

The State of New Hampshire

Hillsborough, ss.

NH Superior Court
Southern District

CASE NO. 226-2019-CR-0814

State of New Hampshire

HSCS-APR 8*24am11:08

v.

Clerk's Notice of Decision
Document Sent to Parties
on 04/08/2024

Dale E. Holloway Jr.

Motion for Court Orders to Have Access to *Laptop
for Appellate Review and preparation of pending Appeal(s)

Now Comes, the Appellant, Dale E. Holloway Jr., pro se,
pursuant to N.H. SUP. Ct. Rules 7 and 8, under both
State and Federal Constitutions that guarantee due
process, who respectfully moves this Honorable Court
through this Motion for Court orders to have access
to *Laptop for Appellate Review and preparation of
pending Appeal(s) for the following:

1. The Appellant, Dale E. Holloway Jr. has filed a Notice of Appeal for his convictions in the above case or matter, despite the New Hampshire State Prison's resistance of legal assistance and refusal(s) of [Continued access to a laptop] for his Appellate

The N.H. Supreme Court presently has jurisdiction in this case. This court does not have jurisdiction at the present time to rule on this motion.

Review AND preparation of His pending appeal(s), in which, MR. Holloway has been "Denied" any further use of the NHSP-M's Laptop to review His "Digital files", including CD's, DVD'S, Blu-ray discs, memory sticks, AND other legal documents that are "discovery files" needed to file in His defense. See (attached) Inmate Request Slips (Exhibits A - F)

A.) Dated: 11/12/2023 Request: Access to the laptop (files)
To: Captain Morin
Response From: WARDEN, M. Edmark
Dated: 12/15/2023
Received: 1/18/2024
Remarks: "This has been addressed/answered"

B.) Dated: 11/12/2023 Re: Access to the laptop (files)
To: WARDEN, M. Edmark
Response from: WARDEN, M. Edmark
Dated: 12/15/2023
Received: 1/18/2024
Remarks: "This has been addressed/answered"

C.) Dated: 11/12/2023 Re: Access to the laptop (files)
To: Commissioner, Helen Hanks
Response from: WARDEN, M. EDMARK
Dated: 12/15/2023
Received: 1/18/2023
Remarks: "This has been addressed/answered"

D.) Dated: 11/15/2023 Re: Formal Complaint against Motin;
To: Commissioner's office Access to legal work (laptop)
Response from: Tahra White, Dep. Dir. of Prof'l Standards
Dated: 1/16/2024
Received by Commissioner's office: 12/18/2023; 1/16/2024
Remarks: Provide more information; ~~Send~~ IPS to Chief Turner.

E.) Dated: 12/4/2023 Re: Legal Copies from laptop files
To: WARDEN'S office
Response from: WARDEN, M. EDMARK
Dated: 12/14/2023
Received: 1/16/2024
Remarks: Duplicate Request

F.) Dated: 12/4/2023 Re:

To: WARDEN'S OFFICE

Response: This has been answered by the CAPTAIN / COURT

Dated: 12/14/2023

Received: 1/16/2024

~~Remarks~~

2. Therefore, Mr. Holloway Needs the Court to order the NHSP-M, WARDEN AND/OR NHDOC, COMMISSIONER to allow continued access to a laptop for his Appellate Review and preparation of pending appeal(s) in the above case or matters in which, consists of Discovery files (Over 5000 pages) that are not allowed to be kept in his cell, due to policy, and protective ordered files by the order of the Court. However, Mr. Holloway is also being denied or refused a law library, law library books, legal assistance, and/or legal materials for the case pending appeal, which violates both state and federal constitutions that guarantee due process, including, but not limited to, access to the courts at a meaningful time.

