

The United States District Court
For The Middle District of Alabama
Northern Division

RECEIVED

Perrion Roberts

Plaintiff,

v.

Gladys Deese, et al.,

Defendants.

2006 MAY 17 A 9:24

Civil Action No. 2:05-CV-1236-MAT

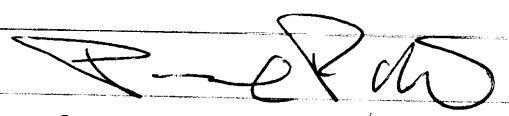
U.S. DISTRICT COURT
MIDDLE DISTRICT
2:05-CV-1236-MAT

Request Permission to file Motion to Exclude Affidavit of Defendant Frank Albright due to Conflict of Interest

Come Now Plaintiff Perrion Roberts (pro se), and request permission to file motion to exclude affidavit of Defendant Frank Albright due to conflict of Interest. For reasons set forth below Dawn Tumlison was at all times relevant hereto, secretary of Defendant Frank Albright at Tutwiler Prison for Women and employed by the Alabama Department of Corrections. Dawn Tumlison was named as a witness in Defendant Albright's affidavit and at which time she notarized Defendant Albright's affidavit which is a conflict of Interest.

For the foregoing reason, this request should be granted.

Respectfully submitted on this the 15 Day of May, 2006



Perrion Roberts
Plaintiff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT A COPY OF THE FOREGOING HAS BEEN
SERVED UPON The Clerk of the US District Court, Balch + Bingham + Attorney General Assistant
BY THE U.S. FIRST CLASS MAIL, THIS 15 DAY OF May, 2006.
Benjamin Albritton


PETITIONER