

Supreme Court of The United States

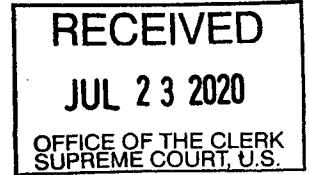
Alan Deatley, Tribal Judge

Petitioner,
v.

No: 19-7915

Dean Williams Executive Director C.O.C.

Respondent,



(Sent Prison legal mail 7/14/20) (This timely)

Emergency Motion for Rehearing, Life and death!
I'm Innocent! Tribal Court has S.M.J. + Jurisdiction as stipulated to, Covid-19 Compassionate Release all very clear federal law, you must release before I die! ~~If not 1st degree murder~~

1. You still not listening to the people. The system is broken. You don't want to deal with the corruption in this country instead you try to dismiss these Life + Death cases for form, instead of just looking at the facts. A Life or form? The people will go crazy, if you don't start looking after there intrusts. You have up held lower cases were "Compassionate release" is adopted and start releasing these sick inmates. Some states are following the clear federal law. Colorado is not. Colorado has acted corruptly with intent. Tribal Court has Jurisdiction, Tribal Habeas is Granted!
2. This all started with Colorado, stipulating to The Latgawa Nation Tribal Court's Subject matter jurisdiction and Jurisdiction over tribal owned conservation easement + tax credits, never challenged to a higher tribal court or federal court, since 2008. See Ex^{AA}-1-19
3. Then Colorado violated the Tribal Court orders by stealing The Tribal documents, computers, files 34,000,000 plus pages of Tribal Theft all on Tribal Land, Indian Country, including Trust passing, fraud, Kidnaping Extortion, ^{by} from Government Employees of Colorado.
4. Then out of the Blue Colorado, indicts chief Richard Davis, Judge Alan Deatley for crimes that never happened all base on the Tribal conservation easement, all under Jurisdiction of the Tribe, violating The Tribal Court order after a year of following, excepting never challenging the Tribal Court rulings.

5. Then the Tribal Court continue on making ruling from 2008 - 2020, still ongoing case changing daily.
6. The State of Colorado illegally continue on, never dealing with the tribal courts, ^{that} has the only Jurisdiction over all these matters at hand.
7. The Tribal Court and Alan DeAtley Tribal Judge file a U.S. 2254 along with the Tribal Court Habeas Corpus already Granting the release of Alan DeAtley Tribal Judge, asking the U.S. Court of Colorado to rule as The Tribal Court has Granting the Tribal Habeas all without any objections by The State of Colorado, never challenging The Tribal Habeas Corpus at all.
8. The U.S. Court requires forms made for State's not for Tribe's these form diserimanate against the Tribe. The forms won't work for Tribes, we ask the U.S. Court to allow us to make changes so we may explain the Tribal Court's and Tribal member's facts. The Court tells us verbally that we may but later after we make the changes the U.S. Court rejects our forms, we have an attorney call to ask why, the person said the Court's are sending a correction Order. In that correction Order is a Note from a "Whistle Blower" telling of the corruption in the U.S. Court, telling that "dismiss all these matters", "Clear my schedule". They go on to say that "all these inmate matters are wasting the U.S. Court's time" (Life + Death) They state Judges are out of Control!
9. We then appeal to The 10th Circuit were more out of Control act's by the Clerk's and Judges, The Whistle Blower told us we would have trouble with these (2) Court's they all work together Colorado has the worst corruption that they have ever seen they go on to say that there are many people that see how bad it is.
10. This ^{is} were we came to the U.S. Supreme Court, Please don't be apart of this corruption. If no the world is out of control but God's asking us to act as God would want.
11. The Tribal Court clearly has the Jurisdiction see "Murphy v. Royal" you just ruled on, Tribal Habeas has been Granted without any objections by Colorado, You must release no Jurisdiction by Colorado "Compassionate Release" is required, Please don't let me die illegally

12. The "Whistle Blower" talks about corruption in The U.S. Supreme Court? Please make sure you rule as people for us, and not as you think you are a person above all of us. The People believe that all Government is broken and corrupt. Please start showing you are here for the People and not something else. Most inmates are inventory for the system to fest on, to keep the very large system full so all the employees of the system have a job, most inmates are only told to be inmates for ever, most could be helped with some care and true teaching, not uneducated employees trying to teach for there G.E.D. when they can't even read or spell, admitting they don't have there G.E.D. must

13. I'm innocent! You follow Clear Federal Law, State of Colorado has no Jurisdiction "Stipulate to" and "agreed" see: EXAA-1-79 I'm a Tribal Judge I have ruled as any other Judge would all with out objection is at all. We ask this U.S. Supreme Court agree that the Tribal Court has the Jurisdiction as stipulate and agreed and that The Tribal Court makes does stand and that the State of Colorado must Dismiss all Case and release Alan DeAtley Tribal Judge now!

