

1 Crystal Bowman, In Pro Per
2 4644 Valley Ave East Unit 3
3 Arcata CA 95521
4 707-496-4764

5 UNITED STATES DISTRICT COURT
6 NORTHERN DISTRICT OF CALIFORNIA
7 AT EUREKA

8 Crystal Bowman,

9 Plaintiff,

10 vs.

11 JOSEPHINA FRANK, DAKOTA MCGINNIS, JOHN
12 MCGINNIS, AILEEN MEYER, MAGGIE WORTMAN,
13 EDWARD BOWIE, DEREK BOWMAN, THE BEAR
14 RIVER BAND OF ROHNERVILLE RANCHERIA
15 TRIBAL COUNCIL, WENDELL FREEMAN

16 DEFENDANTS

Case No.:

PETITION FOR WRIT OF HABEAS
CORPUS
INDIAN CIVIL RIGHTS ACT, 25 U.S.C. §
1303

17 I. INTRODUCTION

18 1. Petitioner hereby petitions the Court for a Writ of Habeas Corpus pursuant to the Indian Civil Rights Act
19 (“ICRA”). 25 U.S.C. §§ 1301-1303.

20 2. Respondents are unlawfully restraining Petitioner by permanently convicting Petitioner of crimes
21 without due process or equal protection of law.

22 3. Petitioner is being punished and deprived for alleged crimes. The further punishment Respondents are
23 imposing is detention, as contemplated by ICRA.

24 4. Petitioner lacks any other meaningful forum to challenge Respondents’ illegal actions. Respondents’
25 claimed administrative remedies are futile.

26 II. PARTIES

27 5. Petitioner Crystal Bowman is a member of the Bear River Band of the Rohnerville Rancheria (“Tribe”),
28 a federally recognized Indian Tribe headquartered in Loleta, California.

6. Respondents purport to be the elected Tribal Council of the Tribe and the Tribal Administrator.

III. JURISDICTION

1 7. The District Court has jurisdiction over this action pursuant to federal law, including 25 U.S.C. § 1303,
2 which dictates that the “privilege of the writ of habeas corpus shall be available to any person, in a court of the
3 United States, to test the legality of his detention by order of an Indian tribe.”

4 8. The Court has jurisdiction because the Petitioner is being unlawfully restrained based on criminal
5 allegations. See *Quair v. Sisco*, 359 F.Supp.2d 948 (E.D.Cal. 2004).

6 9. Venue is proper in this district as all the events giving rise to this action occurred in Humboldt County,
7 California.

8 10. Petitioner has not applied for this Writ pursuant to ICRA in any other Court.

9 IV. INTRADISTRICT ASSIGNMENT

10 11. The basis for assignment to the Eureka Division is that this civil action arises in Humboldt County,
11 California. Civil L.R. 3-2(f).

12 V. FACTS

13 A. Detention of Petitioners

14 12. The Bear River Band of the Rohnerville Rancheria consists of federal Indian trust land (“Rancheria”).
15 Respondents and Petitioner and their nuclear and extended families constitute one hundred percent (100%) of the
16 residents of the Rancheria.

17 13. Petitioner resided at her home at 81 Carroll Rd on the Rancheria until she was displaced on April 29,
18 2024 for alleged crimes.

19 14. Petitioner submitted a written request for due process and received no response.

20 15. Petitioner met with Tribal Council and was told to speak for herself and that she was excluded because
21 actions of her husband Jeff Bowman because she allowed him to access her home in violation of the Tribe’s
22 exclusion ordinance.

23 16. The Tribal exclusion ordinance in effect at that time limits the exclusion of Tribal members to those
24 who have violated the crimes against the tribe ordinance, which neither Petitioner nor her husband had done.

25 17. Petitioner contacted Housing and Urban Development who spoke with Housing Director Thomas
26 Wallace, who stated that a resident who was evicted could request a hearing with the Tribal Court.

27 18. Petitioner contacted Thomas Wallace who informed Petitioner that she was not evicted so she could not
28 appeal her eviction in Court.

1 19. Respondents and the Housing board then stated Petitioner was ineligible for Housing due to her
2 previous eviction.

3 20. The Petitioner was subsequently deprived of rights and property due her as a Tribal member, in
4 violation of due process considerations.

