

ALBERTO COLT-SARMIENTO
DOC. NO. 406372 CEDAR HALL -- F-09
WASHINGTON CORRECTIONS CENTER
PO BOX NO. 900
SHELTON WA 98584

JUNE 08, 2022

To: Court Clerk & Honorable Judge
UNITED STATES BANKRUPTCY COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK
THE BANKRUPTCY COURT, COURTROOM 617,
ONE BOWLING GREEN, NEW YORK, NEW YORK 10004.

RE: Continued Notice of Institutions Problems and number to
call to verify; and status on objection and note of
preservation of claim, in the Washington Superior Court:

Hello Your Honor and Court Clerk,

I have tried to get Priority access at my institution
to complete the research on the Lows cited to by the Debtors &
there Attorney's but DOC seems to be getting away with not all-
owing me access using there Policy. And I have had trouble . . .
getting the Dep't of Corrections to side with me As to date.
Therefore they are not trying to grant me access to priority
access on this new deadline and I want to move to have a Court
Order the Dep't of Corrections to honor that Court Order as a
Tort or Civil matter. They are causing me injury to My rights.
You can call or have someone at your office call my Custodial
Authority to verify what i'm saying at : (360) 426-4433x4643.
Also I will be filing an Objection but most of it will
be factual and will do my best to get research done as I haven't
had much access to a computer. I do note that my case has been
highly effected by the Pandemic & the problem's at my institution.
Therefore I want to preserve my claim as well for the Washington
Superior Courts. Thank you for understanding. I will wait for a
response and ruling on this letter. or wait on a ruling on the
other motion behind this letter.

THIS LETTER IS TO PRESERVE ANY FURTHER ACTIONS AND CLAIMS AS
COMMENCED IN THIS CASE TIMELY AND TRANSFERRABLE TO ANOTHER COURT
THAT WILL BE IN ACCORDANCE WITH PRISON POLICY 590.500

Alberto Colt-Sarmiento
Without Prejudice



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ALBERTO COLT-SARMIENTO
DOC. NO. 406372
CEDAR HALL -- F-09
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PO BOX NO. 900
SHELTON WA 98584

June 16, 2022

To: Court Clerk & Honorable Judge
UNITED STATES BANKRUPTCY COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK
THE BANKRUPTCY COURT, COURTROOM 617,
ONE BOWLING GREEN, NEW YORK, NEW YORK 10004.

RE: Additional Reasons to Grant a Stay:

My second Appeal is in and the Prosecution has moved to consider the merits. The merits explain in the facts that the warrants were flawed which allowed the State to use the "KILLKILLKILL" and "We'll smoke Em" . . . messages. The Court of Appeals has currently Granted an Extension until August 01, 2022 and a stay because of the same Asbestos and Covid-19 issues at his institution. The Law library won't allow him to get priority access to this Bankruptcy Proceeding & the Law Library's computer's are not open until July at an unknown date. It would be nice to be able to finish up all my research for my other Motion due in the Washington Courts for the Second Appeal. And once done I can focus on this case again. But if an Extension is not granted then at least allow this proceeding to be stayed pending the other Motions due in other Jurisdictions ., the facts on the second appeal affect this case as well. For an equal rebuttal as COLT-SARMIENTO is providing Post Conviction COOPERATION IN that case. (see Attachment)).


X
Without Prejudice

(Attachment))

Unpublished decision:

Bankruptcy Court had jurisdiction to consider motion for stay notwithstanding that appeal was pending before appropriate bankruptcy appellate panel because, under former Fed. R. Bankr. P. 8005, motion for stay of judgment was to be presented to bankruptcy judge in the first instance. *Hamilton v. Wash. Mut. Bank, FA (In re Colon)*, 2007 Bankr. LEXIS 589 (Bankr. D. Kan. Feb. 26, 2007).

Bankruptcy Court may enforce its Order pending appeal, unless Stay has been granted pending appeal under former Bankruptcy Rule 8005. *In re Manson*, 87 B.R. 577 (Bankr. W. D. Ma. 1988).

