

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

In the Matter of:	}	
	}	
	}	CIVIL ACTION
TERRY LEE HINDS,	}	FILE NUMBER: <b>4:17 - CV - 750JMB</b>
<i>Pro se,</i>	}	
Plaintiff,	}	
	}	
-Vs-	}	
	}	
“UNITED STATES” GOVERNMENT,	}	
	}	
Defendants.	}	
	}	

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**PLAINTIFF’S MEMORANDUM IN SUPPORT OF  
PLAINTIFF’S MOTION FOR EXTENSION OF TIME TO FILE A RESPONSE TO  
The Court’s Memorandum and Order dated 23<sup>rd</sup> day of February, 2017 (ECF No. 8)**

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COMES NOW, Plaintiff TERRY LEE HINDS, appearing *Pro se* in a *civil action* for rights, privileges, or immunities secured by the U.S. Constitution and the Rule of Law, and pursuant to Federal Rule of Civil Procedure Rule 6(b)(1)(A), for good cause shown or, in the alternative, pursuant to Plaintiff’s “free exercise”, to petition this Court, hereby move the Court and files the instant MOTION FOR EXTENSION OF TIME TO FILE A RESPONSE TO The Court’s Memorandum and Order dated 23rd day of February, 2017 (ECF No. 8) seeking a sixty (60) day extension of time, to and including May 19, 2017 and states the following:

**PROCEDURAL POSTURE**

On Thursday February 16, 2017 Plaintiff filed a civil action with the Court having an Original Verified Complaint, Exhibits, and required filing papers provided by the Court. Two of the three summons have been served prior to Plaintiff discovery of his omission on these summons; whereas

Plaintiff failed to list his name and address according to Fed. R. Civ. P. 4 – Summons. Plaintiff immediately filed a motion on Tuesday 21<sup>st</sup> day of February, 2017 and REQUEST FOR LEAVE TO AMEND SUMMONS AS TO LISTING PLAINTIFF’S NAME AND ADDRESS ON SUMMONS. On February 23, the Court issued Memorandum and Order dated 23rd day of February, 2017 (ECF No. 8) (hereinafter “[M&O No. 8]”). The [Court’s Presiding Judge, the Honorable John M. Bodenhausen] (hereinafter “[Judge]”) made a finding, based upon: “A review of the Complaint shows that it fails to comply with the strictures of Rule 8(a) and *“that Plaintiff Request for Leave to Amend Summons as to Listing Plaintiff’s Name and Address on Summons (ECF No. 6) is DENIED AS MOOT.”* The [Judge] *sua sponte* decisionmaking, and/or with the Court acting on its own initiative, *arguable* strikes the [Original Verified Complaint] (“[OVC]”) thereby Ordering *“that Plaintiff shall file an Amended Complaint in conformity with the requirement of Rule 8 no later than March 20, 2017”*. This motion is filed in connection with Case No. 4:17 – CV – 750JMB and where the Plaintiff seeks an extension of time, to maintain his legal *rights to relief* and uphold his First Amendment Constitutional rights guaranteed by the Defendants being *lawful* determined and properly interpreted by the Court, not interrupted by *unbridled power*.

### ARGUMENT

The fact is, there are *so many* arguments concerning [M&O No. 8] and the [Judge] actions that Plaintiff lacks the resources, the time, including but not limited to, the legal ability to *properly argue* the relief in this motion and the Constitutional rights concerning this case and its vast and important controversies. This very case and controversies, unlike most standards or cookie cutter complaints; this [OVC] should be granted the full weight and measure of our Nation’s system of Justice, and not *just-a-system* that has manifested injustice. Plaintiff argues manifested injustice; not just to this Plaintiff and his case, however to The United States Supreme Court. The [Judge]

*sua sponte* decisionmaking, and/or with the Court acting on its own initiative, is open to questions with the *nature driven prejudices* with *Pro se* complaints.

