

## THE GAMES CONTINUE

Saturday  
August 23, 2014

I've already made a number of posts regarding my lawsuit, but for of you who haven't read them, it all comes down to this. I was told by my Primary Care Physician (PCP) that I would be receiving some new medication but at the time, he was unable to provide me with a name as he wasn't sure what would be authorized. The next day, and every 30-days for the next 90-days, the prison pharmacy issued me a 30-day supply, which I took as instructed. What I didn't know at the time, what I had no way of knowing because we aren't provided with this information, was that the medication contained an ingredient I was allergic to, an ingredient that the prison pharmacy knew me to be allergic to, one that resulted in my suffering from permanent physical disability, and one for which I'm currently suing them now in an attempt to receive the surgery my doctor, and the experts retained by the prison, all agree that I need to correct the problem.

I filed my suit in April of this year. Shortly thereafter, a check deposit, well over twice what I was legally required to pay, was sent to me and they mailed me a receipt, along with a copy of the money order that I received. Since that time, I've made all of my monthly payments, and I have the receipts provided to me by the prison, the party who deducts this from my account, but in both cases, the local court clerk is insisting that they haven't received a single payment, despite my having receipts, at least one of which is from them, stating otherwise.

I've mailed in letter after letter complaining about this, and although each is responded to, that particular issue has never once been addressed to them. Instead, when I attempt to file a motion, they return it to me, along with a form letter with a box checked, stating that I haven't made my payments.

Now, the prison has become involved. I had a court appearance scheduled for the 21st, and I did everything in my power to notify them of this. Their response was that I needed to contact a company called Court Call, so I did and sent them all the information they needed, and their response to me was a letter asking me for the exact same information. On the day I received that letter, I also received a letter from the court, stating that the hearing had been moved to the 25th of August, so in my response to Court Call I provided them with this new information, along with copies of all of the documents I had regarding the fee waiver (with the exception of the fee waiver fee), the parties involved, the court date, etc. A little more than a week later, I walked into my cell to discover that the prison hadn't mailed the letter out. Instead, they'd simply held onto it for a while and then delivered it to me.

We're told that taking the law into your own hands is wrong, and I disagree with this, but how in the world is a person supposed to do the thing when each and every avenue available to him is intentionally blocked by the very people who are responsible for keeping them open? The clerk is intentionally lying about what they have or haven't received, and then refusing to accept anything I've tried to file. As I understand things, this is actually illegal, as they're supposed to file anything I've sent to them regardless of my financial situation. And now, the prison is playing games with my mail. As if this wasn't bad enough, they're also doing everything in their power to ignore the fact that I've got an upcoming court appearance.

On Monday, first thing in the morning, I'm going to try to get in to see my counselor. I'm going to show him the paperwork I was just sent by the Attorney General's Office, stating that a court call has been set up for that same morning. With any luck, I'll be able to make this telephonic appearance, at which time I can inform the Judge as to what's been happening. I have no doubt that I'm going to be told that there's a proper way to handle this, but at least I can make the attempt to get it on the record, and perhaps he might even understand that I **can't** pursue the proper avenue due to the limitations imposed upon me.

I'm cautiously optimistic about my chances on Monday morning. My previous attempts were unsuccessful, in large part because he was on vacation, but he's actually a pretty good guy, so I'm hoping he'll be able to pull a few strings to make this happen. Only time will tell...

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