARING;
- (3) TO BE HEARD BY A FAIR AND IMPARTIAL DECISION -MAKER DURING THE HEARING;
- (4) WRITTEN OR USEBAL NOTICE OF THE RESULTS OF THE HEARING.

THE USM WAIT FOLLOWED THIS PROCEDURE WATIL I FILED A CLAIM IN STATE CLAIMS COURT, (CASE 20, 180214) LA THAT CASE I SUBMITTED AS EUIDENCE 105 - CLASSIFICATION RESULTS DOWNCATS. YOU HAVE NOT PROVIDED ME WITH CLASSIFICATION RESULTS DOCUMENTS SINCE THAT TIME, (LAST ONE RECEIVED ILVIS/17) DOR DOES AN OFFILER COME TO MY CEIL TO ASK ME IF I PLAN TO WAIVE THE HEARING. I AM GIVEN NO NOTICE AT AIL. YOU SIMPLY POP UP AT MY CEIL WARNDOWNED SAYINE "CLASSIFICATION".

THIS IS ILLEGAL. YOU CANNOT FORCE ME TO ATTEND A CLASSIFICATION HEARING OR A DISCIPLINARY HEARING. I HAVE THE RIGHT TO REMAIN SILENT. I HAVE THE RIGHT TO CLAIME THE HEARING. (SEE, ADC INMATE HAND BOOK, LOTH PRINTING, PEB. 1, 1991, PAGE 43, LINE 4)

BETWEEN 2/17/11 AND 2/17/21, YOU HELD CLASSIFICATION HEARINGS IN THE CLASSIFICATION OFFICE LOCATED IN EACH CELLBLOCK. WARDEN GIBSON STILL DOES IT THIS WAY, ACCORDING TO POLICY. YOU MALICIOUSLY IGNORE POLICY AND CONDUCT CLASSIFICATION HEARINGS IN FRONT OF AN INMATS EELL, FORCING HIM TO ATTEND, PROUDENE NO ADVANCE NOTICE AT ALL.

I REMAINED SILENT AT MY CRIMINAL TRIAL AND DID NOT TESTIFY. (CR-90-472) THE RIGHT TO REMAIN SILENT IS VALID FROM THE MOMENT I AM TAKEN WITE POLICE CUSTORY TO THE DAY I AM RELEASED FROM PRISON. YOU CANNOT FORCE ME TO TESTIFY OR PARTICIPATE IN YOUR MALICE. MALICE IS A CRIME - IT IS AGAINST THE LAW.

CH S/29/1972, I TOOK A RELIGIOUS UPLL OF SILENCE. SLUCE THAT DAY I HAVE CAPIUS ALL CLASSIFICATION HEARINGS AND ALL DISCIPLIANCE HEARINGS. AS A CHRISTIAN, I AN PROHIBITED FROM PARTICIPATING IN MALICE. MALICE IS A SIN. (SSE, EPH. 4:31 · COL. 3:8 · TIT. 3:3 · III HERMAS 9:142-145 ) WHEN YOU SIN, I CANNOT SIN WITH YOU BY GOING ALONE WITH IT. (SEE, 2 JOHN 10-11 · 2 TM. 5:22 ) SINCE THE HEARING IS USED MALICIOUSLY, I CANNOT ATTEND OR PARTICIPATE. IT WOULD BE LIKE FORCING A MUSLIM TO EAT PORK. I WILL NOT ATTEND NO MATTER WHAT YOU DO OR SAY. TO VIGIATE MY PRESIDEN OF CHOICE IS AN ACT OF MALICE, AND MALICE IS A SIN. I HAVE THE RIGHT TO CHOMES MY QUAN DESTINY. (SEE, ARKANIAS STATE CONSTITUTION, ARTICLE 2, SECTIONS 24,25,26 ) YOU CANNOT FORCE ME TO ACCEPT A CERTAIN DESTINY SIMPLY BECAUSE YOU WANT TO. YOU MUST OBEY THE LAW.

AT MY MURDER TRIAL (CR-90-472) I PLED SELF-DEFELSE. E SAID I HA! THE RIGHT TO DEFELD MYSSLE IN MY OWN HOME, AND THAT THE PRISON WAS MY HOME. JUDIC PRED D. DAVIS, III., SAID THAT MY CEIL WAS MY HOME. HE SAID THE MOMENT I STEPPED OUT OF MY CEIL I WAS IN A PUBLIC PLACE AND THAT I COULD HAVE AVOIDED THE USE OF DEATLY PHYSICAL FORCE SIMPLY BY STAYING IN MY CEIL. HE SAID, THAT TO AVOID TROUBLE, I SHOW I STAY I MASIDE OF MY CEIL AND NOT COME OUT WALESS ARSOLUTELY MANDATORY. THAT'S WHY I HAVE NEVER GONE TO PARD CAIL - I AM OREGISE THE JUDGE'S GROPE. BUT NO CAE BLIEVES IT.

I ENTERED THE ADD ON 3/16/183. AT THAT TIME, INMATES WERE NOT RECLIRED TO AFTEND CLASSIFICATION HEARINGS AT ALL, BASED UPON LASTITUTIONAL MISED, THE JARDEN COULD GRANT CLASS STATUS AND GOOD-TIME STATUS AND PLACE AT ANTIME. (YET THEY DID HOLD WEEKLY CLASSIFICATION HEARINGS.) YOU MUST TREAT ME ACCORDING TO THE LAWS AND POLICIES THAT WERE IN EFFECT AT THIS TIME. THE WARDEN HAS THE POWER. TO RESTORE MY GOOD-TIME CREDIT — ALL OF IT — AT ANY TIME WITHOUT A HEARING AT A L. BECAUSE THAT'S THE WAY IT WORKED BACK THEN. TO DEMAND THAT I SUBMIT TO LAWS AND POLICIES THAT DO NOT APPLY TO MY SENTENCE IS EXPOST PACTOS MALICE. MALICE IS A SW. IT IS ALSO ILLEGAL. I CANNOT DO IT OR BLESS YOU IN DOING IT.

I HAVE SELT YOU SEUFRAL LAMATE REQUESTS FOR MY GOOD-TIME CRESTIT. YOU DEMANDED THAT I ATTEND THE HEARING. (SET, DUNLAP CLAS WITH YOU CHE YOU SAID IT.)
THIS IS AN ACT OF MALICE. I CANNOT DO IT.

ALL I MSED TO GET OUT OF PRISON FLAT IS FOR THE ADC TO RESTORE MY
GOOD-TIME CREDIT (6,726-DAYS). IT SHOULD HAVE BEEL RESTORED 30-DAYS AFTER
I RECEIUSD CLASS IC. THAT WAS 5-YEARS AGO. I SHOULD HAVE GOVE HOUS
FLAT 2-YEARS AGO.

PLEASE ACCEPT THIS CLAIMER AS A PERMANENT CLASSIFICATION CLAIME. I HERSBY WAINE ANY AND ALL FUTURE CLASSIFICATION HEARINGS. IF YOU MEED ME TO SLIGH AN ADC CLAIMER FORM EACH TIME TELL AN OFFICER TO BRITE IT TO ME LIKE YOU WITH TO, 24-HOURS IN ADURACE OF THE HEARING.

I AM JUST AL LAMATS. I AM NOT THE WARDEN. I DO NOT RULL THIS PRISON.

I HAVE NO POLICE. I AM NOT TRYLISE TO KEEP YOU FROM DOING YOUR JOB. ALL I

ASK IS THAT YOU RESPOOT MY CLUIC RIGHTS. DO CHATEVER YOU LEED T DO. IF YOU

HAVE A PROBLEM WITH ME STAYING IN MY CELL — TAKE IT LIP WITH JUDG PRED D.

DAVIS, III. HE TOLD ME TO DO IT THIS WAY. IT IS WRITTEN IN THE THAT TRANSCRIPT

OF RECORD. HE CAMOUT DENY IT.

THANK YOU, AND GOD BLESS AND KEEP YOU.

In Jesus' HAMS, Loud & Ludlay

H. HOLLOWAY TO

		State Claims Commission
IAROLD B. HOLLOW AY (	(4)	NOV 0 6 2023 CLAIMANT,
√s,	CLAMAD, ZY	RECEIVED
ADC/DOC		RSSRUBDENT.
REQUEST	POR HOSEL TREGOR SOFT	DA PUBLIC OFFICIALS
COMES AS W CIE	AIMANT, PRO SE, AND PO	OR HIS REQUEST STATES:
1. RESPONDENT AD	C, BY AND THROUGH THE	2 ATTERNEY, MR. THOMAS BURNS, HAS
	•	RICT PROOF ON ALL ALLSCATIONS.
		DEMAND THE HONEST SERVICES OF PUBLIC
		S INVOLUED IN THE CLAIM, DEMANDING
		THER THAN TURNUTE THE CLAIM INTO AN
	WHA RATHER THAN TO SE	
The same of the sa		STAY 12 PRICON 2-YEARS PASSED YOUR
		SHOULD AND OF DEED OB S ELICIAL
		ELEASE ME. THE EGO SAYS MAKE HIM
BREAK HIS RELIGIOUS U		The cost of the co
		DIE HANGE TOROUGH AT DARLE
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F ACD TIZE DIA = A	CAPU AR THE PADECES TO	PLEADING HAS BEEN SERVED WHEN THE
		E 1st DAY OF WOUSERS, SOES, IN THE
-		HOMAS BURAS, ATTORNEY, LEGAL DIVISION,
RIY MELACETON PIKE, 1	PLAS BLUFF, ARKANCAS 716	306,
		July 3 Teller
		ARSLD B. HOLLOWAY
	H	MICACD B. MICHOLANY

HAROLD B. HOLLOWAY

Arkansas State Claims Commission

NOV 0 6 2023

KATHEYN (RBY, DIRECTOR

ARKADSAS STATE CLAIMS COMMISSION

101 E. CAPITOL AVENUE , SUITE 410

LITTLE ROCK, ARKADSAS 72201-3823

10/31/23

RECEIVED

RE: CLAIM NO. 240060

#### DEAR KATHRY , IRBY :

I AM CHICERNED AS TO THE STATUS OF MY CLAIM (240060). I HAVE RECEIVED NO COMMUNICATION FROM YOU SCACE 9/7/23. I HAVE MAILED PLEADINGS AND E IBITS TO YOU REQUESTING FILE-MARKED CODIES BUT RECEIVED NO RESPONSE AT ALL.

SOMETHING IS DEPENDENT CURANG. THE CLAIMS COMMISSION HAS ALWAYS RESPONDED TO MY LETTERS BEFORE.

I AM LOCKED IN A CELL 24-HOURS PER DAY, I CAMACT GO ANYWHER! THERE IS NO WAY POR ME TO PUD OUT WHAT IS GOING ON. I CAMACT CALL YOU CI THE PHONE OR VISIT YOUR CUSBSITE ON A COMPUTER. I CAMACT CALL THE POST OFFICE OF VISIT THEIR WEBSITE TO CHECK MY MAIL RECORDS. THERE PORE, I CAMACT PROVE ANYTH HE AGAINST ANYONE AT THIS TIME WADER THESE CIRCUMSTANCES. ALL I CAM DO IS WONDER ABOUT IT AND WRITE YOU LETTERS ASKING WHAT IS THE STATUS OF MY CLAIM. OMCE: GET THE DOCKET I CAM FIND OUT WHO DID WHAT, WHILL THEM, I HAVE TO WAIT.

WOULD YOU PLEASE SEND ME A COPY OF THE DOCKET SHEET IN CLAIM NO 240060, SO THAT I MAY SEE WHICH PLEADINGS HAVE BEEN FILED AND WHICH PLEADINGS, IF ANY, USEE "LOST IN THE MAIL".

THAPK You.

GOD BLESS YOU AND KEEP YOU.

14 Jesus' NAME,

Jeef 3 Telly

HARULD B HOLLOWAY

HAROLD B. HOLLOWAY #	
KARIRYN 1RBY 11/20/23	Arkansas State Claims Commission
LITTLE BOCK, ARKANSAS 72201-3823	NOV 2 7 2023
PS: CLAIM AG. 240060	2 . 2023
	RECEIVED
DEAR KATHRYN IRBY!	
I AM CONCERNED AS TO THE STATUS OF MY CLAIM (240060).	3VAH I
RECEIVED DO COMMUNICATION FROM YOU SIACE 9/27/23, I HAVE MI	AILSD LETTERS
PLEADINGS AND EXIBITS TO YOU SINCE THAT DATE REQUESTING FILE	-MARKED
COPISS BUT HAVE RECEIVED NO RESPUNSE FROM YOU AT AIL. I HA	UE ADC
POSTAGS RECEIPTS PROUIDS THAT I MAILED THEM.	
WOULD YOU PLEASE SSUD ME A COPY OF THE DOCKST SHISET	id CLAIM
No, 240060. THANK YOU.	
GOD BLESS AND KEEP YOU.	
DOD BLESS AND REEL ING.	
in Jesus HAME	
E-1731111	
July 3 Gulley	
HAROLD B. HOLLOWAY	

	BEPORE THE ARKANSAS STA	Arkansas
HAROLD B. HOLL	OCJAY (	State Claims Commissio
		DEC 0 1 2023
US,	CASE NO	240060
0 /.		RECEIVED
ADC/DOC		RESPADEN
	MOTION FOR RAST AND S	PEEDY HEARING
MOTION STATES:	THE CLAIMANT, A PROSS	PRISONER LITIGANT, AND FOR HIS
1. 04 8/19	1/22 PSCR INCIT AND DCA	offer and
HATIL COMPLETIO	A OF ADC INTERNAL INVESTIG	
2. CLAIMANT	HAS RECEIVED NO COMMUNICA	TION FROM THE COMMISSION SINCE 9/7/2
		REASONABLE ABETANCE, WHICH HE
ESTIMATED TO BE		
	ASSUMES THE COMMISSION	HAS ORDERED THE CLAIM BE HELD IA
ABSYALCS.	Nave is whater some	
		DENT ADC HAS HAD 106-DAYS IN
	MOTABITESVAI SIEHT 37	
		E CREDIT APALYSIS IN 5-MIRUTES
ROUTINE PRACTICE		A 21 TI . 24AG-DOI 3NAT TOW
		ANY FURTHER ACTS TO PROLONG
THE STATE.	IN THISON SKACEBBATING	PALSE IMPRISONMENT CLAIMS AGAINST
INZ SINIZ,		
WHERE PORE,	CLAIMANT MOVES FOR A RA	IST AND SPEDY HEARING ON THE CLAIM
		CHICH CLAIMANT MAY BE ENTITLED.
	05, 2874 DAY 87 NOVEMBER 2	
		F
		JESUS' NAME,
	Fil	13 July
	HAR	B. HOLLOCIAY
	4	