ALBERTO COLT-SARMIENTO., DOC.NO. 406372
WASHINGTON CORRECTIONS CENTER
PO BOX NO.900
SHELTON WA 98584
email: www.jpaw.COM
(Prose party)

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

Chapter 11

JCK LEGACY COMPANY, et al.,

Case No. 20-10418(MEW)
(Case No. 2725)
Motion For Extension of
Time to File An Adequate
Objection See Federal
Rule 6: or Stay:

MOTION REQUESTING AN EXTENSION TO FILE AN ADEQUATE RESPONSE
TO DOC 1436 PG 1-16 - - REASONS ARE COVID-19 (STEALTH VARI
ANT) AND LAW LIBRARY AT FACILITY BEING CLOSED UNTIL late
July BECAUSE OF ASBESTOS AND REPAIR & (RESTRICTIONS) DO NO
NOT ALLOW HIM TO RESEARCH THE CASES CITED BY THE (GUC RECO-
VERY TRUSTEE) AND HIS TEAM OF LAWYERS ; or Stay Proceedings

1.1. ("Alberto Colt-Sarmiento") a Prose Party seeks to
request a Time Extension for his response Deadline "July
2022". After reading "The anticipated Objection" Colt-Sar-
miento has evaluated the position discussed as a likely
successive for him and for potentially other prospective
(Creditors) who haven't recieved notice by the Courts.

1.2. There seems to be an understanding that what was
published and the direct causation it has had on Colt-Sarmiento
and his near akin Family members exist. That the Debtors as
the TACOMA NEWS INC, TACOMA NEWS TRIBUNE, TESS RISKI, JUAN
CORNEJO AND THE JCK LEGACY COMPANY, MCCLATCHY COMPANY can be
held Criminally responsible/liable for the trauma and physical
harm that was caused on Colt-Sarmiento and his Family. (Am-
ended tort is pending in Superior Court of Pierce County and
Criminal charges will be filed). It also appears on the face
of ("the Objection") that Colt-Sarmiento and his younger . .
Brother ("Isaias Salinas Colt") have surviving, meritorious
claims.

2.2. In other words the only way around this harmless error is if Colt-Sarmiento presents/presented a issue in "Cooperative nature" rebutting what was Fabricated by certain witnesses & codefendants on another Appeal. (Colt-Sarmiento is pending his Second Appeal & his Second Appeal challenges those areas discussed supra,

.FN2 The Prosecution has retained the Motion he filed on the Merits and asked for Colt-Sarmiento's case to be heard on the merits. (see Exh. A at pg 1 at sec 1.2).

2.3. Colt-Sarmiento is a Self made Jail House Lawyer who learned the Legal Arena through reading books and 6 years devoted in the Law Library he is by far a Attorney and has his own reliance to make things happen. The institution he is currently confined at continuously disregards this Bankruptcy proceeding & does not consider it a "Civil Proceeding" or a challenge to his Judgment and sentence. (see Exh. A at pg 8 at sec 1.3).

2.4. This publication caused Colt-Sarmiento not have the support to hire Appellate Counsel of his choice in fact the Attorney who represented him was appointed by the State & not effective and being complained for by Colt-Sarmiento. (see Exh. B at pg 13. Colt-Sarmiento's Mother had decide that if her son "sent" those messages the day of the Murder that read "KILLKILLKILL" that there was shame within her & there was nothing to be done and refused to appeal to Family members to help Colt-Sarmiento hire a Appellate Lawyer. She simply lost faith in the son she had. But because this Lawsuit has survived the time-barr and its potential of moving forward (some) Family/support has been appealed to. Also with no current resources and no Attorney to pick up his Lawsuit he is left at a disadvantage & an Extension of time will meet the interest of justice and an Adequate Objection with research/and substance will rebut the current Laws cited by the Debtors.

2.5. Reputation still stands as a factor destroyed by this false publication that had its aftershock on his first appeal and why we are here today (Reading the decision Affirmed by Washington State). But reputation isn't the only injury sustained Colt-Sarmiento did suffer w/emotional trauma, memory loss and he did view a Family member after "he" was Physically Assaulted by prisoners who viewed this publication at the Prison he was once at. His brother and Mother viewed Colt-Sarmiento at a visit almost right after the Assault (and seen how jumpy Colt-Sarmiento was after the attack). (see Exh. B at pg (Reserved). Therefore Colt-Sarmiento believes he has a surviving claim. His children have also suffered emotional effects from the false publication. Relief must be afforded if not in whole, in part.

