

**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.**

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# MOTION FOR U.S. MARSHAL SERVICE ON JUDGE CHUANG IN INDIVIDUAL  
CAPACITY

**\*\*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\*\***

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## **## MOTION FOR SERVICE BY U.S. MARSHAL**

Plaintiff Marvin Tutt respectfully moves this Court to direct the U.S. Marshal to serve the Second Amended Complaint on Defendant Theodore D. Chuang in his individual capacity.

### **## I. THE UNPRECEDENTED SITUATION**

This may be the first case in federal jurisprudence where a litigant has sued their presiding judge in the same case the judge is managing. This creates unique service challenges requiring Marshal involvement.

### **## II. LEGAL BASIS**

Under Fed. R. Civ. P. 4(c)(3), the court must order service by U.S. Marshal when the plaintiff is authorized to proceed in forma pauperis. Additionally, the sensitive nature of serving a federal judge in his individual capacity warrants official service.

### ## III. INDIVIDUAL CAPACITY SERVICE REQUIRED

Defendant Chuang is sued in his INDIVIDUAL capacity for:

- Conspiracy with state defendants
- Deprivation of civil rights under color of law
- Actions outside judicial immunity

This requires personal service, not service on the court.

### ## IV. WHY MARSHAL SERVICE IS NECESSARY

1. **Conflict of Interest**: Court clerk cannot serve their judge
2. **Sensitive Nature**: Serving a federal judge requires official process
3. **Clear Record**: Marshal service creates indisputable proof
4. **Safety Concerns**: Avoids any appearance of confrontation
5. **Procedural Propriety**: Ensures proper service

### ## V. PROPOSED SERVICE INSTRUCTIONS

The U.S. Marshal should:

1. Serve Judge Chuang personally at the courthouse
2. Clearly state service is in INDIVIDUAL capacity

3. Provide copy of Second Amended Complaint
4. Complete proof of service
5. File return with the court

## ## VI. THE LOGICAL IMPOSSIBILITY

This motion creates a paradox:

- Judge Chuang must rule on how to serve himself
- If he denies, he protects himself from service
- If he grants, he enables his own lawsuit
- Either way proves the structural conflict

## ## VII. PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests:

1. **\*\*ORDER** the U.S. Marshal\*\* to serve Theodore D. Chuang individually
2. **\*\*WAIVE** service fees\*\* due to indigency
3. **\*\*EXPEDITE** service\*\* given ongoing harm
4. **\*\*NOTE** the obvious conflict\*\* requiring immediate recusal

The Court (presumably not Judge Chuang) should recognize the impossibility of a judge managing his own service of process.

**\*\*Respectfully submitted,\*\***

/s/ Marvin Tutt

Marvin Tutt

Pro Se Plaintiff

Email: owner@caiatech.com

**\*\*Date: July 15, 2025\*\***

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## **## CERTIFICATE OF SERVICE**

I hereby certify that on July 15, 2025, I served a true and correct copy of the foregoing Motion for U.S. Marshal Service 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

Note: Service on Judge Chuang in his individual capacity awaits Court order.

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