5 21. Tribal Police removed Petitioner from her home by force with only 15 minutes to gather her
6 belongings, and submitted documentation to her ex-husband stating Petitioner was a danger to the community which
7 resulted in her losing custody of her child which constitutes a violation of 18 USC 242, assault under color of law.

8 22. The Respondents' actions do not comply with the requirements of ICRA or the Tribe's constitution.

9 23. Respondents are alleging criminal acts against Petitioner and ordering a de facto eviction without
10 allowing Court hearings or Petitioner to respond to allegations.

11 24. Subsequently, Petitioner received notice that she was being charged over \$8,000 for the moving and
12 storage.

13 25. Respondents subsequently, after their political opposition were evicted, changed the Housing policy to
14 prevent Tribal homeowners (their family members) from being evicted from their awarded homes and allowing for
15 in vivros transfers of property.

16 B. Lack of Due Process and Meaningful Administrative Remedies.

17 30. The action, styled by Respondents as a "housing relinquishment" is effectively final.

18 31. The initial action by Council, the exclusion, did not provide any right to demand an opportunity to be
19 heard—the hallmark of due process. It was conducted *in absentia* without notice or right of appeal.

20 32. The only administrative remedies available are in the complete control of the Respondents. The
21 remedies are futile and lack any semblance of due process.

22 34. The Petitioner specifically and in writing requested an appeal to Tribal court and was denied due
23 process.

24 VI. CAUSES OF ACTION

25 A. First Cause of Action: Unlawful Restraint on Personal Liberty in Violation of ICRA Due Process

26 35. Petitioner hereby incorporates and realleges the foregoing Paragraphs.

27 36. ICRA provides the "privilege of the writ of habeas corpus shall be available to any person, in a court of
28 the United States, to test the legality of his detention by order of an Indian tribe."

1 37. ICRA provides that “[n]o Indian tribe exercising the powers of self-government shall . . . deprive any
2 person of liberty or property without due process of law.” 25 U.S.C. § 1302(8).

3 38. The Tribe’s Constitution adopts and applies ICRA.

4 39. Respondents have denied petitioner due process of law.

5 40. Petitioner received no meaningful notice or process for appeal.

6 41. Respondents have offered no legal or factual justification for eviction from her home.

7 42. Removal of Petitioner’s home (the Order) constitutes restraint for purposes of ICRA habeas
8 “detention.”

9 43. As applied, Petitioner has received no opportunity to be heard.

10 44. There has been no Tribal Court forum or other means to contest the validity of or to protest the Order.

11 45. Respondents’ revocation of Petitioner’s home is a criminal punishment and violates Petitioner’s right to
12 be free from arbitrary restraints on liberty as guaranteed by ICRA and the Tribe’s Constitution.

13 B. Second Cause of Action: Unlawful Restraint on Personal Liberty in Violation of Federal ICRA Equal Protection

14 46. Petitioner hereby incorporates and realleges the foregoing Paragraphs.

15 47. ICRA provides that “[n]o Indian tribe exercising the powers of self-government shall . . . deny any
16 person within its jurisdiction the equal protection of its laws . . .” 25 U.S.C. § 1302(8).

17 48. The Tribe’s Constitution adopts and applies ICRA.

18 49. Respondents have discriminatorily applied punishments against Petitioner and therefore denied
19 Petitioner equal protection.

20 50. The purported Tribal Council specifically targeted Petitioner and other political opposition for eviction,
21 amending the policy to prevent such actions against themselves after evicting Petitioner and several others.

22 51. There is no compelling interest that would justify treating the Petitioner differently than the other Tribal
23 members.

24 C. Third Cause of Action: Assault Under Color of Law

25 52. Petitioner hereby incorporates and realleges the foregoing Paragraphs.

26 53. ICRA provides that “[n]o Indian tribe exercising the powers of self-government shall . . . deny any
27 person within its jurisdiction the equal protection of its laws . . .” 25 U.S.C. § 1302(8).

28 54. The Tribe’s Constitution adopts and applies ICRA.

1 55. Respondents have violated Petitioner’s civil rights under color of law.

2 56. The purported Tribal Council specifically targeted Petitioner and other political opposition for eviction,
3 amending the policy to prevent such actions against themselves after evicting Petitioner and several others.

