

Timothy Charles Holmseth
320 17th Street N.W.
Unit# 17
East Grand Forks, MN
56721
218.773.1299
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www.writeintoaction.com
tholmseth@wiktel.com
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August 17, 2016

In Re: Complaint

Ashley Sanders
Deputy Clerk
U.S. Courthouse
655 1st Ave. North, #130
Fargo, ND 58102-4932

Dear Ms. Sanders,

I received the packet you sent to me containing instructions and forms for filing a case in federal court.

Please note the enclosed Complaint has been re-written and my initial correspondence is replaced by the enclosed.

Very Respectfully Submitted,
Timothy Charles Holmseth

Enclosed: Complaint, Application/Fee Waiver, CD

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.)

<p>I. (a) PLAINTIFFS</p> <p style="font-size: 1.2em; color: blue;">Timothy Charles Holmseth</p> <p>(b) County of Residence of First Listed Plaintiff _____ <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i></p> <p>(c) Attorneys (Firm Name, Address, and Telephone Number)</p>	<p>DEFENDANTS</p> <p style="font-size: 1.2em; color: blue;">City of Grand Forks et al</p> <p>County of Residence of First Listed Defendant <u>Grand Forks</u> <i>(IN U.S. PLAINTIFF CASES ONLY)</i></p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.</p> <p>Attorneys (If Known)</p>
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<p>II. BASIS OF JURISDICTION (Place an "X" in One Box Only)</p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff</p> <p><input checked="" type="checkbox"/> 2 U.S. Government Defendant</p> <p><input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)</p> <p><input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)</p>	<p>III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%;"></td> <td style="width: 10%; text-align: center;">PTF</td> <td style="width: 10%; text-align: center;">DEF</td> <td style="width: 55%;"></td> <td style="width: 10%; text-align: center;">PTF</td> <td style="width: 10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in This State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
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IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<p>PERSONAL INJURY</p> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<p>PERSONAL INJURY</p> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <p>PERSONAL PROPERTY</p> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <p>LABOR</p> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <p>IMMIGRATION</p> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <p>PROPERTY RIGHTS</p> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <p>SOCIAL SECURITY</p> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <p>FEDERAL TAX SUITS</p> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input checked="" type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)

1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from Another District (specify) 6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
42 U.S.C. 1983 Deprivation of Rights

Brief description of cause:
State/Federal law enforcement conspiring to alter police-cam of police-shooting

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ _____

CHECK YES only if demanded in complaint:
 JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY (See instructions):

JUDGE _____ DOCKET NUMBER _____

DATE _____ SIGNATURE OF ATTORNEY OF RECORD _____

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

II. PLAINTIFF. For each Plaintiff list: name and address including City, County and State.

See attached Complaint

III. DEFENDANT. For each Defendant list: name and address including City, County and State.

See attached Complaint

IV. CLAIM. State the facts of your claim. Include the name of each person involved, dates and places. Be as specific as possible. Do not give any legal argument or cite any cases or statutes. Use additional sheets of paper if necessary.

See attached Complaint

V. ADMINISTRATIVE PROCEDURES. If applicable, state whether your claim was heard by any administrative agencies; the type of proceedings; the date and place of any proceedings; the outcome of any administrative proceedings.

VI. RELIEF. State what you want the Court to do for you.

See attached Complaint

VII. SIGNATURE. Each Plaintiff must individually sign this complaint.

Signed this 18th day of August, 2016.

Timothy Charles Holmseth
Signature of Plaintiff

Signature of Plaintiff

Timothy Charles Holmseth
Printed Name of Plaintiff

Printed Name of Plaintiff

320 17th Street N.W. Unit 17
Mailing Address

Mailing Address

East Grand Forks, MN 56721
City, State, Zip Code

City, State, Zip Code

218.773.1299 or 218.230.1597
Telephone Number of Plaintiff

Telephone Number of Plaintiff

**United States District Court
District of North Dakota**

Timothy Charles Holmseth
Plaintiff,

v.

1. **City of Grand Forks/Grand Forks Police Department, University of North Dakota/University of North Dakota Police Department, State of North Dakota/North Dakota Highway Patrol, County of Grand Forks/Grand Forks County Sheriff's Office, Grand Forks County PSAP, Grand Forks States Attorney, Altru Health Systems, U.S. Customs and Border Protection,**

Defendants,

COMPLAINT

**MOTION FOR EMERGENCY
INJUNCTIVE RELIEF**

42 U.S.C. 1983

INTRODUCTION/BACKGROUND

PETITIONER is not an attorney. Due to that fact, PETITIONER previously and improperly petitioned the U.S. Court in the District of Minnesota on this matter – Case Number 16-CV-2496 (JRT/LIB). That Petition was subsequently dismissed Without Prejudice due to jurisdiction related matters.

