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July 6, 2016

Per eFileTexas.gov  
Plaintiff's Attorney Randy Turner  
Shari Steen Court Reporter  
Tarrant County Clerk  
Judge Mike Hrabal  
County Court 3  
100 E. Weatherford St, Room 290A  
Fort Worth, TX, 76196-0240

RE: Request for Court Record, Transcripts Amanda Lollar vs Mary Cummins,  
2015-002259-3, Mary Cummins v Amanda Lollar appeal 02-00185-CV.

I am officially requesting the entire court record for case 2015-002259-2,  
2015-002259-3 for my appeal. I am also requesting that the court record for case  
352-248169-10 and appeal 02-12-00285-CV<sup>1</sup> be included in the court record. The  
reason is that case 2015-002259-2, 2015-002259-3 is an identical copy/paste of case  
352-248169-10. These records were referred to and incorporated in my motion to  
dismiss. The court does not need to recreate the 352-248169-10, 02-12-00285-CV court  
records. I still have my copy and so does Plaintiff as they posted it on the Internet after  
the 2012 trial.

I filed an affidavit of indigence in case 2015-002259-2, 2015-002259-3<sup>2</sup> January 6,  
2016. Plaintiff filed a contest. It was set and reset for hearing February 16, 2016. At the  
time of hearing Plaintiff did not wish for it to be heard. Judge Jennifer Rymell heard the  
motion to dismiss then recused herself as she did not want to rule on it.

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<sup>1</sup> Mary Cummins v Amanda Lollar, Bat World Sanctuary Appeal 2012  
<http://www.search.txcourts.gov/Case.aspx?cn=02-12-00285-CV&coa=coa02>

<sup>2</sup> Amanda Lollar v Mary Cummins 2015-002259-3 <https://odyssey.tarrantcounty.com/PublicAccess/default.aspx>

Case was transferred to County Court 3 to Judge Mike Hrabal. It was set for hearing April 4, 2016. Judge Hrabal cancelled the hearing and reset it for May 17, 2016. Plaintiff did not request for the contest to be heard at the May 17, 2016 hearing. It was not heard. The time to contest the 2015-002259-3 affidavit of indigence passed. The contest is therefore denied and Defendant Cummins is legally declared indigent.

The court refused to allow Defendant to file documents or receive minutes without paying. Court reporter Shari Steen refused to give the motion to dismiss hearing transcript to Defendant without a signed and filed court order by Judge Mike Hrabal. Defendant filed a motion requesting a signed and filed court order on indigence. Judge Mike Hrabal refused.

Defendant filed notice of appeal May 17, 2016. June 10, 2016 Defendant filed a new affidavit of indigence for appeal of the motion to dismiss case appeal # 02-16-00165-CV<sup>3</sup>. Plaintiff and County Clerk filed contests of indigence June 13, 2016. Hearing was scheduled for July 1, 2016. Hearing was cancelled by the Clerk due to conflicting schedule. It was rescheduled by the court reporter for July 11, 2016. After the reporter realized her mistake she frantically tried to schedule the hearing for July 2, 2016 but Defendant was in the hospital the entire day with pre-surgery appointments for a severe back injury. Court reporter nonetheless stated it would be heard July 11, 2016 knowing that would be too late hoping that Defendant didn't realize this.

The contests were not heard per Tex. R. App. P. 20.1(h)(4). Notice shall be given and the hearing shall be held within the deadlines set out in the rules of appellate procedure. See *id.* R. 20.1(i)(1) (trial court must set hearing and notify parties), (2) (hearing must be held *within ten days* of date trial court receives referral of contest), (3) (trial court may extend time for hearing for up to twenty days), (4) (contest is deemed overruled unless trial court signs order sustaining contest within period set for hearing).

The contests had to be heard at the latest 20 days from date of contests June 13, 2016 which was July 3, 2016. The time to hear both the trial court and appeal contests to indigence is long over. Therefore the contests have been over ruled.

I am requesting the court record and transcript of hearing on motion to dismiss free of charge. The court record is already in pdf format. It will be quick and easy to zip the pdfs, burn to disc or email to parties.

In the alternative the trial court can just file an order dismissing this case. Not only did Plaintiff and their attorney Randy Turner forge the evidence including a forged email allegedly by the head of the USDA but they perjured themselves in their sworn affidavits stating the email and exhibits were authentic. New evidence also proves that Plaintiff and their attorney committed perjury and fraud in the original 352-248169-10 case.

