

FILED

2018 JUL 24 AM 10:12  
CLERK OF COURT  
NORTHERN DISTRICT OF FLORIDA  
JACKSONVILLE

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA**

**CIVIL COMPLAINT—AMENDED**

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9  
10 Alvin Xex Alvin

11  
12 **Plaintiff.**

13 \_\_\_\_\_  
14 **V.**

**Case No.: 3:18-cv-825-J-39MCR**

15 Mayor Lenny Curry,

16 City of Jacksonville,

17 Central Security,

18 Friends of Hemming Park,

19 Bill Prescott, CEO.

**Jury Trial Requested**

20 **Defendants.**

21 \_\_\_\_\_  
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**JURISDICTIONAL STATEMENT**

24 I submit Federal Question Jurisdiction applies per Article III, § 2 of the Constitution; further the  
25 Supreme Court has interpreted the clause broadly. . .allows federal courts to hear *any* case in which  
26 there is a federal ingredient. *Osborn v. Bank of the United States*, 9 Wheat. (22 U.S.) 738 (1824). My  
27 complaint will satisfy 28 U.S code § 1331 too, for original jurisdiction of all civil actions arising under  
28 Constitution, laws, and treaties.

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**STATEMENT OF CLAIM**

34 In a public space in the City of Jacksonville (hereafter "City"), Hemming Park, on February 10, 2018,  
35 at about 12:15 PM, I was forced to leave the premises by verbal and physical means. The Defendants,  
36 all employed by the City, or agents and contractors for same, violated not only state laws, but federal  
37 laws in their actions, harming my civil rights, dismissing due process, Miranda (Miranda v. Arizona 1966),  
38 etc. As official and legal representatives of the City they remain responsible parties to any violations of  
39 rules and laws which shall include federal. So, I am invoking superior federal law, including 42 U.S.C. §  
40 1983; the 14<sup>th</sup> Amendment. In an appropriate forum, United States District Court, I will give any neces-  
41 sary additional pertinent facts or statutes, according to the Court Order and Federal Procedure.

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**RELIEF REQUESTED**

43 Exemplary damages for oppressive, fraudulent, and willful disregard of my right to personal liberty in  
44 an open public space. Also, punitive damages per Pacific Mutual Life Insurance Co. V. Haslip, 499, U.S.,  
45 1, 111 S. Ct 1032 (1991) for "... repugnant behavior." Wrongs continue because the City of Jacksonville,  
46 and the other Defendants, still *arbitrarily* enforce "loitering" in the City's oldest park. As a result, I ask  
47 for a Court Order to demand the City and her agents prove alleged public safety concerns override my  
48 (and others) Constitutional rights, or immediately stop, *continuing* enforcement actions, which led to  
two individuals, on behalf of the City, to force me from Hemming Park—partial details/elements cited.

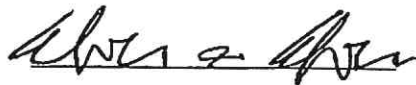
**CERTIFICATION**

I certify that to the best of my knowledge, information, and belief, this complaint is not presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase cost of litigation; and is supported by existing law or by a non-frivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and the complaint otherwise complies with the requirements of Rule 11.

I agree to timely notify the Clerk's Office if there is any change to my mailing address. I understand that my failure to keep a current address on file with the Clerk's Office may result in dismissal of my case.

DATE: 07/24/18

Mr. Alvin Xex Alvin *Pro Se*  
2203 Art Museum Drive C-159  
Jacksonville, Florida 32207  
usb3.wav@gmail.com  
904.518.9560



State of Florida  
County of Duval



MEGAN NEWTON  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# FF224464  
Expires 5/14/2019

The above document was signed  
before me this 24<sup>th</sup> day of July 2018  
by Alvin Alvin. Megan Newton