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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	JERRY F. STANLEY,	No. 2:95-CV-1500 JAM CKD
12	Petitioner,	DEATH PENALTY CASE
13	V.	
14	WARDEN, San Quentin State Prison,	<u>ORDER</u>
15	Respondent.	
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17	On December 10, 2014, the undersigned held a hearing on petitioner's counsel's motion to	
18	impose sanctions on attorney Jack Leavitt. Petitioner's appointed attorneys Joe Schlesinger and	
19	Tivon Schardl appeared, as did Mr. Leavitt. The court first considered Mr. Leavitt's request for	
20	reconsideration (ECF No. 968). Because Mr. Leavitt does not represent petitioner in these	
21	proceedings and because Mr. Leavitt provided the court no reason to reconsider its order limiting	
22	Mr. Leavitt to filing only a response to the motion for sanctions, the request for reconsideration	
23	will be denied. Next, the court noted Mr. Leavitt's concerns, expressed in his request for	
24	reconsideration, that he had not received service of the court's November 10 and November 26,	
25	2014 orders. The docket reflects that the Clerk's Office served copies of both orders upon Mr.	
26	Leavitt by U.S. mail to the address Mr. Leavitt has used in documents filed here, 1019 Merced	
27	St., Berkeley, CA 94707. If Mr. Leavitt wishes mail from the court to be sent to a	
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different address, he should provide it. The court then turned its attention to petitioner's motion for sanctions.

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## MOTION FOR SANCTIONS

Petitioner's counsel seek the imposition of sanctions against attorney Jack Leavitt for violation of orders which prohibit Mr. Leavitt from filing documents or appearing in this matter. Petitioner's counsel's motion is considered with the history of this litigation in mind.

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I.

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## **Background**

8 In an October 22, 2002 order, Magistrate Judge Hollows, who was previously assigned to this 9 case, set out in some detail the actions of petitioner Stanley and attorney Leavitt which had 10 delayed and complicated these proceedings. Judge Hollows described petitioner's continual 11 complaints about "every attorney and jurist who has been involved in this case." (ECF No. 365 at 12 2.) He also described the seesawing nature of petitioner's complaints. While petitioner has 13 requested dismissal of these proceedings at various times, he appears to have changed his mind 14 just as frequently. (Id. at 3-7.) Between 1998 and 2002, some of the filings were made by 15 attorney Jack Leavitt. (Id.)

16 Judge Hollows found that petitioner had authorized his petition to go forward and determined 17 that he would "not entertain any further requests to find to the contrary, nor will the court 18 entertain prospective, related requests to withdraw the petition." (Id. at 8-9.) Judge Hollows 19 further found attorney Leavitt had aided in petitioner's "quest to disrupt these proceedings, and 20 the record in this case reflects his only purpose for being 'retained' by petitioner Stanley is to 21 continue the disruption." (Id. at 9.) Judge Hollows specifically ordered that "Attorney Leavitt is 22 not permitted to appear in this action, and he shall file no further pleadings in this action." (Id.) 23 "Further filings by attorney Leavitt in this case will result in sanctions or contempt proceedings." 24 (Id.)

Less than a year later, attorney Leavitt was back (See ECF Nos. 385, 437 at 2-4.) and petitioner Stanley continued to submit numerous pro se filings. In December 2003, petitioner's counsel filed a motion to sanction Mr. Leavitt. (ECF No. 409.) In January 2004, Judge Hollows held a hearing on the motion. Attorney Leavitt's position was that he had filed documents on