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<sup>3</sup> Mary Cummins v Amanda Lollar Appeal  
<http://www.search.txcourts.gov/Case.aspx?cn=02-16-00165-CV&coa=coa02>

Plaintiff was found by the USDA to have committed animal cruelty, abuse, neglect and violated the Animal Welfare Act in 2011<sup>4</sup>. Plaintiff lost their permit before the 2012 trial yet stated in trial they had their permit and were cleared of all wrong doing by all agencies. That is completely false. This allegation was the basis of the entire 352<sup>nd</sup> case.

Because of the forgery, fraud and perjury involved in the case filings the case should be dismissed outright. Plaintiff's attorney Randy Turner and Plaintiff Amanda Lollar need to be charged and prosecuted for their crimes. Randy Turner needs to be disbarred. The order on the 352-248169-10 case should be reversed. This case must be dismissed because the sworn evidence was forged.

Here is but one of the forged exhibits. They were all exactly like this. Amanda Lollar's forged Exhibit 5<sup>5</sup>. The actual Exhibit 5 in my brief<sup>6</sup>. The actual Exhibit 5 as it resides publicly online<sup>7</sup>. This is an Internet defamation case. The exhibits must be viewed online to compensate for viewer's individual browser differences. There is no comment by "Mary Cummins" or anyone on that date, time. That article and comments were not made by Defendant.

Here are three different versions of the forged email allegedly by the head of the USDA<sup>8</sup>. USDA stated in writing the email does not exist. Randy Turner used this forged email to argue in Plaintiff's reply to motion to dismiss that the 2011 email written by veterinarian Dr Laurie Gage in Colorado is MY defamation in the current case filed in 2015 in Texas years out of the statute of limitation! This "argument" proves that Randy Turner is not fit to practice law. Turner's ihatemary page proves his extreme personal obsession with me. In this page Turner not only defames me with wild allegations of me allegedly suing my grandmother but he talks about the size of my breasts when I was 11<sup>9</sup>.

On top of all of this the case must be dismissed at the minimum as it's copy/paste the 352<sup>nd</sup> case including reversed claims. Per res judicata it "cannot be pursued further by the same parties." Plaintiff filed this case for malicious intent and harassment purposes only immediately after the opinion on the 352<sup>nd</sup> case was released. Plaintiff and her attorney merely want get government reports and video of Plaintiff committing animal

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<sup>4</sup> USDA states Amanda Lollar violated Animal Welfare Act, caused "pain, suffering and death."  
[http://www.marycummins.com/amanda\\_lollar\\_bat\\_world\\_sactuary\\_usda\\_cancelled.pdf](http://www.marycummins.com/amanda_lollar_bat_world_sactuary_usda_cancelled.pdf)

<sup>5</sup> Plaintiff Lollar Exhibit 5 <http://animaladvocates.us/exhibit%205.pdf>

<sup>6</sup> Defendant's actual copy of Exhibit 5 [http://animaladvocates.us/def\\_exhibit\\_5.pdf](http://animaladvocates.us/def_exhibit_5.pdf)

<sup>7</sup> Actual, public, live Exhibit 5 online <https://www.indybay.org/newsitems/2013/02/21/18732538.php>

<sup>8</sup> Forged USDA emails made by Plaintiff Lollar, sworn by Randy Turner  
[http://animaladvocates.us/usda\\_email\\_forgery\\_proof.pdf](http://animaladvocates.us/usda_email_forgery_proof.pdf)

<sup>9</sup> Randy Turner's ihatemary page in his business website  
<http://web.archive.org/web/20141222203948/http://www.randyturner.com/index.php/randys-cyber-stalker>

cruelty removed from the Internet permanently. Plaintiff is merely embarrassed by Plaintiff's own illegal and cruel behavior. Defendant has never defamed Plaintiff. Plaintiff Lollar and her attorney Randy Turner have defamed and harassed Defendant. If the case proceeds, Defendant will counter sue for defamation and harassment.

Sincerely,

A handwritten signature in cursive script that reads "Mary Cummins". The signature is written in black ink and is positioned above the printed name.

Mary Cummins

cc: Second Court of Appeals  
ACLU-NC  
Public Citizen