

2016 OCT 13 AM 10:46

Willie Simpson
Plaintiff - Appellant

v.

Dane Esser et al.,
Defendant - Appellee's

PETER OPPENEER
CLERK US DIST COURT
13 - CWD 0774

Plaintiff - Appellant Statement of the Issues

Plaintiff - Appellant submits this statement of the issues pursuant to Fed. R. App. P. 10 (B)(3) on Appeal

1. Plaintiff - Appellant U.S. Const 14th. Amend. - Due process Right to a fair trial by an impartial jury was violated by being forced to wear an orange segregation prison uniform to court throughout the trial proceedings in front of the jury, while the defendant prison guards were allowed to appear in their prison guard uniforms, highlighting the difference in social standing between the prison guards and Plaintiff:

It is well established that Appellant has the right to a fair trial by an impartial jury and this right is violated when a prisoner is forced to appear before a jury during trial in his prison clothing. see MAUS V. BAKER 747 F.3D. 926, 927 (7th. Cir. 2014) Holding:

The sight of a shackled litigant is apt to make jurors think they're dealing with a mad dog; and just the contrast between a litigant's wearing prison garb and his opponents' wearing law enforcement uniforms is likely to influence the jury against the prisoner, and has long been recognized as being highly prejudicial:

The jury was unduly influenced against Appellant because the contrast in social standing.

Signed this 6 Day of Oct. 2016
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