- (d) The GUC Recovery Trust, c/o DSI Consulting, Inc., 110 East 42nd Street, Suite 1818, New York, New York 10017 Attn.: William A. Brandt., Jr. . (bbrandt DSIconsulting.com);
- (e) Counsel for the GUC Recovery Trustee, Pillsbury Winthrop Shaw Pittman LLP, 31 West 52nd Street, New York, New York. Attn.: Leo T. Crowley . (leo.crowley pillsburylaw.com). Patrick Fitzmaurice (patrick.fitzmaurice pillsburylaw.com); and Kwame Akuffo (kwame.akuffo pillsburylaw.com);
- (f) The Office of the United States Trustee, U.S. Federal Office Building, 201 Varick Street, Room 1006, New York, New York 10014, Attn.: Benjamin J. Higgins and Brian S. Masumoto; and
- (g) To: Bankruptcy Court Clerk
United States Bankruptcy Court for the
Southern District of New York
the Bankruptcy Court, Courtroom 617,
One Bowling Green, New York, New York 10004.
- (h) To: Honorable Michael E. Wiles
United States Bankruptcy Court for the
Southern District of New York
the Bankruptcy Court, Courtroom 617,
One Bowling Green, New York, New York 10004.
- (I) Any party that has requested notice Pursuant to
Bankruptcy Rule 2002.

Dated: July 6th 2022
Mason County, Shelton Washington.

x Alfred S. Carter

((Exh. A))

ALBERTO COLT-SARMIENTO., Doc.No.406372
WASHINGTON CORRECTIONS CENTER
PO BOX NO.900
SHELTON WA, 98584
email: www.jpap.com
(Prose Party)

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

Chapter 11

JCK LEGACY COMPANY, et al.,

Case No. 20-10418(MEW)
(Case No. 2725)
Affidavit in Support of
Motion For Extension of
Time to File An Adequate
Objection., see Federal
Rule 6; Shumway v. Payne)
(Washington state. Supreme
Court): or Stay

(AFFIDAVIT IN SUPPORT OF) MOTION REQUESTING AN EXTENSION TO
FILE AN ADEQUATE RESPONSE TO DOC 1436 PG 1-16 - - REASONS
ARE COVID-19 (STEALTH VARIANT) AND LAW LIBRARY AT FACILITY
BEING CLOSED UNTIL JULY 2022 BECAUSE OF ASBESTOS AND
REPAR & (RESTRICTIONS) DO NOT ALLOW HIM TO RESEARCH THE
CASES CITED BY THE GUC RECOVERY TRUSTEE AND HIS TEAM OF LAW-
YERS: or Stay Proceedings

1.1 That I read on its Face on my criminal appeal
opinion. That the tainted evidence was unmoved because
there was others who cooperated/fabricated against me. I was
offered a deal in 2015 to go home but because i didn't
Cooperate i was Prosecuted under a false theory. Moreover
see the authority infra for harmless error: Townes Associ-
ates, Ltd. v. City of Greenville, 266 S.C. 81, 86, 221 S.E.
2d 773, 775 (1976).

1.2. That most recently the Prosecutor has moved to
retain 7.8 Motion challenging the Motives of the witnesses
& codefendants discussing other issues & verifying that the
warrants were flawed & need another issue for cumulative err
to function on Overturning the Convictions. There is also
another issue brought up to debate that Age was a Mitigating
quality not considered but a recent change of Law supports
Colt-Sarmiento was a Young Adult and labeling him a "Man that
was 25"., is in nature defamatory to the Young Adult Community
etc.

WHEREFORE, Creditor prays the Honorable Bankruptcy Court grants his Extension of time as the Law Library at his . . . institution has been closed the entire month of (April- . . . March 31, 2022) due to Covid-19 and Asbestos removal, . . . repairs & other reasons may be unforeseeable. Creditor . . . stresses he needs a Law Library to Mine/Shepherdize the Laws cited by the Debtors to rebut point for point and substantiate that his claim has matured, the facts are there but the research is not. ((An extra 2 months is needed)). Closures have been ongoing from May-June. It is said to be fully open in July on an Unkown date.

STATE OF WASHINGTON)
) SS
COUNTY OF MASON)

I, ALBERTO COLT.S, being first duly sworn, on oath, deposes & states that he/she was read the foregoing Affidavit, knows the contents thereof, and verily believes the same to be true.

- WITHOUT PREJUDICE
W. Alberto Colt.S
DATED: March 31, 2022
PRINT: Alberto Colt.S

SUBSCRIBED AND SWORN to before me this 31 day of 2022
2022.



G. Bryan
NOTARY PUBLIC IN AND FOR THE STATE
OF WASHINGTON
COMMISSION EXPIRES: 09-01-2022

((Exhibit. B))

WASHINGTON STATE BAR ASSOCIATION



LAWYER DISCIPLINE IN WASHINGTON

The Washington State Bar Association (WSBA) is the licensing organization for lawyers in Washington State. It is funded by fees its members pay. The Washington State Supreme Court regulates lawyer conduct and delegates authority to the WSBA's Office of Disciplinary Counsel to review complaints (grievances) against lawyers. Below are frequently asked questions about the grievance process. We answer additional questions on www.wsba.org.

