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Boren v. Reinke Appellant's Brief Dckt. 41054

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IDAHO SUPREME COURT
COURT OF APPEALS

2013 AUG 30 A 9:34

Inmate name Gerry Boren
IDOC No. 710201766
Address P.O. Box 70010
Boise IDAHO

Appellant

IN THE SUPREME COURT OF THE STATE OF IDAHO

Gerry Boren)
)
Appellant,)
)
vs.)
)
Brent D. Reinke)
)
Respondent.)
_____)

2013-6291
Case No. 41054-2013
APPELLANT'S BRIEF

Appeal from the District Court of the ADA Judicial District
for fourth County.
The Honorable Mike Wetherell, District Judge presiding.

FILED - COPY
AUG 30 2013
Supreme Court _____ Court of Appeals _____
Entered on ATS by _____

STATEMENT OF THE CASE

- A. Introduction malicious Harassment
- B. Statement of Facts and Course of Proceedings

The director of the Department of Correction Brent A Reinke allows his officers to maliciously harass me and cause physical injury to me, because of my race and ancestry and religion that is malicious harassment therefore violating PDANO code 18-7901

ARGUMENT

A. Introduction Malicious Harrassment

B. Argument Malicious Harrassment

The Director of Department of correction Brent D. Reintke allows his officers to maliciously harass me and cause physical injury to me. Because of my race and ancestry and religion that is malicious Harrassment therefore violating Iowa code 19-7901

2. IDAHO CODE 18-7903 - B CREATES A CIVIL CAUSE OF ACTION FOR MALICIOUS HARASSMENT A PERSON BE LIABLE TO THE VICTIM OF MALICIOUS HARASSMENT FOR BOTH SPECIAL AND GENERAL DAMAGES INCLUDING BUT NOT LIMITED TO DAMAGES FOR EMOTIONAL DISTRESS AND REASONABLE ATTORNEY FEES AND COURT COSTS AND PUNITIVE DAMAGES THEREFOR IF THE A.D.M. COUNTY COURT OR FOURTH DISTRICT COURT DISMISSES THIS CIVIL ACTION IT WILL BE AN VIOLATION OF IDAHO CODE ~~18-7903~~ 18-7903 - B MALICIOUS HARASSMENT

3. DIRECTOR OF DEPARTMENT OF CORRECTIONS IS VIOLATING IDAHO CODE 18-706 UNNECESSARY ASSAULT BY OFFICER DIRECTOR OF DEPARTMENT OF CORRECTIONS ALLOWS HIS OFFICERS TO USE UNNECESSARY FORCE AGAINST ME THEREFOR UNNECESSARY ASSAULT BY OFFICERS THEREFOR VIOLATING IDAHO CODE 18-706

4. DIRECTOR OF DEPARTMENT OF CORRECTIONS BRENT D. REINKE IS VIOLATING IDAHO CODE 18-704 INHUMAN TREATMENT OF PRISONERS DIRECTOR OF DEPARTMENT OF CORRECTIONS BRENT D. REINKE ALLOWS HIS OFFICERS TO INFLICT UNNECESSARY PAIN THEREFOR VIOLATING IDAHO CODE 18-704

CONCLUSION

Therefore, appellant respectfully requests that this court [what court should do].

I ask that the supreme court to grant me a trial on the grounds

IAAHO supreme court IAAHO code or law 18-7903-12 Requires the court to grant my civil action IAAHO code 18-7903-12 creates a civil cause of action therefore IAAHO code requires the case to go to court

1. The A.W.A county court illegally dismissed my civil action that is denying me due process of law that is violating my United States constitutional rights the fourteenth amendment and violating my state of IAAHO constitutional rights article 1-13 IAAHO constitution

2. The A.W.A county court illegally dismissed my civil action by denying me the right to justice that is violating my IAAHO constitutional rights article 1-18 the right to justice

Respectfully submitted this ____ day of 8-20-13, 20__.

Sam Bern
Appellant

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the _____ day of ~~October~~ ⁸⁻²⁰⁻¹³, 20____, I
mailed a true and correct copy of the APPELLANT'S BRIEF via prison mail system for
processing to the United States mail system, postage prepaid, addressed to:

Deputy Attorney General
Criminal Division
P.O. Box 83720
Boise, ID 83720-0010


Appellant