1 1 1	CERTIFICATE	OF SERVICE		
			PLEADING HAS BEE	1 1.00
I HER	THE RESPONDENT ON THE ZET	DAY OF DOUGHBER,	2023, BY PLACES	BURNS,
SSRUSD ON	THE RESPONDENT ON THE ZETT  IN THE LIS MAIL, POSTAGE F	DIC PLUTT. ARKA	MICAS /1665.	
LEGAL DIV	H THE U.S. MAIL, POSTAGE F SION, GBIN PRINCETON PIKE	That :	3 feels	
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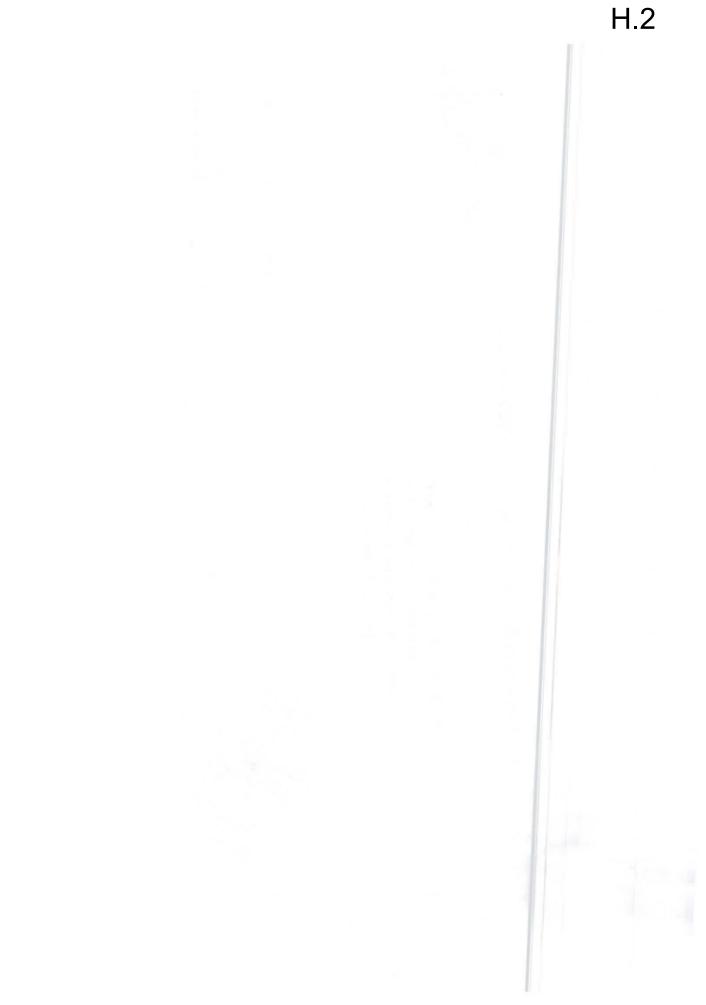
VARNER 29 NOV 2023 PM 3 L

LITTLE ROCK AR 720

72201-382410

KAMPYN IRBY, BIRSCTOR
ARKAJSYS STATE CLAIMS COMMISSION
IOI ECAPITEL AUS, SUITE YIO

LITTLE ROCK, ARKANSAS 72201-3823



From: Thomas Burns (DOC)
To: Mika Tucker

**Subject:** Harold Holloway 240060

**Date:** Monday, December 4, 2023 8:51:23 AM

Attachments: 1948 001.pdf

Holloway allegedly sent a pleading to the Commission, but only sent us the certificate of service.

Could you pleas send me the pleading. The envelope is posted marked November 29

Thanks

-TB

Legal Services Unit

Arkansas Department of Corrections

Division of Correction

870 267-6845-telephone

From: Aapri Buckner (DOC) <Aapri.Buckner@arkansas.gov>

Sent: Friday, December 1, 2023 4:38 PM

To: Thomas Burns (DOC) < Thomas. Burns@arkansas.gov>

Subject: Fw: Attached Image

#### please see attachments

From: adccopier@arkansas.gov <adccopier@arkansas.gov>

Sent: Friday, December 1, 2023 3:49 PM

To: Aapri Buckner (DOC) <a href="mailto:aapri.buckner@arkansas.gov">aapri.buckner@arkansas.gov</a>

**Subject:** Attached Image



LEGAL DIVISION MR, THOMAS BURNS

PINS BLUFF, ARKANSAS 71602 BAIN MUSSINGH HIRS



FIND

ADC

### CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT A COPY OF THE FOREGOING PLEADING HAS BEEN SERVED OF THE RESPONDENT BY PLACING A COPY OF SAME IN U.S. MAIL, POSTAGE PREPAID, ON THE ZETH DAY OF DO VEMBER, 2023, ADDRESSED TO MR. THOMAS BURNS, LEGAL DIVISIONS, GBIY PRINCETON PIKE, PINE BLUFF, ARKANSAS, 71602,

HAROLD B. HOLLOWAY

July 3 July

 From:
 Mika Tucker

 To:
 Thomas Burns (DOC)

 Subject:
 RE: Harold Holloway 240060

Date:Tuesday, December 5, 2023 2:58:00 PMAttachments:holloway-nov 29 correspondence.pdf

Please see attached.

Thanks, Mika

From: Thomas Burns (DOC) <Thomas.Burns@arkansas.gov>

**Sent:** Monday, December 4, 2023 8:51 AM **To:** Mika Tucker < Mika. Tucker@arkansas.gov>

Subject: Harold Holloway 240060

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**Subject:** Attached Image

		TATE CLAIMS COMMISSION AFRANSAS
HAROLD B.	HOROCOAY (	State Claims Commissio
		DEC 0 1 2023
US,	CASE A	10, 240060
		RECEIVED
ADC/DOC		RESPUDEN
	METICA FOR RAST AND	SPEEDY HEARING
		_
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1. 04	8/14/23, RESPONDENT ADC RE	QUESTED THE CLAIM BE HELD IA ABEYA
WATIL COMP	LETTON OF ADC INTERNAL INVESTI	SATIONS.
		ATION FROM THE COMMISSION SINCE 9/7/2
3. CLA	A OT HOLTOSTERO ON OAH TLAM	REASONARLE ABSTANCE, WHICH HE
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4, CLA	LUISSIMMO SHT ESMUSSA THAMIS	HAS ORDERED THE CLAIM BE HELD IA
ABSYALCS.		7,700
S. TOD	AY'S DATE IS 11/28/23 RESPO	IDEAT ADC HAS HAD 106-DAYS IN
	MPLETE THEIR INVESTIGATION.	
6. THE	ADC CAA COADUCT A GOOD-TI	ME CREDIT APALYSIS IN 5-MIRUTES
	EACH WEEK MANY TIMES, IT DOES	
ROLLTIME PRA		
7. To	HOLD THE CLAIM IN ABEYANCE	ANY FURTHER ACTS TO PROLONG
		FALSE IMPRISONMENT CLAIMS AGAINST
THE STATE.		
CHERER	ORE, CLAIMANT MOVES FOR A P	AST AND SPEEDY HEARING ON THE CLAIM
		WHICH CLAIMANT MAY BE ENTITLED.
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	-	ROLD B. HOLLOWAY
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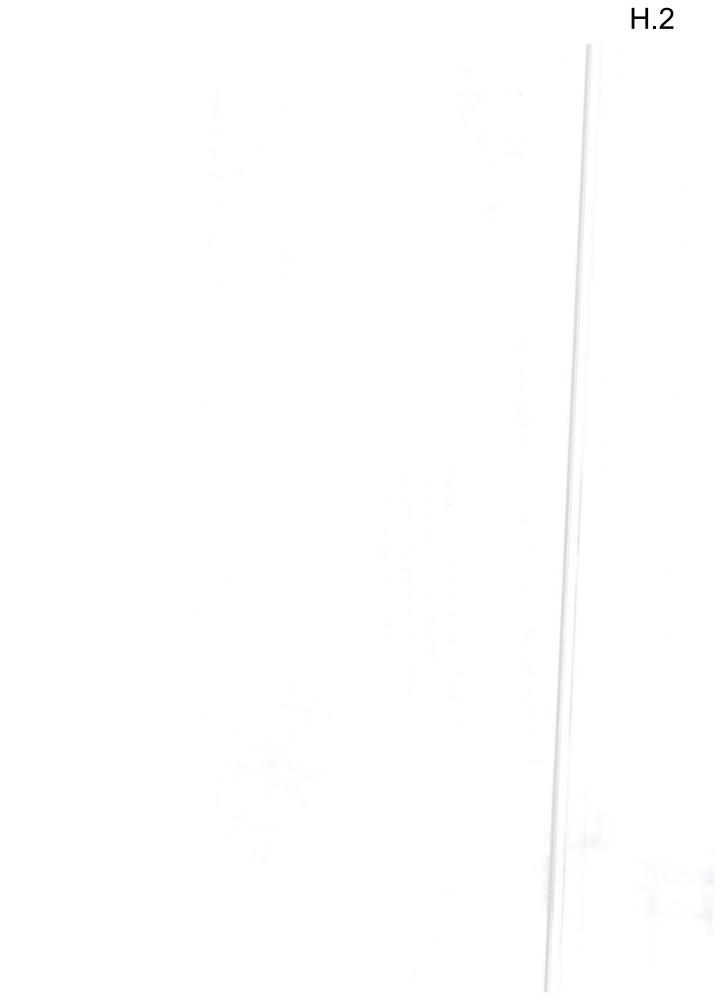
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LITTLE ROCK AR 720

72201-382410

RAPHRYN IRBY, DIRECTOR
ARKAJSYS STATE CLAIMS COMMISSION
IOI E.CAPITEL AUS, SUITE YIO

LITTER ROCK, ARKANSAS 72201-3823



From: Thomas Burns (DOC) To: **ASCC Pleadings** 

Subject: Harold Holloway v ADC 220875

Date: Wednesday, December 6, 2023 9:23:50 AM

**Attachments:** 1977 001.pdf

image001.png

ADC response to motion

Thank you,

-TB



Confidentiality Notice: This e-mail message and any attachments is the property of the State of Arkansas and may be protected by state and federal laws governing disclosure of private information. It is for the intended recipient only. If an addressing or transmission error has misdirected this e-mail, please notify the author by replying to it. If you are not the intended recipient you may not use, disclose, distribute, copy, print or rely on this email.

### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

BILLY NICHOLS (CLAIMANT

V. NO. 220875

# ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

#### ADC RESPONSE TO MOTION FOR FAST AND SPEEDY HEARING

Respondent, Arkansas Department of Correction (ADC), for its reply, states:

- 1. The ADC denies each and every allegation contained in the Inmate's motion unless specifically admitted herein.
- 2. The ADC admits that part of its answer asked that the claim be held in abeyance if an internal affairs investigation is completed, deny the remainder of paragraph 1.
- The ADC lacks the information, knowledge, or belief to either admit or deny paragraph
   and therefore denies.
  - 4. The ADC has no idea what the claimant assumed and therefore denies paragraph 3.
  - 5. The ADC has no idea what the claimant assumed and therefore denies paragraph 4.
  - 6. The ADC denies paragraph 5 as today's date is December 6, 2023.
  - 7. The ADC denies paragraph 6.
  - 8. The ADC denies paragraph 7.
- 9. The inmate continually abuses this process by filing baseless and incoherent motions that are intended to abuse and harass the ADC.
- 10. The inmates own motion shows that this claim is outside the jurisdiction of the Claims Commission and should be dismissed.
- 11. The ADC asks that this inmates complaint be dismissed for his continued abuse of the process.

12. The Inmate is held to the same standard as an attorney if he elects to proceed Pro Se. The Inmate continues to abuse the process and his claim should be dismissed with prejudice.

WHEREFORE, Respondent prays that this Motion for Default be denied; that his claim be dismissed with prejudice; for their attorney's fees and costs; and all other just and proper relief to which they may be entitled.

