UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

Marianne Matherly
Clerk of Court

Office of the Clerk 501 "I" Street Sacramento, CA 95814

Divisional Office 2500 Tulare Street Fresno, CA 93721

September 24, 2018

mce

Case Number: 2:18-CV-02594-KJN

Case Title: ROBERT A. GIBBS, vs. COUNTY OF SHASTA, ET AL.

Dear Litigant,

You are hereby notified that the above case number has been assigned to your action. You are to include the complete case number on all documents sent to the court for filing in this case. Failure to do so results in delayed processing of your documents.

All matters in this action shall be sent to the following address until further notice:

Office of the Clerk
United States District Court
Eastern District of California
501 "I" Street, Suite 4–200
Sacramento, CA 95814

For timely processing of your pleadings or correspondence, please comply with our Local Rules of Court, in particular:

<u>Local Rule 133</u> The court requires an original plus one copy of each document sent for filing. If you desire to receive a conformed copy for your records, you must send an original and two copies of your document and a pre-addressed postage-paid envelope for us to return your copy to you.

<u>Local Rule 135</u> Once the defendant(s) have served a responsive pleading, you are under an ongoing duty to serve them with copies of all documents you submit to the court. A proof of service shall be attached to the original of any document lodged or filed with the court, showing the date, manner and place of service. A sample proof of service is attached.

<u>Local Rule 130</u> Documents submitted to the court must be legible, on 8-1/2 " x 11" paper, with writing on one (1) side of the page only. Each separate document must be stapled at the top left corner and pre-punched with two (2) holes centered 2-3/4" apart, 1/2" from the top edge of the page. Each page should be numbered consecutively at the bottom.

Local Rule 132 Every document submitted to the court must include your name, address and prisoner identification number in the upper left hand corner of the first page. The caption on the first page must include the title of this court, the title of the action, the case number assigned to this action (including all initials and letters that follow the number), and the title of your document. If you are pursuing more than one action in this court, you must submit a separate original original document and the appropriate number of copies for each action in which you want the document filed.

