

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF ARKANSAS

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS

FEB 18 2016

JAMES W. McCORMACK, CLERK
By:  DEPT. CLERK

)
DAVID LIBRACE, INDIVIDUALLY,)
AND/OR AS (B) CLASS)
REPRESENTATIVE AND/OR)
BEHALF OF ALL ELIGIBLE)
ARKANSAS AND NOTIONALLY)
UNITED STATES REGISTERED (C))
ELIGIBLE AND/OR QUALIFIED)
VOTERS FOR VOTING IN THE 2016)
FIFTY STATE ELECTION)
PRIMARIES AND IN THE)
NOVEMBER 8, 2016 GENERAL)
PRESIDENTIAL AND VICE)
PRESIDENT 2016 ELECTIONS)

.....Plaintiffs)

V.)

Civil Action:4:16-CV-57-BSM/JTR

MARK MARTIN, in is official)
capacity as Secretary of State)
for the State of Arkansas,)
REPUBLICAN PARTY OF)
ARKANSAS EXECUTIVE)
COMMITTEE, SENATOR TED CRUZ)
OF TEXAS, SENATOR MARCO)
RUBIO, OF FLORIDA)

.....Defendants)

**RESPONSE TO DEFENDANT HONORABLE MARK MARTIN OBJECTION TO
PLAINTIFF'S APPLICATION TO PROCEED IN FORMA PAUPERIS**

COMES NOW, Plaintiff David Librace, Pro-se files this response to Mark Mark
Objection to Plaintiff's Application to Proceed in Forma Pauperis and states:

Mark Marin has a direct conflict of interest in regards to this case. Any statements
made are prejudicial and beneficial to Mark Martin directly in his Official Capacity as

Secretary of State of Arkansas; furthermore, Mark Martin has a direct conflict of interest in this case which he fails to claim in his answer. On February 10, 2016 Defendant Ted Cruz announced the endorsement of Mark Martin Arkansas Secretary of State. (Exhibit A) Ted Cruz name being removed from the Arkansas ballot may have a direct financial or interfere for potential job opportunity by Mark Martin endorsement securing an appointment from Ted Cruz if elected. Any and all statements made by Mark Martin should be consider as his personal statements and not those to reflect the citizens of Arkansas which Mark Martin was elected to do so.

Mark Martin makes the statement Plaintiff is a frequent litigator and states that this suit is merely harassment. Ted Cruz political stance on marriage equality and religious belief alone effects Plaintiff directly. Plaintiff has a right to defend and protect such rights and question Ted Cruz and Marco Rubio citizenship as they are running for the highest elected office for the President of the United States. Defendant Mark Martin makes references to plaintiffs prior lawsuits against Mr. Martin in his official capacity as Secretary of State of Arkansas but fails to state full facts only arguing harassment and his own assumptions of the lawsuit.

Secondly, Mark Martin is a member of the Republican Party in which any direct or partial verdict in favor of Plaintiff would effect the Party which he is a member of in which both Ted Cruz and Marco Rubio are representing.

WHEREAS, Plaintiff David Librace ask the Court to strike and deny Mark Martin Objection. Mark Martin failed to disclose to the Court his direct and personal interest in this case that on February 10, 2015 a day after Mark Martin objection, the Cruz campaign announce the endorsement of Ted Cruz.

Dated this 15th day of February 2016

Respectfully submitted,


David Librace, Pro-se

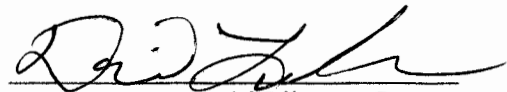
203 South 7th Street
West Helena, Arkansas 72390
(786) 342-4032
dlibrace@yahoo.com

CERTIFICATE OF SERVICE

I do hereby certify that on the date set forth below, I have served a copy of the foregoing via first class mail to A J Kelly, Deputy Secretary of State, Post Office Box 251570, Little Rock, Arkansas 72225-1570, L. Justin Tate, Associate General Counsel, Martha Adock, General Counsel, Secretary of State, Suite 256- State Capitol, 500 Woodlane Avenue, Little Rock, Arkansas 72201, Ted Cruz 3333 Allen Parkway, Unit 1906, Houston, Harris County, Texas 77019 (residence), Ted Cruz 808 Travis, Suite 1420, Houston, Harris County, Texas 77002, Marco Rubio 6060 SW 13th Court, West Miami, Dade County, Florida 33144-5714 (residence) Marco Rubio, 8669 NW 36th Street, Suite 110, Doral, Dade County, Florida 33166, and the Republican Party of Arkansas, 1201 West 6th Street, Little Rock, Arkansas 72201.

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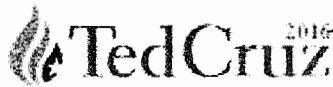
Dated this 15th day of February, 2016.



David Librace, Pro-se
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2016 Presidential Campaign Blog

Arkansas Secretary of State Mark Martin Endorses Ted Cruz for President



Arkansas Secretary of State Mark Martin Endorses Ted Cruz for President

HOUSTON, Texas – Today, the Cruz for President campaign announced the endorsement of Arkansas Secretary of State Mark Martin. Martin became the Secretary of State in January of 2011. Prior to becoming Secretary of State, he served three terms as a State Representative, where he fought to balance the budget and reign in government spending.

“I am proud to support Ted Cruz for President of the United States,” said Martin. “It is time for this country to have a proven, courageous, and consistent conservative in the White House. This election is critical for our country and we need someone who will stand up and take the power from Washington and give it back to the American people. Ted Cruz has been on the forefront of fighting for issues important to conservatives like repealing Obamacare, reigning in Obama’s lawless executive orders, defending life and religious liberty, and protecting all of our Constitutional freedoms. I am eager to help continue to coalesce conservatives around this campaign.”

“Mark has been a consistent fighter in the state of Arkansas, protecting the liberties of all his constituents,” said Cruz. “During his term as Secretary of State he has consistently ran a fiscally conservative state government, working to reign in out of control spending and supporting small businesses in order to grow the economy. I am thrilled to have Mark as part of our team to help bring conservatives together to win the White House in 2016.”

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