Respectfully submitted,

Thomas Burns (02006)
Division of Correction
Legal Servies Unit
6814 Princeton Pike
Pine Bluff, AR 71602
(870) 267-6845 Office
(870) 267-6373 Facsimile
thomas.burns@arkansas.gov

#### CERTIFICATE OF SERVICE

I certify that a copy of this pleading has been served this 6<sup>th</sup> day of December 2023, on the Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Harold Holloway (

	Arkansas State Claims Commission DEC 0 9 2023
KATHRYA IRBY	
101 E. CAPITOL AVE, SUITE 410 12/6/23 LITTLE ROCK, ARKANSAS 72201-3823	RECEIVED
RE! CLAIM 100, 240060	
DEAR KATHRYA IRBY!	
I AM CONCERNED AS TO THE STATUS OF MY CLAIM	(2400 G), I
HAUS RECEIVED NO COMMUNICATION FROM YOU SINCE 9/7	23. I HAUS
MAILED LETTERS, PLEADINGS AND EXIBITS TO YOU SINCE	THAT DAY
REQUESTING PILE-MARKED COPIES BUT HAVE RECEIVED W	321m9289 c
FROM YOU AT ALL. I HAVE ADL POSTAGE RECEIPTS TO	DEONE IT
WOULD YOU PLEASE SEAD ME A COPY OF THE DOCKET	A1 732H2
CLAIN 20. 24 0060.	
THANK YOU.	
GOD BLESS AND KEEP YOU.	
, snaw 'suss Li	
Leaf 3 Leily	
HAROLD B. HOLLOWAY	

12/13/23

Arkansas State Claims Commission

DEC 1 9 2023

DEAR KATHRYN IRBY!
RECEIVED
FIAD EXCLUSIO MY RESPONSE TO ADC RESPONSE TO MY MOTION
PER A RAST AND SPSSDY HEARING. PLEASE FILE IT IN CLAIM NO 240060.
SKRUND GLA HOLTGE STORED SHT DAH 24 TL32 '24SNB WILDOWSHT
at IT. IT SAID BILLY MICHOLS ( V. ADCDOC, CLAIM HUMBER 220875."
BUT THE CERTIFICATE OF SERVICE WAS APPRESSED TO ME. SO WAS THE EXVELOPE.
I DO REQUEST A FILS-MARKED COPY.
I HAUS RECEIUSD NO COMMUNICATION OF ANY KIND PROM YOU SINCE
9/1/23.
PLEASE SEND ME A COPY OF THE DOCKET SHEET IN CLAIM NO 240060.
THANK YOU,
GOD BLEES YOU AND MERRY CHRISTMAS!
12 JESUS JAME,
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HAROLD B. HOLLOWAY

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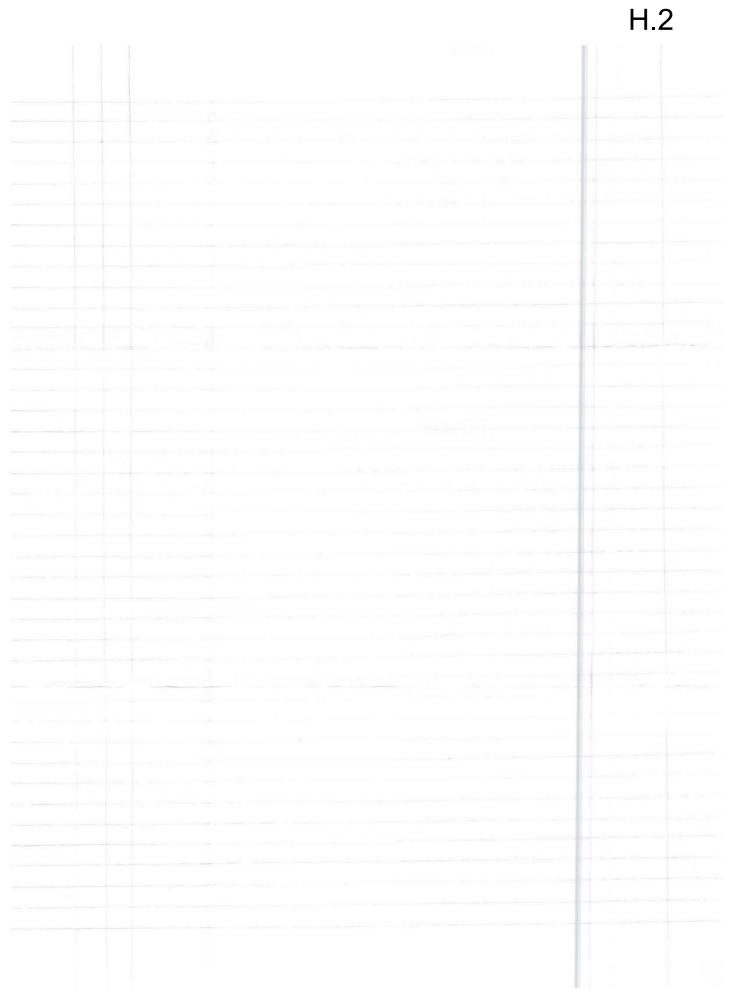
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AND FOR HIS RESPONSE STATES:	The contract of the contract o
1. ADC ATTORNEY THOMAS BURNS APPEA	ARS TO HAVE GUAE COMPLETELY INSAME.
HE SHOULD BE DISMISSED FROM PUBLIC OF	
LET ME EXPLAIN.	
A STATE OF A CONTRACT OF THE STATE OF THE ST	GH THE U.S. MAIL, AN "ADC RESPONSE T
MOTION FOR FAST AND SPEEDY HEARING!" T	
	V. ( SAC 23 TE BILLY DICHOLS
ADO BOC" AND CITED THE CASE NUMBER.	
COSTAINED IN THE ABOUE CAPTIONED CASE	
4. THE PLEADING DOES APPEAR TO BE	RELATED TO MY MOTION FOR FAST AND
SPEEDY HEARING. (SUBMITTED ON 11/28/	23 FOR FILING ) THE CERTIFICATE OF
SERVICE IS ADDRESSED TO ME, BUT THE	
5. 12 PARAGRAPH 2 OF HIS RESPONSE	, BURNS ADMITS TO THE ALLEGATIONS MA
IN MY MOTION, BUT DELIES THE REMAINDER	OF PARAGRAPH 1. THERE IS NO REMAIN
TO DELY, MEANING HE DELIES ALLEGATIONS	
6. DEXT, 12 PARAGRAPHS 5 AAD 6,	BURNS STATES, " THE ADC HAS NO IDEA &
THE CLAIMANT ASSUMED" I CLEARLY A	AD PLAINLY STATED WHAT I ASSUMED.
BURNS DENIES BOTH PARAGRAPHS CLAIMING	THE ADC HAS NO IDEA OF WHAT I ASSUM
WHICH MEANS THAT BURNS HAS LOST HIS	MIND TO THE POINT AT WHICH HE CAN N
LOWGER READ AND INTERPRET COHERENTLY	THE EXELISH LANGUAGE.
7. NEXT BURNS DELIES PARAGRAPH S.	HE FOCUSES OF DIFFERENCES IN THE USE
THE WORD "TODAY". HE ALLEGES PARAGRA	
SAID THAT "TODAY IS 11/28/23". IA HI	
SINCE THESE PLEADINGS WERE DRAFTED ON	
SHOULD DELY THE PARAGRAPH BASED ON	
8 FURTHER, IN PARAGRAPH 7, BURNS	S DEALES THAT THE ADC CAN CONDUCT A
COOD-TIME CREDIT ANALYSIS IN 5-MINUTES	

- PROVED THAT A JURY WOULD CENCENDE BURNS MUST BE MENTAUT INCAL A CITATED.
- 9. IN ADDITION, IN PARAGRAPH &, BURNS DELIES THAT PROLOHGING THE
  FALSE IMPRISONMENT OF AN ADC INMATE DOES NOT EXACERBATE CLAIMS AGAINST
  THE ADC. WHAT AN IDIOT!
- 10. IN PARAGRAPH 9, BURNS ALLEGES THAT I AM ABUSINE THE PLOCESS"

  BY FILING "BASELESS AND INCOHERENT MOTIONS" THAT ARE INTENDED & ABUSE AND HARASS THE ADC. MY CLAIM IS SOLID AS A ROCK AND CAMNOT BE DENIED BY ANYONE. BURNS HAS CLEARLY LOST HIS MIND AND PERCEPTION OF REALITY.
- 11, IA PARAGRAPH 10, BURNS ALLEGES THAT MY "OUR MOTION SHOWS" HAT MY
  CLAIM IS OUTSIDE THE JURISDICTION OF THE CLAIMS COMMISSION AND SHOULD BE
  DISMISSED. A MOTION FOR FAST AND SPEEDY HEARING IS A PROPER PLEATING IN THIS
  CIRCUMSTANCE DAD HAS NOTHING TO DO WITH JURISDICTION. GOOD-TIME CERDIT IS
  UNDER THE SOLE PURVIEW OF THE ADC. THE ADC IS A STATE AGENCY. THE LAIMS
  COMMISSION IS THE PROPER VENUE. BURNS' COGNITIVE ABILITIES ARE SO IN PAIRED
  THAT HE IS UNABLE TO DISCERN THAT THE CONSTITUTIONAL RIGHT TO A FILT AND
  SPEEDY HEARING DOES NOT BAR ME FROM REQUESTING ONE IN THIS MATTER. THE ISSUE
  IN THIS CLAIM IS FALSE IMPRISONMENT CONFINEMENT BEYOND WHAT THE SENTENCE
- 12. IN PARAGRAPH II, BURNS PRAYS THAT MY COMPLAINT BE DISMISSED FOR CONTINUED ABUSE OF THE PROCESS. I OBJECT! THE CLAIM SHOULD BE GRANTED, I SHOULD BE RELEASED FROM PRISON IMMEDIATELY, AND THE ADC SHOULD ACT HOMESTLY IN THEIR PUBLIC SERVICE.
- BURNS APPEARS TO HAUS COMPLETELY LOST HIS MIND. HE SHOULD BE DISMISSED FROM PUBLIC OFFICE. HE FILES PLEADINGS WITH THE WROAG DAME, THE CROAG CASS DUMBER, ADMITS HE HAS NO IDEA OF WHAT HE IS DOING, GETS EVERYTHING TWISTED IN HIS MIND, CAN NO LONGER COHERENTLY READ OR INTERPRET THE ENCLISH LABOUAGE, DENIES THE OBUIOUS, VALIDATES THE IMPOSSIBLE, AND CLAIMS THAT EVERTURE ELSE IS ABUSING THE PROCESS WHILES HE WINS. THE MAN HIS CLEARLY LOST HIS MIND.
- 14. PRO SE PLEADIRES ARE TO BE HELD TO LESS STRINGENT STANDARDS THAT FORMAL PLEADINGS BRAFTED BY LAWYERS, ESTELLE V. GAMBLE, 429 U.S. 92. IF THE COMMISSION DEMANDS THAT PRO SE PRISONER PLEADINGS BE HELD TO THE SAME STANDARDS AS TRACKED COUNSEL, THEY THE COMMISSION SHOULD ORDER THE ADC TO PROVINE EACH ADC LITIGAT PRILONER A TYPECARITER SO THAT HE MAY COMPLY. THEY MUST ALSO GRANT US FREE ACCESS TO THE LAW LIBRARY AT OUR LIESURE. (THIS IS IMPOSSIFLE)
- BURNS SHOULD BE REVIEWED IN LIGHT OF HIS MENTAL IMPAIRMENT.

	WHERE FORE, CLAIMANT PRAYS THE COMMISSION SET THE CLAIM FOR A HEARING
	DER THE IMMEDIATE RELEASE OF THE CLAIMANT UNTIL THE HEARING IS HELD ( TO
	OID FURTHER FALLE IMPRISONMENT), FOR HIS ATTORNEY FEEL AND COSTS, AND
FOR	ALL OTHER JUST AAD PROPER RELIEF TO WHICH HE MAY BE ENTITLED.
	EXECUTED THIS 13TH DAY OF DECEMBER, 2023.
	in Jesus' DAME,
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+	DRUKK.
+	HAROLD B. HOLLOWAY
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	CARTIFICATE OF SERVICE
	I CERTIFY THAT A COPY OF THIS PLEADING HAS BEEN SERVED THIS 13TH DAY
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	DECEMBER, 2023, ON THE RESPONDENT BY PLACINE A COPY OF SAME IN THE US. MA
	DECEMBER, 2023, ON THE RESPONDENT BY PLACING A COPY OF SAME IN THE US. MA TAGE PREPAID, ADDRESSED TO:
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From: Thomas Burns (DOC) To: **ASCC Pleadings** 

Subject: Harold Holloway v ADC 240060 Date: Tuesday, January 2, 2024 11:04:14 AM

**Attachments:** 2375 001.pdf

image001.png

Amended response to Motion

Thank you,

-TB



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#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWAY (

CLAIMANT

 $\mathbf{v}$ .

NO. 240060

# ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

### AMENDED ADC RESPONSE TO MOTION FOR FAST AND SPEEDY HEARING

Respondent, Arkansas Department of Correction (ADC), for its reply, states:

- The ADC denies each and every allegation contained in the Inmate's motion unless specifically admitted herein.
- The ADC had a scriveners error in the previous motion that included the wrong claim heading and number. The ADC files this amended motion to correct such error.
- 3. The ADC admits that pert of its answer asked that the claim be held in abeyance if an internal affairs investigation is completed, deny the remainder of paragraph 1.
- 4. The ADC lacks information, knowledge, or belief to either admit or deny paragraph 2, and therefore denies.
  - 5. The ADC has no idea what the claimant assumed and therefore denies paragraph 3.
  - 6. The ADC has no idea what the claimant assumed and therefore denies paragraph 4.
  - 7. The ADC denies paragraph 5 as today's date is December 6, 2023.
  - 8. The ADC denies paragraph 6.
  - 9. The ADC denies paragraph 7.
- 10. The inmate continually abuses this process by filing baseless and incoherent motions that are intended to abuse and harass the ADC.
- 11. The inmate own motion shows that this claim is outside the jurisdiction of the Claims Commission and should be dismissed.

- 12. The ADC asks that this inmates complaint be dismissed for his continued abuse of the process.
- 13. The Inmate is held to the same standard as an attorney if he elects to proceed Pro Se. The Inmate continues to abuse the process and his claim should be dismissed with prejudice.

WHEREFORE, Respondent prays that this Motion for Default be denied; that his claim be dismissed with prejudice; for their attorney's fees and costs; and all other just and proper relief to which they may be entitled.

Respectfully submitted,

Thomas Burns (02006)
Division of Correction
Legal Servies Unit
6814 Princeton Pike
Pine Bluff, AR 71602
(870) 267-6845 Office
(870) 267-6373 Facsimile
thomas.burns@arkansas.gov

## CERTIFICATE OF SERVICE

I certify that a copy of this pleading has been served this 2<sup>nd</sup> day of January 2024, on the Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Harold Holloway (

Thomas Burns

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		PEAR TO BE RELATED TO MY MOTION FOR RAST
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		CAPTION IS CLEARLY ERRONEOUS.
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		THE POINT AT WHICH HE CAN NO LONGER
	O INTERPRET CONSRESTLY THE ENG	
		5. HE FOCUSES ON DIFFERENCES IN THE WSS OF
		APH 5 IS INVALID BECAUSE I TRUTHFULLY
		REPLY HE STATES THAT "TODAY IS 12/6/23".
		3H 23U3138 3H , "ZYAGOT" STARSGEZ OWT
		DELUDED INTERPRETATION OF "TODAY"
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GOOD - TIL	S CROIT ANALYSIS IN 5-MILLS	HARS EACH PHAN OR LEDD DOR SHT TAMES EACH
		THAT IT DOES NOT TAKE 106-DAYS.
WEEK!		

