

UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States Courts
Southern District of Texas
FILED

MAY 13 2024

Nathan Ochsner, Clerk of Court

IATONDA PHUPATRIK TAYLOR,

Claimant-Creditor,

v.

TEHUM SERVICES, INC.,

Debtor-Respondent.

Case No: 23-90086

HON. CHRISTOPHER LOPEZ

CHAPTER 11

ORAL ARGUMENT REQUESTED
Attached Motion

>>In Pro Se (Self)

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no. 225263
Kinross Correctional Facility
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Claims Processing Center
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El Segundo, CA 90245

CLAIMANT'S MOTION FOR EMERGENCY INJUNCTIVE/RESTRAINING ORDER UPON DEBTOR'S
CONTRACTUAL-HOLDING MI. DEPT. OF CORR. & KINROSS CORR. FAC. MAILROOM(S)
TO ALLOW FOR UNINTERRUPTED PASSAGE OF LEGAL MAILINGS FOR SAMEDAY RECEIVINGS

The Claimant, Iatonda Phupatrik Taylor, in pro se (self), moves by requests, pursuant to Fed. Rules of Civ. Proc. (FRCP) 65 et al.; 28 U.S.C.S. § 1334 et al., for the following reasons:

1. On April 11, 2024 Hon. Lopez issued an order denying the Official Committee's motion for structural dismissal. ("RE: Docket No. 1260")
2. Like all mailings regarding the pending case, the Claimant did not receive a copy of the order until approximately 15 days later, on 4/25/2024 by U.S. Mail.



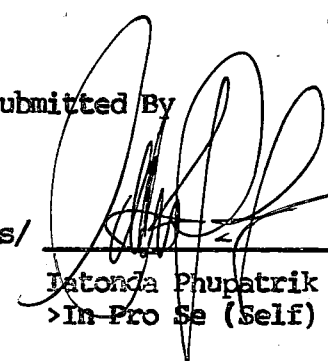
3. The injunctive order is needed because Michigan Department of Corrections and KCF "holds" all of Claimant's "incoming legal mail"; "15 days" under Policy Directive (PD) 05.03.116, 118, and Operating Procedure (OP) 05.03.118: "Expedited Prisoner Legal Mail and Court Filing", of which on its face is contrary to U.S. Courts responsive time to respond under several FRCPs, thus violates due process.

4. Accordingly, since the Claimant is at-all-times at a disadvantage in the case against the Debtor's late mailings, or not mailed at all, but also, the deliberate disadvantages has been compounded by the MDOC and KCF unconstitutional holdings of incoming and outgoing legal mailings. Therefore, being that the Debtor was the healthcare contractors, an injunctive should be granted in order to avoid the appearance of the MDOC and KCF siding with the Debtor through legal mailings.

For the constitutional reasons, the Claimant PRAYS that Honorable Christopher Lopez GRANT the requests for an injunctive order, or conduct any measures He deem necessary.

Submitted By

/s/



Latonda Phupatrik Taylor
>In-Pro Se (Self)

May 02, 2024

PROOF OF MAILING

The Claimant did mail one true an exact copy of the Motion(s) and Brief(s) to the Debtor and its Processing Office.

VERIFICATION

I, Latonda Phupatrik Taylor declare under the penalties of perjury that the Motion(s) and Brief(s) has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

UNITED STATES BANKRUPTCY COURT
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TEHUM SERVICES, INC.,

CHAPTER 11

Debtor-Respondent.

BRIEF IN SUPPORT OF
CLAIMANT'S MOTION FOR EMERGENCY INJUNCTIVE/RESTRAINING ORDER UPON DEBTOR'S
CONTRACTUAL-HOLDING MI. DEPT. OF CORR. & KINROSS CORR. FAC. MAILROOM(S)
TO ALLOW FOR UNINTERRUPTED PASSAGE OF LEGAL MAILINGS FOR SAMEDAY RECEIVINGS

Legal Reason

The court may issue a preliminary injunction only on notice to the adverse party. Before or after beginning the hearing on a motion for preliminary injunction, the court may advance the trial on the merits. FRCP 65(a)(1) and (2).

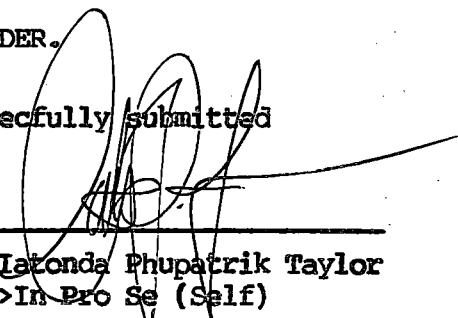
NOW COMES the Claimant, Iatonda Phupatrik Taylor, here to under: "[T]he principle that unimpeded transmission of inmate legal mail is the 'most obvious and formal manifestation' of the right of access to the courts,...has been clearly established for some time now". *Simkins, v. Bruse*, 406 F.3d 1239, 1243 (10th Cir. 2005)

RELIEF REQUESTED

WHEREFORE those reasons in the Motion(s) and Brief(s), the Claimant PRAYS that Honorable Christopher Lopez issue a necessary ORDER.

Respectfully submitted

/s/


Iatonda Phupatrik Taylor
>In Pro Se (Self)

May 13, 2024