1 petitioner Stanley's behalf because "he was Stanley's real lawyer and the court should recognize 2 him as such." (ECF No. 437 at 4.) Judge Hollows found that Mr. Leavitt had violated the 3 October 22, 2002 order and had done so in bad faith. (Id.) In February 2004, Judge Hollows 4 imposed over \$10,000 in sanctions for actions Mr. Leavitt had taken in federal court. (Id. at 7.) 5 Judge Hollows declined to impose sanctions for Mr. Leavitt's actions outside this federal habeas 6 proceeding, finding those issues better addressed by the State Bar. (Id. at 6.) Mr. Leavitt sought 7 reconsideration of the imposition of sanctions. In May 2004, the district judge denied that 8 request. (ECF No. 458.) In doing so, the district judge noted that the points raised by attorney 9 Leavitt "are not relevant and raise no issues of material fact." (Id. at 4.) 10 Since May 2004, petitioner Stanley has filed dozens of pro se letters, which, among other 11 things, complain about his attorneys, complain about judges assigned to this case, request 12 dismissal of the case, and contradict claims made in the petition which he had approved. While 13 petitioner attached documents showing attorney Leavitt's involvement in proceedings in Tehama 14 County, with the prison, with the FBI, with the State Bar, and in state court, as petitioner's 15 "retained attorney," it does not appear that Mr. Leavitt filed anything in this court until recently. 16 On October 19, 2005, petitioner filed a proper request for a competency determination 17 because he felt he was "not competent to assist my attorneys any further." (ECF No. 566.) In 18 November 2005, petitioner's appointed attorneys followed up on that request by making a formal 19 motion to determine petitioner's competency. (ECF No. 579.) Petitioner filed a second pro se 20 request for a competency determination in December 2005. (ECF No. 595.) On December 21, 21 2005, Judge Hollows found petitioner's conduct manipulative, rather than indicative of 22 incompetence, and rejected the request for a competency proceeding. (ECF No. 611.) The 23 district judge adopted that recommendation. (ECF No. 654.) Since then, petitioner has filed 24 several pro se requests to "reopen competency hearing." (ECF Nos. 769, 774, 782, 870.) 25 In April 2007, the Court of Appeals ordered this court to respond to petitioner's request "to remove his current habeas counsel based upon alleged irreconcilable conflicts and complaints of 26 27 neglect." (ECF No. 802.) In that proceeding, Ninth Circuit case no. 07-71216, the Court of ///// 28 3

Appeals received responses from respondent, Judge Hollows,<sup>1</sup> petitioner Stanley, and attorney
 Jack Leavitt. According to the Court of Appeals' docket, Mr. Leavitt's declaration was filed "in
 support of Jerry Stanley's petition contending that a conflict exists with his court-appt'd attys."
 On September 4, 2007, the Court of Appeals denied Stanley's pro se petition for mandamus
 relief. (ECF No. 819.)

6 In 2011 this case returned to state court for a determination of the feasibility of a retrospective 7 competency proceeding and, after it was determined to be feasible, a competency proceeding. 8 The feasibility proceeding was initiated by the state in Butte County, where petitioner's trial was 9 held. Petitioner was appointed a local attorney, Dennis Hoptowit. Attorney Leavitt attempted to 10 be appointed in that proceeding, but the judge refused. (ECF No. 945-1 at 6-7.) When the case 11 was transferred to Lake County for the competency proceeding, petitioner requested attorney 12 Leavitt's appointment. The state's attorney told the Lake County judge that Mr. Leavitt had been 13 barred from appearing in federal court and in Butte County. Petitioner argues Mr. Leavitt mislead 14 the Lake County judge by claiming that he had not exactly been "barred" from appearing in other 15 courts. The Lake County judge appointed Mr. Leavitt as petitioner's counsel for purposes of the 16 retrospective competency proceeding.

17 Petitioner Stanley was the only witness at the 2011 competency hearing. (ECF No. 947 at 5.) 18 He testified that he was competent at the time of his 1993 trial. He also testified that the 19 allegations regarding juror Mitts' misconduct at the 1993 competency trial (that she failed to 20 reveal on voir dire that she had been the victim of sexual assault) were known to his trial 21 attorneys and that his federal attorneys have perpetrated a fraud on this court by making that juror 22 misconduct claim, which claim was the basis for this court's prior grant of competency phase 23 relief. In October 2011, Stanley again requested that attorney Leavitt represent him in these 24 federal proceedings. (ECF No. 880.)

Thereafter, petitioner Stanley recommenced submitting numerous pro se filings complaining
of various things. While he frequently mentioned dismissing this proceeding, he was not single-

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 &</sup>lt;sup>1</sup> Judge Hollows' memorandum filed in response to the Court of Appeals' order was docketed in the instant case at ECF No. 801.