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS Robert A. Gibbs				DEFENDANTS 6 hasta County - Amunicipal enti					
TOBOTO M. OTBEO				Stephanie A. Bridgett-District Attorney of Snast CodyJones-Deputy Dist. Attorney of Ghasta Co.					
(b) County of Residence o		Ghasta, CA.		County of Residence		_		star, C	<u>'</u> A
(EXCEPT IN U.S. PLAINTIFF CASES)				(IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.					
(c) Attorneys (Firm Name,	Address, and Telephone Numb	er)		Attorneys (If Known)					
	Inproper								
II. BASIS OF JURISDI	ICTION (Place an "X" in t	One Box Only).	III. CI	TIZENSHIP OF P. (For Diversity Cases Only)	RINCIP	AL PARTIES	(Place an "X" is and One Box		
☐ I U.S. Government	3 Federal Question			Pi	TF DEF			PTF	DEF
Plaintiff	(U.S. Government	Not a Party)	Citize	en of This State	1 1921	Incorporated or Pri of Business In T		□ 4	1 4
2 U.S. Government Defendant	1 4 Diversity (Indicate Citizensh	hip of Parties in Item III)	Citiz	en of Another State	2 0 2	Incorporated and P of Business In A		O 5	- 5
				en or Subject of a reign Country	3 0 3	Foreign Nation		6	□ 6
IV. NATURE OF SUIT	[(Place an "X" in One Box O	nlv)		lorge councy					
CONTRACT		ORTS		PRETTURE/PENALTY		NKRUPTCY	OTHER		
☐ 110 Insurance	PERSONAL INJURY	PERSONAL INJURY 365 Personal Injury -	ĭ □ 62	25 Drug Related Seizure of Property 21 USC 881	☐ 422 App ☐ 423 With	eal 28 USC 158	☐ 375 False (☐ 400 State R		
☐ 120 Marine ☐ 130 Miller Act	☐ 310 Airplane ☐ 315 Airplane Product	Product Liability	CJ 69	0 Other		USC 157	☐ 410 Antitru	ust	
☐ 140 Negotiable Instrument	Liability	367 Health Care/			PDIABL	DESCRIPTION OF THE PROPERTY OF	☐ 430 Banks		ng
☐ 150 Recovery of Overpayment & Enforcement of Judgment	320 Assault, Libel & Slander	Pharmaceutical Personal Injury			☐ 820 Copy	RTY RIGHTS:	☐ 450 Comm ☐ 460 Deport		
☐ 151 Medicare Act	☐ 330 Federal Employers'	Product Liability			☐ 830 Pater	nt	☐ 470 Racket	teer Influen	
152 Recovery of Defaulted	Liability	☐ 368 Asbestos Personal			□ 840 Trad	lemark	Corrup 480 Consur	ot Organizat mer Credit	
Student Loans (Excludes Veterans)	☐ 340 Marine ☐ 345 Marine Product	Injury Product Liability	- 2	LABOR	SOCIAL	SECURITY	1 490 Cable/		
153 Recovery of Overpayment	Liability	PERSONAL PROPERT		0 Fair Labor Standards	☐ 861 HIA	(1395ff)	☐ 850 Securit		odities/
of Veteran's Benefits	350 Motor Vehicle	370 Other Fraud	G 72	Act 0 Labor/Management		k Lung (923) /C/DIWW (405(g))	Exchar 890 Other S		ctions
☐ 160 Stockholders' Suits ☐ 190 Other Contract	☐ 355 Motor Vehicle Product Liability	 371 Truth in Lending 380 Other Personal 	اء/ دا	Relations	☐ 864 SSII		☐ 891 Agricui		
☐ 195 Contract Product Liability	360 Other Personal	Property Damage		0 Railway Labor Act	□ 865 RSI	(405(g))	893 Environ		
☐ 196 Franchise	Injury 362 Personal Injury -	☐ 385 Property Damage Product Liability	D 75.	1 Family and Medical Leave Act			☐ 895 Freedo:	m of Intom	nation
	Medical Malpractice	Flound Landing	□ 79¢	0 Other Labor Litigation			☐ 896 Arbitra		
REAL PROPERTY	CIVILRICHTS	PRISONER PETITION	S 🗆 79	1 Employee Retirement	-	APPEAR SUITS	☐ 899 Admin		
210 Land Condemnation	440 Other Civil Rights	Habeas Corpus:		Income Security Act		es (U.S. Plaintiff Ocfendant)		eview or App y Decision	peal of
220 Foreclosure 230 Rent Lease & Ejectment	☐ 441 Voting ☐ 442 Employment	☐ 463 Alien Detainee ☐ 510 Motions to Vacate				Third Party	☐ 950 Constit		of
240 Torts to Land	☐ 443 Housing/	Sentence Sentence				JSC 7609	State St		
☐ 245 Tort Product Liability	Accommodations	530 General	18/2000	- EMMIGRATION			1		
290 All Other Real Property	445 Amer, w/Disabilities - Employment	Other:		2 Naturalization Application		*	1		
	☐ 446 Amer. w/Disabilities -	☐ 540 Mandamus & Other		5 Other Immigration			(
	Other ☐ 448 Education	550 Civil Rights 555 Prison Condition		Actions					
	LJ 446 EGUCZHOLI	560 Civil Detainee -							
		Conditions of							
V. ORIGIN (Place an "X" in		J		The second secon	3 E.am	6 Multidistrie			
	te Court	Appellate Court	I 4 Reins Reop	ened Another (specify)	r District	Litigation	<u></u>		
	Cite the U.S. Civil Sta			o not cite jurisdictional statu					
VI. CAUSE OF ACTIO	Brief description of ca	nuse: Malicious		secution, False			cional er	motion	xal injury
VII. REQUESTED IN	CHECK IF THIS	TO 1 OF ACC ACTION	DF	MAND S - (CO O)	co C	CHECK YES only it	f demanded in	complair	nt:
COMPLAINT:	UNDER RULE 23	IS A CLASS ACTION 3, F.R.Cv.P.		EMAND \$ 3,600,00	00-	URY DEMAND:	■ Yes	☐ No	
VIII. RELATED CASE	(See instructions):								
IF ANY	,	JUDGE			DOCKE	ET NUMBER			
August 21st, 2018 SIGNATURE OF ATTORNEY OF RECORD Robert A. Gibbs prose									
OR OFFICE USE ONLY	OT N'T	ADDI VING IED		TDGE		MAG. JUD	GE.		

