

IN THE UNITED STATES SUPREME COURT

Ms. Michael Alford, pro se

V.

United States

Case No.5.16cr28-RH

Civil No.5.19cv488-RH

Appeal No.20-12384

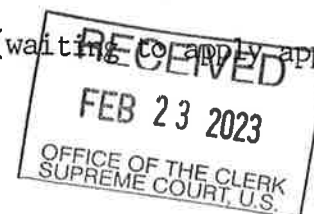
MOTION
FOR TIME EXTENSION

NOW COMES, Ms. Michael Alford, pro se, and request an additional time extension of (30 days) from the date of (February 20, 2023), to file the WRIT on my release. The reasons are stated below

AFFADIVAT IN SUPPORT

I am having to litigate several appeals.

- (1). Appeal (20-12384) brief due before (February 20, 2023) to the Supreme court.
- (2). Appeal (23-10196) brief due before (February 28, 2023) to the Eleventh circuit. (never informed what the appeal was concerning).
- (3). Appeal (22-13767) response (re-type) on Government's motion due to the Eleven circuit.
- (4). Appeal (22-13456) pending, litigating to reinstate or refile to District court or Eleventh circuit.
- (5). Appeal (22-14318) pending, litigating to file certificate with Clisby violations to appeal.
- (6). Appeal (22-13269) pending, litigating to the Eleventh circuit.
- (7). Appeal - Appointment of Counsel to the Eleventh circuit. (waiting to apply appeal number).
- (8). Appeal - Illegal Sentence to the Eleventh circuit. (waiting to apply appeal number).



I am also litigating additional administrative remedies on Marianna on denial of adequate medical treatment, gender discrimination, due process violations by denying sufficient access to the courts, Eighth Amendment violations by placing me in a man's prison, sexual harassment, and several more. However, I have been denied due process to proceed these violations.

We have been on lockdown on RED for nearly (2 months) due to COVID. I have been denied rightful access to the law library, to litigate case law, to a typewriter, (Exhibits 1,2,3,4), and denied access to my own legal property locked in "excess storage". At times when Education gives (1 hour) to the library, I am forced to choose between going to the kitchen to eat food or going to the library.

From (February 3, 2023) to (February 7, 2023), our Unit only was locked down when (3) inmates nearly killed one another over the T.V.s, I requested, but denied, any access to the law library, or typewriter, or to any case law. We were "mass punished" for another inmate's wrongful doings. We were threatened by staff again to be severely punished and locked down for "several weeks" if "anyone" did "anything" wrong. Inmates are still making death threats to "stab to death any sex offender who ever touches the T.V."

Because we have only (3 phones) and (130 inmates) who fight over the phones, and making death threats, I am severely hindered from calling the court to obtain any critical information concerning the appeals I have in court. I was denied by staff to make a legal court call on an open phone.

On several appeals, I still have not received the requested information from the Eleventh circuit on linking each appeal number to the (name) on the appeal from the District court. I'm still uninformed what appeal (23-10196-AA) is on. Each denial will be filed in the Supreme court.

An up-date to appeal (22-14318) received (February 7, 2023), believed to be linked to my §2255 motion (5.19cv488-RH), asked for a certificate to appeal. More time is needed to type the certificate and Clisby violations to appeal the §2255.

THEREFORE, based on the above, I pray that I be granted a time extension of (30 days) to file the writ to the court in the foregoing case.

CERTIFICATE OF SERVICE

I CERTIFY that a copy of the foregoing has been furnished to the United States Attorney's Office at 21 East Garden St., Ste 400, Pensacola, Fl. 32502.

By Ms. Michael Alford on this 10 day of February 2023.

Ms. Michael Alford
PO Box 7007
Marianna, Fl. 32447

TRULINCS 05123017 - ALFORD, MICHAEL RAY - Unit: MNA-N-A

FROM: 05123017

TO: Education

SUBJECT: ***Request to Staff*** ALFORD, MICHAEL, Reg# 05123017, MNA-N-A

DATE: 01/30/2023 07:09:55 AM

To: Re:Re:Re: NEED TYPEWRITER

Inmate Work Assignment: xx

-----Education on 1/26/2023 11:47 AM wrote:

>

Special time allowance for research and preparation of documents can be given if an inmate demonstrates a requirement to meet an imminent court deadline. If you demonstrate an imminent court deadline, then you need to speak to the Law Library Coordinator, so a decision can be made about how you will be accommodated. If no imminent court deadline can be provided, then you will continue to conduct your legal work on regular institutional activities.

