

FILED

NOV 04 2010

U.S. DISTRICT COURT
INDIANAPOLIS, INDIANA

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

DAVID W LINDER,
Plaintiff,

:

vs.

:

WIKIPEDIA.ORG AND/OR
WIKILEAKS.ORG,
Defendant.

:

:

:

:

Motion For Injunctive
Relief Ordering Wiki.org
To Post My Side of the
Story on Operation Web
Trypt

1 : 10-cv-1566 SEB-DML

:

Case No. _____

I do not know if the two named defendants are related in any way. The goal of this action is to urge Wiki to post my side of the story about an entry online under the title of Operation Web Trypt. I wish to gain the privilege to post a government exhibit used to convict me of various crimes in 2005. Exhibit 816, a discredited blood test alleged to have come from the Miami Dade Medical Examiner.

In 2005 Paul J McNulty disseminated false information about my responsibility for the death of Phil Conklin in 2002. It has caused irreparable damage to my family's reputation and has been the direct cause of the deterioration of the physical health of my octogenarian parents. For the last five years I have witnessed the erosion of spirit of my father and yesterday I learned he has suffered a stroke of a magnitude most people don't survive. I am disgusted with being made the plea bait of an ill-conceived game of careerism, deathsploitation, and predatory court manipulation by a cadre of Virginians who have abused their power with impunity and are literally getting away with murder.

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INDIANAPOLIS, INDIANA

I cannot discern under what banner I have just cause for this action: 42 §1983, Bivens, Tort, libel and slander laws, etc. I do not ask for any conclusions, findings of fact, or judicial notice to be broadcast by Wiki, I only wish to get Exhibit 816 posted as the tool used to deceive a jury. In '05 and '06 I secured two No Record Found responses from the MDME in accordance with Fed R Evid, then silence. In '08 I served a signed/raised seal subpoena on National Medical Services (NMS) and received the true chain of custody of 11 vials of Conklin autopsy blood, thus discrediting the government's implausible theory they had stored samples for three years until sending it to the MDME. My 3.7 pounds of the factual record is secure and I cannot get a second copy for the court. But they already know or should know what I learned by phone from NMS. They destroyed all leftover blood six weeks after their last test in '02 per standard procedure.

It is my understanding that one purpose of publishing an Exhibit such as 816 could be to shame the parties responsible into doing something other than ignoring the scoop I have secured. I would like the opportunity to post online a brief entry in accord with the style of Wiki entries, which has a mission of high reliability information. There is another side to the biased DEA press releases. In 2008 I exploded the myth of a fantasy blood chain of custody. In my disadvantaged state I only ask for an equal opportunity to display factual information.

I am here for an alleged Internet crime. It has been all over the Net what was done, but only one side. My grand jury was convened on the Net. I have compelling evidence my indictment was grand juryless. But I do not wish to address that issue in my Wiki post. I would like to be able to begin a dialogue online attaching to a post that already exists. The analogue law never applied to me but I do not wish to argue that. I just want to blow a whistle by posting Exhibit 816, let the public decide.

For about a year I have been talking about auctioning off Exhibit 816 on eBay with the idea that it could be cheap publicity. I only want to focus on the blood test certificate, get it publicly displayed.

The story of my legal trials and tribulations goes back to 1999 with a defective search warrant served by Las Vegas Metro. The event was carried on all of the local TV networks, MSNBC, New York Times, and who knows where. The death of Phil Conklin was reported online in several sources in 2002. The public knowledge conveyed by NYSP lead investigator Mark Lester casts doubt as to sole culpability, product liability, or responsibility to any single substance or person. In 2002 there were online stories about a pill press in Norfolk, Virginia that I had no knowledge of. Because of the confusing online stories about the event a concise picture of what was really going on with Timothy Carl Luken, Richard Lester Klecker and a David Wolf never came out. The truth was actively concealed. The real story is such a hoot it someday will be told.

But my only concern is what might be termed suing for peace. The claim I make with exhibit 816 can be fact checked, easily. One phone call. This court could issue a subpoena to NMS. 816 is self-impeaching there's inconsistencies in the minimus data on the singular page, I can list a dozen. My court appointed counsel. Charles Russell Burke made a statement so backward and crosswise it "called his fitness into question". The AUSA was published online as restating things never said. I only want to counter the voluminous online reportage. The truth has been actively distorted by a gaggle of agencies who have unequalled access to the press.

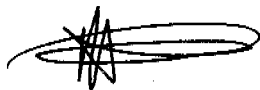
I would like to be able to state the fact the trigger of Op Web Trypt was the death of a quadriplegic who got into that state from a botched suicide attempt, not very pretty.

No service of process has been served because I cannot find any way to do so with Wiki.org. I have contacted help@wikipedian.en.org and after being put-off tried to convey in a friendly way I would see them in court.

I enclose a copy of the logo-less Exhibit 816 for the court's observance.

November 2, 2010

Respectfully submitted,



David W Linder

↔25913-048↔

David Linder
POB 33
Terre Haute, IN - 47808 - 0033
United States