

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CIVIL DIVISION**

**CARRINGTON MORTGAGE
SERVICES, LLP**)
)
)
Plaintiff,)
)
v.)
)
ELLIOTTE P. COLEMAN et al.)
)
Defendant.)

**C.A. No. 2014 CA 007956 R(RP)
Judge Shana Frost Matini**

**DEFENDANT’S MOTION FOR RECONSIDERATION OF
THE COURT’S JANUARY 29, 2024 ORDER STRICKING
DEFENDANT’S DEMAND FOR A JURY TRIAL**

Defendant Elliotte P. Coleman (“Coleman”), proceeding *pro se*, hereby moves the Court to reconsider its January 29, 2024 Order striking his demand for a jury trial. On January 11, 2024 Plaintiff Carrington Mortgage Services, LLP. (“Carrington”) filed a motion moving the Court to comply with an earlier Order striking Coleman’s jury demand. For reasons beyond his control Coleman didn’t file a timely opposition and by Order dated January 29, 2024 the Court granted Carrington’s motion. As expressed more fully in the following, the relief Coleman seeks herein is just and proper.

Background

On November 2, 2023 the District of Columbia Metropolitan Police Department (“MPD”) and the Prince George’s County Police Department (“PGD”) arrested Coleman for a crime that he didn’t commit. See Exhibit A, Clothing, Personal Property and Cash Record. He was transferred to a detention facility in Prince George’s County, Maryland on November 8,

2023. See Exhibit B, Intake Property Form. He was released on February 14, 2024. See Exhibit C, Notice of Acquittal.¹

While incarcerated Coleman had no access to the Court's docket sheet and received no mailings or verbal communications from the Court.²

On January 29, 2024 the Court granted Carrington's motion to strick Coleman's demand for a jury trial while he was incarcerated.

This case has proceeded for over 10 years and the related papers that Coleman has is volumous and most are unbound. On November 2, 2023 law enforcement ram shacked his home while he was incarcerated. They strewed paper throughout the entire house and Coleman is still struggling to reorganize the paper.

Argument

The Court's January 29, 2024 Order stricking Coleman's demand for a jury trial is confusing. Specifically, it relies upon an Order filed by the Court on June 5, 2017. However, the Court's June 5, 2017 Order is void of any reference to Coleman's request for a jury trial.

Coleman sought Plaintiff's consent to this motion. He didn't receive consent.

Respectfully submitted,

/s/

Elliote Coleman, *proceeding pro se*
2730 Knox Terrace, SE
Washington, DC 20020
(202) 769-7488

Dated: July 12, 2024

¹ The Prince George's County Clerk of Court may be reached at (301) 298-4000 for further confirmation.

² Coleman acknowledges that he filed a Motion for Expansion of Time on February 20, 2024 while incarcerated. However, his motion was in response to a October 14, 2022 Order regarding a status hearing that was issued prior to his November 2, 2023 incarceration.

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CIVIL DIVISION**

**CARRINGTON MORTGAGE
SERVICES, LLC**

PLAINTIFF,

v.

C.A. No. 2014 CA 007956 R(RP)

ELLIOTTE P. COLEMAN *et al.*

DEFENDANT.

ORDER

Upon consideration of Defendant's Motion for Reconsideration and the entire record herein, it is hereby:

ORDERED, this _____ day of _____, 2024 that Defendant's Motion is **GRANTED**.

The Honorable Judge Shana Frost Matini

Certificate of Service

I, Elliott P. Coleman hereby certify that on this 12th day of July, 2024 I forwarded a copy of the foregoing Motion to Reconsideration via first class mail, postage prepaid, and electronically to the following:

Daniel Pesachowitz
Attorney for Plaintiff BOA
611 Rockville Pike, Suite 100
Rockville, MD 20852

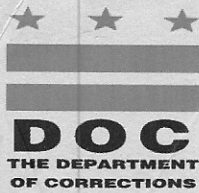
Sincerely,

/s/

Elliott Coleman, *proceeding pro se*
2730 Knox Terrace, SE
Washington, DC 20020
(202) 769-7488

Dated: July 12, 2024

EXHIBIT A



13/24

PP 4050.1
Attachment 1

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Government of the District of Columbia
DC DEPARTMENT OF CORRECTIONS

Nov 3, 2023

CLOTHING, PERSONAL PROPERTY AND CASH/RECORD

DATE: Nov 3, 2023

NAME: Coleman, C
(PRINT NAME)

DCDC# ~~202311~~

CLOTHING	DESCRIPTION	CLOTHING (cont)	DESCRIPTION	IDENTIFICATION DOCUMENTS	YES/NO
BELT		T-SHIRT	White	DRIVER'S LICENSE	
BLOUSE		SWEAT SHIRT		NON-DRIVER'S LICENSE	
BOOTS		SWEAT PANTS		ID CARD	
BRAs		WIG		SOCIAL SECURITY CARD	
CAP				BIRTH CERTIFICATE	
CHANGE PURSE		OTHER		CREDIT CARD	
COAT	Black	OTHER		OTHER	
DRESS		OTHER		OTHER	
GIRDLE				OTHER	
GLOVES					
HAT		JEWELRY			
HOUSECOAT		BRACELET		MISCELLANEOUS	DESCRIPTION
JACKET	Blue Jean	EARRINGS		CHECK BOOK	
PANTS		MEDALLION		KEYS	
PURSE		NECKLACE		WALLET/BILLFOLD	
RAINCOAT		RINGS		CONTACT LENS	
SCARF		WATCH		DENTURES	
SHIRT	Black			EYE GLASSES	
SHOES				EYE GLASSES CASE	
SKIRT		RELIGIOUS ITEMS		PROSTHETICS	
SLIP				Cigarettes	
SOCKS				Leafy Substance	# OF OUNCES
STOCKINGS				Other	
SWEATER					
TIE					

I, _____, DCDC# _____, certify that when committed to the Facility on _____, I had \$ _____ and the property and clothing listed above. I further understand that any property unclaimed after fifteen (15) days of my commitment or that is returned by the US Postal Service for any reason will be destroyed.