From: ~^! ALFORD, ~^!MICHAEL RAY <05123017@inmatemessage.com>

Sent: Wednesday, January 25, 2023 6:25 PM

Subject: ***Request to Staff*** ALFORD, MICHAEL, Reg# 05123017, MNA-N-A

To: Re:Re:Re: NEED TYPEWRITER

Inmate Work Assignment: xx

I still need a typewriter to exercise my due process right to the courts.. The library is always closed because of the alleged covid, and no one has provided a typewriter to the unit. As I have stated prior, below, that I have missed one deadline, and will have to attempt to reinstate the appeal. I have many other appeals and motions that need filed in court before my deadline. The objections that was due within (14 days) were to be filed weeks ago. I now have to attempt to reinstate the filings. The 2255 motion appealed has a deadline to file appellant's brief, also has a deadline. The supreme court appeal only has (20 days) left due to be dismissed if not submitted.. The illegal sentence motion was due to be file weeks ago, and still waiting. the appeal to appointment of counsel appealed to the circuit court, is due to have appellant brief filed. A violation.

-----ALFORD, MICHAEL RAY on 1/23/2023 7:42 PM wrote:

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I NEED A TYPEWRITER!!!!!! I have asked for a typewriter for nearly 2 months now.. I also need BP-8 forms to start my administrative remedy to file in court for the serious due process violations that Marianna has caused. Not counting the delay in filing my appeals ON TIME, before my DEADLINE.. I have already missed one appeal for being hindered in accessing the courts. Which is a clear violation of my First and Fifth Amendment rights access to the courts.. Each and every e-mail that I have filed on this computer will be submitted in civil court for damages.. Not only have you seriously denied my right to access the courts, but have also denied my ability to prove my innocence and return home to my elderly disabled Mother, before she is no longer here!! I have waited long enough and am now filing other complaints to other sources and the attorney general.. All I ask for is to have the typewriter placed in the unit while we are on RED,, same as you did prior when we were on RED.. The typewriter was in the CO's office to be checked out to only those who are pre-approved and have legal cases to type.. Thus, I am asking for you to issue that a typewriter be provided in the unit while on RED.. Thanks

-----ALFORD, MICHAEL RAY on 1/22/2023 11:48 AM wrote:

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I need access to a typewriter and a BP-8 form to file on the due process violations that have caused me to miss my dead-lines to file in court. When we are on RED, Marianna is required to furnish a typewriter in the unit..Most all other prisons keep typewriters in the units. And others have tablets that they type legal documents. FCI Mariann has NONE!!! You have tablets but are worthless!! You could have these tablets to type up legal documents and send to be printed out, but you refuse to provide the program on the tablet.. All these tablets are good for is for the Marianna children to play games!!! I have been denied a typewriter for nearly ((2 months)) now,, and have missed one appeal, (that I have to attempt to re-instate),, and risk loosing more if no action is taken in providing a typewriter in the unit, or provide access to the law library SUFFICIENT HOURS (4 TO 6 HOURS) EACH DAY, being I have over 4 appeals to file in 11th cir court, an appeal to file in supreme court, and 5 or more motions to file in district court. Not counting the many administrative remedies I have missed deadlines, that will have to be re-filed again starting with BP-8s, etc. I have other important documents to type and file to the attorneys department, and other

TRULINCS 05123017 - ALFORD, MICHAEL RAY - Unit: MNA-N-A

motions to file for my release and one for a transfer.. ALL OF THESE FILINGS ARE BEING DENIED ,, BECAUSE OF DENYING MY RIGHT TO ACCESS THE LIBRARY OR TO PROVIDE A TYPEWRITER IN THE UNIT.. This is a First and Fifth Amendment violation, and thus I want a BP-8 to start my administrative proceedings on this violation to exhaust, and to file for damages..

-----ALFORD, MICHAEL RAY on 1/19/2023 8:27 PM wrote:

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It is critical that I have access to a typewriter or to the library to have access to a typewriter. I have been denied any access to either the library or a typewriter for nearly a month.. The Supreme court has made clear that (being denied access to the law library or due process for ONE WEEK is a First and Fifth Amendment violation). I have been denied my due process for nearly (4 weeks),, which is a serious violation of my due process rights to access the courts.. I have also lost an appeal for being late on my deadline. And accounting to the Supreme court, "being denied access to the court that resulted in the dismissal of any court action by being late for a 30 day deadline, is a violation of the First and Fifth Amendments"...