Robert A. Gibbs #510503	
Name and Prisoner/Booking Number	
Shasta County Jail Place of Confinement	
1655 West St. Mailing Address	
Redding, CA. 96001 City, State, Zip Code	
(Failure to notify the Court of your change of address may result	in dismissal of this action.)
	ES DISTRICT COURT TRICT OF CALIFORNIA
Robert A. Gibbs (Full Name of Plaintiff) Thinks G	
(Full Name of Plaintiff) Plaintiff,	
v.)	CASE NO. 218-CV-02594-MCC-KJN
(1) County of Shasta ~ a municipal entity) (Full Name of Defendant)	(To be supplied by the Clerk)
(2) Stephanie A. Bridgett ~ as an individual.) and in her official Capacity as District Atty.) (3) CodyTones ~ as an individual and in)	CIVIL RIGHTS COMPLAINT BY A PRISONER
(3) CodyTones ~ as an individual and in .) her official Copacity os Dep. District Atty.)	
(4) Defendant(s).	☑Original Complaint □First Amended Complaint
Check if there are additional Defendants and attach page 1-A listing them.	☐ Second Amended Complaint
A. JURIS	DICTION
 This Court has jurisdiction over this action pursuant ≥ 28 U.S.C. § 1343(a); 42 U.S.C. § 1983 	to:
☐ 28 U.S.C. § 1331; Bivens v. Six Unknown☐ Other:	Federal Narcotics Agents, 403 U.S. 388 (1971).
2. Institution/city where violation occurred: <u>Shas</u>	ta County Superior Court \ ShostaJail.

B. DEFENDANTS

1.	. The thise better is ompleyed	1 as:
	~ a municipal entity at Redding, CA.	
	(Position and Title) (Institution)	
2.	Name of second Defendant: Stephanie A. Bridgett . The second Defendant is employed as: District Attorney of Shosta County at Redding CA.	
	(Position and Title) (Institution)	
3.	Name of third Defendant: Cody Jones . The third Defendant is employed . Dep. District Attorney of Shosta County at Redding CA.	as:
	(Position and Title) (Institution)	
4.	Name of fourth Defendant: The fourth Defendant is employed at	l as:
	(Position and Title) (Institution)	
If yo	ou name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.	
	C. PREVIOUS LAWSUITS	
1. 2.	Have you filed any other lawsuits while you were a prisoner? Yes No If yes, how many lawsuits have you filed? Describe the previous lawsuits:	
	a. First prior lawsuit: 1. Parties: Robert A. Gibbs v. Stephanie Bridgett, Shasta County 2. Court and case number: recently filed no Case number yet assigned. 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) pending filing * Same defendants as this Complaint. a different Cause of action.	<u></u>
	b. Second prior lawsuit: 1. Parties:v 2. Court and case number: 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?)	
	c. Third prior lawsuit: 1. Parties:	

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

D. CAUSE OF ACTION

CLAIM I State the constitutional or other federal civil right that was violated: 4th 8th 14th Amends. to the united States Constitution, Statutes prohibiting Civil Horrassment, malicious pros. Claim I. Identify the issue involved. Check only one. State additional issues in separate claims. ☐ Basic necessities ☐ Mail ☐ Access to the court ☐ Medical care ☐ Disciplinary proceedings ☐ Property Exercise of religion ☐ Retaliation Excessive force by an officer Threat to safety Other: malicious prosecution 3. Supporting Facts. State as briefly as possible the FACTS supporting Claim I. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments. Shasta County, CA., personified by District Attorney of Shasta County and Dep District Attorney Cody Jones have as a regular well-settled, illegal, and unconstitutional practice. Custom andlor policy the malicious invidious and weaponised prosecution of defendants in Shasta County. For 5 years under the direct supervision of District Attorney Stephanie Bridgett and former District Attorney Stephen Carlton numerous Dep. District Attorneys have deliberately, unconstitutionally and maliciously prosecuted my person, including current Dep. District Attorney Cody Jones. Using Such tactics as deliberate, repeated use of irrelevent and un-charged "accusations deliberate repeated use of highly presudicial non-evidence used deliberately to inflame and politicise my case, deliberate, repeated mis-characterisation of alleged facts liberate repeated mis-statement of law and facts, deliberate repeated manipulation of the Court, deliberate reveated denial of discovery deliberate repeated filing of False and mis-leading oleadings deliberate repeated use of retaliation, and other thoroughly deplorable and unethical legal tactics, this District Attorney has Systematicall pletely and utterly attacked, undermined and Annihitated nearly every Constitutional right I have as a Criminal defendant Furthermore, the District Attornays actions have So undercut and dilluted my rights to due process, fair hearing and offective assistance of. (Cont.) **Injury.** State how you were injured by the actions or inactions of the Defendant(s). Pholonoged illegal in correration. Loss of accorditine behavior credits, denial of Bail and FairBail hearings, grove risk of Coerced plea / false undue Conviction, Severe depression and anxiety, Suicide ideation, defamation and Civil Harrassment, psychological Damage **Administrative Remedies:** 5. Are there any administrative remedies (grievance procedures or administrative appeals) available at your ☐ Yes 🔀 No institution? ☐ Yes 🛛 No Did you submit a request for administrative relief on Claim I? ☐ Yes ☒ No c. Did you appeal your request for relief on Claim I to the highest level? d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. 10 administrative remedy.