The Judge in the Minnesota filing stated that by “all appearances” the action could have been filed in the U.S. Court – District North Dakota under 28 U.S. Code 1391.

PETITIONER was provided court forms by the U.S. Court in Minnesota to apply for permission from the Court to proceed PRO SE based upon income. That application was dismissed as MOOT.

On August 10, 2016 PETITIONER communicated requests to the North Dakota Court for proper application forms for requesting permission from the Court to proceed PRO SE until such time PETITIONER can achieve legal counsel.

PETITIONER subsequently received an information packet from the U.S. Court – District of North Dakota explaining how to file a federal case and request filing fees be

waived. PETITIONER reviewed the literature received from the North Dakota Court Administrator and does herein proceed to the best of PETITIONER'S ability.

COMPLAINT

DEFENDANT(s) is/are in violation of North Dakota Century Code 12.1-06 (Criminal Attempt – Facilitation – Solicitation - Conspiracy).

DEFENDANT(s) is/are in violation of North Dakota Century Code 12.1-11-05 (Tampering with public records).

DEFENDANT City of Grand Forks is in violation of North Dakota Century Code 44-04-01 regarding the disclosure of public records.

DEFENDANT City of Grand Forks is in violation of North Dakota Century Code 44-04-18 regarding fees associated with receiving public records.

DEFENDANT Grand Forks County PSAP is in violation of North Dakota Century Code 44-04-01 regarding the disclosure of public records.

DEFENDANT is violating PETITIONER'S Constitutional rights under the 1st Amendment.

PARTIES

PETITIONER, Timothy Charles Holmseth, is a citizen of the State of Minnesota and resides at 320 17th Street N.W, Unit 17, East Grand Forks, Minnesota.

RESPONDENTS all reside in the State of North Dakota.

1. City of Grand Forks/Grand Forks Police Department, 122 South 5th Street, Grand Forks, North Dakota
2. University of North Dakota/University of North Dakota Police Department, 300 Twamley Hall, 264 Centennial Drive, Grand Forks North Dakota
3. Altru Health Systems, 1000 South Columbia Road, Grand Forks, North Dakota
4. Grand Forks County Sheriff's Office, 122 South 5th Street, Grand Forks
5. Grand Forks Public Service Access Point, 122 South 5th Street, Grand Forks, North Dakota
6. Grand Forks States Attorney, 124 South 4th Street, Grand Forks, North Dakota
7. North Dakota Highway Patrol, 1100 North 47th Street, STE 200, Grand Forks, North Dakota.
8. U.S. Customs and Border Protection, 112 West Stutsman Street, Pembina, North Dakota, 58271

JURISDICTION

PETITIONER believes all wrongful acts, crimes, and torts set forth herein have taken place in the State of North Dakota.

PETITIONER is a resident of East Grand Forks, Minnesota.

PETITIONER believes the United States District Court, District of North Dakota has jurisdiction over the aforementioned Parties and the subject matter stated herein.

PETITIONER believes the North Dakota Federal Court has Venue per 28 U.S. Code 1391.

PETITIONER believes the North Dakota Federal Court has jurisdiction over this matter because the United States Border Patrol is a DEFENDANT.

PETITIONER'S BACKGROUND

PETITIONER is a journalist, author, publisher, songwriter, and media specialist.

PETITIONER has been interviewed by the Minneapolis FBI regarding the kidnapping of HaLeigh Ann-Marie Cummings based upon the FBI's request for information from PETITIONER'S recorded journalistic interviews with suspects in that case.

PETITIONER was deemed "credible" by Special Agent A.J. Eilerman, Minneapolis FBI.

PETITIONER has received security clearance through the United States Department of Agriculture to enter the secure spaces of a federal facility.

PETITIONER has received first place award from the North Dakota Newspaper Association for reporting and writing.

PETITIONER has participated in a large scale documentary production regarding FBI information pertaining to mass-shooting attacks on Planned Parenthood facilities; and the murder of JonBenet Ramsey.

STATEMENT OF FACTS

PETITIONER alleges DEFENDANTS are violating; and conspiring to violate; state and federal statutes.

The criminal conspiracy involves, but is not limited to, GFPD officer (former UNDPD officer) Jerad Braaten, UNDPD Chief of Police Eric Plummer, GFPD Chief of Police Mark Nelson, Grand Forks County Sheriff Bob Rost, GFPD Lt. Derik Zimmel, UNDPD Sgt. Danny Weigel, Grand Forks States Attorney David Jones.

PETITIONER has been notified by the Grand Forks Police Department that said agency intends to destroy police body-cam and dash-cam public records regarding the pursuit

and shooting of David James Elliott (hereby referred to as the 'Elliott Event') that occurred on February 27-28, 2015 in the State of North Dakota.