- ONLY A BLITHERING IDIOT WOULD MAKE SUCH A STATEMENT. IT IS SO EASILY PROJECT THAT A JURY WOULD CONCLUDE BURNS MUST BE MEMAIN INCAPACITATED.
- 9. IN ADDITION, IN PARAGRAPH &, BURNS DENIES THAT PROLOHOING THE FALSE IMPRISONMENT OF AN ADC IMMATE DOES NOT EXACERBATE CLAIMS AGAINST THE ADC. WHAT AN IDIOT!
- IO. IN PARAGRAPH 9, BURNS ALLEGES THAT I AM "ABUSING THE PROCESS"

  BY FILING "BASSLESS AND INCOMPRENT MOTIONS" THAT ARE INTENDED TO ABUSE AND

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- II. IN PARAGRAPH 10, BURNS ALLEGES THAT MY "OWN MOTION SHOW!" THAT MY CLAIM IS OUTSIDE THE JURISDICTION OF THE CLAIMS COMMISSION AND SHOW BE BE DISMISSED. A MOTION FOR PAST AND SPEEDY HEARING IS A PROPER PLEA INTO IN THIS CIRCUMSTRACE AND HAS NOTHING TO DO WITH JURISDICTION. GOOD—TIME CREDIT IS WADER THE SOLE PURVIEW OF THE ADC. THE ADC IS A STATE AGENCY. THE CLAIMS COMMISSION IS THE PROPER VENUE. BURNS' COGNITIVE ABILITIES ARE SE IMPAIRED THAT HE IS WABLE TO DISCERN THAT THE CONSTITUTIONAL RIGHT TO A FIRT AND SPEEDY HEARING DOES NOT BAR ME FROM REQUESTING ONE IN THIS MATTE?. THE ISSUE IMPRISONMENT CONFINEMENT BEYOND WHAT THE SENTENCE
- 12. IN PARAGRAPH 11, BURNS PRAYS THAT MY COMPLAINT BE DISMISSED FOR CONTINUED ABUSE OF THE PROCESS. I OBJECT! THE CLAIM SHOULD BE GRANTED, I SHOULD BE RELEASED FROM PRISON IMMEDIATELY, AND THE ADC SHOULD ACT HONESTLY IN THEIR PUBLIC SERVICE.
- 13. BURNS APPEARS TO HAVE CONFLETELY LOST HIS MIND. HE SHOULD B' DISMISSED FROM PUBLIC OFFICE. HE FILES PLEADINGS WITH THE WROUG HAME, THE WROTE CASE HUMBER, ADMITS HE HAS NO IDEA OF WHAT HE IS DOING, GETS EVERYTHING TWISTED IN HIS MIND, CAN NO LONGER COHERENTLY READ OR INTERPRET THE ENGLISH I WELLAGE, DENIES THE OBVIOUS, VALIDATES THE IMPOSSIBLE, AND CLAIMS THAT EVER WE ELSE IS ABUSING THE PROCESS UPLESS HE WINS. THE MAN HAS CLEARLY LOST HIS MIND.
- IV. PRO SE PLEADINGS ARE TO BE HELD TO LESS STRINGENT STANDARDS THAN FORMAL
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  COWNESS, THEN THE COMMISSION SHOULD ORDER THE ADC TO PROVIDE EACH AND EVERY ADC
  PRISONER LITIGANT WITH A TYPEWRITER SO THAT THEY MAY COMPLY. THEY MIST ALSO
  GRANT US PRESE ACCESS TO THE LAW LIBRARY AND INTERNET AT OUR LEISURE. (THIS IS
  IMPOSSIBLE.)
- IS. LIKEWISE, BEING INCAPACITATED BY INSANITY, ANY PLEADING SUBMITTED BY BURNS SHOULD BE PEUTEUS IN LIGHT OF HIS MENTAL IMPAIRMENT.

	COHEREFORE, CLAIMANT PRAYS THE COMMISSION SET THE CLAIM FOR A HEAR
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	AND PURTHER RELIEF TO WHICH HE MAY BE ENTITLED.
۶	EXECUTED THIS 13TH DAY OF DECEMBER, 2023.
	12 Jesus' HAME,
P.S	HE MIGHT A BEED July 3 Gelly
	DRUHK.
	HAROLD B. HOLLOWAY
	CERTIFICATE OF SERVICE
	A MARCO AND
1	I CERTIFY THAT A COPY OF THIS PLEADING HAS BEEN SERVED THIS 13TH DAY OF
	BSR , 2023, OH THE RESPONDENT BY PLACING A COPY OF SAME IN THE U.S. MAI
POSTA	AGE PREPAID, ADDRESSED TO:
	THOMAS DUDYS ATTORNEY
	THOMAS BURAS, ATTORACY  ESTA PRINCETON PIKS
	GRIY PRINCETON PIKE
	GRIY PRINCETON PIKE
	GRIY PRINCETON PIKE
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	1/5/54	Claims Commission
DEAR KAMPYY IRBY :		JAN 1 1 2024
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## BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HARBLD B. HOLLWAY

CLAIMANT

US

CASSNO. 240060

ADC/DOC

RESPONDENT.

# 3211AM ! HOTTALIFICE

COMES NOW THE CLAIMANT, HAROLD B. HOLLOWAY, A PROSE PRISONER LITIEANT, AND FOR HIS EXPLAINATION STATES:

- I. IN DECEMBER OF 1992, ADC DISCIPLIARLY COURT HEARING OFFICER, THE
  HOMORABLE JUDGE BYERS, TOLD ME TO MY FACE WITH HIS OWN MOUTH THAT IF I
  REFUSED TO SPEAK TO HIM DURING THE HEARING, THEN I COULD NOT ATTEND THE
  HEARING. I HAVE NOT ATTENDED A HEARING SINCE THAT DAY. I WAIVED EVERY
  HEARING. (THE 1991 ADC IMMATE HANDGOOK, PAGE 43, PARAGRAPH 4 STATES: "YOU
  WILL NOT BE FORCED TO ATTEND. YOU MAY WAN' YOUR APPEARANCE BY SIGHING A
  CLAIVER FORM.") YET THE COURT STILL ACTED WITHOUT MY ATTENDING. IN THIS
  CASE THERE WAS ABSOLUTELY NO DOUBT AS TO WHO COMMITTED THE MALICIOUS ACT.
- Z. IN JAPUARY OF 1993, ADC LT. TAYLOR CAME TO MY CELL AND THREATEDED TO PUT ME IN THE HOLE IF I DID NOT AGRES TO BREAK MY RELIGIOUS JOUNS AND ATTEND THE CLASSIFICATION HEARING. IN ADDITION, MAJOR PERRY STATED THERE WAS NO SINCE IN MY ATTENDING THE HEARING. I HAVE NOT ATTENDED A CLASSIFICATION HEARING SINCE THAT DAY. I CHAUSD EVERY HEARING. TET THE CLASSIFICATION COMMITTEE STILL ACTED WITHOUT MY ATTENDING. IN THIS CASE THERE WAS ABSOLUTELY NO DOUBT AS TO WHO COMMITTED THE MALLCE THEY SAID IT TO MY PACE WITH THEIR OWN MOUTH.
- 3, 12 JANUARY OF 2019, ADC PAROLE BOARD MEUBER, MR. AMPY SHOCK, TOLD ME TO MY PACE WITH HIS OWN MOUTH THAT IF I REFUSED TO SPEAK TO HIM DURING THE PAROLE HEARING THEN I WOULD NOT BE ALLOWED TO ATTEND THE PAROLE HEARING. I REFUSED TO BREAK MY RELIGIOUS URUS. HE ORDERED ME REMOVED FROM THE HEARING ROOM. I HAVE NOT ATTENDED A PAROLE HEARING SINCE. I WAIVED EVERY HEARING, IN THIS CASE THERE WAS ABSOLUTELY NO DOUBT AS TO WHO COMMITTED THE MALICE.
- H, THE CLAIM CAPTIONED ABOVE IS A TOTAL MYSTERY NO MATTER WHAT I MAIL TO THE CLAIMS COMMISSION I GET NO RESPONSE AT ALL. THE LAST DOCUMENT I RECEIVED FROM THE CLAIMS COMMISSION IS DATED 9/7/23. MALICE IS SUGGESTED, BUT BLAMS CAMACT BE FAIRLY ATTRIBUTED TO ANY PARTY. THERE ARE MANY POSSIBILITIES. POR EXAMPLE:

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	(c) THE BUSINESS OFFICE MAY HAVE LOST OR MISPLACED IT;
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	(E) THE COURT MAILROOM MAY HAVE LOST OR MISPLACED IT;
	(P) THE COURT CLERK MAY HAVE LOST OR MISPLACED IT;
	(6) THE CLERK MAY HAVE RECEIVED THE PLEADINGS, PILED THEM, AND SIMPLY
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THEY	WERE LOST IN A MAMMER SIMILAR TO THOSE LISTED IN POSSIBILITIES (A) - (F),
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THE	CONMISSION SCHEE 9/7/23.
-	S. IT WOULD BE A GREAT MISCARRIAGE OF JUSTICE TO BLANE AS Y PARTY
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-	7. IA THIS SITUATION I CAMPOT TELL WHO IS THE MALICIOUS PARTY. SEE THE
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4	8. ADC ATTORACY HAS LOST HIS MIND AND CAMBOT BE HELD ACCOUNTABLE
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	7. [ HOTE - I GET REPLYS PROM HIM, BUT HOWE FROM THE COMMI SIDD, ]
(	DHEREFORE, CLAIMANT PRAYS THE COMMISSION CONSIDER HIS EXPLAIDATION.
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	)/35/24 Arkansas State Claims Commission
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## BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HARDLD B. HOLLOWAY (

Arkansas State Claims Commission

CLAIMANT,

FEB 0 1 2024

US.

CASS NO. 240060

RECEIVED

ADC/DOC

T 630 MOPRESS

# MOTION FOR DIRECTED FLADING OF INTENTIONAL MALICE

COMES DOW THE CLAIMANT, HAROLD B. HOLLOWAY, A PROSE PRISORER LITIEANT, AND FOR HIS MOTION STATES:

- I. ON 9/6/2017, THE CLAIMS COMMISSION POTIFIED THE ADD OF THE CLAIMS COMMISSION BROWGHT BY CLAIMANT, (CLAIM NO. 180214 FAILURE TO FOILOW PROCEDURE) ON 3/18/2019, THE CLAIMS COMMISSION NOTIFIED THE ADD OF THE CLAIMS BROWGHT BY CLAIMANT, (CLAIM NO. 190918 CORRECT ERRONEOUS RECORDS), AND ON 8/11/23, THE CLAIMS COMMISSION NOTIFIED THE CLAIMS BROWGHT BY CLAIMANT. (PRESENT CLAIM NO: 240060 FALSE IMPRISONMENT) WHILE ALL THREE CLAIMS ADDRESSED DIFFERENT ISSUES, ALL THREE RELIED ON, IN PERTURNIT PART, THE SAME SET OF FACTS.
- 2. THEREFORE, THE CLAIMS COMMISSION MAY CONCLUDE BEYOND ANY SHADON OF A DOUBT THAT THE ADL HAS HAD OVER SIX (6) YEARS TO DEAL WITH THE CLAIM ON AN INTERNAL BASIS.
- 3. YET THE ADC HAS TAKEN NO ACTION WHATSOEVER TO RESOLVE THE CLAIM THE ERRONEOUS ADC RECORD STILL STANDS ERRONEOUS.
  - 4. INTENTIONAL MALICE BY THE ADC MAY BE INFERRED.
- S. ACCORDING TO DAMIEL E. MANVILLE, ATTORNEY AT LAW, AND AWHOR OF THE
  FAMOUS BOOK "POST-CONVICTION REMEDIES", IT IS THE DUTY OF THE ADC EMPLOYEE
  HAVING CUSTORY OF THE CLAIMANT TO FILE A PETITION FOR WRIT OF HABEAS CORPUS TO
  CORRECT AN ERRONEOUS RECORD.
- 6. FROM DAY ONE (3/16/1983) TO THE DATE OF THIS WRITING (1/30/2024) A
  TOTAL OF 41-YEARS, CLAIMANT HAS NOT CEASED TO NOTIFY THE ADC OF THE ERROR
  CONTAINED IN THE ADC RECORD. CLAIMANT FILED FRO SE HABEAS CORPUS PETITIONS IN
  THE ARKANSAS STATE CIRCUIT COURT; THE ARKANSAS SUPREME COURT; THE U.S. DISTRICT
  COURT; THE U.S. ETH CIRCUIT COURT OF APPEALS; AND THE U.S. SUPREME COURT. (THEY
  USERE ALL DENIED BECAUSE I CUROTE IT CURONC, BEING UNTRAMED IN THE LAW.) THE
- 7. THE ADC INTESTIGNALLY AND MALICIOUSLY FAILED TO PERFORM THEIR DUTY AS A PUBLIC AGENCY OF THE STATE OF ARKANSAS WHEN THEY FAILED TO FILE HABEAS ACTIONS TO CORRECT THE ERRONSOUS ADC RECORD.
  - 8. AS A RESULT OF THEIR INTENTIONAL MALICE, ELALMANT HAS BEEN FALSELY -

IMPRISONED TWO-YEARS LONGER THAN WHAT HIS SENTENCE ACTUALLY IMPOSES.