14. The Petition is brief and distinctly stated, It is grounded and is accompanied by this Certificate stating that the grounds are limited to intervening circumstances of Substantial and controlling effects and to other substantial grounds not previously presented I do here by Certify that this is true Alan DeAtley Tribal Judge

15. I do also certify that the petition for rehearing is presented in Good Faith and not for delay, So Certify Alan DeAtley Tribal Judge

16. I have prepare this all why'll we are locked down, I am sending it "Prison Legal mail" on 7/11/20, the 15 day, a Saturday as allowed the mail out maybe Monday 7/13/20 which is legal and comply with the Court rules

STATE OF COLORADO

Division of Real Estate
Erica Toff
Director

Department of Regulatory Agencies
D. Ives Mont
Executive Director



1560 Broadway, Suite 925
Denver, Colorado 80202
Phone: (303) 854-3166
Fax: (303) 854-2663
www.dora.state.co.us/real-estate

Bill Ritter, Jr.
Governor

Timothy C. Gerking
Brophy, Mills, Schmor
Gerking, Brophy & Paradis, LLP
P.O. Box 128
Medford, OR 97501

Dear Mr. Gerking,

This letter is to confirm that the Colorado Board of Real Estate Appraisers has withdrawn the subpoena issued to Dean A. Myers and dated July 25, 2008. The Board is also withdrawing the letter requesting documents that was dated June 20, 2008. If you should have any questions or concerns, please contact Jack Wesoky at (303) 866-5512.

Sincerely,

A handwritten signature in cursive script that reads "Marcia Waters".

Marcia Waters
Investigations and Compliance Director



JOHN W. SUTHERS
Attorney General
CYNTHIA H. COFFMAN
Chief Deputy Attorney General
DANIEL D. DOMENICO
Solicitor General

STATE OF COLORADO
DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL

STATE SERVICES BUILDING
1525 Sherman Street - 7th Floor
Denver, Colorado 80203
Phone (303) 866-4500

RECEIVED

September 25, 2008

Leslie Powers, Esq.
Powers & Therrien, P.S.
3502 Tieton Drive
Yakima, WA. 98902

SEP 30 2008

POWERS & THERRIEN, P.S.

RE: Latgawa Native American Indian Tribe, et al v. Dean Myers, et al; Colorado Board of
Real Estate Appraisers Subpoena to Dean A. Myers;

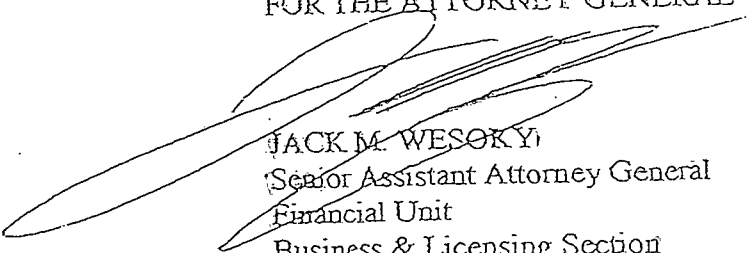
Dear Mr. Powers:

Enclosed is a copy of a letter from the Board of Real Estate Appraisers sent to Dean A. Myers, through his counsel, withdrawing the subpoena which forms the basis for the above entitled matter pending in the Latgawa Indian Tribal Justice Court. Also enclosed is the Notice of Dismissal of the subpoena enforcement action filed in the Denver District Court on behalf of the Board seeking Mr. Myers' compliance with the subpoena duces tecum. Based on this and my previous correspondence I assume that you will dismiss the above law suit as moot. If you do not let me know so that I can file an appropriate motion to dismiss based on mootness or lack of a case or controversy.

Thank you for your attention and please contact me if you wish to discuss the matter further.

Sincerely,

FOR THE ATTORNEY GENERAL


JACK M. WESOKY
Senior Assistant Attorney General
Financial Unit
Business & Licensing Section
303-866-5512
303-866-5395 (FAX)
Email: jack.wesoky@state.co.us

Encs.