PETITIONER seeks for the Federal Court to halt any and all destruction of files pertaining to the Elliott Event.

PETITIONER has standing requests for public records from agencies/DEFENDANTS, (Grand Forks County PSAP, UNDPD, Grand Forks Police Department) which PETITIONER requests be filled; by Order of the Federal Court; and the fulfillment of the public records shall be in full compliance of all laws, rules, and regulations governing public records.

PETITIONER is being improperly denied public records by DEFENDANT CITY OF GRAND FORKS/GRAND FORKS POLICE DEPARTMENT (hereby referred to as GFPD) and DEFENDANT GRAND FORKS COUNTY PSAP.

PETITIONER is seeking the fulfillment of any and all Public Records requests that exist with all DEFENDANTS.

All the aforementioned Parties/Defendants were involved in the Elliott Event and accumulated records regarding the pursuit and shooting.

PETITIONER has been regularly requesting public records from involved agencies regarding the Elliott Event. PETITIONER has paid many applicable fees for said public records.

PETITIONER has been regularly reporting on the Elliott Event at www.writeintoaction.com and <https://www.facebook.com/profile.php?id=100009187154735> and <https://haleighcumplingsdotme.wordpress.com/> and <https://eastgrandforks.wordpress.com/> and <https://www.youtube.com/watch?v=To6NCQ9npr8>

PETITIONER has been defrauded by DEFENDANTS.

PETITIONER has received police-cam evidence from the GFPD that has clearly been altered using a video editor to prevent PETITIONER, and the public, from knowing the true facts and circumstances surrounding the Elliott Event.

PETITIONER received altered/tampered with records from Lt. Derik Zimmel, GFPD.

PETITIONER received altered/tampered with records from Sgt. Danny Weigel, UNDPD.

PETITIONER has produced and published a short video that serves as Prima Facie evidence that criminal alterations of police-cams have occurred. PETITIONER is

enclosing a CD with this Petition that features the video showing how the body-cams have been altered.

DEFENDANT GFPD via Police Chief Mark Nelson, set forth a "Special Order" on June 26, 2016 to change the retention dates on police-cam evidence in the GFPD's custody after PETITIONER discovered cam evidence and had been altered to hide criminal and nefarious acts.

PETITIONER asserts the "Special Order" was made in bad faith and was done in the act of a Criminal Conspiracy.

RESPONDENT UNIVERSITY OF NORTH DAKOTA – UNIVERSITY OF NORTH DAKOTA POLICE DEPARTMENT (hereby referred to as UNDPD) has provided PETITIONER public records that appear to be altered and/or tampered with.

PETITIONER has been threatened by anonymous persons using voice changing software over the telephone and Web and warned to remove all of his websites or suffer serious consequences. PETITIONER'S children and grandchild have also been threatened.

PETITIONER has obtained evidence that shows RESPONDENT(S) are involved in the commission of state and federal crimes including Conspiracy and Attempted Murder.

RESPONDENT GFPD is planning to destroy evidence for the express purpose that it shows RESPONDENT(s) attempted to murder an unarmed man, David James Elliott; and for the purpose of destroying evidence to avoid criminal prosecution.

PETITIONER was told by "David James Elliott" that he was pursued by the United States Border Patrol.

RESPONDENT is illegally withholding information regarding the involvement of the United States Border Patrol in the Elliott Event.

RESPONDENT is seeking all records regarding the involvement of the United States Border Patrol in the Elliott Event.

PETITIONER argues the following supports an Injunction:

Irreparable Harm: If RESPONDENT destroys the files in question, they will never again be retrievable through RESPONDENT'S Keeper of Records.

Clear Legal Right: PETITIONER has a clear legal right to the files, which are public record.

Consideration of Public Interest: There exists a clear public safety issue connected to this case and the files.

Legal Challenge: The stated basis for RESPONDENT'S decision to destroy the files is subject to legal challenge.

CONCLUSION

PETITIONER respectfully requests the United States District Court issue an Injunction forbidding the destruction of GFPD IR#201501332 and/or any police-cam evidence until further order of the Court.

The Order further forbids the destruction of any related files held by the University of North Dakota Police Department/University of North Dakota, Grand Forks County Sheriff's Office, Grand Forks County States Attorney's office, North Dakota Highway Patrol, Altru Health Systems, Grand Forks County PSAP, and United States Border Patrol.