- 9. CLAIMANT'S GOOD-TIME CREDIT WAS NOT FORFISTED "WITH PREJ LDICE".
  THEREFORE, IT MUST BE RESTORED ACCORDING TO POLICY. ( SEE, ADC IMMATE HANDBOOK, 10TH PRINTING, 1991, PAGES 25-32.)
- 10. THE SAME HANDBOOK STATES ON PAGE 43, LINEY: "YOU WILL BE ALLOWED TO APPEAR AT YOUR HEARING, BUT YOU WILL NOT BE FORCED TO ATTEND. YOU MAY WAIVE YOUR APPEARANCE BY SIGNING A WAIVER FORM".
- 11. IA THIS CASE THE ADC PROHIBITS CLAIMANT FROM ATTENDING ADC DISCIPLIARY, CLASSIFICATION AND PAROLE HEARINGS LINLESS HE ABREES TO BREAK HIS RELIGIOUS VOW OF SILENCE AND SPEAK TO THEM WITH HIS VOICE, THIS IS INTENTIONAL MALLES. (THE ADC LAMATE HANDROOK SAYS THAT I DONOT HAVE TO ATTEND AT ALL.)
- 12. HOW THE ADE REFUSES TO RESTORE MY GOOD-TIME CREDIT, WHICH SHOULD HAVE BEEL RESTORED 5-YEARS AGO, DEMANDING THAT I ATTEND THE USRY HEAR! IS THEY PROHIBITED ME FROM ATTENDING. THIS IS INTENTIONAL MALICE.
- 13. ATTORAY THOMAS BURAS WAS EMPLOYED TO REPRESENT THE ADC OF AN THREE CLAIMS. BURN MUST COMPLY WITH THE CODE OF PROFESSIONAL COMPLICT SET RORTH IN THE ARKANSAS CODE ANNOTATED. YET, BURNS HAS TAKEN NO ACTION WHATSO WER TO CORRECT THE ERRONEOUS RECORD; THE RECORD STANDS ERRONEOUS TO THIS VERY DAY, THEREFORE, ATTORNEY BURNS HAS DELIED THE CLAIMANT, THE ADC AND TIS CITIZENS OF THE STATE OF ARKANSAS THEIR RIGHT TO THE HUNEST SERVICES OF PUBLIC OFFICIALS. THIS IS ALSO AN ACT OF INTENTIONAL MALICE.
- IN. CLAIMANT COMMITTED THE ORIGINAL CRIME ON 12/16/1981. AT THAT TIME,

  THE PRISON LITICATION REFORM ACT HAD NOT BEEN CREATED INMATES WERE INT REQUIRED

  TO FILE A GRIEVANCE PRIOR TO LITICATION HOR WERE THEY REQUIRED TO PAY A

  FILING FEE. SINCE THE NEW LAWS AND STATUTES DO NOT CONTAIN THE WOLDS RETRO
  ACTIVE OR RETROSPECTIVELY OR ANY SIMILAR WORD, THESE LAWS ARE BARRED

  BY EXPOST RACTOS LAW.

WHERE FORE, CLAIMANT PRAYS THE COMMISSION GRANT HIS CLAIM FOR "LELIEF,

FOR HIS GOOD -TIME CREDIT, FOR MONETARY DAMAGES, FOR HIS ATTORNEY FEEL AND COUTS,

FOR CLAIMANT'S IMMEDIATE DISCHARGE RELEASE PROM PRISON TIME COMPLETELY SERVED,

AND FOR VERBAL CHASTIZEMENT OF ATTORNEY BURNS, THE ADC AND ANY OTHER PARTY

ENTITLED TO CHASTIZEMENT (INCLUDING CLAIMANT) AND FOR ANY AND AU FURTHER

RELEIF TO WHICH HE MAY BE ENTITLED. (NO SCASE IN FIRING ANYONE, I'M SURE

THEY MEANT WELL. BUT THEY ACTED ON ERRONEOUS IN FORMATION, WHICH IS A SIM, IT HERMAS 2:3)

I CERTIFY THAT A COPY OF THIS PLEADING WAS MAILED TO THE RESPUNDENT BY MILLIAG A COPY OF SAKE TO THOMAS BURNS, 6814 PRINCETON PIKE, PINE BLUFF 71602-9411 ON 1/30/24.

EXECUTED THIS 30TH DAY OF JANUARY, 2024

IN JESUS HAME,

HARDLD B. HOLLOWAY

Leaf 3 fully

From: Thomas Burns (DOC) To: **ASCC Pleadings** 

Subject: Harold Holloway v ADC 240060 Date: Monday, February 12, 2024 3:12:40 PM

**Attachments:** 2795 001.pdf

image001.png

Motion to Strike

Thank you,

-TB



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#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWAY (

**CLAIMANT** 

v

NO. 240060

# ARKANSAS DEPARTMENT OF CORRECTIONS DIVISION OF CORRECTION

RESPONDENT

## MOTION TO STRIKE PLEADING

Comes now the Respondent, ADC, by and through their attorney, Thomas Burns, and for their Motions, states:

- 1. The Inmate has allegedly filed a motion for directed finding of intentional malice in this matter. See attached Ex A
- 2. This may or may not go to the explanation of malice that the inmate filed a month prior. See attached Ex B.
  - 3. The motion is not signed and does not have a certificate of service.
- 4. The inmate has filed a complaint that the Claims Commission does not have jurisdiction to hear. He claim involves his "good time". This is an issue for the Courts. The Claims Commission cannot tell the ADC or anyone else to give an inmate "good time".
- 5. The inmate has been consistently filing frivolous motions and documents intended to cause the ADC time, money, and confusion.
- 6. The inmate in this matter has not been forthcoming with the Commission or the ADC and is not acting in good faith with the parties involved.
- 7. Rulle 11(a) states "Signature. Except as provided in Rule 87 of these rules, every pleading, written motion, and other paper of a party represented by an attorney shall be signed by at least one attorney of record in his or her individual name. A

self-represented person shall sign his or her pleading, motion, or other paper. Except when otherwise specifically provided by rule or statute, pleadings need not be verified or accompanied by affidavit."

- 8. The ADC requests that the inmate's pleadings be stricken as void, ab initio, and that the Inmate's claim be upheld and dismissed.
  - 9. The Arkansas Rules of Civil Procedure state:

Upon motion made by a party before responding to a pleading . . . the court may order stricken from any pleading any insufficient defense or any redundant, immaterial, impertinent or scandalous matter.

Ark. R. Civ. P. 12(f).

As the Commission well knows, the Arkansas Rules of Civil Procedure require that:

A party shall state in ordinary and concise language his defenses to each claim asserted and shall admit or deny the averments upon which the adverse party relies. If he is without knowledge or information sufficient to form a belief as to the truth of an averment, he shall so state and this has the effect of a denial. Denials shall fairly meet the substance of the averments denied. When a pleader intends in good faith to deny only a part or a qualification of an averment, he shall specify so much of it as is true and material and shall deny only the remainder. Unless the pleader intends in good faith to controvert all the averments of the claim, he may make his denials as specific denials of designated averments or paragraphs, or he may generally deny all the averments, except such designated averments or paragraphs as he expressly admits, provided that he may admit any part thereof and deny the remainder. When the pleader intends in good faith to controvert all averments, including averments of the grounds upon which the court's jurisdiction depends, he may do so by general denial subject to the obligations set forth in Rule 11.

# 10. Arkansas Rule of Civil Procedure 5(3)(e) states:

*Proof of Service.* Every pleading, paper or other document required by this rule to be served upon a party or his attorney, shall contain a statement by the party or attorney filing same that a copy thereof has been served in accordance with this rule, stating therein the date and method of service and, if by mail, the name and address of each person served.

- 11. The Commission should strike the inmate's pleadings in their entirety and dismiss this action.
- 12. This Commission may impose sanctions upon the inmate for failure to follow the rules. The ADC asks that the inmates pleadings be stricken and the matter of the dismissal upheld.

WHEREFORE, Respondent prays that the responses be stricken, and sanctions; for their attorney's fees and costs; and for all other just and proper relief to which they may be entitled.

Respectfully submitted,

Thomas Burns (02006) Legal Division

Division of Correction

6814 Princeton Pike

Pine Bluff, AR 71602 (870) 267-6845 Office

thomas.burns@arkansas.gov

## CERTIFICATE OF SERVICE

I certify that a copy of the above pleading has been served this 12<sup>th</sup> day of February 2024, on the below Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Harold Holloway (

Thomas Burns

From: Thomas Burns (DOC) To: **ASCC Pleadings** 

Subject: Harold Holloway v ADC 240060 Date: Monday, February 12, 2024 3:14:49 PM

**Attachments:** 2796 001.pdf

image001.pnq

#### Ex A&B to motion to strike

Thank you,

-TB



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# BEFORE THE ARKONSAS STATE CLAIMS COMMISSION

HARSED B. HOLLOWAY



CLAIMANT,

CASS No. 240060

ADC/DOC

MOTION FOR DIRECTED FINDING OF INTENTIONAL MALICE

DIVISION OF CLAIMANT, HAROLD B. HOLLOWAY, A PROSS PRISONER LITERSPECTION

: 23TATE GOTTOM 21H STOT CLA

- 1. ON 9/6/2017, THE CLAIMS COMMISSION NOTIFIED THE ADC OF THE CLAIMS BROUGHT BY CLAIMANT, (CLAIM NO. 180214 - PAILURS TO POLLOW PROCEPURE), ON 3/18/2019, THE ICLAIMS COMMISSION ACTIFIED THE ADD OF THE CLAIMS BROUGHT BY CLAIMANT. ( CLAIM FO. 1909 18 - CORPECT ERROMEOUS RECORDS ). AND ON 8/11/23, THE CIRINS COMMISSION NOTIFIED THE ADD OF THE CLAIMS BROUGHT BY CLAIMANT. ( PRESENT CLAIM NUMBER 240060 - FALSS IMPRISONMENT. ) WHILE AIL THREE CLAIMS APPRESSED DIFFERENT ISSUES, ALL THREE RELIED ON, LA PERTINENT PART, THE SAME SET OF PACTS.
- 2. THERE FORE, THE CLAIMS COMMISSION MAY CONCLUDE BEYOND ANY SHAPOW OF A DOUBT THAT THE ADL HAS HAD OUSE SIX (6) YEARS TO DEAL WITH THE CLAIM OH AN INTERNAL BASIS.
- 3. YET THE ADC HAS TAKEN NO ACTION WHATSDEVER TO RESOLVE THE CLAIN - THE ERRONEOUS ADE RECORD STILL STANDS ERRONEOUS.
  - 4. INTENTIONAL MALICE BY THE ADC MAY BE INFERRED.
- S. ACCORDING TO DAMIEL E. MANUILLE, ATTORNEY AT LAW, AND ANTHOR OF THE PAMOUS BOOK " POST-CONVICTION REMEDIES", IT IS THE DUTY OF THE ADC EMPLOYSE HAVING CUSTODY OF THE CLAIMANT TO FILE A PETITION FOR WRIT OF HABEAS CORPUS TO CORRECT AN ERRONEOUS RECORD.

WERY HEARING THEY PROHIBITED ME FROM ATTENDING. THIS IS INTENTIONAL MALICE.

13. ATTORASY THOMAS BURNS WAS EMPLOYED TO REPRESENT THE ADD ON ALL THREE CLAIMS. BURNS MUST COMPLY WITH THE CODE OF PROFESSIONAL COMPUTED, YET, BURNS HAS TAKEN COMPUTED STRORTH IN THE ARKANSAS CODE ANNOTATED. YET, BURNS HAS TAKEN NO ACTION WHATSOSUER TO CORRECT THE ERRONEOUS RECORD: THE RECORD STANDS ERRONEOUS TO THIS WERY DAY. THEREFORE, ATTORNEY BURNS HAS DENIED THE CLAIMONT, THE ADD AND THE CITIZENS OF THE STATE OF ARKANSAS THEIR RIGHT TO THE HUNEST SERVICES OF PUBLIC OFFICIALS. THIS IS ALSO AN ACT OF INTENTIONAL MALICE.

14. CLAIMANT COMMITTED THE ORIGINAL CRIME OF 12/16/1981. AT THAT

TIME, THE PRISON LITIGATION REFORM ACT HAD NOT BEEN CREATED - IMMATES

WERE NOT REQUIRED TO FILE A GRIEVANCE PRIOR TO LITIGATION NOR WERE

THEY REQUIRED TO PAY A FILING FEE. SINCE THE NEW LAWS AND STRUTES

DO NOT CONTAIN THE WORDS "RETROACTIVE" OR "RETROSPECTIVELY" OR ANY

SIMILAR WORD, THEEL LAWS ARE BARRED BY EX POST FACTOS LAW.

(L)HEREFORE, CLAIMANT PRAYS THE COMMISSION GRANT HIS REQUEST

FOR RELIEF, FOR HIS GOOD-TINE CREDIT, FOR MONETARY DAMAGES, FOR HIS

ATTORNSY FEEL AND COSTS, FOR CLAIMANT'S IMMEDIATE DISCHARGE RELEASE

FROM PRISON TIME COMPLETELY SERVED, AND FOR VERBAL CHASTIZEMENT OF

ATTORNSY BURNS, THE ADC AND ANY OTHER PARTY ENTITIED TO CHASTIZEMENT

(INCLUDING CLAIMANT) AND FOR ANY AND ALL FURTHER RELIEF TO WHICH

HE MAY BE ENTITIED. (NO SENSE IN FIRING ANYONE. I'M SURE THEY

MEANT WELL. BUT THEY ACTED UPON ERRONEOUS INFORMATION, WHICH IS A SIN.

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# BEFORS THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD B. HOLLOW AY

CLAIMANT

VS

CASS +0. 240060

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ADC/ DOC

JAN OPEROZISENT

EXPLAINATION : MALICE

ATTORNEY 13468
DIVISION OF CORRECTION

CONSS NOW THE CLAIMANT, HAROLD B. HOLLOWAY, A PROSE PRISONER

LITIGANT, AND FOR HIS EXPLAINATION STATES!