00.000

DISTRICT COURT, CITY AND COUNTY OF DENVER 1437 Bannock Street Denver, CO 80202	← COURT USE ONLY ←
COLORADO BOARD OF REAL ESTATE APPRAISERS, Petitioner, v. DEAN A. MYERS, Respondent.	
JOHN W. SUTHERS, Attorney General JACK M. WESOKY, Assistant Attorney General* 1525 Sherman Street, 5 th Floor Denver, CO 80203 303-866-5512 Registration Number: 6001 *Counsel of Record	Case No.: 2008CV7464
NOTICE OF DISMISSAL	

Petitioner, the Colorado Board of Real Estate Appraisers ("Board"), by undersigned counsel, pursuant to C.R.C.P. 41 (a)(1)(A), dismisses this matter.

Respectfully submitted this 26th day of September, 2008.

JOHN W. SUTHERS
Attorney General

E-filed in accordance with C.R.C.P. 121, § 1-26; duly signed original on file with the Office of Attorney General for the State of Colorado

/s/ JACK M. WESOKY

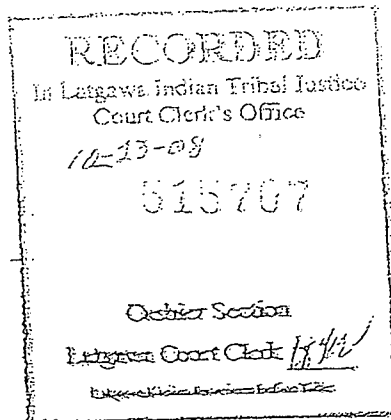
JACK M. WESOKY, 6001*
Senior Assistant Attorney General
Business & Licensing Section
Attorneys for Board of Real
Estate Appraisers
*Counsel of Record

CERTIFICATE OF SERVICE

I certify under penalty of perjury under the laws and rules of The Latgawa Indian Tribal Justice Court, that on this day I served a true copy of this document on the Defendant, named herein, properly addressed as follows: Greg Schuler, Dean Myers, and, Brown, Chudleigh, Schuler, Myers, and Associates at 2500 Biddle Road, Medford, OR 97504 by:

- ☒ US First-Class Mail, postage prepaid
- ☐ US Registered Mail, postage prepaid
- ☐ US Certified Mail, postage prepaid
- ☐ Personal Service
- ☐ Facsimile Transmission

D. Smith 12/23/08
Signed Date



BEFORE THE LATGAWA INDIAN TRIBAL JUSTICE COURT
LATGAWA NATION

LATGAWA NATIVE AMERICAN INDIAN)
TRIBE and CONFEDERATED TRIBES -)
ROGUE-TABLE ROCK AND)
ASSOCIATED TRIBES (LAND TRUST),)

Cause No. 09CV08247-01

Petitioner,

APPLICATION FOR PRO HAC VICE
ADMISSION AND AFFIDAVIT OF
JACK WESOKY

vs.

DEAN MYERS, GREG SCHULER,
BROWN, CHUDLEIGH, SCHULER,
MYERS AND ASSOCIATES, and the
COLORADO BOARD OF REAL ESTATE
APPRAISERS, a public body and political
agency and subdivision of the State of
Colorado,

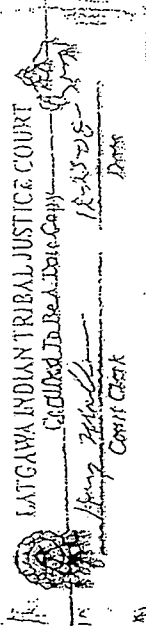
Defendants:

TO: DEAN MYERS, GREG SCHULER, and BROWN, CHUDLEIGH, SCHULER,
MYERS AND ASSOCIATES (the "Appraisers");
AND TO: COLORADO BOARD OF REAL ESTATE APPRAISERS, a public body and
political agency and subdivision of the State of Colorado (the "Board"), collectively
the "Defendants".

STATE OF COLORADO)
County of DENVER)
SS:

APPLICATION FOR PRO HAC VICE ADMISSION
AND AFFIDAVIT OF JACK WESOKY - 2

POWERS & THERRIER, P.S.
3502 HETON DRIVE
YAKIMA, WA 98902
509-453-8906



1 I, Jack Wesoky, being duly sworn, deposes and says that the following
2 statements are true and correct:

3 1. I am the Senior Assistant Attorney General of the Business and
4 Licensing Section practicing law with the Colorado Attorney General's Office, located
5 in Denver, Colorado. I am a good standing member of the Colorado State Bar. I do
6 not reside nor maintain an office in a territory subject to the jurisdiction of the
7 Latgawa Court.