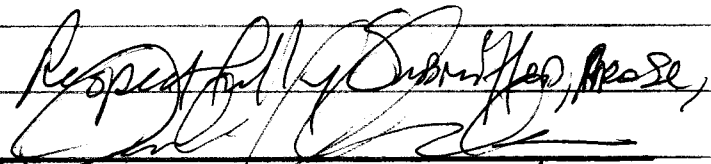
Wherefore, the Appellant, Dale E. Holloway Jr. Respectfully Requests that this Honorable Court GRANTS this Motion for Court orders to Have access to a Laptop for Appellate Review and preparation of pending Appeal(s); AND/OR

A.) Schedule a Hearing, (via Webex) ~~for they~~ ^{for they} ~~planned~~ to be fully heard; AND/OR

B.) Issue a writ of Habeas Corpus, pursuant to NH CONST. Pt. 2, Art. 92 ; OR

C.) GRANT Motion for Court Orders to Have access to a Laptop for Appellate Review AND preparation of pending Appeal(s).

Any other such relief the Court deems fair and just.

Respectfully Submitted, Please,


Dale E. Holloway Jr. #117157

NA5P2M

P.O. Box 14

CONCORD, NH 03301

Date: March 31, 2024

(A)

Rec. 1/18/2024

INMATE REQUEST SLIP

Submit this request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the issue or it will be forwarded to the appropriate person. Unit Supervisor, Security Lieutenant, or CC/CM will be forwarded to you.

TO: Unit Supervisor, Security Lieutenant, CC/CM DATE: 11/12/23

FROM: Holloway Jr Don E ID #: 117157

Last Name First Name Middle Initial

sfu E 2

Facility Housing Unit Cell Work/Shift

INMATE REQUEST: My Sentence Hearing is the next step
so, I need to prepare for that, scheduled date,
please allow me to access the laptop (AND DT325)
at least 3 days of the week to review the files,
and print what I need for arguments.
Thank you!

Inmate Signature

(if you need more space, use plain paper)

TO: Cpt. Moran DATE: _____

FROM: Unit Supervisor, Security Lieutenant or CC/CM

REMARKS: _____

Staff Signature

FROM: M. Pedraza DATE: 12-15-2023

Staff Member Name/Office

REMARKS: This has been addressed/answered

Staff Signature

Received By [Signature]

Inmate Signature

(B)

Rec. 1/18/2024

INMATE REQUEST SLIP

Submit this request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the issue or it will be forwarded to the appropriate person. Unit Supervisor, Security Lieutenant, or CC/CM will be forwarded to you.

TO: Unit Supervisor, Security Lieutenant, CC/CM

DATE: 1/12/23

FROM: Holloway Jr Dale E

ID #: 027757

Last Name	First Name	Middle Initial	Facility	Housing Unit	Cell	Work/Shift
Holloway	Dale	E				

INMATE REQUEST: Thank you for your assistance during the trial, sentencing to the next step, then appeal, however, I am still active with the Federal Access Corpus program, plus so, and need to maintain access to the laptop with discovery files. Thank you! [Signature]

(if you need more space, use plain paper)

Inmate Signature

TO: Warden Michelle T. Edmark

DATE:

FROM: Unit Supervisor, Security Lieutenant or CC/CM

REMARKS:

Capt Monro [Signature]
Staff Signature

FROM: Edmark
Staff Member Name/Office

DATE: 12-15-2023

REMARKS: This has been addressed/answered

[Signature]
Staff Signature

Received By [Signature]
Inmate Signature

E/2

C

Rec. 1/18/2024

INMATE REQUEST SLIP

Submit this request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the issue or it will be forwarded to the appropriate person. Unit Supervisor, Security Lieutenant, or CC/CM will be forwarded to you.

TO: Unit Supervisor, Security Lieutenant, CC/CM

DATE: 11/12/23

FROM: Holloway Jr. Dale E

ID #: 17757

Last Name	First Name	Middle Initial	Facility	Housing Unit	Cell	Work/Shift
Holloway	Dale	E				
SHU	E	2				

INMATE REQUEST: Thank you for your assistance during the trial, sentencing is the next step, then appeal, however, I am still active with the federal habeas corpus petitions, pls so, and need to maintain access to the laptop with necessary files. Thank you!

