

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 21-2106

Mark Stinson

Plaintiff - Appellant

v.

John P. Yates, Warden

Defendant - Appellee

Appeal from U.S. District Court for the Eastern District of Arkansas - Delta
(2:21-cv-00025-BSM)

JUDGMENT

Before COLLTON, GRUENDER, and SHEPHERD, Circuit Judges.

This court has reviewed the original file of the United States District Court. It is ordered by the court that the judgment of the district court is summarily affirmed. See Eighth Circuit Rule 47A(a).

May 27, 2021

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

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U.S. District Court

Eastern District of Arkansas

Notice of Electronic Filing

The following transaction was entered on 4/19/2021 at 10:35 AM CDT and filed on 4/19/2021

Case Name: Stinson v. Yates

Case Number: 2:21-cv-00025-BSM

Filer:

Document Number: 4

Docket Text:

ORDER adopting [3] proposed findings and recommendations; denying [1] habeas petition and dismissing this case without prejudice. A certificate of appealability is denied. Signed by Judge Brian S. Miller on 4/19/2021. (kdr)

2:21-cv-00025-BSM Notice has been electronically mailed to:

2:21-cv-00025-BSM Notice has been delivered by other means to:

Mark Stinson
Reg #29908-076
FORREST CITY FEDERAL PRISON CAMP
Post Office Box 8000
Forrest City, AR 72335-8000

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1095794525 [Date=4/19/2021] [FileNumber=8815899-0
][774d06833cb19d9516754077c94525b89af108a798c1fc93250e04953af7706d32
c86569a93d14d978258f52706b64848f5b748aff5edef0967a2766d53da90]]

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U.S. District Court

Eastern District of Arkansas

Notice of Electronic Filing

The following transaction was entered on 4/19/2021 at 10:43 AM CDT and filed on 4/19/2021

Case Name: Stinson v. Yates

Case Number: 2:21-cv-00025-BSM

Filer:

WARNING: CASE CLOSED on 04/19/2021

Document Number: 5

Docket Text:

JUDGMENT: Consistent with [4] order entered today, this case is dismissed without prejudice. Signed by Judge Brian S. Miller on 4/19/2021. (kdr)

2:21-cv-00025-BSM Notice has been electronically mailed to:

2:21-cv-00025-BSM Notice has been delivered by other means to:

Mark Stinson
Reg #29908-076
FORREST CITY FEDERAL PRISON CAMP
Post Office Box 8000
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The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: n/a

Electronic document Stamp:

[STAMP_dcecf\$stamp_ID=1095794525 [Date=4/19/2021] [FileNumber=8815926-0
][478fd1fc8e4b333549cd3d5a95f6d3ca9e077ea94955c5af291c6f927d49775ae85
124523bfea1f44fa2398eeeb98c0f63bcc17696c588a34419d9ed070d3f]]

Fw: Computer Search

Thomas Vastrick <vastrick@yahoo.com>
To: "Larry S. Miller" <millparrsol@gmail.com>

Tue, Jun 18, 2019 at 9:50 AM

----- Forwarded Message -----

From: Thomas Vastrick <vastrick@yahoo.com>
To: Larry S. Miller <millparrsol@gmail.com>
Sent: Tuesday, June 18, 2019 09:48:49 AM EDT
Subject: Computer Search

Mr. Miller;

I found no record of any report or of any case record or documentation.

Tom

Exhibit A

Fw: Mark Stinson - Returns

Thomas Vastrick <vastrick@yahoo.com>
To: "Larry S. Miller" <millsparsol@gmail.com>

Tue, Jun 18, 2019 at 9:32 AM

#4

--- Forwarded Message ---

From: Art Quinn <
To: <
Sent: Wednesday, October 25, 2017 03:31:59 PM EDT
Subject: FW: Mark Stinson - Returns

Mr. Vastrick

Please see below email and I am forwarding to you its attachments.

As suggested I attempted to contact Ms. Franks but without success.

Can you look at the 2008 employment returns and first quarter 209 return and tell me whether Mr. Stinson's signature was cut and pasted on the returns?

Thank you.

Arthur E. Quinn

Suite 800

) 302-4868

Fax (901) 302-4870

email:

Exhibit A

From: Brooks, Nathan P. (TAX) [mailto:
Sent: Monday, October 02, 2017 1:50 PM

15

AFFIDAVIT

STATE OF TENNESSEE)
)
County SHELBY) SS:

I, Corey Young, do hereby swear and affirm as follows:

1. I am a tax preparer.
2. I was willing to testify on behalf of Mark Stinson that he did not help me prepare Abdul Scales, his son's income tax return.
3. In my opinion Stinson's son nor Stinson were not trying to do anything illegal.
4. I was in the courthouse on the days of the trial prepared to testify.

Exhibit B

5. Mr. Arthur Quinn Stinson's attorney told me he did not need me to testify, so I left the courthouse.

Corey Young
Corey Young

Dated: 06/19/2019

Before me appeared Corey Young,

Sworn to and subscribed to before me

this 19 day of June 2019

Corey Young, S.C. Christopher
Notary Public

Seal

My commission expires

Oct 3, 2020

Exhibit B

UNITED STATES DISTRICT COURT

Western District of Tennessee

UNITED STATES OF AMERICA)	JUDGMENT IN A CRIMINAL CASE
v.)	
MARK STINSON)	Case Number: 2:16-CR-20247-001
)	USM Number: 29908-076
)	Arthur E. Quinn: Appointed - CJA
)	Defendant's Attorney

THE DEFENDANT:

pleaded guilty to count(s) _____

pleaded nolo contendere to count(s) _____ which was accepted by the court.

was found guilty on count(s) One thru Thirteen (1,2,3,4,5,6,7,8,9,10,11,12,13) Superseding Indictment December 8, 2017, after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18 U.S.C. § 371	Conspiracy to Defraud the United States	3/31/2015	1s
26 U.S.C. § 7202	Failure to Collect, Truthfully Account for, & Pay Payroll Tax	7/31/2011	2s
26 U.S.C. § 7202	Failure to Collect, Truthfully Account for, & Pay Payroll Tax	3/31/2011	3s

The defendant is sentenced as provided in pages 2 through 8 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) _____

Count(s) _____ is are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

3/1/2018
Date of Imposition of Judgment

s/John T. Fowlkes, Jr.
Signature of Judge

John T. Fowlkes, Jr., U.S. District Judge
Name and Title of Judge

3/1/2018
Date



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Appellee

Appeal from U.S. District Court for the Eastern District of Arkansas - Delta
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ORDER

The petition for rehearing by the panel and the supplemental petition for rehearing by the panel are denied.

July 20, 2021

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

Appendix A