Inmate's Signature/Date

Receiving Officer's Name (Print)

Receiving Officer's Signature

EXHIBIT B

Prince George's County Department of Corrections
INTAKE PROPERTY FORM
(FORMULARIO DE PROPIEDAD DE ADMISIÓN)

Property Location: 425
(Ubicación de Propiedad)

Name: Coleman
E. Hiotte
(Nombre)

D.O.B.: 7/6/62
(Fecha de Nacimiento)

Sex: M Race: B
(Sexo) (Raza)

Inmate I. D. #: 055891
(# I.D. de Recluso)

Date: 11-8-23 Time: 1633
(Fecha) (Hora)

Reference Number (Número de Referencia)	Clothing Item (Artículo de Ropa)	Color (Color)	Quantity (Cantidad)
1.	Shoes / Tennis / Boots (Zapatos/Tenis/Botas)	<u>Blk</u>	<u>1</u>
2.	Shirt (Camisa)	<u>White</u>	<u>1</u>
3.	Tee Shirt (Camiseta)	<u>White</u>	<u>1</u>
4.	Briefs / Panties / Boxers (Calzoncillos/Panti/Bóxers)	<u>White</u>	<u>1</u>
5.	Bra (Sostén)		
6.	Socks (Calcetín)	<u>White</u>	<u>1</u>
7.	Pants (Pantalón) <u>Jeans</u>	<u>Blue</u>	<u>1</u>
8.	Dress (Vestido)		
9.	Shorts (Short)		
10.	Hat / Cap (Sombrero / Gorra)		
11.	Gloves (Guante)		
12.	Thermal Top (Camiseta Termica)		
13.	Thermal Bottom (Pantalón Termico)		
14.	Panty Hose (Medias)		
15.	Belt (Cinturón)		
16.	Tie (Corbata)		
17.	Sweater (Suéter)		
18.	Jacket (Chaqueta)	<u>Blk</u>	<u>1</u>
19.	Coat (Abrigo)		

Excess Property (Propiedad de Exceso)

All property other than that worn at the time of your arrival must be picked up by a designated person within 60 days or it will be disposed of in accordance with County Administrative Procedures.

Toda la propiedad que no sea usado en el momento de su llegada debe ser recogido por una persona designada dentro de 60 días o se va disponer de acuerdo con el Procedimiento Administrativo del Condado.

I hereby give permission to the Prince George's County Department of Corrections to inspect all packages and mail received by me while I am incarcerated in the Correctional Center and/or under its supervision for the purpose of detecting contraband.

Por la presente doy permiso al Departamento de Correcciones del Condado de Prince George's que inspeccionen todos los paquetes y correo recibido por mí mientras estoy encarcelado en el Centro Correccional y/o bajo su supervision con el fin de detector contrabando.

Elliott Coleman
Inmate's Signature (Firma de Recluso)

Jackson
Property Clerk's Signature
Firma del Oficial de Propiedad)

EXHIBIT C



**DISTRICT COURT OF MARYLAND FOR
PRINCE GEORGE'S COUNTY**

301-298-4000

14735 Main Street, Room 173B
Upper Marlboro MD 20772

Case Number: D-05-CR-23-023700
Tracking Number: 231001375183

To: ELLIOTTE PATRICK COLEMAN
2730 KNOX TER SE
WASHINGTON DC 20020-0000

STATE OF MARYLAND VS. ELLIOTTE PATRICK COLEMAN

Charge	Description	Disposition	Disposition Date
1	ATT 1ST DEG. MURDER; ATT 2ND DEG. MURDER; ASSAULT-FIRST DEGREE; FIREARM USE/FEL-VIOL CRIME; ASSAULT-SEC DEGREE; RECKLESS ENDANGERMENT	Nolle Prosequi	01/05/2024
2	<_ChrgDesc35_>	Nolle Prosequi	01/05/2024
3	<_ChrgDesc35_>	Nolle Prosequi	01/05/2024
4	<_ChrgDesc35_>	Nolle Prosequi	02/14/2024
5	<_ChrgDesc35_>	Nolle Prosequi	02/14/2024
6	<_ChrgDesc35_>	Nolle Prosequi	02/14/2024

NOTICE OF JUDGMENT OF ACQUITTAL, NOLLE PROSEQUI, NOT GUILTY, OR DISMISSAL

You are notified that the court has entered the following disposition(s) in the charge(s) against you.

Any and all outstanding warrants or detainers related to the charge(s) is/are recalled.

2/23/2024

Date

Robert Prender

Administrative Clerk

You may be entitled to expunge this record and any DNA sample and DNA record relating to the charge or charges against you. Effective October 1, 2021, certain cases shall be automatically expunged after three (3) years if all charges resulted in any combination of acquittal, dismissal, not guilty, or nolle prosequi; or you may file for expungement of those charges within three (3) years upon completion of the attached Petition for Expungement including a general waiver and release (form CC-DC-CR-072C). To learn more about which cases may be eligible for expungement, see the Expungement Brochure (form CC-DC-CR-072BR) available in the Clerk's office or visit the Maryland Courts website: mdcourts.gov/legalhelp/expungement.