1 minded in doing so. Many filings addressed other issues, such as the prison's treatment of 2 Stanley and conflicts with his attorneys. Stanley also indicated that he wished to continue with 3 this case. In an August 2014 status report, petitioner's counsel stated: 4 Mr. Stanley in telephone conversation with Mr. Schlesinger (and in subsequent voicemail messages) specifically requested that this 5 status report include the fact that Mr. Stanley expressly disavows the representations made by Mr. Leavitt in Doc. 933, that he wishes 6 the entirety of Mr. Leavitt's files to be produced to Mr. Schlesinger, that he wishes to continue to be represented by Mr. Schlesinger (but 7 not by Mr. Olive or Mr. Schardl), and would be pleased if Mr. Leavitt lost interest in his case. 8 9 (ECF No. 934 at 5 n.3.) 10 Also in August 2014, shortly after the Ninth Circuit dismissed petitioner's appeal of this 11 court's decision that petitioner must exhaust his challenges to the feasibility and retrospective 12 competency proceedings held in state court, Mr. Leavitt filed a document entitled "Request for 13 Relief to Protect Confidentiality and to Prevent Continuation of Unethical Procedures." (See 14 ECF No. 947-1 at consec. p. 67.) Petitioner Stanley did not sign this document. Rather, Mr. 15 Leavitt submitted it on Stanley's behalf with a declaration that he had the right to do so based on 16 a telephone conversation with Stanley. In that "Request for Relief," Mr. Leavitt and petitioner 17 challenge petitioner's counsel's attempts to obtain Mr. Leavitt's files from the state proceedings. 18 Shortly thereafter, in a document apparently prepared and served by attorney Leavitt, but 19 signed by Stanley, petitioner states that he is dismissing his appointed attorneys and his "only 20 legal representative is Jack Leavitt." (ECF No. 937.) In an October 3, 2014 order, the court 21 informed Mr. Leavitt that "any further filings he makes with this court may subject him, again, to 22 sanctions," and instructed the Clerk to remove his "Request for Relief . . ." from the docket. 23 (ECF No. 940.) In an October 20 letter to the court, that appears to have been prepared by Mr. 24 Leavitt, Stanley says, among other things, that he wants only Mr. Leavitt to represent him. (ECF 25 No. 944.) On October 24, petitioner's counsel made the present motion for sanctions. (ECF No. 947.) 26 The court informed Mr. Leavitt that he could file a response "limited to explaining why this court 27 28 should not impose sanctions and/or find him in contempt of court." (ECF No. 949.) Mr. Leavitt

filed a response. (ECF No. 964.) He also attempted to file a declaration from petitioner Stanley,
 a motion to dismiss the sanctions motion, and a motion to have Stanley present at the hearing on
 the sanctions motion. The court refused to permit these documents to be filed. (ECF No. 962.)
 Petitioner's counsel filed a reply brief. (ECF No. 966.)

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II.

Legal Standards

There are multiple bases upon which a court may impose sanctions. First, violation of court 6 7 orders can result in a finding of contempt. 18 U.S.C. § 401. Petitioner's counsel meet this 8 standard by showing a violation through clear and convincing evidence. Ahearn v. Int'l 9 Longshore and Warehouse Union, 721 F.3d 1122, 1129 (9th Cir. 2013). Second, a court has the 10 statutory authority to sanction "[a]ny attorney . . . who so multiplies the proceedings in any case 11 unreasonably and vexatiously" by requiring him "to satisfy personally the excess costs, expenses, 12 and attorneys' fees reasonably incurred because of such conduct." 28 U.S.C. § 1927. Imposing 13 sanctions under section 1927 requires a finding that the sanctioned party acted in bad faith. 14 Trulis v. Barton, 107 F.3d 685, 694 (9th Cir. 1995). Judge Hollows imposed sanctions in 2004 15 under this section and under the court's inherent power to do so. (ECF No. 437 at 5.) This 16 inherent power to punish attorneys who willfully disobey court orders is the third basis for 17 imposing sanctions. Again, a court must find the attorney acted in bad faith. Roadway Express, 18 Inc. v. Piper, 447 U.S. 752, 765 (1980). Finally, Rule 11 of the Rules of Civil Procedure provides 19 for the imposition of sanctions when an attorney presents a document to the court "for any 20 improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of 21 the litigation."

