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CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY	E. DEPUTY

Charles Edward Byrd #103766
ASPC-Douglas
P.O. Box 5000
Douglas, Arizona 85608

In Propria Persona:

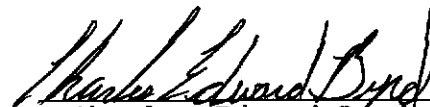
IN THE
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

) Case No.: CIV.04-2701-PHX-NVW(-ECV)
Charles Edward Byrd,) Motion For Summary Judgment
Petitioner,) Pursuant To Rule 56 Of
) Federal Rules Of Civil Procedure
Vs.)
Joseph Arpio, et al.,)
Respondent)

Comes now the Plaintiff respectfully asking of this court for summary judgment for the Plaintiff in the amount requested in this complaint for the following reasons:

The U.S. Marshal served the Defendants a copy of the summons/complaint/order, on February 27, 2006. That was fifty-one (51) days ago, and the Plaintiff has received no answer. The plaintiff requests summary judgment pursuant to Federal Rules of Civil Procedure, Rule 56. For the total amount demanded in this complaint, CIV.04-2701-PHX-NVW(-ECV).

Respectfully submitted this 19th day of
April 2006.


Charles Edward Byrd
PETITIONER, PRO SE

I, Charles Edward Byrd hereby declare that on the below date, I caused to be placed in the United States Mail the foregoing titled: Motion for Summary Judgment in Case #: CIV.04-2701-PHX-NVW(-ECV), with the original and true copies thereof in sealed envelopes, postage prepaid and addressed to the following:

Original Sent To:

U.S. District Court, Clerk
U.S. Courthouse Suite 130
401 W. Washington St. SPC-1

Phoenix, Arizona 85003-2118

True Copies Sent To:

U.S. District Court, Clerk
U.S. Courthouse Suite 130
401 W. Washington St. SPC-1

Phoenix, Arizona 85003-2118
United States Marshals Service
District of Arizona
401 W. Washington St. SPC-64- Suite 270

Phoenix, Arizona 85003-2159
Joseph Arpaio
100 W. Washington St. Suite 1900
Phoenix, Arizona 85003

Captain Peterson
Durango Jail
3225 W. Gibson Lane
Phoenix, Arizona 85009

Officer O'Connell
C/O Captain Peterson
Durango Jail
3225 W Gibson Lane
Phoenix, Arizona 85009

I hereby declare the above-stipulated items were deposited in the United States Mail on April 19, 2006.


Charles Edward Byrd, Declarant.