4
5 V. RELIEF

6 WHEREFORE, Petitioner prays that the Court:

7 A. Issue the Writ of Habeas Corpus or an order to show cause why a Writ of Habeas Corpus should not be
8 entered.

9 B. Declare that Respondents’ Order is a criminal punishment for which a Writ of Habeas Corpus is
10 available.

11 C. Declare that Respondents’ Order is a sufficiently severe potential or actual restraint on liberty to warrant
12 habeas review.

13 D. Declare that Respondents have violated and are violating ICRA.

14 E. Order Respondents to discharge Petitioner from the restraints on Petitioners’ personal liberty.

15 F. Issue an Order vacating Petitioner’s removal from her home.

16 G. Award Petitioner reasonable attorneys’ fees and costs.

17 H. Grant Petitioner such other and further relief as the Court deems just and proper.

18 I. Allow a Tribal Spokesperson to assist in any Court hearings.

19 Petitioner reserves the right to amend this Complaint to plead new parties, claims and/or allegations.

20 EXHIBITS - Appendix A attached hereto.

21 Exclusion Order

22 Exclusion Ordinance

23 Dated this 25th of June, 2025.

24 
25 CRYSTAL Bowman, In Pro Per

Attachment A

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BEAR RIVER BAND of the ROHNERVILLE RANCHERIA

RESOLUTION 24-24

Approved: April 30, 2024

A TRIBAL RESOLUTION BY THE BEAR RIVER BAND OF THE ROHNERVILLE RANCHERIA TRIBAL COUNCIL PERMANENT EXCLUDING CRYSTAL BOWMAN FROM ALL BEAR RIVER PROPERTIES

WHEREAS, the Bear River Band of the Rohnerville Rancheria (“Tribe”) is a federally recognized Indian tribe with all of the rights and privileges afforded to recognized Tribes; and

WHEREAS, the Tribal Council is the governing body of the Tribe under the authority of the Constitution of the Tribe; and

WHEREAS, the Bear River Tribal Council is charges with the responsibility and authority to protect and preserve the health, safety and general welfare of the Tribal Community; and

WHEREAS, the Tribal Council has determined that Crystal Bowman poses a health, safety, and general welfare risk to the Bear River Band of the Rohnerville Rancheria community; and

NOW THEREFORE BE IT RESOLVED, that the Bear River Band of the Rohnerville Rancheria Tribal Council hereby excludes Crystal Bowman from all tribal property.

C*E*R*T*I*F*I*C*A*T*I*O*N

This is to certify that the Bear River Band of the Rohnerville Rancheria Tribal Council adopted the foregoing resolution on April 30, 2024 by a vote of 6 IN FAVOR, 0 OPPOSED, 0 ABSTAINING and 1 ABSENT.

Attested by: Josefina Frank
Josefina Frank, Chairperson

4/30/2024
Date

Dakota McGinnis Jr.
Dakota McGinnis Jr., Secretary

4/30/2024
Date

BEAR RIVER BAND of the ROHNERVILLE RANCHERIA

266 KEISNER RD LOLETA, CA 95551-9707 PHONE 707-733-1900 FAX 707-733-1723



April 22, 2025

Crystal Bowman

Sent via email to bowmancrystallynn@gmail.com

Re: Exclusion Reconsideration

Dear Crystal,

Thank you for your recent request for reconsideration of your exclusion status.

After careful review and thoughtful deliberation, the Council has decided not to approve your request at this time. We acknowledge and commend the positive steps you have taken toward bettering your life, and we appreciate your continued efforts in this regard.

While your progress is noted and genuinely encouraging, the Council would like to see further development before a change in status can be considered. As such, you are welcome to submit another request for reconsideration in six (6) months.

We encourage you to continue on your current path and remain committed to your personal growth and positive contributions. Should you have any questions or need support during this time, please don't hesitate to reach out.