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III. Discussion

Petitioner's counsel complain of three documents filed recently. Mr. Leavitt argued that he has not violated the orders barring him from filing documents in this proceeding. The first document petitioner complains of was the "Request for Relief to Protect Confidentiality and to Prevent Continuation of Unethical Procedures." It was filed August 28, 2014 as docket number 933, and removed from the docket by order dated October 3, 2014. (ECF No. 940.) Petitioner's counsel provided a copy of that document as Exhibit E to the motion for sanctions. (ECF No. 947-1 at 67-72.) While the document was prepared by Mr. Leavitt, and is not signed by
petitioner Stanley, Mr. Leavitt states he prepared it at the behest of Stanley. Technically, then,
Mr. Leavitt argued, it was Mr. Stanley who filed the document, and the filing was not in violation
of the bar on filings by Mr. Leavitt. The court rejects Mr. Leavitt's argument; there is no question
that the filing violated both the letter and the spirit of Judge Hollows' October 22, 2002 order
barring Mr. Leavitt from appearing in this case and holding that "[f]urther filings by attorney
Leavitt in this case will result in sanctions or contempt proceedings." (ECF No. 365 at 9.)

8 Two subsequent filings were prepared by Mr. Leavitt, but signed by petitioner.<sup>2</sup> (ECF
9 Nos. 937, 944.) The first document makes clear Mr. Leavitt's participation because he served it.
10 The docket does not reflect who submitted the second document to the court or served it on
11 counsel.

Petitioner's counsel next complains about documents Mr. Leavitt sought to file, but this court refused to file, along with his opposition to the sanctions motion. (See ECF No. 962.) It is true that the attempt to file those documents directly contravened this court's order that Mr. Leavitt only file an opposition to the sanctions motion. The fact that the court intervened before the documents made their way onto the docket is important only in determining the amount of work they caused petitioner's counsel. The documents were served upon petitioner's counsel and likely caused counsel to prepare to oppose them.

Petitioner's counsel also complain about actions Mr. Leavitt has taken outside this court,
which have had repercussions in this proceeding. In fact, petitioner's counsel submitted a
supplemental brief detailing Mr. Leavitt's state-court conduct in more detail. (ECF No. 971.)
Whether or not this court has authority to sanction Mr. Leavitt for that conduct, it will not do so.
Representations Mr. Leavitt has made to other courts should be dealt with either by those courts
or through State Bar proceedings.<sup>3</sup> To the extent Mr. Leavitt's actions in state court affect

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<sup>2</sup> Mr. Leavitt does not deny petitioner's counsel's claim that he prepared these documents.

 <sup>&</sup>lt;sup>3</sup> The court declines petitioner's counsel's request that the court initiate State Bar or federal criminal proceedings against Mr. Leavitt. (ECF No. 971 at 9-10.) Petitioner's counsel are certainly welcome to do so if they see fit.

discovery and other proceedings here, his conduct can be addressed in the course of those
 proceedings. For example, the court will entertain petitioner's counsel's further requests for
 sanctions for any disruptive or stonewalling tactics employed by Mr. Leavitt with respect to the
 discovery recently authorized by this court.

5 Despite the fact that the basis for petitioner's counsel's sanctions motion is Mr. Leavitt's 6 contravention of court orders, Mr. Leavitt spent significant court time arguing matters which 7 indicate he could have, but chose not to, comply with those orders. Mr. Leavitt claims (1) that he 8 represents petitioner as his "retained" attorney; (2) that petitioner's appointed attorneys are not 9 acting in accordance with petitioner's wishes; and (3) that petitioner wants to dismiss this 10 proceeding and end all challenges to his conviction and sentence. This court will briefly address 11 each of Mr. Leavitt's points.

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# A. <u>Attorney Leavitt's Claim that he Represents Petitioner</u>

