

United States District Court
District of Rhode Island

United States of America

v.

David Starkey

Case No. CR-00074-MSM

RECEIVED

DEC 19 2022

Defendant's Motion to Compel
Return of Defendant's Property

U.S. DISTRICT COURT
DISTRICT OF R.I.

The following motion is presented to the honorable Court by the Defendant Pro Se. The Defendant was denied counsel by the Court and he is not an attorney nor does he have any legal experience. The Defendant is submitting this motion without advice of counsel, while incarcerated, denied Court notifications; Court Docket, notices, filings and Court decisions for 85 days (over 30 actions by the Court taken place without the defendant's knowledge), with limited resources while incarcerated and during Covid-19 protocols creating a limited ability for the Defendant to communicate, garner information or achieve any level of justice or success in these prejudiced proceedings.

Now comes Defendant David Starkey and states as follows:

1. Defendant filed a motion to compel compliance with the previous order of this Court requiring the Government to turn over the property of the Defendant to his mother. (ECF 98 & 100)

2. The Government filed a response falsely stating that attempts had been made to return Defendant's property. (ECF-101)
3. The Government's reply (ECF-101) made no other excuse for its failure to comply with the Court's order of 2/4/2022, other than the unverified hearsay contained therein.
4. As of this date, the Defendant has finally received back his Massachusetts drivers license, but the other property including; his wallet, which contained the license, his credit cards and debit cards and his social security card, as well as, private/personal articles like family pictures and keepsakes from grand parents and great grand parents have yet to be returned, now constituting over 10 months of non-compliance with this Court's Order.

Wherefore, Defendant prays this Court as follows:

1. Require the Government to return all of the Defendant's property within 72 hours of the Court's Order granting this motion; and
2. Order an appropriate sanction for the Government's failure to comply for over ten (10) months with the Court's order of

12/10/22
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2. (cont) 2/4/2022 ; and

3. Such other relief as maybe consistent with
this motion.

Respectfully Submitted

D. Stoveley

David Stoveley
Pro Se