Very Respectfully Submitted,
Timothy Charles Holmseth
Pro Se

Timothy Charles Holmseth
320 17th Street N.W.
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East Grand Forks, MN
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Timothy Charles Holmseth

From: Zimmel, Derik [DZimmel@grandforksgov.com]
Sent: Monday, July 11, 2016 3:31 PM
To: Timothy Charles Holmseth
Subject: RE: Records Request

Mr. Holmseth;

Your last two requests are completed. We extended you the courtesy of putting both BWC videos on the same DVD, even though they were separate requests, to save you \$20. The DVD and both receipts may be picked up at the front window of the PD as usual. Total fee due for completion of both requests will be \$20.

On a side note, I would like to provide notice of a potentially important item. According to GFPD Special Order 2015-01 (1) (D) "All BWC and MVR video released by any prosecuting agency for disposition purposes will be retained for 30 calendar days prior to their destruction." This ability to purge our system of unnecessary data is critical to our ability to function in a fiscally responsible manner, as electronic storage requirements with unlimited retention would be astronomical. We received a letter from Grand Forks County State's Attorney's Office on April 5th, 2016, authorizing the GFPD Evidence Custodian to "dispose of any evidence" related to GFPD IR#201501332, as the State has closed its file on the matter. We are well past the designated 30-day retention period (May 5th) after receipt of such a letter.

As a courtesy to you, in addition to the natural extension of the period of retention that has already occurred (over two months), and in recognition of your continued interest in this incident, we will extend the retention period of all BWC and MVR video until 4:00 pm, next Monday, July 18th. As of that date, any non-requested BWC/MVR recording will be subject to destruction, and any requested BWC/MVR video will be preserved only until such time it can be processed and redacted, and may be destroyed upon completion of meeting the request made. Additionally, per NDCC 44-04-18 (2), all requests made pertaining to this incident over the next seven day period will be treated as a single request for processing and billing purposes.

I would encourage you to plan accordingly regarding any request you are contemplating. After next Monday, you may continue to make requests as you wish, but it will be increasingly likely that the answer may be, "the requested record does not exist".

I just wanted to ensure you were aware of this, and provide you an opportunity to complete whatever requests you wanted to make.

Lt. Derik J. Zimmel
Office of Professional Standards
Grand Forks Police Department
Office: 701-787-8184
Cell: 701-740-0763
dzimmel@grandforksgov.com

CONFIDENTIAL & PRIVILEGED COMMUNICATION

This e-mail, and any attachments, is confidential and privileged. The information contained herein is intended only for the review and use of the recipient(s) named above. If you have received this e-mail in error,

8/17/2016

GRAND FORKS POLICE DEPARTMENT**SPECIAL ORDER 2015-01****REVISED**

SUBJECT: Retention Schedule for Body Worn Camera and Mobile Video Recording Systems

ISSUED BY: Mark Nelson, Chief of Police

EFFECTIVE DATE: 06-26-2016

DISTRIBUTION: All Personnel via GFPD Dashboard, Memorandums/Guidance Letters

The following is the retention schedule for the Mobile Video Recording (MVR) and Body Worn Camera (BWC) Systems. All MVR and BWC video will be deleted upon the completion of the appropriate Court/NDCC requirements or as follows:

A) MVR

Type of Call	Retention Period
Urgent Response	90 days
Traffic Stop (no citation)	30 days
Traffic Stop (citation)	90 days
Criminal Incident	180 days
Traffic Crash Investigation	90 days
DUI Arrest	180 days
Other	30 days

B) BWC: Classified (Entered into DIMS)

Type of Call	Retention Period
Traffic Stop (no citation)	30 days
Traffic Stop (citation)	90 days
Criminal Incident	Guided by NDCC Statute of Limitations
Other	30 days

C) BWC: Unclassified (Entered into BWC video repository)

Type of Call	Retention Period
All Types of Calls	30 days

D) All BWC and MVR video released by any prosecuting agency for disposition purposes will be retained for 30 calendar days prior to their destruction.

II This Special Order rescinds and replaces Special Order 2014-18 dated December 4, 2014.

II This Special Order revises Special Order 2015-01 dated February 24, 2015.



CITY OF GRAND FORKS

P.O. BOX 12909
GRAND FORKS, NORTH DAKOTA 58208-2909

OFFICE OF CITY ATTORNEY

July 28, 2016


Timothy Charles Holmseth
320 17th St. NW Unit #17
East Grand Forks, MN 56721

Dear Mr. Holmseth:

Your July 25, 2016 email to Mark Nelson with regard to an apparent open records request has been referred to me. As you indicated in your email you have apparently initiated some form of litigation or civil action with the United States District Court for the District of Minnesota. As a result of that undertaking all requests for the production of documents, including request for public documents, must be made in accordance with applicable discovery provisions under the Federal Rules of Civil Procedure. This process is also mandated by the provisions of N.D.C.C. § 44-04-18(6).

Sincerely,

OFFICE OF THE CITY ATTORNEY


Howard D. Swanson
City Attorney

HDS/gkf