



tut <[marvindtutt@gmail.com](mailto:marvindtutt@gmail.com)>

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**Marvin Tutt | Please forward to counsel and whomever necessary | No response sought**

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tut <[marvindtutt@gmail.com](mailto:marvindtutt@gmail.com)>

Fri, Dec 12, 2025 at 11:55 PM

To: MD Governor PIA Portal <[governormaryland@govqa.us](mailto:governormaryland@govqa.us)>

Cc: [lester.davis@maryland.gov](mailto:lester.davis@maryland.gov), [lt.governor@maryland.gov](mailto:lt.governor@maryland.gov)

I have received the reply to my PIA response. I may file this for the record, but I'm not filing now. I'm too poor to serve those who haven't appeared. Thank you for handling this matter professionally and within the law. This does almost create a constitutional crisis, as I am unable to contact the PAO about this matter thus unable to petition under mPIA statute. I will not be pursuing another venue at this time regarding the matter. I do contest all PIA denial grounds your office listed but also seek to voluntarily protect your deliberative process pending relief and satisfaction. That is the cleanest path. I will do my best for the people of Maryland and the Maryland government staff.

-Marvin

**IN THE UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT**

**Case No \_\_\_\_\_**

**MARVIN D. TUTT, Plaintiff-Appellant,**

**v.**

**Maryland, et al**

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Defendants-Appellees.

**APPELLANT'S MOTION TO SUPPLEMENT THE APPELLATE RECORD WITH  
NEWLY DISCOVERED EVIDENCE AND NOTICE OF INTENT TO SEEK  
EXPANDED DISCOVERY**

Plaintiff-Appellant Marvin D. Tutt, proceeding pro se, respectfully moves this Court to supplement the appellate record and provides notice of intent to seek expanded discovery upon remand.

## I. NEWLY DISCOVERED EVIDENCE

On December 12, 2025, the Office of Governor Wes Moore responded to Plaintiff's Public Information Act request, confirming that records exist regarding Plaintiff by name, Plaintiff's federal case numbers, and the timing of state actions relative to Plaintiff's federal filing. The Governor's Office is withholding these records under deliberative process, attorney-client, and other claimed privileges. See Exhibit A.

## II. SIGNIFICANCE

This non-party admission demonstrates that Plaintiff's conspiracy allegations reach the highest levels of state government and that documents corroborating the alleged conspiracy exist but are being concealed.

## III. NOTICE OF INTENT

Upon remand or favorable disposition, Plaintiff intends to issue subpoenas pursuant to Fed. R. Civ. P. 45 to obtain these records, seek adverse inference for continued concealment, and consider amendment to add parties.

## IV. JUDICIAL ECONOMY

Plaintiff notes this matter may be susceptible to efficient resolution prior to expanded discovery.

## V. RELIEF REQUESTED

Plaintiff requests leave to supplement the record with the attached exhibit.

## ACKNOWLEDGMENT AND RESERVATION

Plaintiff acknowledges the Governor's Office responded in a professional and honest

manner, unlike other state agencies and offices whose conduct is the subject of separate litigation. Plaintiff appreciates that the Governor's Office confirmed the existence of responsive records rather than denying their existence entirely. However, Plaintiff respectfully disputes the asserted privilege grounds. Privileges designed to protect good-faith governance cannot shield evidence of potential misconduct or communications coordinating a response to a citizen's federal civil rights lawsuit. Plaintiff reserves all rights to challenge these assertions in the appropriate forum.

Marvin D. Tutt

Plaintiff-Appellant, Pro Se

5407 Brinkley Road

[marvindtutt@gmail.com](mailto:marvindtutt@gmail.com)

Dec 12, 2025