I. IN DECEMBER OF 1992, ADC DISCIPLIABRY COURT HEARING OFFICER, THE
HUMORABLE JUDGE BYSRS, TOLD ME TO MY RACE WITH HIS OWN HOUTH THAT IN I
REFLUSED TO SPEAK TO HIM DURING THE HEARING, THEN I COULD NOT ATTEND THE
HEARING. (THE 1991 ADC IMMATE HAMDBOOK, PAGE 43, PARAGRAPH 4, STATES:
"YOU WILL NOT BE PORCED TO ATTEND. YOU MAY WAIVE YOUR APPEARANCE BY SIGNING
A WAIVER PORN.") YET THE COURT STILL ACTED WITHOUT MY ATTENDING. IN THIS
CASE THERE WAS ABSOLUTELY NO DOUBT AS TO WHO COMMITTED THE MALICIOUS ACT.

2. IN JANUARY OF 1993, ADC LT. TAYLOR CAME TO MY CELL RAD THREATENED TO PUT ME IN THE HOLE IF I DID NOT AGREE TO BREAK MY RELIGIOUS YOWS AND ATTEND THE CLASSIFICATION HEARING. IN APPLITION, MAJOR PERRY STATED THERE WAS NO SENSE IN MY ATTENDING THE HEARING. I HAVE NOT ATTENDED A CLASSIFICATION HEARING SINCE THAT DAY. I WAIVED EVERY HEARING. YET THE CLASSIFICATION COMMITTEE STILL ACTED WITHOUT MY ATTENDING. IN THIS CASE THERE WAS ABSOLUTELY NO DOUBT AS TO WHO COMMITTED THE MALICE - THEY SAID IT TO MY FACE WITH THEIR OWN MOUTH.

3. IN JAHUARY OF 2019, ADC PAROLE BOARD MEMBER, MR. RADY SHOCK, TOLD ME
TO MY RACE LOTH HIS OWN MOUTH THAT IF I REPUSED TO SPEAK TO HIM DURING THE
PAROLE HEARING THEN I LEGULD NOT BE ALLUCED TO ATTEND THE PAROLE HEARING. I

EXB

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	9. [ NOTE - I GET REPLYS FROM HIM, BUT MONE PROM 148 COMMISSION.
	WHEREPORE, CLAIMANT PRAYS THE COMMISSION CONSIDER HIL EXPLAINATION
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	Treat Z Gully
	HARDED B. HOCKWAY
	CSRTIFICATE OF STRUICE
	I CERTIFY THAT I MAILED A COPY OF MIS PICADIAG TO THE PERSONALLY
64	PAR 2ND DAY OF JANUARY 2024 ADDRESSED TO THOMAS BURNS, ATTORNEY, 6814
	KETON PIKE , PINE BULLET, ARKNIENS 71605
	July Safelly
	HARRID B HOILUWAY
-	

# 218/24

KATHRYD IRBY !

FIAD EACLOSED A COPY OF A PERSONAL YOW EXPLAINATION

I WOULD LIKE TO FILE IN CLAIM AD. 240060, PLEASE FILE IT

AND SEND ME A FILE-MARKED COPY.

ASCC RULE 1.3 STATES THAT THE DIRECTOR SHAU PROVING UN FORMATION AS TO PRACTICE UNDO APPLICATION TO THE DIRECTOR,

I HAVE ACKED YOU MANY TEMES TO TEXT ME WHAT IS GOING ON WITH MY CLAIM. YOU PEUER ANSWER MY REQUEST.

ASCC PULL 1.5 (B) SAYS THAT ONLY THE ORIGINAL COPY I PED BE FILED. I HAVE ASKED YOU TO TELL ME IR ADDITIONAL COPIES ARE REQUIRED. YOU DO NOT ANSWER.

SixCE THE RULE SAYS YOU MUST PROVIDE LATERMATURA

UPOR REQUEST AND SIXCE YOU DO NOT, IT WOULD APPEAR THAT

YOU ARE DERVING ME THE HOREST SERVICES OF PUBLIC OFFICIALS;

WHICH IS A FELORY OFFERSE WARR TITLE IS USCA 242.

BUT I DON'T EVER KHOW IF YOU EVER RECEIVED THE DOCUMENTS OR NOT, OR ANY LETTER REQUEST I MAILED TO You.

I TOID YOU THAT ALL THE JAIL HOUSE LACATER'S SAID THAT
YOU CHANGED ALL THE RULES. THE PRISON LAW LIBRARY COPY
OF THE ASEC RULES WAS WRITTEN IN ZOIL. THE OPLY WAY I
CAN FIND OUT IF THIS IS TRUE IS TO ASK YOU. BUT
WHEN I DO I GET NO RESERVES.

RULE Z. 1 SAYS APLY THE ORIGINAL COPY MUST BE FILED. RULE Z.Z SAYS THE RESPONDENT MUST FILE THE ORIGINAL AND 3 COPIES, BUT DOES NOT SAY THE CLAIMANT MUST TO TRATE OF THE STATE RULE 4.5 SAYS THE COMMISSION MAY DEVIATE FROM THE FORMAL RULES AT ITS OUT DISCRETION, RULE 4.7 SAY NOTHING WILL BE ADMITTED INTO EVIDENCE TOG 200 THE OPHINAL & 3-COPIES ARE PROUBED, BUT DOSS POT SAY THE CLAIMANT MUST DO THAT, WHILL THE RESPONDENT. AND IT SAYS A REASOLABLE HUMBER OF COPIES SHAN BE PURHISIED I GUESS BY THE COMMISSION. MIKA TUCKER SAID THE COMMIS ICW WOULD PROVIDE A FILE-MARKED COPY UPON REQUEST, I REQUESTED ONE EUSPY TIME BUT GOT NO RESPONSE AT AL THE PAPER YOU SELT WITH THE COMPLANT PORM (ASC 19-21-20864) DOSS NOT ADDRESS THIS ISSUE. IT ONLY TALKS ABOUT TOO MAILY PAGES. PLEASE TELL MS WHAT IS GOLDE ON. THAPK YOU GOD BLESS AND KESP YOU. TAME I AND I DECEMBER OF THE OWNER OF THE TAME OF THE OWNER. 12 Jesus LAME, HAROLD B. HOLLOWAY

## BEFORE THE ARKAPSAS STATE CLAIMS COMMISSION

HAROLD B. HOLLOWAY

State Claims Commission CLAIMANT,

US.

CLAIM NO. 240060

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ADC/DOC

AESPONDENT.

# PERSONAL YOU

COMES DOW THE CLAIMANT, HAROLD B. HOLLOWAY, A PROSE PRISONER LITIGART, AND FOR EXPLAINATION OF HIS PERSONAL YOU STATES:

- 1. ON 11/20/1990, I STOOD TRIAL FOR MURDER. I REMAINSD SILENT AT TRIAL AND DID NOT TESTIFY. AFTER THE TRIAL MANY ACC EMPLOYEES ATTEMPTED TO EMEAGE ME IA CONJERSATION RELATED TO THE MURDER. I REPUSED TO DISCUSS IT. LATER, MY SISTER CAME TO VISIT. WE WERE PLACED IN THE LEGAL VISIT CHAMBERS ALONE. SO ONE ELSE COULD HEAR US. MANY OF THE ADC EMPLOYEES IN THAT AREA SAW ME TALKING TO MY SISTER. THEY IMMEDIATELY DEMANDED THAT I SPEAK TO THEM TOO! FOR YEARS I SUFFERED COERCIVE PERSECUTION. FOR EXAMPLE, ON MANY OCCASSIONS I WAS DEALED FOOD, LEFT STAND ALONE IN THE SHOWER STALL POR HOURS, ETC.
- Z. ON 3/29/1992, I TOOK A RELIGIOUS YOU TO PRESERVE FREEDOM OF CHOICE. THIS RELIGIOUS YOU MARIFECTED ITSELF, IN CERTAIN SITUATIONS, IN A YOU OF SILENCE. I HAVE NOT BROKEN THIS YOUR SIME THE DAY I TOOK IT.
- 3. ON 1/1/1999, I TOOK A PERSONAL YOU TO NOT SPEAK TO ANYONE AT ALL IN ANY SITUATION, WHIL THE DAY I WAS RELEASED FROM PRISON AND HAD TRAVELED A DISTANCE OF 55-MILES FROM THE PRISON, ( TO SYMBOLIZE THE 5500 - YEARS ADAM HAD TO WAIT TO BE FREED FROM HELL.)
- 4. I NEUER COASIDERED MY PERSONAL YOU TO BE RELIGIOUSLY IASPIRED. IT WAS JUST SOMETHING I DID TO MAKE PRISON LIFE EASIER. YET, THE PERSONAL YOU EVOLUED FROM MY RELIGIOUS NOW TO PRESERVE FREEDOM OF CHOICE, IT MAKES IT EASIER FOR ME TO WORSHIP GOD BY MAKING PRISON LIFE EASIER TO HAVIGATE.
- S. TO MAINTAIN BALANCE, I TOLD MY SISTER NOT TO VISIT AGAIA. I HAD ALL VISITOR PARSS REMOVED FROM MY VISITATION LIST.
- G. BETWEEL Z/17/2011 AND 10/1/2017 (G-YEARS), MY COUSIN, MARK STEPHELS, WAS ADO CAPTACH OF THE GUARD AT JARNER SUPERMAX WHERE I AM CONFINED. ONE TIME HE CALLED ME TO HIS OFFICE. WE WERE ALONE IN THE OFFICE AND THE PRISON CHAPLIN WAS IN THERE. (MARK IS ALSO A PREACHER). I REFUSED TO SPEAK TO HIM OR THE CHAPLIA. I REFUSED TO SPEAK EVEL TO MY OWA RAMILY.
- 7. MY PERSUMAL JOW WILL POT BE COMPLETED WATEL I AM RELEASED PROM PRISON AND HAVE TRAVELED A DISTANCE OF 55-MILES FROM THE PRISON.

8, MY RELIGIOUS VOW TO PRESERVE FREEDOM OF CHOICE WILL REMA I IN EFFECT FOR ALL OF ETERNITY AND HAS NO END.

WHERE FORE, I PRAY THE COMMISSION CONSIDER THE DIFFERENCE BETWEND MY RELIGIOUS JOHN AND MY PERSONAL JOWS.

EXECUTED THIS 6TH DAY OF FEBRUARY, 2024.

P.S. - 12 REGARD TO ADC DISCIPLIZARY, CLASSIFICATION AND PAROLE HEIRITES, I COULD NOT ATTEND THEM ANYWAY. I AM PROHIBITED FROM PLAYING WITH THE DEVIL - WITH OR WITHOUT A UDW. (I JOHN 10,11. II HERMA 2:1-5)

Jeef 3 Stelly

HAROLD B. HOLLOWAY

# CERTIFICATE OF SERVICE

I CORTIFY THAT A COPY OF THIS PLEADING HAS BEEN SERVED ON THE
RESPUNDENT, ON 2/8/24, BY MAILING A COPY OF SAME, POSTAGE PREPIND THROUGH
THE U.S. MAIL ADDRESSED TO:

THOMAS BURNS, ATTORNSY
6814 PRINCETON PIKE
PLAS BLUFF, ARKANSAS 71602-9411

HAROLD B. ASCLOWAY

Level 3 July

From: <u>Misty Scott</u> on behalf of <u>ASCC Pleadings</u>

To: Thomas Burns (DOC)
Cc: ASCC Pleadings; Mika Tucker

**Subject:** ORDER: Harold Holloway v. ADC, Claim No. 240060

**Date:** Thursday, February 22, 2024 2:55:00 PM

Attachments: Harold B. Holloway v. ADC2 .pdf Harold Holloway-order.pdf

Thomas:

Please see attached. Contact Mika Tucker with any questions.

Thank you,

Misty

Misty Scott Arkansas State Claims Commission

# ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

February 22, 2024

Mr. Harold B. Holloway (ADC



Mr. Thomas Burns Arkansas Division of Correction 6814 Princeton Pike Pine Bluff, Arkansas 71602-9411 (via email)

Re: Harold B. Holloway v. Arkansas Division of Correction

Claim No. 240060

Dear Mr. Holloway and Mr. Burns:

Enclosed please find an Order entered today by the Arkansas State Claims Commission. If you have any questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: msscott

#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWAY (ADC

)

**CLAIMANT** 

V.

**CLAIM NO. 240060** 

ARKANSAS DEPARTMENT OF CORRECTION

RESPONDENT

## **ORDER**

Now before the Arkansas State Claims Commission (the "Commission") is a motion filed by the Arkansas Department of Correction (the "Respondent") to dismiss the claim of Harold Holloway (the "Claimant"). Based upon a review of the motion, the arguments made therein, and the law of Arkansas, the Commission hereby finds as follows:

- 1. Claimant filed his claim on July 28, 2023, seeking \$21,275.00 in damages related to his parole status and good-time credits.
- 2. Respondent filed a motion to dismiss, arguing, *inter alia*, that classification of inmates' good-time is under the strict purview of Respondent, whether an inmate gets paroled is under the strict purview of the Arkansas State Parole Board, and the Commission does not have jurisdiction to hear Claimant's claim. Respondent also argues that the Commission cannot grant injunctive relief.
  - 3. Claimant responded to the motion to dismiss.
- 4. The Commission agrees with Respondent that issues of good-time and parole are outside the jurisdiction of the Commission. If Claimant believes that he was deprived of due process, that claim can be brought in a court of general jurisdiction. *See* Ark. Code Ann. § 19-10-204. Moreover, the Commission notes that it does not have authority to grant injunctive relief.

- 5. As such, the Commission GRANTS Respondents' motions to dismiss and DISMISSES Claimant's claim.
  - 6. Any other pending motions are hereby rendered moot.

