

District Judge Ronald B. Leighton

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA, *ex rel.*

David Golden et al.,

Plaintiffs,

v.

Troy X. Kelley, et al.,

Defendants.

CASE NO. 18-CV-6051-RBL

ORDER

Now before the Court is the United States' motion to dismiss all claims brought on behalf of the United States by Relator David Golden pursuant to the False Claims Act, 31 U.S.C. §§ 3729-33.

Having carefully considered the papers and relevant legal authority, the Court GRANTS the United States' motion to dismiss under 31 U.S.C. § 3730(c)(2)(A) without prejudice.

Dated this 14th day of May, 2019.

s/ Ronald B. Leighton
Ronald B. Leighton
United States District Judge

Presented by:

BRIAN T. MORAN
United States Attorney

s/ Ashley C. Burns

ASHLEY C. BURNS, NY Bar #5186382
Assistant United States Attorney
United States Attorney's Office
700 Stewart Street, Suite 5220
Seattle, Washington 98101-1271
Phone: 206-553-7970
Fax: 206-553-4067
E-mail: ashley.burns@usdoj.gov

Gmail

Dave Golden goldend3@gmail.com

Activity in Case 3:18-cv-06051-RBL United
States of America et al v. Kelley et al Minute
Order

1 message

ECF@wawd.uscourts.gov

<ECF@wawd.uscourts.gov> Wed, May 15, 2019 at
3:57 PM

To: ECF@wawd.uscourts.gov

**This is an automatic e-mail message
generated by the CM/ECF system. Please DO
NOT RESPOND to this e-mail because the
mail box is unattended.**

*****NOTE TO PUBLIC ACCESS USERS*****

**Judicial Conference of the United States
policy permits attorneys of record and parties
in a case (including pro se litigants) to
receive one free electronic copy of all
documents filed electronically, if receipt is
required by law or directed by the filer.
PACER access fees apply to all other users. To
avoid later charges, download a copy of each
document during this first viewing. However,
if the referenced document is a transcript, the
free copy and 30 page limit do not apply.**

**U.S. District Court
United States District Court for the Western
District of Washington
Notice of Electronic Filing**

The following transaction was entered on 5/15/2019
at 3:57 PM PDT and filed on 5/15/2019

Case Name: United States of America et al v.
Kelley et al

Case Number: 3:18-cv-06051-RBL

Filer:

Document Number: 17(No document attached)

Docket Text:

MINUTE ORDER: The [15] *MOTION Petition
for writ of quo warranto; \$33 million; other,*
filed by David Golden is **DENIED AS MOOT.**
Entered as directed by Judge Ronald B.
Leighton.

(DK)

**3:18-cv-06051-RBL Notice has been
electronically mailed to:**

Ashley C Burns Ashley.Burns@usdoj.gov,
alexandra.m.melendez@usdoj.gov,
caseview.ecf@usdoj.gov, ecf-civ.usawaw@usdoj.gov,
thomas.everett@usdoj.gov

David Golden goldend3@gmail.com

**3:18-cv-06051-RBL Notice will not be
electronically mailed to:**

UNITED STATES DISTRICT COURT

**WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

**UNITED STATES OF AMERICA, ex rel. David
Golden, et al.,**

Plaintiff,

v.

Troy X. Kelley, et al.

Defendants.

JUDGMENT IN A CIVIL CASE

CASE NUMBER: C18-6051RBL

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

XX Decision by Court. This action came to consideration before the Court. The issues have been considered and a decision has been rendered.

THE COURT HAS ORDERED THAT the United States' Motion to Dismiss [13] is GRANTED without prejudice.

DATED May 15, 2019

William M. McCool
Clerk

s/ Dana Kaheel
Deputy Clerk

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

ex rel.

DAVID GOLDEN (*alias* JEREMY
THUNDERCLOUD, JOHNY BIGFISH,
G.)

Plaintiffs,

v.

TROY X. KELLEY, et al.,

Defendant.

CASE NO. C18-6051RBL

ORDER

THIS MATTER is before the Court on the following post-judgment [*See* Dkt. # 18] motions, all filed by plaintiff Golden: Motion to Amend Judgment [Dkt. # 21]; Motion to Vacate Judgment [Dkt. # 22]; Motion for Sanctions against the USDOJ [Dkt. # 23]; and Supplemental Motion to Vacate and Amend [Dkt. # 24]. The latter is replete with 1400 pages of exhibits apparently designed to

demonstrate the breadth of the conspiracy, the alarming number of corrupt judges that have wronged him, and his unfortunate, repeated selection of incompetent attorneys who did not get him what he wanted.

Golden's complaint was implausible and incomprehensible, and his recent filings fare no better. Golden alleges, and asks this Court to assist him in solving, an impossibly gigantic conspiracy involving everything from the Oso landslide to the Skagit River bridge collapse to the Mueller investigation to "Bertha's" problems digging the highway 99 tunnel under Seattle. Among other things, Golden's current motions claim that the act of filing a motion to dismiss (which was granted) is part of the plot against him, and he seeks to parties and claims based on that filing. Neither this nor any other proposed amendment could save Golden's complaint as a matter of law.

The case was and is frivolous on its face. All of Golden's Motions are DENIED and the matter is CLOSED. The Court will not accept any further filings in this case, except a Notice of Appeal.

IT IS SO ORDERED.

Dated this 26th day of June, 2019.

s/ Ronald B. Leighton
Ronald B. Leighton
United States District Judge

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

DAVID GOLDEN, AKA Johny Bigfish,
AKA G. Jeremy Thundercloud, Relator; ex
rel. United States of America,

Plaintiff-Appellant,

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

TROY X. KELLEY, individually and the
marital community composed thereof; et al.,

Defendants-Appellees.

No. 19-35608
D.C. No. 3:18-cv-06051-RBL

Western District of Washington,
Tacoma

ORDER

Before: THOMAS, Chief Judge, BERZON and
BRESS, Circuit Judges.

A review of the record and the opening brief
indicates that the questions raised in this appeal
are so insubstantial as not to require further

argument. *See United States v. Hooton*, 693 F.2d 857, 858 (9th Cir. 1982) (stating standard).

Accordingly, we grant the motion to summarily affirm the district court's judgment (Docket Entry No. 14). **AFFIRMED.**

12/19/19

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

DAVID GOLDEN, AKA Johny Bigfish,
AKA G. Jeremy Thundercloud, Relator; ex
rel. United States of America,

Plaintiff-Appellant,

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

TROY X. KELLEY, individually and the
marital community composed thereof; et al.,

Defendants-Appellees.

No. 19-35608
D.C. No. 3:18-cv-06051-RBL

Western District of Washington,
Tacoma

ORDER

Before: THOMAS, Chief Judge, BERZON and
BRESS, Circuit Judges.

Appellant's motion for reconsideration
(Docket Entry No. 19) is denied. *See* 9th Cir. R. 27-
10.

Appellant's petition for rehearing is denied, and his petition for rehearing en banc (Docket Entry No. 22) is denied on behalf of the court. *See* 9th Cir. R. 27-10; 9th Cir. Gen. Ord. 6.11.

Appellant's motion to stay issuance of the mandate for 45 days (Docket Entry No. 21) is denied as moot. The mandate shall issue in due course.

No further filings will be entertained in this closed case.

5/14/20