

BBBIN

10-3-2011

10-3-2011

Case #  
10-1389

To the  
Honorable Margaret Clark  
Clerk of Court  
Court of Appeal  
the First Circuit

From

James N. Thivierge

106 West St

Amesbury MA 01913

2011 OCT -3 P 3:1

Subject Stay of Motion Date  
Re: 41

106 Friend Street  
Amesbury, MA 10193  
October 3, 2011

United States Court of Appeals  
For the First Circuit, John Joseph Moakley  
1 Courthouse Way, Suite 2500, Boston, MA 02210

Case Number 10-1389

James N. Thivierge, Plaintiff- Appellant

Versus

Town of Amesbury  
Mayor Kezer; Town Assessor; Town Clerk; Agent of the Library;  
Defendants-Appellees

To the Honorable Ms. Margaret Carter, Clerk of the United States Court of Appeals in the First Circuit a request for a Stay of the Mandate from the Order entered September 26, 2011:

The Plaintiff-Appellant, James N. Thivierge, Pro-Se "in forma pauperis" moves for a stay of the mandate until further order of the court, on the grounds that the appellant expects and intends, in good faith, within the time allowed by law, to apply to the Supreme Court of the United States of America by petition for a review under the Federal Rules of Appellate Procedure, Rule 41 for a review on writ of certiorari of the order.

The substantial issue in question "the abridgement of my voting rights on February 5, 2008, the date of the Presidential Preference Primary," as enabled by chapter 179 of the Acts of 2007, the no trespass letter issued by the Town of Amesbury on December 19, 2007 responded to by the plaintiff on December 24, 2007 and earlier 09.17.2007 to another letter issued by the town of Amesbury, is still in force and not lifted till the result of a mid-summer agreement, as well as other infringements cited on December 26, 2007 in a brief filed in the Newburyport Superior Court subsequently involving violations of the Ninth Amendment and the Massachusetts Declaration of Rights, plus another issue involve with the Presidential Preference Primary, February 5, 2008 and the election of town committees.

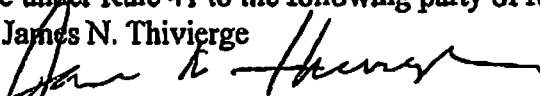
I believe good cause exist because The Town of Amesbury violated my civil rights "abridges my right to vote" on the day of the Massachusetts Presidential Primary February 5, 2008 with the 'No Trespass letter" in force under section 1973 and 1973c of the Voting Rights Act. My reinstatement to the library via the Judge's ruling on February 4, 2010 of the trail realizes that the plaintiff knew the law on the issue and the Town of Amesbury erred was negligent, and that the Mayor violates his oath of office, as well as other issues identified.

The appellant is ready within the bounds of 'ad pauperis" able and willing to make a good sufficient bond, conditioned as provided by law.

Have a substantial issue(s) and, I believe, good cause, and within the time frame, and seek appropriate relief, and a stay of the mandate.

Respectfully, James N. Thivierge, Plaintiff-Appellant, Case 10-1389

Certificate of Service, I, James N. Thivierge, hereby certify that on the below date, I faxed a copy of the foregoing, A Request for a Stay of the Mandate under Rule 41 to the following party of record Atty, Katherine Doyle, Kopelman and Paige 10.3.2011. Dated James N. Thivierge



10-1389

10-3-2011

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BEVIN  
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To the  
Honorable Margaret Clark  
Clerk of United States  
Court of Appeals  
the First Circuit

From  
James N. THIVIERY  
106 West St  
Amherst MA 01913

Subject Stay of Main Order  
Re: 41

10-3-2011  
Case Number 10-1389

Begin

to the  
Honorable Margaret Clarke  
Clerk of the United States  
Court of Appeals for the  
First Circuit

2011 OCT -3 P 3:02

From  
James N Thivierge  
106 Friend St.  
Amesbury, MA 01913

Subject "Stay of Mandate"  
under Rule 41  
~~September~~ 26, 2011 - ORDER  
one correction "trial" to  
"TRIAL"

106 Friend Street  
Amesbury, MA 10193  
October 3, 2011

United States Court of Appeals  
For the First Circuit, John Joseph Moakley  
1 Courthouse Way, Suite 2500, Boston, MA 02210

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Versus

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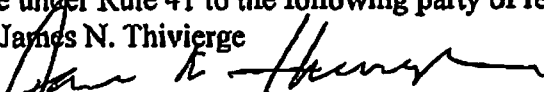
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Spd

10-3-201

CASE No: 10-1389

correction "trial" to  
"trial"

copy  
over  
Burg  
memo

10-3-2011

Case Number 10-138,

to the  
Honorable MARGARET CLARKE  
Clerk of the United States  
Court of Appeals for the  
First Circuit

From  
James N. Thivierge  
106 Friend St.  
Amesbury, MA 01913

Subject "Stay of Mandate"  
under Rule 41  
~~September~~ 26, 2011 - ORDER

one correction

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"TRIAL"

United States Court of Appeals  
For the First Circuit, John Joseph Moakley  
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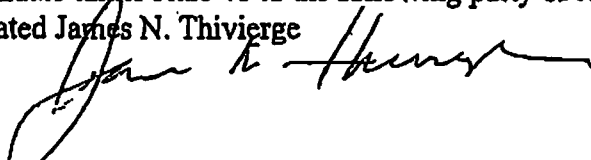
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*Handwritten mark*

10-3-201

CASE No. 70-1389

Correction "trial" to  
"trial"

MR George Kretz  
one-manager

10-3-2011

10-3-2011

10-1389

BEBIN  
EAD

To the  
Honorable Margaret Clark  
Clark J Civil Sides  
Civil J Appellate  
the First Circuit

From

James N. THURICKY

106 Broad St

Amherst MA 01913

Subject Stay of Motion Date

Rule 41

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October 3, 2011

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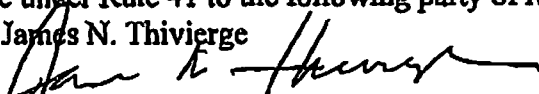
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Attorneys Boyle & Reich

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Case #

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Clerk of Circuit Superior  
Court of Appeals in  
the First Circuit

From

James N. THURICOM

106 Broad St

Amherst MA 01913

Subject Stay of Main Order

Doc 41