Respectfully,

Aileen Meyer

Aileen Meyer

Vice-Chairwoman

CC: Tribal Council



**BEAR RIVER BAND
OF THE ROHNERVILLE RANCHERIA**

EXCLUSION ORDINANCE

SECTION 2.50.01 PURPOSE

It is the inherent and sovereign authority of the Bear River Band of the Rohnerville Rancheria (“Tribe”) to exclude any person from its lands who are found to threaten or directly affect the Tribe’s domestic tranquility, political integrity, economic security, health, safety or welfare. In exercising its sovereign authority to exclude persons, the Tribe does so through its civil jurisdiction to regulate all persons on tribal lands. The purpose of this Ordinance is to provide the procedures that will be used by the Tribe in emergency and non-emergency cases of exclusion of non-Indians and non-member Indians. This Ordinance is written in compliance with Tribal custom and tradition and the Indian Civil Rights Act of 1968, 25 U.S.C. 1301 et seq.

SECTION 2.50.02 STATUTORY AUTHORIZATION

The Bear River Band of the Rohnerville Rancheria is a federally recognized Indian Tribe that has inherent civil authority over all persons within the exterior boundaries of its trusts lands. All federally recognized Indian Tribes, by and through governing body, may authorize the immediate exclusion of any person from its trust land pursuant to federal and tribal law. The Bear River Band of the Rohnerville Rancheria finds it necessary to regulate the conduct of all persons within the exterior boundaries of the Rancheria and the Bear River Tribal Council, pursuant to its inherent authority and federal law, adopts the following Ordinance governing the exclusion of non-Indians and non-member Indians from the lands of the Bear River Band of the Rohnerville Rancheria.

SECTION 2.50.03 DEFINITIONS

1. *Bear River Band Tribal Court* or *Court* shall mean the judicial branch of the Tribe as designated and authorized under the Act Establishing the Judiciary.
2. *Non-Indian Person* shall mean a person who is not an enrolled member of, or eligible to be enrolled in a recognized or non-recognized Tribe. It shall also include non-tribal or non-Indian owned corporations, businesses, partnerships, sole proprietors and other commercial enterprises located on Tribal Lands.
3. *Non-Member Indian* shall mean a person that is an enrolled member of, or eligible to be enrolled in a recognized Tribe other than the Bear River Band of the Rohnerville Rancheria Tribe.
4. *NINMI* shall mean Non-Indian and Non-Member Indian collectively.
5. *Respondent* shall mean the person against who the petition is filed.
6. *Tribal Lands* shall mean all lands held in trust for the Tribe by the United States.

7. *Tribal Police Officer* shall mean any sworn law enforcement officer authorized to enforce law on Tribal Lands.

SECTION 2.50.04 PERSONS SUBJECT TO REMOVAL AND EXCLUSION

Any NINMI on the Bear River Band of the Rohnerville Rancheria may be removed and excluded from all or any part of the Tribal Lands pursuant to Section 2.50.05.

SECTION 2.50.05 GROUNDS FOR EXCLUSION

Any NINMI may be excluded on one or more of the following grounds:

1. Failure or refusal by NINMI to pay Bear River Band Tribal Court ordered fines and/or fees.
2. Convicted of a crime or civil infraction under federal, state, or Tribal law;
3. Participation in gang activity;
4. The use, manufacturing and/or trafficking of a “controlled substance” as defined under Section 3.25.06 subsection 5) in the Tribes Peace and Security Ordinance or Schedule 1 under the federal “Controlled Substance Act”;
5. Entry into the home or onto the land of any tribal member without consent of the owner, co-owner or occupant with authority to grant consent to enter;
6. Entry into an area on the Bear River Band of the Rohnerville Rancheria in violation of an order of the Chairperson of the Tribal Council designating such area as closed;
7. Any conduct that causes or poses clear and continuing danger to the health and safety of a tribal member, members or to tribal or tribal member property;
8. Unauthorized trading and prospecting;
9. Unauthorized mining, timber cutting, or other activity causing physical loss or damage of any natural resource on the Bear River Band of the Rohnerville Rancheria;
10. Interference with or photographing of Tribal ceremonies without the consent or permission of the tribal members involved;
11. Commission of fraud, confidence games, or loan-sharking against tribal members or inducing such members into grossly unfavorable contracts of any nature.
12. Defrauding any tribal member of just compensation for their labor or services of any nature done at the request of a NINMI;
13. Hunting, fishing, or trapping without permits required under state and/or tribal laws;
14. Failure or refusal to pay any taxes, costs, fines, or other debts owed due the Bear River Band of the Rohnerville Rancheria after reasonable notice and opportunity to pay; and/or
15. Engaging in physical and verbal altercations with another person or persons, causing loud noise, using offensive words in a public place (disturbing the peace) or repeated public intoxication.

