

Blog- Legal Update--Special Hebrews 13:3 Prayer Request "Remember them that are in bonds, as bound with them; and them which suffer adversity, as being yourselves also in the body." :)

Saturday, November 2 makes SEVEN YEARS that I have been in prison. I sure never thought I'd have an anniversary like that! Probably none of the millions of Christians over the years and even today thought they would either! Oh well, it was 13 for Joseph (Gen. 39:21) and over 70 for Daniel and over 40 (so far) for Joni Erickson Tada!

God has been GOOD (Duh!) and has used this whole experience in 1,000 ways (Rom. 8:28) in the lives of countless people (including MINE) but it's time to win (NOT quit) and go home! I think we need to rattle the gates of Heaven till God shows what HE can do in all this and I'd like your help!

Between now and Nov. 2 I invite anyone who feels so led to join me in a day (or a meal or two) of fasting and prayer for this case to be overturned! The early church in Acts 12:5 prayed for Paul's release and God heard their prayers and answered in a miraculous way. When I first came to prison I prayed for the case to be overturned and for it to be national news! Keep watching! Please tell others who know and love the creation ministry to set aside at least some time to fast and pray that day as well. Please pray Psalm 35:1-9 over this case. Winning on these issues (below) will help MANY including churches and Christians in America who don't know or understand the dangers headed their way like a freight train!

Just when I had about given up hope of any legal victories, God miraculously supplied the most amazing legal mind I've ever seen to assist me in all this! He is like Ebed-melech in many ways. What an answer to prayer he has been for this preacher stuck in a pit with no way out! See Jeremiah 38! More on all that some day AFTER I'm home! :)) Most of the details and actual motions and attachments about these issues are posted on www.2peter3.com but here are the specific issues to pray for (ANYTIME but especially from now till Nov. 2 please :) :

#1. When I was suddenly moved out of Edgefield, SC on July 20, 2010 the counselor and the R&D department kept my box with all my legal materials for 20 MONTHS. I had been in the middle of preparing my "2255" appeal which has a one year deadline to file when, 8 months into the 12, I was moved without warning. From the new camp I put in many requests to get them to send it - to no avail. :(Their failure to send that file of legal materials caused me to miss the filing deadline and all my appeals were fruitless so, on April 22, 2013 "Ebed" helped me file a "Bivins" lawsuit against all of them in their personal capacity (suit # c/a 0:13-cv-1177-MGL-PJG) in the federal court in South Carolina. I asked for monetary damages and, most importantly, that the judge would provide "Declaratory relief" and find that their neglect caused the 2255 to be late. This is one more way back into court on the 2255 that I had never heard of.

After the filing of some typical legal papers back and forth in the Bivins suit the defendants had a deadline of 60 days to respond. They did not respond so on Oct. 20 I filed a Motion requesting that they be found in contempt of court for disobeying a Court Order. They should get that today. Pray that the judge rules in my favor soon so the 2255 motion can be re-submitted to the court in Florida. FINALLY the court will have to ANSWER for the many violations of law (over 20) that the court, the IRS and the US Attorney committed to put me here. So far, they have skillfully AVOIDED answering for any of their errors by slick procedural maneuvers calling it "time barred."

#2. In light of the wonderful and long overdue Supreme Court decision in "Alleyne vs. US" this spring, judges can no longer enhance sentences beyond facts found by the jury as they have done for decades. My sentence was enhanced from about 3 years to 10 by issues NOT found by the jury so Alleyne is perfect to make them release me! I filed a motion right away.

Of the 11 circuits in the US some are ruling that the Alleyne case is "retro-active" and reviewing cases and letting people out but the 11th circuit (where mine is) says it is NOT retroactive so they did not grant my motion for relief under Alleyne - which would have sent me home 2 months ago. When the circuits disagree like this the Supreme Court usually steps in and makes a decision. Most legal scholars say they WILL rule it is retroactive and then I will re-submit the motion and be

released. BUT-ya never know with the courts these day! They LIKE a large prison system! America has 5% of the world's population and 25% of the world's prisoners! See I Tim. 6:10 for why! MANY congre\$\$men, \$enator\$, judge\$ and lawyer\$\$\$ own stock in this evil (and unscriptural) prison system and locking more people up for longer terms makes them more money! If that isn't "double dipping" I don't know what is! Pray THAT is made illegal as well please!

#3. At my last TEAM meeting the staff here in Berlin, NH DID grant me 6 months "home confinement" so I go home Feb. 13, 2015 at the latest!

NOTICE TO ALL EVOLUTIONISTS, ATHEISTS AND ANYONE WHO THINKS THEY CAME FROM A ROCK- My offer to debate any 10 evolutionists at a time still stands. :) Just so I get 1/2 the time and we discuss one topic at a time. Start studying. (As if THAT would do any good!) :) Some of you have been VERY vocal criticizing me while I'm locked up. Will you run now or schedule a face to face debate? Hmmm? Contact Marianne psalm.37@live.com to get on a list. :)

Anyway- According to the 2007 "2nd Chance Act" they COULD also give me 6 months halfway house and send me to Pensacola in August, 2014. I asked for that as well and was turned down because they need to "maintain population balance" in the prison. (See I Tim. 6:10 again!) So, I filed paperwork to force the BOP to grant all the time they COULD and SHOULD under the law since my FAMILY means more to me than their BUDGET. This issue will most likely "evolve" into another long overdue lawsuit against the BOP and, if I win, could help send many thousands of inmates closer to home and their families earlier! (Esther 4:14?)

