

**IN THE UNITED STATES COURT FOR THE
WESTERN DISTRICT OF ARKANSAS**

Curtis J Neeley Jr., MFA

Plaintiff

v

CASE NO. 12-5208

BY

**Federal Communications Commission,
Microsoft Corporation,
Google Inc.**

Defendants

U.S. DISTRICT COURT
WESTERN DISTRICT ARKANSAS
FILED

DEC 17 2012

CHRIS R. JOHNSON, CLERK

DEPUTY CLERK

**BRIEF SUPPORTING MOTION FOR
DISMISSAL OF DOCKET #19
(MOTION to file sealed exhibits)**

1. Plaintiff filed the Motion to seal or docket #19 because of Plaintiff's honest mistake and not realizing the PACER system requires no access by anonymous personnel already. This motion however, remains prudent since the CM/ECF system does not grant *pro se* parties the same Due Process given represented parties due to the District Court Clerk's scans of filings and exhibits. The quality of these scans make filings and exhibits low resolution black and white images left to approximate filings of *pro se* Plaintiffs and also makes these files not text searchable and therefore makes these non-compliant with Eighth Circuit Appellate Court Rules.

2. The fact that the District Court required these exhibits to be viewed in camera ensured that this District Court became very familiar with these indecent and obscene exhibits. The Plaintiff previous motion to become an CM/ECF party that was denied requires *pro se* parties who are not attorneys to otherwise simply hope the District Court might view colored and indecent exhibits. These scan approximations are wholly insufficient and unfair based on this Plaintiff's unique past experience with this District Court.

3. The prior Motion to Seal was, however, an honest mistake due to the Plaintiff's desire not to further spread the access to these indecent exhibits to minors. The Plaintiff's mother was suffering a great deal when this Motion was made and died December 3, 2012. This emotional strain perhaps caused this Plaintiff's mistake.

4. This Plaintiff will file oppositions to each motion concurrently with exhibits that are not sealed because District Court's PACER scans will mutilate these exhibits and partially obscure the indecent photographs. CM/ECF filings are not made available to unidentified minors already as was the purpose sought mistakenly with the Motion to Seal.

5. The Plaintiff apologizes for exposing this District Court's personnel to current obscene and indecent exhibits.

Curtis J. Neeley Jr.
2619 N Quality Lane
Suite 123
Fayetteville, AR 72703

Respectfully Submitted,


Curtis J. Neeley Jr., MFA

CERTIFICATE OF SERVICE

I, Curtis J. Neeley Jr., MFA, do hereby certify that on December 17, 2012, I filed the forgoing personally and the District Clerk will scan this and make it accessible via CM/ECF. Furthermore; every docket entry of Neeley Jr v FCC et al, (5:12-cv-5208) will be accessible by wire communications perpetually including a free mirror of the District Court Docket with freely provided electronic copies of every filing. The docket will be updated within 24-hours after any paper is filed by Neeley and can be accessed from the following UnRegulated Locations. (URLs)

1. CurtisNeeley.com/FCC/Neeley-Jr_v_FCC-et-al.htm
2. CurtisNeeley.com/FCC/New_GOOG_exhibits
3. CurtisNeeley.com/FCC/New_MSFT_exhibits

URL #1 is the mirror of the Docket. URL #2 is the password protected directory with access to all exhibit files prepared that are not accessible at URL #3. The username for logging in is "adult" and the password is "YeS" and proper case is required. These PDFs are often indecent or obscene and all access is logged.



Curtis J Neeley Jr MFA