Thus, I am asking for you to please provide a typewriter in the unit being we are on RED.... Thanks

-----ALFORD, MICHAEL RAY on 1/18/2023 12:18 PM wrote:

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Still need typewriter in unit.. There was no education either Monday or Wednesday,, being I was forced to choose between my Eight Amendment right to food or my First and Fifth Amendment right to due process access to the court or law library.. This is a serious violation to my right to timely file in court... I have already missed one deadline,, and risk losing many more if I cannot retain access to, either the library (sufficient hours) or be provided with a typewriter in the unit...

This is what you can do to assure that none of the typewriters get damaged in anyway.. Have a ((LIST)) of certain inmates who have LEGAL CASES ONLY that need access to the typewriter,, and have ((ONLY)) these inmates approved to use the typewriter in the unit.. This means that NO OTHER inmate will have access to the typewriter but only the ones who have been Pre-approved...

Please do something to assure that we do not miss any more deadlines.. I now have to explain to the court the reason why I missed my deadline... Thanks

-----ALFORD, MICHAEL RAY on 1/14/2023 8:50 PM wrote:

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I am filing a BP-8 and further complaints on failing to provide a typewriter in the unit. I have missed one deadline,, which is a serious violation of my due process rights and has caused severe injury!!! I am going to file as many complaints as needed to have constitutional access to the courts! Because You have caused my cases to be dismissed, I am now filing a complaint in federal court on First and Fifth Amendment violations for denying my right to access the court.. I have 5 other appeals, and many other motions, and a supreme court appeal, that is in serious risk of being missed!! For that, I am also filing a serious complaint to the US Supreme court to explain all the violations that you have caused, and asked the court to take immediate action to these serious violations that affect my innocence, my freedom from illegal detention, and the constitutional violations that Marianna has caused.. I am also filing BP complaints on the denial to provide any staff to accept BP- complaints, no staff to file and gain access to the forms, no staff to file the appeals, and no staff to provide legal documents, as needed to be filed in court..

-----ALFORD, MICHAEL RAY on 1/12/2023 1:21 PM wrote:

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I NOW HAVE APPEALS I JUST RECEIVED THAT HAVE BEEN (((DISMISSED))) FOR FAILING TO RESPOND.... This is a constitutional violation for failing to provide a typewriter to professionally type the motion and appellant briefs to court.. I now have 3 appeals are in serious risk of being DISMISSED, for failing to respond to the Gov's motion... I have an appeal that is due to be DISMISSED,, if I do not file the last (6 months) of my financial report account... I have 3 further appeals that are in serious risk of being DISMISSED,, if not proceeded.. I have a supreme court writ that is in serious risk of being DISMISSED for failing to type out the writ appellant brief... I have a 2255, (20 year litigation) that has just NOW been DISMISSED for failing to submit the (6 month) financial report, and will now have to motion the court to explain all the constitutional violations by Marianna that caused all these failures....

-----ALFORD, MICHAEL RAY on 1/11/2023 2:28 PM wrote:

TRULINCS 05123017 - ALFORD, MICHAEL RAY - Unit: MNA-N-A

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ITS BEEN STATED THAT COVID IS WORSE IN THE COMMUNITY,,,, thus, visitation is closed,, meaning that we will surely be on RED for several months.. I have to have access to a typewriter.. Not only do I have a Gov motion that I have to reply to and need typed; a objection motion that need typed; a motion for new trial need typed, a supreme court brief that has only weeks before my deadline that need typed; and today, I just received a denial motion to an appointment of counsel that I have (10 days) to file a "NOTICE OF APPEAL" that need typed.. I have 7 BP forms that need typed, and other administrative forms that need typed and appealed.. I have to have a typewriter to catch up with all the WORK LOAD! Please send over a typewriter so I can catch up these motions and appeals before they are dismissed for being untimely...

Mr. Lockey has stated that when the institution becomes (((RED))), a typewriter will be provided to the unit.. Its going on two weeks and have yet to see a typewriter.. Talking to Lockey today, it was mentioned that a typewriter would be provided to the unit....