Robert A.Gibbs, plaintisf 9/65hasta Co. Jail #510503 Snasta County Jail 1655 West St. Redding, CA. 96001

Writed States District Court of California

Gibbs V. Bridgett et al.

Statement of Claim Continued;

Counsel and to absolutely insure a false Conviction. Abrogating every single shred of Neutrality or fairness, the Shasta County's District Attorneys, with the full approval of the Shasta Government, have for many years had the Well-settled and Scarcely Concealed policy or custom of maliciously prosecting Criminal defendants. Many of the people who work in the Shasta "Justice" System have and openly display a Judicial philosophy that every defendant is guilty and that no under-manded, unconstitutional or out-right illegal tactic Should be left unused in an attempt to prosecute them. When seen, in the full light of a public defender system that very often underserves defendants, an absolutely incompetent defense investigators unit, and many Judges who are either unaware of home many unconstitutional practices are actually occurring or Cannot bestir themselves to intervene and it becomes clear that the entire Shasta Justice System has become Skewed towards prosecutions.

There can be no doubt that the district attorneys office is well aware of these practices and deficiencies and simply do not Care. I have personally observed, for several years, an atmosphere of Contempt, anger, enmity and hatred for defendants that goes way beyond any conception of merely Zealous or rigorous prosecution. There is a very fine line between Zealous and persecutory and the Shasta District Attorneys have long since crossed that line. Their "prosecutions" are Charged with so much invective that you can observe in defense attorneys an obvious and marked reluctance

Robert A. Gibbs plaintiff 46 Shasta Co. Jail #510503 Shasta County Jail 1655 West St. Rrading, CA: 96001

United States District Gurt of California

Gibbs V. Bridgett et. al.

Statement of Claim Continued;

3

to put up more than token resistance. Defense attorneys are demoralised and at a Complete loss. Judges are rocket-docketing Coses So quickly that defences can never even catch up to prosecutions. Bail hearings are nearly non-existant ofter the original Setting of Bail, pre-trial hearings are mis-handled, affirmative defenses are ignored and there are no attempts to re-visit or rectify any of these denial of rights. In my cases, Several assigned District attorneys, including Cody Jones, have with-held Crucial, exculpatory discovery in an obvious attempt to gain unfair advantage. Cody Jones has repeatedly attempted, very often Successfully, to manipulate the Court by mis-representing widence, the law and using highly prestudicial, irrelevent non-evidence to keep my defense teams off-balance. Cody Jones, under the direct Supervision of D.A. Stephanie Bridgett, has tampered with evidence and submitted it to the Court (resulting in a denial of Bail). Cody Jones has communicated exparte with the Judge making deliberately false accusations against me (that the Judge repeated on the record, Causing a row in court). Cody Jones, at the direction of Stephanic A. Bridgett has done everything the can to coerce my plea, knowing full well that their Cases against me are incredibly weak and I have not received due process

Infact, it is very apparent that this D.A.'S tactics are being utilised with reckless disregard in my case, specifically, because they know they have already all but lost their cases and they are desparately attempting to coerce a plea so it will all "go away."

They seem to take no responsibility what soever for the fact that it...

Robert A. Gibbs, plaintiff Go Shasta Co. Jail #510503 Shasta CountyJail 1655 West St. Redding, CA. 96001

United States District Court of California

Gibbs V. Bridgett et. al.

Statement of Claim Continued;

(4)

Was their failure to vett their own charges and their blind and maniacally aggressive "prosecution" tactics which ultimately have backed them, rather than the defense, into a Corner. In my case, the Shasta District attorney is being hoisted on her own petard. Neither has Stephanic Bridgett learned anything from my case. This is indicative of how insular and deluded her office has become. They have long Since Confused Zealousness with pure aggression and facts and law with bald accusation and unchecked power. Instead of being in the Van-quard of fairness and neutral prosecutions in the Shasta System, instead of Setting a tone of propriety and well-reasoned adjudication, the Shasta D.A. has become the root of all evil in a thoroughly dysfunctional System. Despite the fact that it is a district attorneys responsibility to protect a citizens basic rights, the Shasta District Attorney has shown Callous indifference to my federally protected rights in her short-sighted greed to obtain an ill-gotten and grubby-handed Conviction. Stephanie Bridgett repeatedly and deplorably Confuses winning with Justice.