13 First, as Mr. Leavitt has been informed numerous times previously, he does not represent 14 petitioner in these proceedings and he will not be allowed to do so. Mr. Leavitt argues that 15 petitioner has a right to choose his counsel. He cites cases involving a criminal defendant's right 16 to counsel under the Sixth Amendment. (ECF No. 964 at 16 (citing Bland v. California Dept. of 17 Corrections, 20 F.3d 1469 (9th Cir. 1994) (habeas review of petitioner's claim that he was denied Sixth Amendment right to counsel at state criminal trial) and Schell v. Witek, 218 F.3d 1017 (9th 18 19 Cir. 2000) (same)); see also United States v. Gonzalez-Lopez, 548 U.S. 140, 146-47 (2006); 20 United States v. Rivera-Corona, 618 F.3d 976, 979 (9th Cir. 2010). While those cases may be 21 instructive, they are not on point because petitioner Stanley does not have a Sixth Amendment 22 right to counsel in a federal habeas proceeding. Pennsylvania v. Finley, 481 U.S. 551, 555 23 (1987); Bonin v. Vasquez, 999 F.2d 425, 429 (9th Cir. 1993). The right to counsel for a death-24 sentenced petitioner in a federal habeas corpus proceeding is statutory. See 18 U.S.C. §3599. 25 Even in the Sixth Amendment context, however, petitioner Stanley would not have an 26 absolute right to choose his own attorney. The Court of Appeals recently explained the scope of 27 that right:

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1 A defendant who can hire his own attorney has a different right, independent and distinct from the right to effective counsel, to be 2 represented by the attorney of his choice. The right to retained counsel of one's choice is not absolute: A defendant may not "insist 3 on representation by a person who is not a member of the bar, or demand that a court honor his waiver of conflict-free representation," and the Supreme Court has "recognized a trial 4 court's wide latitude in balancing the right to counsel of choice 5 against the needs of fairness ... and against the demands of its calendar." Gonzalez-Lopez, 548 U.S. at 152. . . . In general, a defendant who can afford to hire counsel may have the counsel of 6 his choice unless a contrary result is compelled by "purposes 7 inherent in the fair, efficient and orderly administration of justice." Rivera-Corona, 618 F.3d at 979 (citing Gonzalez-Lopez, 548 U.S. at 147-48; United States v. 8 9 Ensign, 491 F.3d 1109, 1115 (9th Cir. 2007)). In 2012, the Supreme Court considered what standard a district court should use "to 10 adjudicate federal habeas petitioners' motions to substitute counsel in capital cases." Martel v. 11 Clair, U.S. , 132 S. Ct. 1276 (2012). The Court determined that counsel should be 12 substituted when it is "in the interests of justice." Id. at 1284. That standard is "context-specific" 13 and permits considerations such as avoiding undue delay, the timeliness of the motion, and the 14 extent of any conflict or breakdown in communication between lawyer and client. <u>Id.</u> at 1287. 15 This court must approve any substitution of attorneys. E.D. Cal. Local Rule 182. For two 16 significant reasons, Mr. Leavitt will not be permitted to substitute for petitioner's current counsel. 17 First, Mr. Leavitt's history in this case gives this court every reason to think that allowing him to 18 represent petitioner would interfere with the fair and efficient administration of justice. Mr. 19 Leavitt has intentionally disrupted these proceedings, and was sanctioned over \$10,000 for doing 20 so. Second, Mr. Leavitt has a conflict of interest in representing petitioner in this federal 21 proceeding. Currently, petitioner is challenging the conduct of the feasibility and retrospective 22 competency proceedings held in Butte and Lake Counties in 2011. Because there are legitimate 23 questions about Mr. Leavitt's conduct when he represented petitioner in the retrospective 24 competency proceeding, he may not also represent petitioner here. Even should petitioner waive 25 any conflict, this court is not bound to accept that waiver, and would not do so. See Gonzalez-26 Lopez, 548 U.S. at 152 (A defendant may not "demand that a court honor his waiver of conflict-27 free representation."); Rivera-Corona, 618 F.3d at 979. 28

Finally, Mr. Leavitt's argument that Judge Hollows' 2002 and 2004 orders regarding his conduct are invalid, and thus need not be heeded, is not relevant to this sanctions motion. <u>See</u> <u>United States v. Ayres</u>, 166 F.3d 991, 995 (9th Cir. 1991) ("It is a 'long-standing rule that a contempt proceeding does not open to reconsideration the legal or factual basis of the order alleged to have been disobeyed and thus become a retrial of the original controversy."") (quoting <u>United States v. Rylander</u>, 460 U.S. 752, 756-57 (1983)). The time to challenge the 2002 and 2004 orders is long past.