## IT IS SO ORDERED.

Lewy C. Kinslow

ARKANSAS STATE CLAIMS COMMISSION Henry Kinslow

Paul Morris

ARKANSAS STATE CLAIMS COMMISSION Paul Morris, Chair

ARKANSAS STATE CLAIMS COMMISSION Sylvester Smith

DATE: <u>February 22, 2024</u>

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#### Notice(s) which may apply to your claim

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). <u>Note</u>: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

Arkansas State Claims Commission

2/19/24	State Claims Commission
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WHICH I WISH TO FILE IA CLAIM NO. 240060. PLEASE	
FOR ME AND WOULD YOU PLEASE SEND ME A PILE-MAR	
FOR MY RECORDS.	
THAZIC YOU.	
GOD BISS AND KSEP YOU.	
12 JESUS' DAMS,	
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HAROLD B. HOLLOWAY	

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BEFOR	& THE ARKANSAS STATE CLAIMS CON	unission
HAROLD B. HOLLOG	/	CLAIMAN
US.	CLAIM NO. 240060	
ADC/DOC		ASSPOADENT.
	RESPONSE TO MOTION TO STRIKE PLE	AD! AG

COMES MOW THE CLAIMANT, HAROLD B. HOLLOWAY, A PROSE PRISONER LITIGANT, AND FOR HIS RESPONSE STATES:

- 1. THE GOOD-TIME CREDIT STATUTES WERE CREATED AND ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS. THEREFORE, THE GENERAL ASSEMBLY IS THE LORD AND MASTER OF THEM. ANY APPEAL CONCERMING THEM SHOULD PUREUE THIS ADEQUATE REMEMBY. (E.G. MANDAMUS SUPREME COURT ESTOPPED BY ADEQUATE REMEMBY.)
- Z. THE ADC IS AN ARM OF THE GENERAL ASSEMBLY CREATED AND ESTABLISHED TO CARRY OUT PUBLISHMENTS ARISING FROM CONVICTED VIOLATIONS OF LAWS ENACTED BY THE STATE OF ARKANSAS. THIS INCLUDES GRANTING AND RESTORING GOOD—TIME CREDIT.
- 3. THE ARKANSAS STATE CLAIMS COMMISSION IS AN ARM OF THE GENERAL ASSEMBLY CREATED AND ESTABLISHED TO HEAR AND DECIDE CLAIMS AGRINST THE STATE OF ARKALSAS. THEREFORE, THE CLAIMS COMMISSION IS THE PROPER VETUE.
- 4. TO BE CLEAR, THE CLAIMANT DOES NOT SEEK TO FORCE THE ADD TO DO ANYTHING AT ALL THE GENERAL ASSEMBLY ALREADY DID THAT WHEN IT CREATED THE GOOD-TIME CREDIT STATUTES AND ORDERED THE ADD TO ABIDE BY THEM. IF ANYTHING IN THIS REGARD MAY BE INFERRED, CLAIMANT MERELY REQUESTS THE COMMISSION EXPLAIN TO ADD WHAT IS ITS LEGAL DUTY TOWARD CLAIMANT.
- 5. THE ABOUT CAPTIONED CLAIM SUES THE ADC FOR DAMAGES RESULTING FROM FALSE IMPRISONMENT ARISING FROM THE ADC'S FAILBRE TO ADHERE TO ARKANSAS STATE LAW, TO ADC AR-POLICY, AND TO THE PLETHORA OF CASE LAW ALREADY READERED ON THE GOOD-TIME CREDIT EX POST FACTO ISSUE. (I WAS SCITENCED TO PRISON ON THREE OCCASSIONS: 2/12/1982 · 3/1/1983 · 11/20/1990. AT THIS TIME THE ADC HAD NO MAXIMUM SECURITY UNIT AT AU. THE ADC VARIER SUPERMAX PRISON OPENED IN 2001. SO, TECHNICALLY, NOTHING ASSOCIATED WITH THE USM UNIT CAN BE APPLIED TO MY SENTENCE. THE NEW POLICIES ASSOCIATED WITH USM GOOD-TIME CREDIT MAKE MY PUNISHMENT MORE OMEROUS—WHICH IS EX POST FACTO. WEAVER U. GRAHAM, 450 U.S. 24 (1981) SECTION II PARTS 1-10.)
- 6. CLAIMANT IS NOT TRYING TO FORCE ANYONE TO DO RAYTHING THE LAW ALREADY DOES THAT. CLAIMANT SEEKS DAMAGES ARISING FROM THE ADC'S INTENTIONAL AND MALICIOUS FAILURE TO MERIT HIM THE HONEST SERVICES OF

PUBLIC OFFICIALS.

- 7. CLAIMANT ABREES THAT ARKANSAS RULE OF CIVIL PROCEDURE S 3)(e) STATES
  THAT EVERY PLEADING MUST CONTAIN A STATEMENT OF SERVICE OF PROCESS IND A
  SIGNATURE. HOWEVER, IT DOES NOT STATE THAT SUCH STATEMENT MIST BE A
  SEPERATE ENTITY ALL BY ITSELF. IT SIMPLY SAYS THE PLEADING MUST CONTAIN
  SUCH A STATEMENT AND A SIGNATURE.
- 8. CLAIMANT'S MOTION FOR DIRECTED FINDING OF LATENTIONAL MILICE DOES CONTAIN SUCH A STATEMENT. IT READS!" I CERTIFY THAT A COPY OF HIS PLEADING WAS MAILED TO THE RESPONDENT BY MAILING A COPY OF SAME TO THOMAS BIRMS, 6814 PRINCETON PIKE, PLAE BLUFF, 71602-9411, ON 1/30/24. EXECUTED THIS 35T DAY OF JANUARY, 2024." THIS CERTIFICATE OF SERVICE IS FOUND IN THE LAIT THREE LINES OF THE PLEADING AND BEFORE THE SIGNATURE. FURTHER, THOMAS BURNS ADMITS THAT HE RECEIVED THE PLEADING, PROVING MAT IT WAS SERVEL.
- 9. THE COPY OF THIS PLEADING WHICH I MALLED TO THE CLAIMS COMMISS ON WAS WRITTEN ON THE FRONT AND BACK SIDE OF ONE SHEET OF 81/2 X 11 INCH WHITE TYPING PAPER. THE COMMISSION CAN SEE THAT IT CONTAINS A SIGNATURE AND SERVICE S ATEMENT.
- IC. HOUSUSE, I RAN OUT OF TYPING PAPER. THERSFORE, THE COPY OF 149 PLEADING WHICH I MAILED TO THOMAS BURNS WAS WRITTEN ON THE PRONT AND BACK SIDES OF TWO SHESTS OF 81/2 X II INCH WHITE RULED PAPER WHICH I REMOVED FROM A "ROARING SPRING" LEGAL PAD.
- 11. MR. BURNS DID RECEIVE BOTH SHEETS OF PAPER, WHICH IS PROLED BY HIS PHOTOCOPYLLE THE FROAT SIDES OF BOTH SHEETS, BUT FAILILLE TO PHOTOCOPY THE BACK SIDE OF EITHER SHEET.
- 12. THE CERTIFICATE OF SERVICE AND THE SIGNATURE WAS ON THE BACK SIDE OF THE SECOND SHEET OF PAPER. THEREFORE, MR. THOMAS BURNS IS A ISLD-PACED LIAR HE CLAIMED THE PLEADING HAD NO SIGNATURE OR CERTIFICATE OF SERVICE.
  - 13. MR. BURNS MAY BE DRUNK AGAIN. I'LL PRAY FOR HIS CONDITION.
  - 14. MR. BURDS CLAIMS THAT CLAIMANT IS COSTING THE ADD TIME AND MONEY
- IS, MR. BURNS ERRS IN HIS REASONING. IT IS THE ADC'S FAILURE TO ACT IN AN HONEST AND FAIR MANNER CONSISTENT WITH PUBLIC SERVICE THAT IS COSTING THE ADC, THE STATE, AND THE CLAIMANT TIME, MONEY AND LIBERTY.
- AS IT CLAS IMPOSED: SO COMAT! IT IS THE ADC'S DESIRE TO WIM A RELIGIOUS ARGUMENT THAT IS CAUSING THE WASTE OF TIME AND MONEY. DET ME! ALL I AM DOING IS WORSHIPPING GOD! (ROMANS 14 . I CORNATHIANS 8)
- 17. ALL THAT IS ASSESS TO EAD THE GOOD-TIME CREDIT ISSUE IS THIS: THE CHARDED, WHILE SITTING AT HIS DESK IN HIS OFFICE AT THE PRISON, SIMP Y TELLS THE CLASSIFICATION OFFICER, IN PERSON OR BY TELEPHONE, TO RESTORE MY GOD-TIME CREDIT. THAT'S IT! THAT'S ALL THAT IS REQUIRED. ALL HE HAS TO DO IS GIVE THE ORDER AND I'M A FREE MAN! NO HEARING IS REQUIRED AT ALL. THE HEARING REQUIREMENT IS EX POST FACTO.

18. THIS PROBLEM, I BELIEVE, IS THAT NO ADD EMPLOYEE CURRENTLY
EMPLOYED AT THE USM WAIT WAS EMPLOYED BY THE ADD 43-YEARS AGO WHEA
I COMMITTED THE ORIGINAL OFFENSE. (12/16/1981-CASS NO. 81-628 WASHIATTHAN COWSTY)
NO ONE HERE WADERSTANDS HOW THE LAW STOOD AT THAT TIME, OR HOW THE ADD
OPERATED AT THAT TIME. THE NEW EMPLOYEES WANT TO FORCE ME TO DO IT
THE NEW EX POST FACTO WAY BECAUSE THEY BELIEVE THAT THEY ARE DOING THEIR
JOB THE CORRECT WAY. BUT THEY ARE WASHIG.

19, IF EXPOST FACTO ISSUES CONFUSES MR. BURNS, THE ADC HAS A TRAINING OFFICER AT EACH WAIT HE MAY CONSULT WITH. IT IS THE FAILURE OF ADC EMPLOYEES TO SEEK SUCH TRAINING THAT HAS GIVEN RISE TO THE PRESENT CLAIM.

WHERE FORE, CLAIMANT PRAYS THE COMMISSION CONSIDER THE RESPONDENT'S MOTION TO STRIKE PLEADING TO BE A MOOT MOTION, AND TO ISSUE A DIRECT FUNDING OF INTENTIONAL MALICE BY THE ADX IN THIS MATTER. LIKE THE WARDEN ABOVE, THERE IS REALLY NO NEED FOR A HEARING. THE PLEADINGS PRETTY MUCH SAY IT ALL. ALL UK NEED IS A JUDGMENT ON IT. SO I MOUE FOR THAT.

HOW WOULD YOU FEEL IF YOU COMPLETED YOUR ENTIRE PRISON SENTENCE AS IT WAS IMPUSED AND WAS HELD IN PRISON TWO-YEARS BEYOND YOUR RIGHTFULLY EARNED DISCHARGE DATE SIMPLY BECAUSE YOU CHOSE TO WORSHIP GOD?

GOD BLESS AND KEEP YOU.

12 Jesus' DAME,

HAROLD B. HOLLOWAY

Josef 3 Lelly

## CERTIFICATE OF SERVICE

I CERTIFY THAT A COPY OF THIS PLEADING WAS SERVED ON THE RESPONDENT ON 2/19/24 BY PLACING A COPY OF SAME IN THE WILL, POSTAGE PREPAID, ADDRESSED TO: THOMAS BURNS, 6814 PRINCETON PIKE, PINE BLUFF, ARKANIAS 71602-9411.

HAROLD B. HOLLOWAY

July 3 July

Arkansas State Claims Commission 3/4/24 MAR 0 7 2024 KATHRYN IRBY! RECEIVED FLAD ELCLOSED A MOTION FOR RECONSIDERATION, PLEASE FILE IT IN CLAIM NO. 240060, PLEASE SEND ME A FILE-MARKED COPY. THANK You. 600 BLESS AND KESP YOU. 12 Jesus' DAME, Fred 3 July HAROLD B. HOLLOWAY

Arkansas State Claims Commission		
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	BEFORE THE ARKANSAS STATE CLAIMS COMMISSION
HAR	OLD B. HOLLOWAY
	US. CLAIM DO. 240060
ADC	L/DOC RSSPONDENT
	MOTION FOR RECONSIDERATION
	COMES NOW THE CLAIMANT, HAROLD B. HOLLOWAY, A PROSE PRISONER
LITI	GAAT, AND FOR HIS MOTION STATES:
	1. CLAIMANT REPEATS AND REALLEGES THE FACTS SETFORTH IN ALL OF
214	PLEADINGS.
1.0	Z. ON 2/22/24, THE CLAIMS COMMISSION ISSUED AN ORDER DISMISSIAN
THE	ABOUR CAPTIONED CLAIM, ALLEGING THE CLAIMS COMMISSION DOES NOT
HAU	S JURISDICTION TO CONSIDER CLAIMS RELATED TO ISSUES OF ADC
600	D-TIME CREDIT, PAROLE STATUS OR INJUNCTIVE RELIEF.
	3. THE CLAIMS COMMISSION HAS SERED IN THEIR INTERPRETATION
OF	THE CLAIM:
	A. CLAIMANT DID NOT RAISE A PAROLE ISSUE: CLAIMANT DO
700	WEED PAROLE TO BE RELEASED FROM PRISON - HE HAS COMPLETED
HIS	SEATESCE AS IT WAS IMPOSSO. THEREFORE, IA THIS REGARD, THE
COMI	415510H HAS ERRED IN ITS INTERPRETATION OF THE CLAIM;
	B. DEITHER DID CLAIMANT SSEK INJUNCTIVE RELIEF.
THE	REFORE, IA THIS REGARD, THE CLAIMS COMMISSION ERRED IN ITS
127	ERPRETATION OF THE CLAIM.
	4. IN REGARD TO GOOD-TIME CREDIT, ARKANSAS STATE CLAIMS

