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4 *Defendants In Pro Se*

FILED

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LANCE S. WILSON
CLERK

BY  DEPUTY

6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

9 RICHARD W. LEWIS, PhD.,)

10 Plaintiff,)

11 vs.)

12 ELIZABETH RICHITTI, PhD.; RICHARD)
WEIHER, PhD., DAVID ANTONUCCIO,)
13 PhD., LOUIS MORTILLARO, PhD.,)
DENNIS ORTWEIN, CHRISTA PETERSON,)
14 PhD., STATE OF NEVADA, BOARD OF)
PSYCHOLOGICAL EXAMINERS, LINDA)
15 DUFF, TYRONE DUFF,)

16 Defendants.)
17)
18)

) Case No.: CV-N-99-0386-ECR (RAM)

) NOTIFICATION TO THE COURT

19 COMES NOW, Defendants TYRONE DUFF and LINDA DUFF (hereinafter "Duff
20 Defendants"), in Pro Se files this Notification to the Court where it has come to their attention
21 that on January 31, 2005 Chief U.S. District Judge Phillip M. Pro filed his Order (Doc.#366)
22 with no copy to these Defendants that reassigned case no. *CV-N-99-0386-ECR (RAM)* from
23 United States District Judge Edward C. Reed, Jr. to United States District Judge Larry R. Hicks,
24 with full knowledge the district court lacked jurisdiction in case no. *CV-N-99-0386-ECR (RAM)*
25 that remains at bar since February 12, 2004 before the Ninth Circuit Court of Appeals in the
26 Duff Defendants cross appeal, docket no. *04-15326*.

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1 On January 31, 2005, District Judge Hicks also filed his Order (Doc.#365) in case no.
2 *CV-N-99-0386-ECR (RAM)* where he also lacked jurisdiction. Chief U.S. District Judge Phillip
3 M. Pro acted without jurisdiction in the issuance of his Order (Doc.#366), which he knew the
4 only court with jurisdiction to order the reassignment of case no. *CV-N-99-0386-ECR (RAM)*
5 from District Judge Reed to another district judge is the Ninth Circuit where it remains at bar in
6 the Duff Defendants' cross appeal, docket no. *04-15326*.

7 Chief U.S. District Judge Phillip M. Pro knew the Ninth Circuit's Order, filed January 5,
8 2005 and filed January 10, 2005 in the district court as Doc.# 363, pertained only to the
9 Plaintiff's (Richard W. Lewis, PhD.) appeal, docket no. *04-15269* and not to the Duff
10 Defendants' cross appeal, docket no. *04-15326* that remains at bar before the Ninth Circuit
11 Court of Appeals, which both arise from the lower court case no. *CV-N-99-0386-ECR (RAM)*.

12 Since Chief U.S. District Judge Phillip M. Pro created this problem when he knowingly
13 acted without jurisdiction, now has a judicial duty to correct it and vacate the Orders (Doc.#365
14 and Doc.#366) for lack of jurisdiction.

15 DATED this 16th day of August, 2005.

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By: 
TYRONE DUFF

By: 
LINDA DUFF

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(360) 752-1775

Defendants In Pro Se

CERTIFICATE OF MAILING

Pursuant to F.R.C.P. 5(a), the undersign hereby certifies that they are the Defendants in the above entitled matter and on the 16th day of August, 2005, they deposited for mailing at Bellingham, Washington, a true and correct copy of the attached **NOTIFICATION TO THE COURT**, in case no. CV-N-99-0386-ECR (RAM) via first class postage, fully prepaid, addressed to the last known address, as follows:

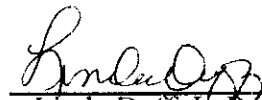
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Chief U.S. District Judge Phillip M. Pro
United States District Court, District of Nevada
333 Las Vegas Blvd. South, Suite 7005
Las Vegas, Nevada 89101



Tyrone Duff, In Pro Se



Linda Duff, In Pro Se