

ROOSEVELT MAURICE HOGG  
 Name  
ELY STATE PRISON-4A46-A  
P.O. BOX 1989  
ELY NEVADA. 89301  
  
1121037  
 Prison Number

<input type="checkbox"/> FILED	<input checked="" type="checkbox"/> RECEIVED
<input type="checkbox"/> ENTERED	<input type="checkbox"/> SERVED ON
COUNSEL/PARTIES OF RECORD	
<div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 0 auto;"> <p><b>MAR 16 2015</b></p> <p><i>No Con.</i></p> </div>	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	(Signature) DEPUTY

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ROOSEVELT MAURICE HOGG, )  
 Plaintiff, )  
 vs. )  
NDOC Director COX, )  
NDOC A.W. J. Nash, )  
NDOC CC III RUSSELL, )  
NDOC CC II RITZ, )  
NDOC High Desert Warden NEVIN )  
 Defendant(s). )

CASE NO. 3:15-cv-00158  
 (To

**CIVIL RIGHTS COMPLAINT  
PURSUANT TO  
42 U.S.C. § 1983**

**A. JURISDICTION**

1) This complaint alleges that the civil rights of Plaintiff, ROOSEVELT MAURICE HOGG  
 (Print Plaintiff's name)  
 who presently resides at ELY STATE PRISON, P.O. BOX 1989 ELY, NV 89301, were  
 violated by the actions of the below named individuals which were directed against  
 Plaintiff at High Desert, INDIAN SPRINGS, NV 89070 <sup>P.O. Box 650</sup> on the following dates  
 (institution/city where violation occurred)  
6/18/2014 due PROCESS, 6/18/2014 defamation, and 6/18/2014 SLANDER  
 (Count I) (Count II) (Count III)

Make a copy of this page to provide the below information if you are naming more than five (5) defendants

2) Defendant CC II RITZ resides at P.O. Box 650 INDIAN Springs NV 89070  
(full name of first defendant) (address if first defendant)  
and is employed as NDOC Corrections COUNSELOR. This defendant is sued in his/her  
(defendant's position and title, if any)  
 individual  official capacity. (Check one or both). Explain how this defendant was acting

under color of law: ENTERED, and Classified my NAME in a Sexual offenders data base illegally.

3) Defendant CC III RUSSELL resides at P.O. Box 650 INDIAN Springs NV 89070  
(full name of first defendant) (address if first defendant)  
and is employed as NDOC Corrections COUNSELOR. This defendant is sued in his/her  
(defendant's position and title, if any)  
 individual  official capacity. (Check one or both). Explain how this defendant was acting

under color of law: ACTED in concert illegally classified my name into a Sexual offenders Computer data base also.

4) Defendant NDOC Director COX resides at P.O. Box 7011 Carson City NV 89702.  
(full name of first defendant) (address if first defendant)  
and is employed as NDOC Director. This defendant is sued in his/her  
(defendant's position and title, if any)  
 individual  official capacity. (Check one or both). Explain how this defendant was acting

under color of law: Gave the orders to enter my name as an Sexual offender classifications data base.

5) Defendant J. Nash A.W resides at P.O. Box 650 INDIAN Springs NV 89070  
(full name of first defendant) (address if first defendant)  
and is employed as warden ACTING. This defendant is sued in his/her  
(defendant's position and title, if any)  
 individual  official capacity. (Check one or both). Explain how this defendant was acting

under color of law: Also Approval of illegally classifications of Sexual offender computer data base of Plaintiff.

6) Defendant WARDEN NEVIN resides at P.O. Box 650 INDIAN SPRINGS, NV 89070  
(full name of first defendant) (address if first defendant)  
and is employed as HIGH desert Prison Warden. This defendant is sued in his/her  
(defendant's position and title, if any)  
 individual  official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: did not undertake, or authorize said  
designee's to take corrective measure of actions.

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343 (a)(3) and 42 U.S.C. § 1983. If you wish  
to assert jurisdiction under different or additional statutes, list them below.

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**B. NATURE OF THE CASE**

1) Briefly state the background of your case.

I was sentenced to NEVADA state Prison for Possession  
of sells of narcotics on 05-13-2014. Arrived at NDOC on 05-30-2014  
Was taken before a two man classification on 06-18-2014  
AT which time i was told to sign a form of paper that  
i was being classified as a sexual offender, due to a 1983  
ARREST out of Alameda county California for RAPE by  
force, not convicted of any such case.  
NEVER have i RAPED anyone, more have i ever commit-  
ed a sexual offense Crime against anyone.  
AN arrest does not constitute, an conviction, or  
Pointes towards being guilty of said Crime of -  
RAPE! all charges were dismissed in said CASE.

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**C. CAUSE OF ACTION**

## COUNT I

The following civil rights has been violated: Due process of right in the court of law. double jeperdy Laws Slander. Defamation of Charactor, also Reckless indangerments.

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

NDOC DIRECTOR COX violated all the above constitutional rights of due process of Law, with the knowlege Plaintiff has no convictions for any Sexual crimes or offences, giving the orders to other defendants.