What does it mean to file a grievance?

When you file a grievance, you are accusing a lawyer of unethical conduct. Before you file a grievance, try to resolve your dispute directly with the lawyer. If you are a client, a lawyer may refuse to continue to represent you after you file a grievance and you may need to find a new lawyer. We cannot represent you or give you legal advice.

How do I file a grievance?

All grievances must be in writing. We prefer that you use our grievance form, which contains additional instructions. You may submit your grievance online using our electronic grievance form; or mail, deliver or fax your grievance to us. We do not accept grievances over the phone. You may file a grievance at any time. There is no fee to file a grievance.

How can you help me file a grievance?

If you have a disability and need help writing your grievance, please call us and we will take reasonable steps to accommodate you. You must submit your grievance in English. We cannot help you decide whether you should file a grievance.

Will the lawyer know that I filed a grievance?

Yes. We will provide your grievance to the lawyer, and we may provide it to others if your grievance is investigated. Please call us **before** you file a grievance if you have a question about confidentiality.

Is a grievance public information?

Your grievance is not public information when you file it, but all information related to your grievance may become public. Please call us **before** you file a grievance if you have a question about confidentiality.

What happens after I file a grievance?

Disciplinary counsel reviews your grievance to decide what, if any, action to take. We will send you information after our initial review within two weeks of filing your grievance. If we review your grievance and decide to dismiss it, we will tell you why. If we ask the lawyer to respond to your grievance, generally you will receive a copy of the lawyer's response and have time to reply.

What are matters that disciplinary counsel might not investigate?

Here are some examples:

Errors in judgment: Disagreements about the way a case should be handled, or a mistake.

Rude behavior: Conduct that you think is rude or discourteous, or poor customer service.

Opposing lawyer: Conduct that has a negative impact on you but does not involve an ethical violation.

Personal matters: Disputes with neighbors, creditors, or spouses.

What can I do if my grievance is dismissed?

If your grievance is dismissed, you can request review by a review committee of the Disciplinary Board, which consists of both lawyers and non-lawyers. You must request review in writing, and mail or deliver your request to us within 45 days of the dismissal date. If your grievance is dismissed, we typically destroy the file three years after the original dismissal.

What happens if I request review of my dismissed grievance?

A review committee can consider disciplinary counsel's dismissal of a grievance and uphold the dismissal, order further investigation, or order other action. This process can take several months, but we encourage you to send us additional information promptly. A review committee makes a decision based on the documents submitted and then issues an order without a detailed explanation. Neither you nor the lawyer can attend a review committee meeting, and the review committee's deliberations are not public. The decision of a review committee cannot be appealed.

What happens if you investigate my grievance?

If we investigate your grievance, we gather additional information. We cannot predict how long it will take to complete the investigation. After investigation, disciplinary counsel may dismiss your grievance or recommend that a review committee of the Disciplinary Board order an admonition or hearing.

What is public discipline?

A final determination that a lawyer violated the Rules of Professional Conduct may lead to public discipline. Public discipline includes disciplinary sanctions (which result in a permanent public disciplinary record) and admonitions (which result in a temporary public disciplinary record). Disciplinary sanctions are reprimands, suspensions from the practice of law (up to three years), and disbarments. Only the Supreme Court can suspend or disbar a lawyer. A suspended or disbarred lawyer cannot practice law.

Alberto Colt-Sarmiento., Doc. No. 406372
Cedar Hall -- F-09
Washington Corrections Center
PO BOX No. 900
Shelton WA 98584

April 26, 2022

To: Court Clerk

United States Bankruptcy Court for the
Southern District of New York
the Bankruptcy Court, Courtroom 617,
One Bowling Green, New York, New York 10004.

RE: Notice of Institutions Problems and number to call to
verify:

Dear Court Clerk,
The Law Library opened as of March 31, 2022 but with no
access to any LEXIS NEXIS SYSTEM. I have no Lawyer once again.
I am Prose & I want to document this. Im not only fighting
this case but im fighting the Dep't of Corrections to allow
me to send legal mail out for this proceeding as im indigent
But they wont allow me to do much. Please understand I have
many things going on. And preparing for other matters related
to this in some way or another. Please cancel the May 4th
deadline along with the May 11, 2022 hearing and allow me an
Extension of time. Covid-19 and ASBESTOS has been real bad on
all my legal matters going on. I believe I have a claim but
do not have any Attorney helping me. You can call or have
someone call my Custodial Authority to verify what im saying.
At (360) 426-4433x4643. Thank you for understanding. I will
wait for a response and ruling on this Motion.


Without Prejudice