SECTION 2.50.06 EXCLUSION PROCESS

1. Tribal Court Judgement

- a) The Tribal Court may find any NINMI in violation of this Ordinance pursuant to the Grounds For Exclusion listed in Section 2.50.05 and issue an Exclusion Order.

2. Exclusion Petition

- a. Any Tribal Police Officer or Tribal Council member may file a Petition for Exclusion (herein "Petitioner"). The Petition must:
 - i. Identify the name of the NINMI and if appropriate their title, and contact information;
 - ii. The specific ground upon which they are seeking to have the NINMI excluded under;
 - iii. Specific facts, dates, witnesses, documents and summary to the event(s) giving rise the request for exclusion; and
 - iv. The NINMI's name and address or last known location.
- b. The Petition shall be filed with the Bear River Band Tribal Court.
- c. Petitions filed against a NINMI that have resided in a Tribal member household for a period of more than thirty (30) days or are domiciled on the Bear River Band Rancheria may be subject to the Transfer of Jurisdiction to the Tribal Council. The Tribal Court Clerk may serve a Notice of Transfer of Jurisdiction to the Tribal Council or its designee. If the Petition is transferred to the Tribal Council, the Petition will proceed before the Council under the procedures and process set forth under this Ordinance.

3. Services of Process

- a. The Petitioner will be responsible for serving the NINMI ("Respondent") with Petition. Service may be accomplished:
 - i. By personal service;
 - ii. Personal delivery at their place of employment or business;
 - iii. Personal delivery on a person over the age of fifteen (15) at the person's residence; or
 - iv. By certified mail return receipt requested.
- b. If service under one of the methods listed above is unsuccessful after due diligence, the Petitioner may post the particular Notice at the residency of the Respondent and publishing the Notice in the tribal, local or both newsletter or newspaper.
- c. Once the Petition has been served, the serving officer, person or official shall file a Proof of Service with the Court. The Proof of Service shall state the time, date and manner the Respondent was served and the name of the document served.

4. Notice of Exclusion Hearing

- a. Once the Petition has been served on the Respondent and the Proof of Service has been filed with the Tribal Court, the Court shall determine the time, date and location of the Exclusion Hearing. The Hearing will be set no later than five (5) days from the date that the Respondent was served with the Petition.
- b. A Notice of Exclusion Hearing will be served on both the Petitioner and Respondent in the manner set forth in subsection 2. above. The Notice will provide the parties with the time, date and location of the hearing. The Notice will inform

the parties that they may be represented by an advocate or attorney at their own expense.

5. Exclusion Hearing Procedure

- a. The Tribal Court Judge shall conduct the Exclusion Hearing. The proceeding will be recorded. The Petitioner or their representative shall present the Petition to the Court and the evidence, both documentary and testimony. Any witness called by the Petitioner may, after providing their testimony, be cross-examined by the Respondent or their representative. Following the presentation by the Petitioner, the Respondent may present their case on why they should not be excluded and produce evidence in support of their case. Both parties may make a final closing statement before the Judge deliberates.
- b. The Court may conduct the hearing informally and suspend strict application of the rules of evidence except that the Tribal Court's decision may not be based solely on hearsay evidence.

6. Decision

The Court may make and announce its decision at the close of the case or take the matter under advisement. If taken under advisement, the Court must issue its decision no later than three (3) days after the hearing. The Tribal Court's written decision shall be served on the parties and the decision to the Tribal Court shall be final.

SECTION 2.50.07 EXCLUSION PURSUANT TO CODE VIOLATIONS

1. Peace and Security Ordinance Violations as Grounds for Exclusion:
 - a. If a Respondent, in a case involving a violation of the Tribe's Peace and Security Ordinance, has been found after a Court Hearing to have committed a violation of the Ordinance, and that violation meets grounds for exclusion contained in Section 2.50.05 above, the Court may order that individuals be excluded permanently or for a specific duration without an additional hearing.
2. After paying all fines relating to the underlying citation case, an excluded individual may request a hearing to be allowed back on Tribal lands.
3. Hearings involving requests for re-admittance to Tribal lands shall follow the rules set above in Section 2.50.06.

