

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
Southern Division**

**MARVIN TUTT,
Plaintiff,**

Civil Action No. 8:25-cv-02006-TDC

v.

**REGINA ROBINSON
CHARLES COUNTY CHILD SUPPORT ADMINISTRATION
CHARLES COUNTY DEPARTMENT OF SOCIAL SERVICES
CHARLES COUNTY, MARYLAND
STATE OF MARYLAND
SHARA GABRIELLE HENDLER, ESQ.
ANDREA KHOURY
MISTEY L. METZGAR
1-30 Jane/John Does And/Or Entities
Theodore D. Chuang**

Defendants.

EMERGENCY MOTION FOR SANCTIONS AND ATTORNEY'S FEES DUE TO JUDGE'S
DISQUALIFYING CONFLICT

****IN THE UNITED STATES DISTRICT COURT****

****FOR THE DISTRICT OF MARYLAND****

****MARVIN TUTT****

Plaintiff,

v.

****STATE OF MARYLAND, et al.****

Defendants.

****Case No.: 8:25-cv-02006-TDC****

EMERGENCY MOTION FOR SANCTIONS AND ATTORNEY'S FEES EQUIVALENT

Plaintiff Marvin Tutt, proceeding pro se, respectfully moves this Court for immediate monetary sanctions and attorney's fees equivalent based on Judge Chuang's continuation as presiding judge despite being a defendant in federal litigation that creates an insurmountable conflict of interest.

I. THE DISQUALIFYING CONFLICT

On June 24, 2025—one day after Plaintiff filed this action—the Department of Justice filed suit against ALL Maryland federal judges, including Judge Chuang. This creates an impossible conflict under 28 U.S.C. § 455(a), which requires recusal where "impartiality might reasonably be questioned."

****The Timeline Speaks Volumes:****

- June 23: Plaintiff exposes Maryland corruption
- June 24: DOJ sues all Maryland federal judges

- June 24: Governor announces witness buyouts
- July 8: Judge Chuang—now a federal defendant—issues punitive restrictions

A judge who is defending himself in federal litigation CANNOT neutrally preside over cases challenging Maryland government corruption. Every ruling is tainted by the judge's personal interests as a defendant. This is not speculation—it is structural impossibility.

II. BAD FAITH CONTINUATION WARRANTS SANCTIONS

Judge Chuang's continuation despite this obvious conflict constitutes extreme bad faith, warranting immediate monetary sanctions:

1. ****Forcing Wasted Litigation****: Every hour Plaintiff spends researching, drafting, and filing before a disqualified judge is sanctionable waste
2. ****Void Proceedings****: All orders issued by a conflicted judge are void ab initio
3. ****Due Process Violations****: Deliberate continuation violates fundamental fairness
4. ****Exploitation of Pro Se Status****: Particularly egregious given Plaintiff's inability to obtain counsel

III. MONETARY CALCULATIONS

A. Pro Se Time Value

- Research hours: 40 hours \times \$250/hour = \$10,000

- Drafting time: 20 hours \times \$250/hour = \$5,000
- Court preparation: 10 hours \times \$250/hour = \$2,500
- Transportation costs (with suspended license): \$500
- Compliance with void Case Management Order: 15 hours \times \$250/hour = \$3,750

B. Direct Costs

- Filing fees for void proceedings: \$402
- Printing/copying costs: \$200
- Mailing costs: \$100
- Lost wages for court time: \$800
- Internet/legal research access: \$150

C. Opportunity Costs

- Unable to pursue employment due to litigation burden: \$5,000
- Educational disruption from forced proceedings: \$2,000

D. Bad Faith Multiplier

Given the egregious nature of continuing while a federal defendant, a 2x multiplier is appropriate:

- Base damages: \$30,402
- Multiplied by 2: **\$60,804**

IV. THIS COURT'S OWN CONDUCT DEMONSTRATES BIAS

The Case Management Order issued July 8, 2025, contains multiple indicators of bias:

- Issued sua sponte only 15 days after filing, before any defendant appeared
- Applied RETROACTIVELY to case filed June 23, 2025—violating due process
- Prejudges Plaintiff's motions as "unnecessary and costly" (page 1)
- Exception #7 EXEMPTS prisoners from restrictions, yet denies same exemption to non-prisoner Plaintiff
- Creates reverse discrimination where prisoners receive better treatment than free citizens
- Imposes impossible "Joint Record" requirements forcing fraud victims to collaborate with alleged fraudsters:
 - * Must create "Joint Statement of Undisputed Facts" with defendants
 - * Must share all evidence before filing
 - * Defendants get 250 words to object to EACH exhibit
 - * Eliminates any tactical advantage in exposing wrongdoing
- Creates barriers not found in Federal Rules:
 - * 3-page opposition trap allowing easy motion kills
 - * No sur-replies permitted (defendants get last word)
 - * Cost-shifting threats against plaintiff with \$141.37
 - * Reply briefs limited to 15 pages vs. 25 for oppositions
 - * Must get permission before filing most motions
- Imposes one-size-fits-all restrictions ignoring civil rights complexity

These actions, taken while Judge Chuang was already a defendant in federal litigation, demonstrate the very bias that mandates disqualification. The retroactive application and impossible joint record requirements suggest targeted retaliation for exposing corruption.

V. REASSIGNMENT TO IMPARTIAL FORUM

Due to complete disqualification of Maryland federal judiciary, Plaintiff respectfully suggests assignment to geographically proximate districts to balance impartiality with practical access to justice for pro se litigant with suspended driving privileges.

Given the need for a judge without Maryland connections, Plaintiff notes that nearby districts such as E.D. Virginia would minimize logistical burdens while ensuring impartiality. E.D. Virginia's established procedures for complex litigation and proximity to Maryland would serve interests of justice while ensuring complete independence from Maryland's judicial conflicts.

VI. NATIONAL SECURITY IMPLICATIONS OF BURYING EVIDENCE

Beyond the personal conflicts, this Court's attempt to dismiss evidence of foreign intelligence involvement raises serious concerns. As documented in court filings, following Maryland's actions, Cloudflare security reports show aggressive cyber attempts from:

- ALIBABA-CN-NET
- TENCENT-NET-AP
- French and Australian cloud infrastructure (likely proxies) attempting credential theft

These attacks targeted Plaintiff's intellectual property immediately after Maryland's conduct. A judge defending himself in federal litigation should not have the power to bury evidence of how government actions lead to foreign intelligence targeting of American citizens. The public interest demands transparency, not retroactive dismissal.

VII. IMMEDIATE RELIEF REQUIRED

Plaintiff, with only \$141.37 to his name, has been forced to expend precious resources on void proceedings. The bad faith nature of continuing while a defendant in federal litigation warrants immediate monetary sanctions sufficient for Plaintiff to obtain counsel for proper proceedings before an unconflicted judge.

The Human Cost of Judicial Conflict:

- Plaintiff cannot afford food while drafting responses to a conflicted judge
- Transportation to court requires choosing between gas and meals
- Every hour spent on void proceedings is an hour stolen from survival
- The \$60,804 requested represents actual harm, not windfall

VIII. PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests this Court:

1. **Award immediate monetary sanctions of \$60,804** for bad faith waste of Plaintiff's resources
2. **Declare all prior orders void ab initio** due to disqualifying conflict
3. **Transfer this case to a non-Maryland judge** in a geographically accessible district
4. **Expedite consideration** given ongoing garnishments causing irreparable harm
5. **Issue written findings** on the conflict and bad faith conduct

The DOJ lawsuit creates STRUCTURAL disqualification of ALL Maryland federal judges from cases involving Maryland government. This Court's continuation despite this conflict has damaged Plaintiff financially and violated due process.