NDOC ACTING warden J. NASH violated Plaintiff - Constitutional right also of due process of Law, also approving said illegal ~~of~~ Classification of Sex offender data base, and Stigma.

NDOC CC III RUSSELLH violated Plaintiff rights of due process of the court of Law constitutional rights of illegally entering Plaintiff in a sexual offenders computer data base, as well as reckless indangerments in a prison setting.

NDOC CC II RITZ violated Plaintiff constitutional rights of double jeperdy, due process of the Court of Law, Slander, defamation, illegally entering Plaintiff into Sexual offenders Classification computer data base!

## COUNT II

The following civil rights has been violated: Defamation of character  
LAWs, FOURTEENTH Amendment due Process  
of LAWs constitution violation clause

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

NDOC DIRECTOR COX defamed Plaintiff by given  
other defendants orders, to classify and enter -  
Plaintiff's name as a sex offender, in a sex offender  
computer data base.

NDOC AW J. NASH defamed Plaintiff name and -  
character by approving, and allowing said other  
defendants to classify and enter Plaintiff illegally  
into a sex offenders computer data base.

NDOC CC III RUSSELL ~~James~~ defamed Plaintiff by  
illegally classifying, and entering said Plaintiff's  
into a sex offenders computer data base reck-  
lessly in a prison settings.

NDOC CC II RITZ defamed Plaintiff by classifying  
and illegally entering said Plaintiff name into  
a sex offenders computer data base, also  
recklessly endangering the safety of said  
Plaintiff in a prison settings.

### COUNT III

The following civil rights has been violated: SLANDER LAWS of the United States of America. there is a state-created liberty, imposes atypical and significant hardship.

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

NDOC Director COX Slander'd Plaintiff, by stating to classify said Plaintiff, as a Rapist sex offender. Knowing said Plaintiff had no convictions sex offence.

NDOC AW J. NASH Slander'd Plaintiffs by approving said illegal classifications of Plaintiff as a sex offender, knowing said Plaintiff has never been convicted of any sexual offences, or crimes.

NDOC CC III RUSSELL, Slander'd said Plaintiff - illegally, by classifying, and entering said Plaintiff into an sex offenders computer data base knowing Plaintiff has never been - convicted of any sexual offenses.

NDOC CC II RITZ, Slander'd Plaintiff illegally placing Plaintiff into a sex offenders computer data base, and classifications, also Recklessly in a prison setting.

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#### D. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

- 1) Have you filed other actions in state or federal courts involving the **same or similar facts** as involved in this action?  Yes  No. If your answer is "Yes", describe each lawsuit. (If more than one, describe the others on an additional page following the below

outline).

- a) Defendants: Air 5 LAS VEGAS METRO P.D. B. Kincaid P#9382
- b) Name of court and docket number: #12:14-CV-00753-JCM-CWH
- c) Disposition (for example, was the case dismissed, appealed or is it still pending?):  
Still Pending
- d) Issues raised: fourth amendment rights, illegal search, and detentions, false arrest
- e) Approximate date it was filed: 05-14-2014
- f) Approximate date of disposition: Still Pending

2) Have you filed an action in federal court that was **dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted?**  
   Yes   X   No. If your answer is "Yes", describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page following the below outline.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: N/A
- c) The case was dismissed because it was found to be (check one):    frivolous    malicious or    failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed:
- f) Approximate date of disposition:

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: N/A

- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: \_\_\_\_\_
- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

- 3) Have you attempted to resolve the dispute stated in this action by seeking relief from the proper administrative officials, e.g., have you exhausted available administrative grievance procedures?  Yes \_\_\_ No. If your answer is "No", did you not attempt administrative relief because the dispute involved the validity of a: (1) \_\_\_ disciplinary hearing; (2) \_\_\_ state or federal court decision; (3) \_\_\_ state or federal law or regulation; (4) \_\_\_ parole board decision; or (5) \_\_\_ other \_\_\_\_\_.

If your answer is "Yes", provide the following information. Grievance Number 20062980959  
 Date and institution where grievance was filed 06-18-2014 Highdesert STATE PRISON.

Response to grievance: DENIED ON INFORMAL and first Level 2nd Level i've been told it has been lost or misplaced. it's overdue now by 120 days. i have all receipts



of copies. 2nd Level last sent in on 10/17/2014  
been given the runaround by prison officials.

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**E. REQUEST FOR RELIEF**

I believe that I am entitled to the following relief:

FIFTY Million \$50,000,000.00 us dollars.  
The Reclassification by NDOC officials  
the removal of my name sake from  
any, and ~~sex offenders~~ all sex -  
offenders data base, the NEVADA  
Department of Corrections may have  
placed the Plaintiff in! ASAP

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. **I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT.** See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

\_\_\_\_\_  
(Name of Person who prepared or helped  
prepare this complaint if not Plaintiff)

Roswell Maurice Hogg  
(Signature of Plaintiff)

3-10-2015  
(Date)

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(Additional space if needed; identify what is being continued)

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