8 2. I represent the Colorado Board of Real Estate Appraisers, a public body
9 and political agency and subdivision of the State of Colorado in the above-captioned
10 matter.

11 3. Colorado Board of Real Estate Appraisers, a public body and political
12 agency and subdivision of the State of Colorado is one of the Defendants in the above-
13 captioned matter. This affidavit is submitted in support of my application to be
14 admitted pro hac vice in this matter for the Colorado Board of Real Estate Appraisers,
15 a public body and political agency and subdivision of the State of Colorado.

16 4. I understand that I am charged with knowing and complying with the
17 Rules of Civil Procedure and Rules of Professional Conduct that apply under the
18 Latgawa Tribal Court.

19 5. I have not been disbarred or formally censured by a court of record or
20 by a state bar association.

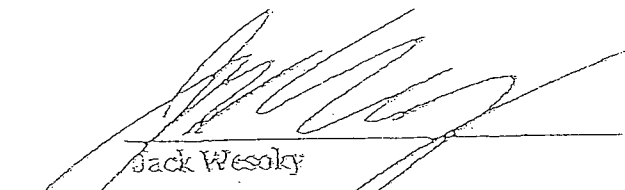
21 6. There are no pending disciplinary proceedings against me.

22 7. I hereby request permission to appear, execute and submit a stipulated
23 order of dismissal in the above captioned matter on behalf of the Colorado Board of
24 Real Estate Appraisers, a public body and political agency and subdivision of the
25 State of Colorado. I will be joined of record in this appearance by attorney Leslie

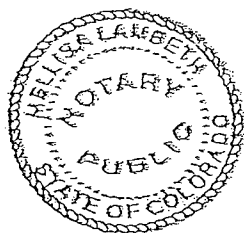
APPLICATION FOR PRO HAC VICE ADMISSION
AND AFFIDAVIT OF JACK WESOKY - 2

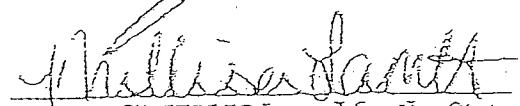
POWERS & TIERRELL, P.S.
3502 TIETON DRIVE
YAKIMA, WA 98902
509-453-8906

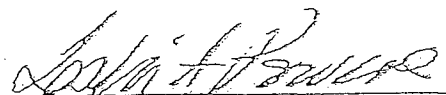
1 Powers of Powers and Thermen, P.S., who is admitted to practice before the Laigawa
2 Tribal Court and who will sign all pleadings prior to filing and otherwise comply with
3 this court.


Jack Wesoky

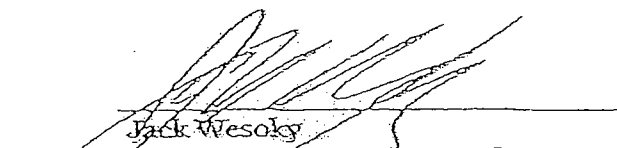
SUBSCRIBED AND SWORN to before me this 18th day of December, 2008.




NOTARY PUBLIC in and for the State
of Colorado, Residing at
DENVER, Colorado.
My Commission expires: 5/22/09



Leslie A. Powers
Powers & Thermen, P.S.
Attorney for Petitioners
3502 Tieton Drive
Yakima, WA 98902
Phone: (509) 453-8906
Fax: (509) 453-0745

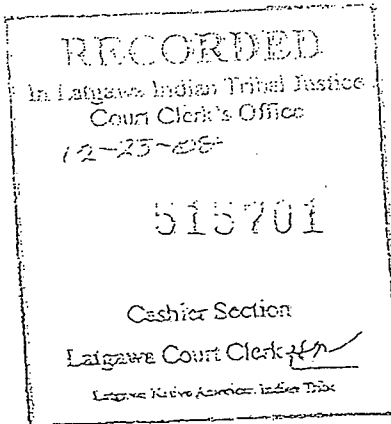

Jack Wesoky
Attorney for Colorado Board of Real
Estate Appraisers
State of Colorado
Office of the Attorney General
1525 Sherman Street - 7th Floor
Denver, CO 80203
Phone: (303) 866-5512
Fax: (303) 866-5395

CERTIFICATE OF SERVICE

I certify under penalty of perjury under the laws and rules of The Latgawa Indian Tribal Justice Court, that on this day I served a true copy of this document on the Defendant named herein, properly addressed as follows: Greg Schuler, Dean Myers, and Brown, Chudleigh, Schuler, Myers, and Associates at 2800 Biddle Road, Woodford, OR 97504 by:

- ☒ US First-Class Mail, postage prepaid
- ☐ US Registered Mail, postage prepaid
- ☐ US Certified Mail, postage prepaid
- ☐ Personal Service
- ☐ Facsimile Transmission

Signed D. Jones Date 12/23/08



LATGAWA INDIAN TRIBAL JUSTICE COURT
Certified to Be a True Copy
12-23-08
D. Jones
Court Clerk

BEFORE THE LATGAWA INDIAN TRIBAL JUSTICE COURT
LATGAWA NATION

LATGAWA NATIVE AMERICAN INDIAN)
TRIBE and CONFEDERATED TRIBES-)
ROGUE-TABLE ROCK AND)
ASSOCIATED TRIBES (LAND TRUST),)

Cause No. 09CV08247-01

Petitioner,

ORDER GRANTING MOTION FOR
ADMISSION PRO HAC VICE OF
JACK WESOKY,

vs.

DEAN MYERS, GREG SCHULER,)
BROWN, CHUDLEIGH, SCHULER,)
MYERS AND ASSOCIATES, and the)
COLORADO BOARD OF REAL ESTATE)
APPRAISERS, a public body and political)
agency and subdivision of the State of)
Colorado,)

Defendants.

TO: DEAN MYERS, GREG SCHULER, and BROWN, CHUDLEIGH, SCHULER,
MYERS AND ASSOCIATES (the "Appraisers");
AND TO: COLORADO BOARD OF REAL ESTATE APPRAISERS, a public body and
political agency and subdivision of the State of Colorado (the "Board"), collectively
the "Defendants".

THIS MATTER having come before the court upon the Application of Jack
Wesoky for Admission Pro Hac Vice of Jack Wesoky, State of Colorado Office of the
Attorney General, and the court having considered the file and documents filed with

ORDER GRANTING MOTION FOR ADMISSION
PRO HAC VICE OF JACK WESOKY - 1

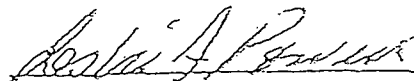
POWERS & THERRSEN, P.S.
3502 TIETON DRIVE
YAKIMA, WA 98902
509-453-8906

1 this motion; now, therefore, it is hereby ORDERED that the Motion for Admission of
2 Jack Wesoky Pro Hac Vice for the purpose of executing and presenting the stipulated
3 order of partial dismissal is granted.

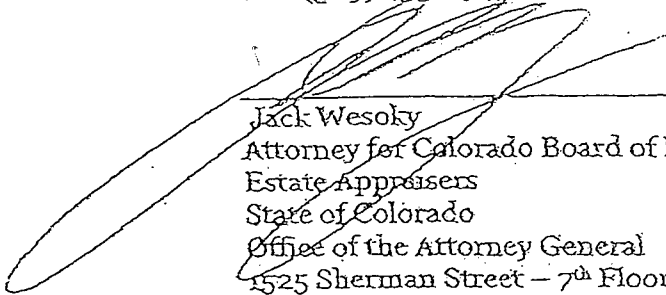
4 DATED this 23 day of December, 2008.

5
6 
7 JUDGE

8 Presented by:

9
10 

11 Leslie A. Powers
12 Powers & Therrien, P.S.
13 Attorney for Petitioners
14 3502 Tieton Drive
15 Yakima, WA 98902
16 Phone: (509) 453-8906
17 Fax: (509) 453-0745

18 
19 Jack Wesoky
20 Attorney for Colorado Board of Real
21 Estate Appraisers
22 State of Colorado
23 Office of the Attorney General
24 1525 Sherman Street - 7th Floor
25 Denver, CO 80203
Phone: (303) 866-5512
Fax: (303) 866-5395

ORDER GRANTING MOTION FOR ADMISSION
PRO HAC VICE OF JACK WESOKY - 2

POWERS & THERRIEN, P.S.
3502 TIETON DRIVE
YAKIMA, WA 98902
509-453-8906

CERTIFICATE OF SERVICE

I certify under penalty of perjury under the laws and rules of The Latgawa Indian Tribal Justice Court, that on this day I served a true copy of this document on the Defendant named herein, properly addressed as follows: Greg Schuler, Dean Myers, and, Brown, Chudleigh, Schuler, Myers, and Associates at 2300 Biddle Road, Medford, OR 97504 by:

