

Other Orders/Judgments

3:10-cv-04814-FLW -DEA PURPURA et al v. SEBELIUS et al

U.S. District Court

District of New Jersey [LIVE]

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Case Name: PURPURA et al v. SEBELIUS et al

Case Number: 3:10-cv-04814-FLW -DEA

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Docket Text:

LETTER ORDER in re: Plaintiffs request of recusal. Signed by Judge Freda L. Wolfson on 11/23/2010. (mmh)

3:10-cv-04814-FLW -DEA Notice has been electronically mailed to:

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3:10-cv-04814-FLW -DEA Notice will not be electronically mailed to::

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The following document(s) are associated with this transaction:

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UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

(609) 989-2182

CHAMBERS OF
FREDA L. WOLFSON
UNITED STATES DISTRICT JUDGE

Clarkson S. Fisher Courthouse
402 E. State Street
Trenton, NJ 08608

November 23, 2010

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Re: Purpura v. Sebelius
Docket No.: 10-4814 (FLW)

Dear Messrs. Purpura, Laster and Davis:

This Court is in receipt of a letter by Plaintiffs, pro se, dated November 18, 2010, in which Plaintiffs contend, among other things, that this Court is ignoring correspondence by the Plaintiffs including an informal request that I recuse myself from this matter. Initially, the Court would like to point out that at this time, there are no formal motions pending in this matter that require a decision or response by this Court. Thus, this Court is not ignoring, and has never ignored, anything submitted by the Plaintiffs.

Moreover, the Court notes that in order to properly request this Court's recusal, Plaintiffs must satisfy the requirements set forth in 28 U.S.C.A. § 455. At this time, there is no indication that Plaintiffs have properly requested recusal let alone satisfied the stringent statutory requirements that govern recusal.

In addition, it appears that Plaintiff continues to send letters on behalf of "We the People." Importantly, the Court notes that Purpura v. Sebelius, Civ. A. No. 10-814, is an action that was commenced by two individual Plaintiffs, Mr. Purpura and Mr. Laster. Thus, the Court

has no idea who or what entity the Plaintiffs continue to refer to in their letters.

Finally, the Court understands that Plaintiffs continue to send letters to Chambers that state “to be made part of the official record.” None of these letters appear to have been filed with the Clerk of the Court as required by the Local Rules of Civil Procedure. Thus, at this time, none of these letters are, in fact, part of the “official record.” The Court advises Plaintiffs that they should familiarize themselves with the Local Rules which are available in print and on the Court’s website.

Very Truly Yours,

/s/ Freda L. Wolfson

Freda L. Wolfson, U.S.D.J.