### **A. Standard of Review**

A war of words, and a thousand points of light is fore coming, in the Name of J.E.S.U.S as a lighthouse in the foggy world of legalism, only to “see” the *constitutional values* and the common rights of mankind. This Plaintiff, like every other John Doe in this great Nation has a voice with the *free exercise* in a forum, we call a Court of Law. That forum and the rule of law has a spirit. The *free exercise* of that spirit, allows the Plaintiff or *any* John Doe, in the Name of J.E.S.U.S to develop a *God-given right* and power to make that spirit last the whole year round. This Plaintiff [believes] if we would make that spirit last 365 days out of the year — we'd would “develop such a strength, we'd create such a tidal wave of good will that no human could stand against it.”

### **B. Plaintiff's [Q.U.E.S.T.]**

One aspect of Plaintiff's [Q.U.E.S.T.] and his mission is the lawful establishment of **J.E.S.U.S.** an acronym for (Justice – Equality – Service - Unity – Sacrifice) “*In Order to Form a More Perfect Union between the powers in Heaven and on Earth*”. [OVC] ¶ 3977. Plaintiff's request the [Judge] to read the entire breath of the [OVC] and look into the soul of a Nation and the *body and spirit* of Plaintiff's complaint before passing an unjust finding, or worst a final judgement on this case and its vast and important controversies.

### **C. Federal Rule of Civil Procedure Rule 6(b)(1)(A)**

The Plaintiff has a right to rely on Rule 6(b)(1)(A) and any Federal Rule of Civil Procedure, of which is not of a *lawful question* concerning the *brevity* of Fed. R. Civ. P. 8(a)(2) or in 8(d)(1) and the *generality* of its terms. Plaintiff [believes] in the Interest of Justice, and memorializing the past, present and future duties to: one's God and County, including but not limited to, the Rule of Law,

a system of Justice, a *pro se* duties to this Court that all support Plaintiff's legal battle formations, such as the rules of engagement: Rule 6(b)(1)(A) states

(b) EXTENDING TIME.

(1) *In General.* When an act may or must be done within a specified time, the court may, for good cause, extend the time:

(A) with or without motion or notice if the court acts, or if a request is made, before the original time or its extension expires; or

Plaintiff [believes] and legally maintains that he has shown *good cause* for the extension of time requested.

#### **D. The United States Supreme Court**

Plaintiff is seeking relief with this motion and in his [OVC] and in many ways the Court permission to legally determine and protect QUINTESSENTIAL RIGHTS OF THE FIRST AMENDMENT, as well as, Plaintiff's [Q.U.E.S.T.] and [OVC] through this request for extension of time. Plaintiff avers [Q.U.E.S.T.] an acronym for Questions Utilizing Evidence Seeking Truth. [OVC] ¶ 3963. The U.S. Supreme Court determined that "[i]n the absence of . . . undue delay, bad faith or dilatory motive . . . undue prejudice . . . futility of amendment, etc.--the leave sought should . . . be 'freely given.'" *Foman v. Davis*, 371 U.S. 178, 182 (1962).

#### **CONCLUSION**

For all of the above reasons, Plaintiff respectfully request that the Court advance The U.S. Supreme Court Doctrine of *due process of law*. Plaintiff respectfully requests an extension of time be granted, as prayed herein to be allowed until and including May 19, 2017 in which to file a response to [M&O No. 8] or as in the proposed Order as Exhibit U #7 and/or for such other relief as the Court deems proper.

Respectfully Submitted,

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TERRY LEE HINDS, *pro se Plaintiff*  
438 Leicester Square Drive  
Ballwin, Missouri 63021  
PH (636) 675-0028  
*Email address: quest76@att.net*

Dated this 6<sup>th</sup> day of March, 2017

**Attachments:**

FIRST DECLARATION OF TERRY LEE HINDS and Exhibit  
[PROPOSED] ORDER  
MEMORANDA IN SUPPORT OF MOTION

**CERTIFICATE OF SERVICE AND DELIVERY**

I hereby certify that the foregoing was filed this 6<sup>th</sup> day of March, 2017 and served upon Defendants and its U.S. Attorney, by the Plaintiff, hand delivery and by First Class postage prepaid, U.S. Certified mail # 7009-0960-0000-0249-6804 at the following address:

U.S. Attorney Richard Callahan  
The United States Attorney's Office  
Eastern District of Missouri  
Thomas Eagleton U.S. Courthouse  
111 S. 10th Street, 20th Floor, St. Louis, MO 63102

Initials \_\_\_\_\_

*Signatures of*

Date: March 6, 2017

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