(if you need more space, use plain paper)

[Signature]
Inmate Signature

TO: Commissioner Helen E. Hanks

DATE:

FROM: Unit Supervisor, Security Lieutenant or CC/CM

REMARKS:

[Signature]
Staff Signature

FROM: Medmail
Staff Member Name/Office

DATE: 12-15-2023

REMARKS: This has been addressed/answered

[Signature]
Staff Signature

Received By *[Signature]*
Inmate Signature

(D)

[Formal Complaint]

INMATE REQUEST SLIP

DEC 18 2023

Submit this request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the issue or it will be forwarded to the appropriate person. Unit Supervisor, Security Lieutenant, or CC/CM will be forwarded to you.

TO: Unit Supervisor, Security Lieutenant, CC/CM

DATE: 11/15/2023

FROM:

Holloway Jr. Date

First Name

E

Middle Initial

ID #: 117157

Last Name

First Name

Middle Initial

STU

E

2

Facility

Housing Unit

Cell

Work/Shift

INMATE REQUEST:

I am reporting [harassment] of Captain John Martin and requesting a [full investigation] with a permanent [keep separate] for my personal safety and concern. Thank you! NH RSA 622:7, I and II

RE:

I need access to my legal work (still)

[Signature]

Inmate Signature

(if you need more space, use plain paper)

TO: Commissioner's office

DATE:

FROM: Unit Supervisor, Security Lieutenant or CC/CM

REMARKS:

Staff Signature

FROM: Tabra White, Dep. Director of Professional Standards
Staff Member Name/Office

DATE: 1/16/24

REMARKS: Please provide more specific information to investigations so that they may look into your report. I'm forwarding your concerns to Chief Hammer. you may also reach out to him via request slip.

[Signature]

Staff Signature

Received By

[Signature]

Inmate Signature

E-2-2B

(E)

INMATE REQUEST SLIP

Submit this request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the issue or it will be forwarded to the appropriate person. Unit Supervisor, Security Lieutenant, or CC/CM will be forwarded to you.

TO: Unit Supervisor, Security Lieutenant, CC/CM

DATE: 12/14/2023

FROM: Holloway Jr. Dale E.

ID #: 117151

Last Name: SHU, First Name: E, Middle Initial: 2, Facility, Housing Unit, Cell, Work/Shift

INMATE REQUEST: I need legal photocopies from the laptops' folders and discovery files. Thank you!

Inmate Signature

(if you need more space, use plain paper)

TO: Warden's office

DATE:

FROM: Unit Supervisor, Security Lieutenant or CC/CM

REMARKS:

Staff Signature

FROM: Madmalk Staff Member Name/Office

DATE: 12/14/2023

REMARKS: Duplicate Request

Staff Signature

Received By Inmate Signature

1/16/2024

E-2-2B

F

INMATE REQUEST SLIP

Submit this request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the issue or it will be forwarded to the appropriate person. Unit Supervisor, Security Lieutenant, or CC/CM will be forwarded to you.

TO: Unit Supervisor, Security Lieutenant, CC/CM

DATE: 12/4/2023

FROM: Holloway Jr. Dale E

ID #: 117157

Last Name	First Name	Middle Initial	Facility	Housing Unit	Cell	Work/Shift
Holloway	Dale	E	STU	E	2	

INMATE REQUEST: I need access to the laptop with the Discovery files. Thank you!

Notes: My Sentence Hearing is scheduled for January 29, 2024

[Handwritten Signature]

Inmate Signature

(if you need more space, use plain paper)

TO: Warden's office

DATE:

FROM: Unit Supervisor, Security Lieutenant or CC/CM

REMARKS:

Staff Signature

FROM: Madmuck
Staff Member Name/Office

DATE: 12-14-2023

REMARKS: This has been answered by the Captain and the decision vetted by your motion to the Court.

[Handwritten Signature: Madmuck]
Staff Signature

Received By *[Handwritten Signature]*
Inmate Signature

1/16/2024