Because of Stephanic Bridgett and Cody Jones' aggression, I have Served twice the amount of Time in County Jail I Could have Served if Convicted of all Charges and I have Still not been brought to trial. I have suffered unbelievable stress, depression and Suicide ideation because of the atter and undeserved hopelessness of my Situation. I have had Seven defense attorneys (so far), all of whom were effectively neutralised by the district attorneys Combative and dishonest tactics. The tactics employed by the District Attorney have insured,

Robert A. Gibbs, plaintiff 46 Shasta Co. Jail #510503 Shasta County Jail 1656 West St. Redding, CA 96001

United States District Court of California

Gibbs V. Bridgett et al.

Statement of Claim Continued;

(5)

that, at every stage of my Criminal proceedings, a fundamental Constitutional right was lost, Completely presudicing every out-come. Mis-statements by the dep. District attornex at my preliminary hearing led directly to my being held to a Felony instead of a misdemeanor. Other mis-statements led directly to an aggravated bond amount. Other mis-statements led directly to the denial of my one motion to reduce bail. One mis-statement of the law has led directly to my being charged with three felonies I am not guilty of and when challenged by a 99500 motion, instead of admitting their mistake, the D.A. mis-stated the law again, Convincing the Judge to uphold the charges. Statutory procedure and Constitutional protections do not mean much when Systematically undermined by unscrupulous prosecutors. Stephanie Bridgett and several others from her office, including CodyJones, are the poster children for this type of prosecutor.

In addition to these regular practices in Shasta County, Stephanie Bridgett has also used her office to Civilly Harrass and Slander me. Several people have told me that Stephanie Bridgett has been talking to many people in the Community about me and my Case, even telling them I am dangerous and guilty (neither is true). She has politicised the case because my charges are for allegedly threatening police officers and Stephanie Bridgett is married to a police officer and all her friends are police or local government. She is singling me out for "special treatment" as a way of pandering to her police Friends. She has gone so far as to have my picture posted online and at the District attorneys office reception area, telling people I'm dangerous.

Robert A. Gibbs, plaintiff %Shasta Co. Jail #510503 Shasta County Jail 1655 West St. Redding, CA. 96001

United States District Gurt of California

Gibbs v. Bridgett et.al.

Statement of Claim Continued;

Again, I have yet to be convicted of anything, despite being held without Bail in the Shasta Jail for 3 years. In Shasta County, the accused are guilty until proven innocent, the accused are very often Jailed pre-trial and punishments need not wait for Conviction.

I am very well versed on the powers and immunities of the District Attorney and the Challenge I face in taking action to oppose her practices. However, I hereby state unequivocally that I will defend my Constitutional rights from all tyrants. Stephanie Bridgett puts on her pants the Same way I do. The only difference is that Stephanie Bridgett Seems to think her power gives her the right to Shit on my Civil rights. Wars have been fought for less. I beg this honorable Court to have the wisdom to recognise that even the elected and powerful must obey the Constitution. I am asking for the extraordinary amount of punitive damages that I am (in excess of 3 million dollars) because people who use their power to abuse good citizens must have that power checked. I would caution this honorable court that disputes that Cannot be reckneed lawfully are often taken to the streets. I am a peaceful man, but one way or another, Stephanie Bridgett must be made to see the error of her ways.

Signed underpenalty of persury,

Robert A Gibbs

E. REQUEST FOR RELIEF

State the relief you are seeking:	
I am seeking any relie	P the Court will order (injunctive,
mandamus) that will compet the District Attor	
desist this malicious prosecution a Jury-trial	to adjudicate the facts of my
allegations and Compensatory and Dunitive Do	images not to exceed three million
Six hundred thousand Dollars as I do not believe	ve that any less amount will compel
the Shasta County District attorney to and its	well-settled practice of maliciously
and unconstitutionally prosecuting Criminal	
I declare under penalty of perjury that the foregoing is true and	l correct.
Executed on	
DATE	SIGNATURE OF PLAINTIFF
(Name and title of paralegal, legal assistant, or	
other person who helped prepare this complaint)	
r and a series of the property	
(Signature of attorney, if any)	
(Bighature of autorney, if any)	
(Attorney's address & telephone number)	
(1 money b accepted to the transfer)	

ADDITIONAL PAGES

All questions must be answered concisely in the proper space on the form. If you need more space you may attach more pages, but you are strongly encouraged to limit your complaint to twenty-five pages. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages. Remember, there is no need to attach exhibits to your complaint.