COMMISSION RULES AND REGULATION HANDBOOK, PSB. 2014, PAGE 1, STATES: "THE GENERAL ASSEMBLY SHALL FROM TIME TO TIME PROVIDE FOR THE PAYMENT OF ALL JUST AND LEGAL DEBTS OF THE STATE" 5. THE GEARRAL ASSEMBLY OF THE STATE OF ARKANSAS CREATED AND ESTABLISHED THE GOOD-TIME CREDIT STATUTES AS A MEANS OF COMPENSATIAG IAMATES FOR GOOD BEHAVIOR DURING INCARCERATION. THEY MADS A DEAL WITH ARKALSAS PRISOHERS. 6. GOOD -TIME CREDIT IS THEREFORE A JUST AND LEGAL DEBT OF THE STATE OF ARKALSAS. 7. THE ADC IS A STATE AGENCY ARM OF THE GENERAL A SENBLY CHARGED WITH THE DUTY OF PAYENG THE DEBT OF GOOD-TIME CREDIT. 8. THEREFORE, THE CLAIMS COMMISSION DOES HAVE JURISDITION TO HEAR AND CONSIDER GOOD-TIME CREDIT CLAIMS. 9. "A STATUTE IS CONSTRUED JUST AS IT READS, GIVING THEIR LORDS THEIR ORDINARY ALD USUALLY ACCEPTED MEANING IN CHMON LALGUAGES" SCHNARR N. STATE, ZOIR ARX 333, 561 SW30 308. 10. CLAIMANT EARNED THE GOOD - TIME CREDIT AND HAS 1204ED IT. (SXIBIT A) IT IS DULY OWED HIM BY THE STATE OF AR WALLAS. IT IS A JUST AND LEGAL DEBT. 11. ARKAASAS STATE CLAIMS COMMISSION RULES AND REGULATION HALDBOOK, FEB. 2014, PAGES 10-11, WADER JURISDICTION, STATE! IN PERTINENT PART: 2AH GOIZZIMMOD 3HT 2324ATZAI 3MOZ GI RULED TO AWARD MONETARY DAMAGES WHEN A

DEFICIENCY IS FOUND WITHIN A STATE AGENCY'S

CAS TAKT 23 SNO 33 OF DE ELOCHT 3M, 2 GOTTAS 390 BE ATTRIBUTED TO THE EXCLUSIVE CONTROL OF THE AGENCY." 12. RESPONDENT ADMITS, AND THE COMMISSION HAS AGREED, THAT GOOD -TIME CREDIT IS WADER THE EXCLUSIVE COATROL (PURVIEW) OF THE ADC. 13. ADC IZMATE HAZDBOOK, LOTH PRIZTIZE, PSB, 1991, PAGE 43, PARAGRAPH NOUMBER 4, STATES (IN REGARD TO ADC HEARINGS): "YOU WILL BE ALLOWED TO BE PRESENT AT YOUR HEARIXE, BUT YOU WILL DOT BE FORCED TO ATTEMP. YOU MAY WAINS YOUR APPEARANCE BY SIGHIAG A WAINER FORM." 14. ADC EMPLOYEES DERY ALL LAW, POLICY AND PROCEDURE DEMANDING THAT IN ORDER FOR CLAIMANT TO BE RELEASED FROM PRISON HE MUST AGRES TO: (A) GIVE UP HIS RELIGIOUS VOW OF SILENCE; (B) SPEAK TO THEM WITH HIS VOICE; AND (C) ATTEND THEIR ADC HEARINGS. IS. IF CLAIMANT REFUSES TO MEET THESE DEMANDS HE IS THREATENED WITH THE DOOM OF BEIJE HELD IN PRISON FOR YEARS BEYOND WHAT HIS SEATEACE ACTUALLY IMPOSES. 16. AT PRESENT CLAIMANT HAS BEEN HELD IN PRISON FOR OVER TWO YEARS BEYOND WHAT HIS SENTENCE ACTUALLY IMPOSES. 17, TO FURTHER EXACERBATE CLAIMANT'S POSITION, ADC EMPLOYEES APPLY DEW GOOD -TIME CREDIT STATUTES TO CLAIMANT'S SENTENCE IN VIOLATION OF EX POST FACTO LAW. 18. SIACE THE ADC HAS NO EFFECTIVE OPERATION, METHOD OR PROCEDURE SUPPLICIENT TO PREVENT OR DETER SUCH INTENTIONAL MALICE, ADC OPERATIONS, METHODS AND PROCEDURES ARE DEFICIENT.

THIS DEFICIENCY IS ATTRIBUTED TO THE EXCLUSIVE CONTROL OF THE ADC. 19. ADC OPERATIONS, METHODS AND PROCEDURES ARE DEFICIENT IN THAT THEY FAIL TO PROVIDE FOR THE PROPER CLASSIFICATION FAD TREATMENT OF IMMATES IN THEIR CARE IN REGARD TO: (A) PRISA ERS 220HW 293462199 (B) CHA; ZWOU ZWOIDIZZ LIZZAT ZVAH CHU 23 N 221 OTDAY TEGY X3 3 V JOU LI 23343T132 20. THESE DEFICIELCIES RESULTED IN DIRECT DIRECT DAMAGE TO CLAIMANT'S LIBERTY: THEY PROLONG CLAIMANT'S STAY IN PRISO, AND MAKE HIS PUNISHMENT MORE OMEROUS. 21. THE DAMAGES SOUGHT IN THIS CLAIM WERE FOR FALSE IMPRISONMENT: THE DIRECT RESULT OF DEFICIENCIES IN ADC OPERATIONS, METHODS A D PROCEDURES. ( 1.E. - NONCOMPLIANCE WITH THE LAWS OF THE STITE OF ARKANSAS AGO OF THE UNITED STATES.) 22. THEREFORE, THE CLAIMS COMMISSION HAS JURISDICTION TO CONSIDER THE CLAIM. 23. THE ADC HAS HAD 7-YEARS TO ADDRESS THESE ISSUES LATERHALLY. 323HT YOSMSS OT SSUBOZTAHLU MOITOR OL LENGT BUAH FEHT DEFICIENCIES. 24. IT APPEARS THAT THE COMMISSION ARRIVED AT A BEURRED AND CONFUSED INTERPRETATION OF THE CLAIM, WHICH IS PROBUBLY MI FAULT, BEING AN UNEDUCATED PROSE PRISONER LITIGANT WITH OOR WRITING SKILLS. WHEREFORE, CLAIMANT REQUESTS THE COMMISSION RECOAS DER THE CLAIM IN LIGHT OF THE TRUE ISSUE - DAMAGES TO CLAIMAN'S LIBERTY RESULTING FROM DEFICIENCIES IN ADC OPERATIONS, METI ODS

AND	PROCEDURSS. (FALSE IMPRISONMENT)
	EXECUTED THIS 29TH DAY OF PEBRUARY, 2024.
	, 3mAL 'zwazt Li
	Jul 3 Lilly
	HAROLD B. HOLLOW AY
	CERTIFICATE OF SSPUICE
	I CERTIFY THAT A COPY OF THIS PLEADING HAS BEEN SERVED ON
THS I	RESPONDENT, ON 3/4/24, BY PLACING A COPY OF SAME IN THE
u.s.	MAIL, POSTAGE PREPAID, ADDRESSED TO THOMAS BURYS, ATTORNEY,
6814	PRILCETON PIKE, PINE BLUR ARKALSAS 71608-9411.
	Gul 3 Falling
	HARDLO B. HOLLOWAY
	HAIRGO DI HOROSATA
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Strife Claims Commission

18 2024 CEIVED	BEAR KAMRYDIRBY:
Clarking	Lange (w. No.) Strong & General
	ON 3/4/24 I MAILED YOU A MOTION FOR RECONSIDERATION
	IN CLAIM NO. 240060 ASKING YOU TO PILE IT IN MY BEHALF. I HAVE
	NOT RECEIVED A RESPURSE TO MY MOTTON. HAS THE COMMISSION ISSUED
	A JUDGUELT OR ORDER OF IT? IT HAS BEEN 40-DAYS.
	ALSO, FIAD A POTICE OF APPEAL & WISH TO FILE IA CLAIM
	Ao. 240060.
	ALSO, IF I SUBMIT AN APPEAL BRIEF, WHO DO I MAIL IT TO?
	DO I MAIL IT TO YOU , OR DO I MAIL IT TO THE GENERAL ASSENBLY,
	THE APKANSAS STATE CLAIMS COMMISSION DOES NOT SAY WHERE
	TO MAIL IT TO. IT JUST SAY APPEAL TO THE GENERAL ASSEMBLY.
	PLEASE HELP. THE HANDBOOK SAYS YOU ARE SUPPOSED TO,
	THANK YOU.
	GOD BLESS AND KEEP YOU,
	valuation requisit .
	in Jesus' DANE, THE STREET
	Leel 3 Leelle
	And > Reenth
	HAROLD B. HOLLOWAY

	Arkansas State Claims Commissio
BEFORE THE ARKANSAS STATE CLAIMS COMMISSION	
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NOTICE OF APPEAL	4
ALSO HE A PATIET BE THAT I WILL IN THE THE THE CHAIN	
NOTICE IS HERE BY GIVEN THAT CLAIMANT IN THE A	Bout
CAPTIONED CLAIM HEREBY APPEALS TO THE GENERAL ASSEMBL	١.
OF THE STATE OF ARKAHSAS FROM THE FILAL JUDGMENT ENTE	RED (
14 THIS ACTION ON THE 22AD DAY OF PEBRUARY, 2024.	14-
CONTRACT AMERICAN SOCIETY OF THE SECOND	4 1 3
RESPECT FULLY SUBMITTED	
Fred 3 Geller	
HAROLD B. HOLLOWAY	
DATED: 4/15/24	
55.31	
o Astronomia de Calabratio	

Misty Scott on behalf of ASCC Pleadings From:

Tawnie Rowell (DOC) To: Cc: ASCC Pleadings; Mika Tucker

Subject: ORDER: Harold Holloway v. ADC, Claim No. 240060

Date: Monday, August 26, 2024 8:39:56 AM Harold B. Holloway v. ADC .pdf Harold Holloway-order2.pdf Attachments:

Ms. Rowell:

Please see attached. Contact Mika Tucker with any questions.

Thank you,

Misty

Misty Scott Arkansas State Claims Commission

### ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

August 26, 2024

Mr. Harold B. Holloway (ADC



Ms. Tawnie Rowell Arkansas Division of Correction 1302 Pike Avenue, Suite C North Little Rock, Arkansas 72114 (via email)

Re: Harold B. Holloway v. Arkansas Division of Correction

Claim No. 240060

Dear Mr. Holloway and Ms. Rowell:

Enclosed please find the Order entered on August 22, 2024, by the Arkansas State Claims Commission. If you have any questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: msscott

#### BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

HAROLD HOLLOWAY (ADC

**CLAIMANT** 

V.

**CLAIM NO. 240060** 

ARKANSAS DIVISION OF CORRECTION

RESPONDENT

# ORDER ON CLAIMANT'S MOTION FOR RECONSIDERATION

Now before the Arkansas State Claims Commission (the "Commission") is a motion filed by Harold Holloway (the "Claimant") for reconsideration of the Commission's February 22, 2024, order dismissing Claimant's claim against the Arkansas Division of Correction (the "Respondent"). Based upon a review of the motion, the arguments made therein, and the law of Arkansas, the Commission hereby finds as follows:

- 1. Claimant filed his claim on July 28, 2023, seeking \$21,275.00 in damages related to his parole status and good-time credits.
- 2. Respondent filed a motion to dismiss, arguing, *inter alia*, that, because classification of inmates' good-time is under the strict purview of Respondent and whether an inmate gets paroled is under the strict purview of the Arkansas State Parole Board, the Commission did not have jurisdiction to hear Claimant's claim. Respondent also argued that the Commission could not grant injunctive relief.
  - 3. Claimant responded to the motion to dismiss.
- 4. The Commission entered an order on February 22, 2024, agreeing with Respondent that issues of good-time and parole are outside the jurisdiction of the Commission and granting Respondent's motion to dismiss.

<sup>&</sup>lt;sup>1</sup> This order was also transmitted to the parties on February 22, 2024.

- 5. Claimant filed the instant motion for reconsideration on March 7, 2024, arguing, *inter alia*, that Respondent is a state agency "charged with the duty of paying the debt of good-time credit" and that the Commission misinterpreted his claim.
  - 6. Respondent did not file a response to the motion for reconsideration.
- 7. In analyzing a motion for reconsideration, Rule 7.1 of the Commission Rules and Regulations states that motions for reconsideration "will only be entertained if they set forth new or additional evidence which was not [previously] available . . . ."
- 8. The Commission finds that the motion does not set forth new or additional evidence not previously available.
- 9. As such, Claimant's motion for reconsideration is DENIED, and the February 22, 2024, Commission order remains in effect.
- 10. The Commission notes that Claimant also filed a notice of appeal on April 18, 2024. The Commission finds that it was improper for Claimant to file his notice of appeal on April 18, 2024, while his motion for reconsideration was still pending. If Claimant disagrees with this Order on the motion for reconsideration, he may appeal within the timeframe permitted by Ark. Code Ann. § 19-10-211.

<sup>&</sup>lt;sup>2</sup> Claimant's notice of appeal was filed 56 days after the transmittal of the Commission's February 22, 2024, order.

#### IT IS SO ORDERED.

Jessien D. Holeard

ARKANSAS STATE CLAIMS COMMISSION
Dee Holcomb

ARKANSAS STATE CLAIMS COMMISSION Henry Kinslow

Lewy C. Kinslow

ARKANSAS STATE CLAIMS COMMISSION Paul Morris, Chair

DATE: August 22, 2024

#### Notice(s) which may apply to your claim

- (1) A party has forty (40) days from transmission of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the transmission of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

#### ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

August 26, 2024

Mr. Harold Holloway (ADC

RE: Harold Holloway v. Arkansas Division of Correction

Claim No. 240060

Dear Mr. Holloway,

Our office has received your correspondence dated April 15, 2024, in which you ask questions regarding an appeal brief. The Legislature does not set a briefing schedule like the court system. If you file a timely notice of appeal with the Claims Commission, you will receive notice when your claim file is transmitted to the General Assembly.

If you have any further questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: mtucker

cc: Tawnie Rowell, counsel for Respondent (via email)

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# ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

October 30, 2024

Mr. Harold B. Holloway (ADC

RE:

Harold B. Holloway v. Arkansas Division of Correction

Claim No. 240060

Dear Mr. Holloway,

As requested, please find enclosed a file-marked copy of your notices of appeal dated September 5, 2024, and September 11, 2024. If you have any questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: msscott