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#### B. Assertions of Conflict between Petitioner and his Appointed Attorneys

9 Petitioner has complained about every attorney and every jurist since the inception of this 10 case. His pro se filings demonstrate a wide variety of complaints about his current attorneys. A 11 few recent missives include complaints that appointed counsel have deprived petitioner of his 12 personal files, are attempting to prove petitioner perjured himself during the state court 13 retrospective competency proceeding, misled the court about the validity of the juror misconduct 14 claim, and have committed various acts that have offended or angered petitioner in some way. 15 This court has nothing but the utmost respect for petitioner's appointed attorneys. 16 Throughout these exhausting proceedings, they have represented petitioner professionally and 17 well. Petitioner's history in this proceeding shows that he attempts to disrupt proceedings by

18 complaining about his attorneys. This court will not allow petitioner to continue to do so here.

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C. Petitioner's Request to Abandon this Action

On and off in his letters to the court, petitioner has stated that he wants to "dismiss <u>all</u>
appeals," "<u>dismiss my habeas</u> proceedings," or "waive further appeals." (<u>E.g.</u>, ECF Nos. 917,
918, 919, 922, 928, 930.) Letters submitted by petitioner in the last several months have not
included that request, however. (ECF Nos. 941, 958, 960, 967.) Rather, since early August 2014,
any indication that petitioner wishes to abandon this case appears only in submissions prepared
by attorney Leavitt. (ECF Nos. 937, 944, 964.)

A federal habeas petitioner has a right to "guide the course of his litigation, including
dismissing his action . . ., provided he is mentally competent to do so." <u>Mason v. Vasquez</u>, 5
F.3d 1220, 1223 (9th Cir. 1993); <u>Dennis v. Budge</u>, 378 F.3d 880 (9th Cir. 2004). As described

above, this court has already gone down the path of determining petitioner's competence to waive
his appeals, only to have petitioner change his mind when it appeared that waiver would be
accepted. The court then informed petitioner that it would accept his approval to go forward with
this case as his final say on that issue. (ECF No. 365 at 6-9.) "The court will not entertain any
further requests to find to the contrary, nor will the court entertain prospective, related requests to
withdraw the petition." (Id. at 8:26 – 9:1.)

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# D. Merits of Sanctions Motion

8 Judge Hollows' 2002 and 2004 orders, and the undersigned's October 2014 order, were 9 clear – Mr. Leavitt may not file documents or otherwise participate in this proceeding. Mr. 10 Leavitt filed documents on August 21 and September 12, and attempted to file three documents that were not responsive to the undersigned's October 3 order.<sup>4</sup> Each of those documents 11 contravened the court's orders. Mr. Leavitt provided this court with no reason why he was unable 12 13 to comply with those orders. He explained only why he felt he need not comply. Mr. Leavitt's 14 bad faith is demonstrated by his knowledge that he is violating court orders. His conduct is 15 sanctionable. See Ayres, 166 F.3d at 996 (argument that the refusal to comply with an order was 16 justified because the order was invalid is effectively conceding contempt).

17 For the foregoing reasons, and good cause appearing, IT IS HEREBY ORDERED as18 follows:

- Mr. Leavitt's December 5, 2014 Request for Reconsideration (ECF No. 968) is
   DENIED.
- Petitioner's counsel's October 24, 2014 Motion for Sanctions (ECF No. 947) is
   GRANTED. Within fifteen days of the filed date of this order, petitioner's counsel
   shall file and serve upon Mr. Leavitt a statement setting forth the fees and costs
   incurred as a result of Mr. Leavitt's inappropriate filings dated August 21 and
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the court feels it must consider it like petitioner's other letters filed in pro per.

<sup>&</sup>lt;sup>4</sup> Petitioner's counsel also points to the typed letter filed by petitioner Stanley on October 20 (ECF No. 944). While it appears quite likely Mr. Leavitt prepared that letter, and he does not deny that he did so, there is no indication that he is the one who sent it to the court for filing. Thus, it does not directly contravene the court's orders and, for purposes of this sanctions motion,

1	September 12, and three attempted filings served on petitioner's counsel in November.	
2	3. Within fifteen days of service of petitioner's counsel's statement, Mr. Leavitt may file	
3	a response. That response may be filed in paper. Mr. Leavitt is warned that any other	
4	filing by him will be considered a violation of court orders and sanctionable.	
5	Dated: December 19, 2014 Caroby II. Delan	
6	CAROLYN K. DELANEY	
7	UNITED STATES MAGISTRATE JUDGE	
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9	Stanley sanctions.or	
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