#4. The IRS "Tax Court" held a trial and found me guilty of owing a tax while I was never even in court or informed of the proceedings! I got a bill in the mail one day for a zillion dollars so I filed an appeal with the 11th Circuit (Docket # 4245-10). That appeal may take a LONG time to resolve but all is on hold for now. You can read the documents from the IRS on 2peter3.com showing clearly that I am NOT a tax protester and owe no tax for those years! These are the most disorganized (and heartless!) people I know of! And THEY want to run our health care! Pray THAT is repealed too!

#5. June 28, 2007 Judge Rodgers, with no trial or even a hearing on the issues, ordered that all CSE property was actually mine personally so the Government could seize the ministry bank account and properties to pay a personal tax bill they made up after trial. This whole procedure is so far from legal (or logical) it would be laughable- if it were happening to someone ELSE! Soon after her decision the lead U.S. Attorney against me, J. D. Roy Atchison, seized the entire ministry bank account and soon afterwards he was arrested in Detroit where he had flown to have sex with a 5 yr old. (an admitted LONG time perversion of his) He hung himself in his cell Oct. 5, 2007.

All was quiet for a while after that but later, the government did sell one of the properties owned by the ministry and my son Eric moved to a new location a mile away on North "W" St. to keep things going. Since the Judge erroneously ruled the properties were mine personally, my new legal helper had a brilliant idea and on May 29, 2013 I filed a lis pendens in the county office to stop the sale of any other properties until the lawsuit in S. Car. is decided since the outcome of that may overturn all the rest. On Oct. 2, 2013 Judge Rodgers ordered the lis pendens lifted. As I understand the procedure, the state court of Florida will now have to notify me since federal judges don't control property issues, state courts do, and I can then object and pursue a remedy in state court. It sure seems that somebody is "acting under color of law" in all this and is therefore liable in their personal capacity for damages when this is set straight. Ebed KNOWS how to do that!

#6. On May 22 I filed a Complaint of Misconduct in the 11th Circuit (#11-13-90067) for the many violations of the Constitution and the law committed by the judge in my case. On July 25 Circuit Judge Dubina RESTATED the issues and then dismissed the complaint without addressing a single issue! (Typical legalize) On August 4 I filed a letter asking him to review 2 key issues. He has yet to respond. On August 22 I filed an appeal to the entire judicial council of the 11th circuit

asking them to examine all the issues in this case. It has been over 2 months and we have heard nothing! THAT is usually a good sign that they are at least considering it. In light of the SERIOUS errors and violations in this case they COULD and SHOULD order the entire case dismissed, order me released any day and all goes back as was on Nov. 2, 2006. THAT is my prayer! Please read the Complaint and my follow up letters on 2peter3.com. You can also write the council and tell them you are following the case and praying for them.

#7. At my semi-annual TEAM meeting on Oct. 15 I asked to be moved back into my "region" within 500 miles of home as BOP policy SAYS they try to do to maintain strong family ties. I had been told at my last TEAM 6 months ago that I could request a transfer at the next one. When I did ask this time they said I must wait 6 MORE months because they need to maintain "population balance!" That means they need warm bodies to raise their budget! See I Tim. 6:10 for that one too! I have been outside of my region for over 2 1/2 years! I have not seen most of my family nor any of my 5 small grandchildren in that entire time. I have put in the proper paperwork to force them to follow their own BOP policy and move me to within 500 miles. This issue may also "evolve" into a lawsuit in a New Hampshire court (It only costs \$5!). The LAST thing I need is another legal battle right now but winning a suit like that one could also help thousands of inmates. (Esther 4:14 again?)

#8. It would be a great help if you not only fast and pray but also contact your congre\$\$men and \$enator\$ and ask them to intervene in this case. They are SUPPOSED to impeach judges who don't follow the Constitution, but they rarely do. They can also ask for a "congressional transfer" to get me moved to Pensacola.

#9. As if I didn't have enough on me right now- (see Job 1-2) in light of II Tim. 4:14-15 I must sadly say... the man I entrusted with all my legal defense funds has refused to send them to me for several months now (in spite of my repeated pleas) to help me keep all these irons in the fire hot. :(I am at a complete loss to explain this bizarre behavior. Please pray that he will do the right thing and send it soon but, in the meantime, if you want to help at this critical time in my legal battles, please send any funds to: FBOP PO Box 474701 Des Moines, IA 50947 for my account Kent E Hovind #06452-017 or use Western Union so I have access faster. Thanks!

#10. Pray congress will introduce and pass legislation to cut down on the huge sentences they give out these days! Some bills have been introduced that call for 1st time non-violent offenders to serve 50% or 65% instead of the current 87%. These bills to reduce time always fail for lack of support. Pray they pass some soon! Call your congressman and see what THEY are working on and if THEY own stock in or profit from this evil \$y\$tem!

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