-----ALFORD, MICHAEL RAY on 1/9/2023 8:08 AM wrote:

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NEED TYPEWRITER.. Pass due filings will be a violation of First and Fifth Amendment rights to access the court.. Court rules require adequate type-set motions, in proper format.. A typewriter is the only items we have to meet this rule. Delay of due process is a denial of due process.. I have been asking for a typewriter to meet my deadlines for over a week now,(going on two) and have not received nothing at all.. not even a response.. I asked the LT. on Friday to call education and have a typewriter sent to the unit.. I have yet to see anything at all.. I am still being denied my First And Fight Amendment rights to access the court.. If you believe 1 hour a day or 1 hour a week will meet the demand, it will not being I have over (200 pages) to type.....Thus,, I am filing a BP-8 today for being denied my right to access the courts.. I have over 5 motions to file to the district court,, the appeals court, and the supreme court.. Not one "BRIEF" has been started on being typed.. Thus,, a complaint is being files today... Thanks

-----ALFORD, MICHAEL RAY on 1/6/2023 10:04 AM wrote:

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PLEASE SEND TYPEWRITER.. I have requested for a typewriter for several days.. Have seriously important reply motions to file to the court,(received Gov motion to dismiss- today - need respond),, and I have a constitutional due process rights to do so,, in a timely manner, to access the court, on my release motion, and all the appeals I have to litigate... Thus,, Please have a typewriter and a ribbon (commissary closed) to the unit N-A.... Thanks

-----ALFORD, MICHAEL RAY on 1/6/2023 10:00 AM wrote:

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IN SERIOUS NEED FOR TYPEWRITER.. Just received Government's motion to dismiss my release motion,, need to respond "NOW", not later, to this motion, "BEFORE" the court makes its decision!!! Course I can scribble down on yellow paper, a reply motion, but it will cause multiple pages and risk to limit my argument! All because no one wants to bring over a typewriter, which should be required by DUE PROCESS, access to the court. Thus,, because it is critical to respond to the Government's motion to dismiss, a typewriter is critical to have to comply with this motion... Please send a typewriter to the unit N-A..... Thanks

-----ALFORD, MICHAEL RAY on 1/5/2023 1:09 PM wrote:

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PLEASE SEND A TYPEWRITER AND A RIBBON TO UNIT N-A. I have court motions, appeals, supreme court appeals, and administrative proceeds that need filed that I now risk having these appeals dismissed because of missing my deadlines.. Lockey in education has mentioned that any time we go RED, a typewriter will be provided to the unit, to exercise due process access to the courts.. Please get education to send a typewriter and a ribbon (commissary closed), to unit N-A.... Thanks

-----ALFORD, MICHAEL RAY on 1/5/2023 1:04 PM wrote:

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PLEASE SEND A TYPEWRITER (AND A RIBBON) TO UNIT N-A.... I have several deadlines with court appelas, and administrative proceedings, that need filed, before I risk missing my deadlines... Thanks

-----ALFORD, MICHAEL RAY on 1/4/2023 9:02 PM wrote:

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TRULINCS 05123017 - ALFORD, MICHAEL RAY - Unit: MNA-N-A

PLEASE send a typewriter, and a ribbon, to the unit (N-A).. I have DUE PROCESS to access the court,, the district court, 3 appeals in the Eleventh circuit, and an appeal in the Supreme court... Not getting to the library and to a typewriter has severely hindered the motions and appeals to the court, thereby putting in serious risk (from my deadline) of losing my pleadings, and my cases, and my appeals,, thereby causing more time detained and away from my elderly Mother who is 84 and in a wheelchair.. Being on RED, I should have had a typewriter here days ago.. Please send a typewriter and a ribbon (commissary is closed)... Thanks

CERTIFICATE OF INTERESTED PERSONS

Michael Alford (Appellant)

Melvin Alford (Father)

Ethel Alford (Mother)

Angie Moore (Sister)

Michelle Daffin (Defense Attorney)

Jonathan Dingus (Defense Attorney)

Barbara Sanders (Defense Attorney)

Larry Bodiford (Judge)

Martin Fitzpatrick (Judge)

Robert Hinkle (Judge)

Jeffrey Tharp (US Attorney)

Jordanc Learn (US Attorney)

Lawrence Keefe (US Attorney)

Robert Davis (US Attorney)