☒ US First-Class Mail, postage prepaid
☐ US Registered Mail, postage prepaid
☐ US Certified Mail, postage prepaid
☐ Personal Service
☐ Facsimile Transmission

B. Brown 12/23/08
 Signed Date

RECORDED
 In Latgawa Indian Tribal Justice
 Court Clerk's Office
 11-25-08
 515703
 Cashier Section
 Latgawa Court Clerk [Signature]
 Latgawa Native American Indian Tribe

BEFORE THE LATGAWA INDIAN TRIBAL JUSTICE COURT
 LATGAWA NATION

LATGAWA NATIVE AMERICAN INDIAN)
 TRIBE and CONFEDERATED TRIBES -)
 ROGUE TABLE ROCK AND)
 ASSOCIATED TRIBES (LAND TRUST),)

(Cause No. 09CV08247-01)

Petitioners,

STIPULATED ORDER

vs.

DEAN MYERS, GREG SCHULER,)
 BROWN, CHUDLEIGH, SCHULER,)
 MYERS AND ASSOCIATES, and the)
 COLORADO BOARD OF REAL ESTATE)
 APPRAISERS, a public body and political)
 agency and subdivision of the State of)
 Colorado,)

Defendants.

STIPULATED ORDER OF PARTIAL DISMISSAL

THIS CAUSE came on to be heard upon the verified Complaint of the Petitioners together with the Affidavits in support thereof and the Order for Preliminary Injunction entered by this Court on the 22nd day of September, 2008, together with the letter proffered by counsel

Stipulated Order in Lieu of Permanent Injunction - 1

for the Petitioners which had been made a part of this record from the Colorado Board of Equal Estate Appraisers ("CBOREA") stating that the CBOREA was withdrawing the subpoena to Dean A. Myers which formed the basis for this action without prejudice.

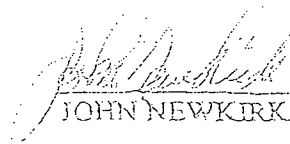
THIS COURT having considered the evidence and the arguments of counsel for Petitioners, that the Defendants were or were about to commit acts as set forth in the Petitioners' Complaint; and that the subpoena issued by CBOREA had not been withdrawn with prejudice, this Court, entered an Order of Injunction. Petitioners have informed the Court and have stipulated (the "Stipulation") that after the entry of the injunction the CBOREA has withdrawn the subpoena without prejudice, dismissed the action against the appraiser, Dean A. Myers, pending in the District Court in the State of Colorado to enforce the subpoena, and agreed to provide written notice to the Petitioners through their counsel and the Court at least fourteen (14) days in advance of any further action by the CBOREA to solicit the information identified in, sought from or subject to the subpoena served by CBOREA on Defendant, Dean A. Myers from any Defendant or other person or entity by use of subpoena or request as may be authorized by CBOREA rules or Colorado statute or legal process and further agreed to be subject to the continuing jurisdiction of this Court as to such agreement.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that:

1. The Court finds that it has jurisdiction of the subject matter of this Action and the parties thereto and will retain jurisdiction over the Stipulation and agreements of the parties recited herein.

2. The Stipulation as set forth above between defendant, the CBOREA, and Petitioners, the Lagawa Native American Indian Tribe, and Confederated Tribes, Rogue-Table

Stipulated Order in Lieu of Permanent Injunction - 2


JOHN NEWKIRK, TRIBAL JUDGE

Stipulated Order in Lieu of Permanent Injunction - 2

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

June 26, 2020

Alan DeAtley
#172066, Unit 5-B-1-1
Arkansas Valley Correctional Facility
12750 Hwy 96, Ln 13
Ordway, CO 81034

RE: Petition for Rehearing
No: 19-7915

Dear Mr. DeAtley:

The petition for rehearing in the above-entitled case was postmarked June 12, 2020 and received June 22, 2020 and is herewith returned for failure to comply with Rule 44 of the Rules of this Court. The petition must briefly and distinctly state its grounds and must be accompanied by a certificate stating that the grounds are limited to intervening circumstances of substantial or controlling effect or to other substantial grounds not previously presented.

You must also certify that the petition for rehearing is presented in good faith and not for delay.

The petition must not exceed the 15 page limitation set out in Rule 33.2(b).

Please correct and resubmit as soon as possible. Unless the petition is submitted to this Office in corrected form within 15 days of the date of this letter, the petition will not be filed. Rule 44.6.

Sincerely,
Scott S. Harris, Clerk
By: 

Clara Houghteling
(202) 479-5955

Enclosures