SECTION 2.50.08 EMERGENCY EXCLUSION ORDERS

1. Temporary Emergency Exclusion Order
 - a. A Petitioner may file for an Emergency Exclusion Order from the Court, if the Petitioner believes that the Respondent poses an imminent and substantial threat to the safety of Petitioner, tribal members and/or property of the Tribe. The Tribal Court may issue an immediate Temporary Exclusion Order against a Respondent excluding them from Tribal Lands.
 - b. The party seeking the Temporary Emergency Exclusion Order shall present all evidence and arguments to the Tribal Court in support of the need of immediate

Order. The Tribal Court shall determine whether the evidence as presented establishes the need for the immediate Order. If granted, the Order shall set forth the exclusion of the person from all or part of the Tribal land and the time and date the Order will expire.

- c. The issuance of a Temporary Exclusion Order issued by the Tribal Court shall be final and not appealable.
 - d. The Order shall be submitted to the Bear River Tribal Police Department for immediate enforcement.
2. Tribal Law Enforcement Emergency Authority
- a. The Bear River Band Police Chief, in collaboration with the Tribal Chairperson or their designee, is hereby granted the authority to exclude any NINMI from Tribal Lands that are deemed an immediate threat to the health, safety and welfare of another person(s) or property.
 - b. Upon determination that emergency exclusion is warranted, the Police Chief shall contact the Tribal Chairperson for approval. If the Tribal Chairperson or their designee cannot be reached within a reasonable period of time, the Police Chief shall not exclude. Law Enforcement shall file a Petition for Exclusion as provided under Section 2.50.06 no later than seven (7) days after the NINMI is removed from Tribal Lands.

SECTION 2.50.09 ENFORCEMENT OF EXCLUSION ORDERS

1. All Exclusion Orders shall be promptly submitted to the Bear River Band Police Department for immediate enforcement and removal. Exclusion Orders will be archived in the Bear River Band Police Department's Computer Aided Dispatch (CAD) system.
2. If any NINMI is ordered excluded from any part of the Bear River Band of the Rohnerville Rancheria does not promptly obey the Order, the Tribal Court shall direct Law Enforcement to use reasonable force in effecting the Exclusion Order.
3. The person or entity who obtained the Exclusion Order may file a Request for Enforcement with the Tribal Court. If the Court determines that, the excluded person is in violation of an Exclusion Order pursuant to this Ordinance they shall be subject to trespassing violations per incident according to the Tribe's Peace and Security Ordinance Section 3.25.07 subsection 2).
4. The Tribal Council may file an application for recognition and enforcement of the Exclusion Order with the Superior Court of the State of California for further enforcement under Penal Code § 166(a)(4), or take such other actions to enforce the order as it deems appropriate.

SECTION 2.50.10 APPLICATION FOR REVOCATION

Any NINMI to whom an order has been issued under this Ordinance may apply to the Tribal Court in writing for revocation or amendment of said order. Applications for revocation or amendment will only be considered after a period of one year has expired from the date of issuance, unless

otherwise stated in the court order, and provided all fines have been paid in full. Proof of rehabilitation and or transformation assuring the individual no longer poses a threat to the safety and welfare of the Tribal community must be submitted along with application. The Tribal Court Judge may place any conditions deemed necessary on the individual and require that the individual follow such conditions as a stipulation to revocation.

SECTION 2.50.11 NO WAIVER OF SOVEREIGN IMMUNITY

Nothing herein shall be deemed to be a waiver of the sovereign immunity of the Tribal Court, Tribal Council, or the Bear River Band of the Rohnerville Rancheria. The sovereign immunity of the Tribe shall extend to its Tribal Law Enforcement Officer(s) or at all times while carrying out the enforcement of this Ordinance.

SECTION 2.50.12 SEVERABILITY

If any provision of this Ordinance, or its application to any person or circumstance is held invalid, the remainder of the Ordinance, or its application of the provision to other persons or circumstances shall not be affected.