Respectfully submitted,

/s/ Marvin Tutt

Marvin Tutt

Pro Se Plaintiff

5407 Brinkley Road

Temple Hills, MD 20748

Email: owner@caiatech.com

Date: July 15, 2025

CERTIFICATE OF SERVICE

I hereby certify that on July 15, 2025, I served a true and correct copy of the foregoing
Emergency Motion for Sanctions and Attorney's Fees Due to Judge's Disqualifying Conflict
upon the following parties via certified mail and first-class mail:

Charles County Child Support Administration

200 Kent Avenue

La Plata, MD 20646

Charles County Department of Social Services

200 Kent Avenue

La Plata, MD 20646

State of Maryland

c/o Office of the Attorney General

200 Saint Paul Place

Baltimore, MD 21202

Charles County, Maryland

200 Charles Street

La Plata, MD 20646

Shara Gabrielle Hendler, Esq.

c/o Charles County Child Support Administration

200 Kent Avenue

La Plata, MD 20646

Andrea Khoury

c/o Charles County Circuit Court

200 Charles Street

La Plata, MD 20646

Mistey L. Metzgar

c/o Charles County Circuit Court

200 Charles Street

La Plata, MD 20646

I certify under penalty of perjury that the foregoing is true and correct.

/s/ Marvin Tutt

Marvin Tutt

Pro Se Plaintiff

Date: July 15, 2025

MEMORANDUM OF LAW IN SUPPORT

I. LEGAL STANDARD FOR DISQUALIFICATION

Under 28 U.S.C. § 455(a), a judge "shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned." The standard is objective—would a reasonable person question impartiality?

II. FEDERAL DEFENDANT STATUS CREATES PER SE DISQUALIFICATION

When a judge is a defendant in federal litigation:

- Personal interests are directly implicated
- Appearance of impartiality is destroyed
- Public confidence in judiciary is undermined
- Structural bias infects all proceedings

*See *Liteky v. United States**, 510 U.S. 540, 548 (1994) (appearance of bias sufficient for disqualification).

III. BAD FAITH SANCTIONS ARE MANDATORY

Courts have inherent authority to sanction bad faith conduct. **Chambers v. NASCO, Inc.**, 501 U.S. 32 (1991). Continuing to preside while disqualified is quintessential bad faith.

IV. FEE-SHIFTING IN CIVIL RIGHTS CASES

While the "American Rule" generally requires parties to pay their own fees, exceptions exist for:

- Bad faith conduct by the court
- Due process violations
- Deprivation of constitutional rights
- Proceedings rendered void by bias

V. CALCULATION OF PRO SE ATTORNEY'S FEES

Pro se litigants may recover attorney's fees when forced to litigate due to bad faith. The lodestar method (reasonable hours \times reasonable rate) applies. Given Plaintiff's demonstrated legal acumen, \$250/hour is conservative.

VI. THE MULTIPLIER IS JUSTIFIED

Enhancing damages for particularly egregious conduct serves to:

- Deter future violations
- Compensate for intangible harms
- Ensure adequate representation going forward
- Vindicate the public interest

VII. STRUCTURAL DISQUALIFICATION REQUIRES STRUCTURAL SOLUTION

The unprecedented situation of ALL Maryland federal judges being defendants requires a structural solution. Assignment to a nearby district ensures both impartiality and access to justice. The proximity of districts like E.D. Virginia provides practical accessibility while guaranteeing freedom from Maryland judicial networks.

VIII. CONCLUSION

Judge Chuang's status as a federal defendant while presiding over this case shocks the conscience. Every day of continuation compounds the violation. Immediate sanctions are necessary to:

- Compensate Plaintiff for wasted efforts
- Fund proper legal representation
- Deter judicial conflicts
- Restore public confidence

The requested \$60,804 represents the minimum necessary to remedy this extraordinary violation of judicial ethics and due process.

****Critical Facts the Court Cannot Ignore:****

1. Judge Chuang is presiding while being sued by DOJ
2. EVERY Maryland federal judge shares this conflict

3. Plaintiff survives on \$141.37 while forced to litigate before a conflicted judge
4. The Case Management Order's prisoner language reveals predetermined bias
5. Sanctions are the ONLY remedy that can fund proper representation

"Judge presiding while being federal defendant = extreme bad faith = monetary sanctions = money for lawyer = proper representation = justice"