SECTION 2.50.13 AMENDMENTS

The Tribal Council of the Bear River Band of the Rohnerville Rancheria has the authority to make amendments to this Ordinance. The Bear River Band Tribal Court may make amendment recommendations for Tribal Council consideration.

SECTION 2.50.14 EFFECTIVE DATE

The Ordinance will become effective upon adoption by the Tribal Council.

JS-CAND 44 (Rev. 04-2025)

CIVIL COVER SHEET - for people without lawyers only

See Civil Local Rule 3-2 (amended April 28, 2025), which requires the filing of a civil cover sheet only by those unrepresented by counsel.

I. PLAINTIFF(S) Crystal Bowman County of Residence of First Listed Plaintiff: Humboldt <i>Leave blank in cases where United States is plaintiff.</i> Attorney or Pro Se Litigant Information (Firm Name, Address, and Telephone Number) 4644 Valley Ave East Unit 3 Arcata CA 95521	DEFENDANT(S) Josefina Frank, et al County of Residence of First Listed Defendant: Humboldt <i>Use ONLY in cases where United States is plaintiff.</i> Defendant's Attorney's Name and Contact Information (if known) 266 Keisner Rd Loleta CA 95551
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II. BASIS OF JURISDICTION (Place an "X" in One Box Only) <input type="checkbox"/> U.S. Government Plaintiff <input checked="" type="checkbox"/> Federal Question (U.S. Government Not a Party) <input type="checkbox"/> U.S. Government Defendant <input type="checkbox"/> Diversity	III. CAUSE OF ACTION Cite the U.S. Statute under which you are filing: (Use jurisdictional statutes only for diversity) 25 USC 1301-1304 Brief description of case: Habeas Petition due process violation
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| IV. NATURE OF SUIT (Place an "X" in One Box Only) | |
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| CONTRACT | TORTS |
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<input type="checkbox"/> 195 Contract Product Liability
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| <input type="checkbox"/> 375 False Claims Act
<input type="checkbox"/> 376 Qui Tam (31 USC § 3729(a))
<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Organizations
<input type="checkbox"/> 480 Consumer Credit
<input type="checkbox"/> 485 Telephone Consumer Protection Act
<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 850 Securities/Commodities/Exchange
<input type="checkbox"/> 890 Other Statutory Actions
<input type="checkbox"/> 891 Agricultural Acts
<input type="checkbox"/> 893 Environmental Matters
<input type="checkbox"/> 895 Freedom of Information Act
<input type="checkbox"/> 896 Arbitration
<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
<input type="checkbox"/> 950 Constitutionality of State Statutes | |
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V. ORIGIN (Place an "X" in One Box Only)

Original Proceeding Removed from State Court Remanded from Appellate Court Reinstated or Reopened Transferred from Another District Multidistrict Litigation--Transfer Multidistrict Litigation--Direct File

VI. FOR DIVERSITY CASES ONLY: CITIZENSHIP OF PRINCIPAL PARTIES
 (Place an "X" in One Box for Plaintiff and One Box for Defendant)

Plaintiff	Defendant
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Citizen of California
<input type="checkbox"/>	<input type="checkbox"/> Citizen of Another State
<input type="checkbox"/>	<input type="checkbox"/> Citizen or Subject of a Foreign Country
<input type="checkbox"/>	<input type="checkbox"/> Incorporated or Principal Place of Business In California
<input type="checkbox"/>	<input type="checkbox"/> Incorporated and Principal Place of Business In Another State
<input type="checkbox"/>	<input type="checkbox"/> Foreign Nation

VII. REQUESTED IN COMPLAINT

Check if the complaint contains a jury demand.

Check if the complaint contains a monetary demand. Amount: _____

Check if the complaint seeks class action status under Fed. R. Civ. P. 23.

Check if the complaint seeks a nationwide injunction or Administrative Procedure Act vacatur.

VIII. RELATED CASE(S) OR MDL CASE
 Provide case name(s), number(s), and presiding judge(s).

IX. DIVISIONAL ASSIGNMENT pursuant to Civil Local Rule 3-2
 (Place an "X" in One Box Only) SAN FRANCISCO/OAKLAND SAN JOSE EUREKA-MCKINLEYVILLE

DATE _____ SIGNATURE OF ATTORNEY OR PRO SE LITIGANT _____