

February 11, 2025

2/11/2025

Michael Williams  
PRO SE

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**History Associates Incorporated;**

Plaintiff;

v.

**Federal Deposit Insurance Corporation;**

Defendant.

Case No. 1:24-cv-1857-ACR

**NON-PARTY RESPONDENT’S:**

- (1) MOTION FOR CM/ECF ACCESS;**
- (2) LEAVE TO SERVE FDIC COUNSEL  
LAWFULLY REQUIRED  
COMMUNICATIONS**
- (3) PROPOSED ORDER;**

**LIMITED MOTION FOR LEAVE TO FILE ELECTRONICALLY, LEAVE TO  
SERVE FDIC COUNSEL LAWFULLY REQUIRED COMMUNICATIONS  
RELATED TO THIS APPLICATION AND FOR EXPEDITED  
CONSIDERATION**

Mr. Williams, acting pro se, and without submitting to the courts jurisdiction, respectfully moves this Honorable Court for an order permitting him to register for and use the Court’s Case Management/Electronic Case Filing (“CM/ECF”) system for the sole purpose of filing a motion challenging this Court’s jurisdiction over him. Mr. Williams also requests the court modify the order to permit Mr. Williams to serve lawfully required communication upon all parties to the case, including the FDIC. Mr. Williams further requests that the Court expedite consideration of this

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1 motion.<sup>1</sup> By filing this motion, Mr. Williams is not waiving any rights, defenses, or permitting  
2 service upon him via CM/ECF for any purpose other than rebutting the orders against him.  
3 Expressly, he will not accept, under any circumstances, service of process of future orders restricting  
4 his rights through CM/ECF.  
5

6 In support of this request, Mr. Williams states as follows:

### 7 I. INTRODUCTION

8  
9 Mr. Williams is a self-represented litigant with no legal training who has been named as the  
10 non-party respondent in an order in this action and intends to promptly challenge the Court's  
11 jurisdiction over him, including an invalid order made at docket entry thirty (#30) (the "**Order**").<sup>2</sup>  
12 He is and has been located overseas for over a year and does not have timely access to U.S. or  
13 international mail. The "deadline" for Mr. Williams to respond to the Order is February 17, 2025,  
14 which is imminent.<sup>3</sup> To meet this deadline and preserve his rights, Mr. Williams seeks leave to file  
15 his forthcoming jurisdictional motion electronically via CM/ECF, rather than by international mail,  
16 which would take weeks and cause him to miss the deadline. He also asks the Court to consider and  
17 rule on this motion on an expedited basis due to the urgent circumstances described. Lastly, Mr.  
18 Williams apologizes to the Court for serving this request via Chambers email; however, he has no  
19  
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21 <sup>1</sup> Mr. Williams maintains the orders entered at docket entries #29 and #30 are invalid and therefore  
22 unenforceable, but out of immense respect for the Court is following the order in its strictest  
23 reading until the order is revoked or ruled invalid through declaratory relief. Therefore, at present,  
24 Mr. Williams cannot serve FDIC counsel a copy of this motion or upload to CM/ECF as doing so  
25 could be viewed as a breach of the Court's order.

26 <sup>2</sup> At the onset, Mr. Williams denies ever sending any text messages to any FDIC attorney listed as  
27 counsel of record for this case and asserts that Mr Andrew Dober made these messages up, caused  
28 them to be made up, or was intentionally or recklessly negligent into investigating the actual source  
of these messages.

<sup>3</sup> Mr. Williams maintains an order entered without jurisdiction can be challenged at any time, and  
should he not challenge the order by the Court's self-imposed deadline, he does not waive any  
rights to challenge the order, directly or collaterally, or any purported contempt of such an order in  
the future.

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1 other method to ensure it reaches the court in a timely fashion.

## 2 3 **II. BASIS FOR PRO SE ELECTRONIC FILING REQUEST**

4 Under the Federal Rules and this Court's local rules, pro se litigants ordinarily must file  
5 documents in paper form unless the Court grants permission to file electronically. Federal Rule of  
6 Civil Procedure 5(d)(3)(B)(i) provides that a person not represented by an attorney "may file  
7 electronically only if allowed by court order or by local rule." Similarly, Local Civil Rule 5.4(b)(2)  
8 allows a pro se party to obtain a CM/ECF username and password "with leave of Court."<sup>4</sup> To obtain  
9 such leave, the party's motion must describe their access to the internet, confirm their ability to file  
10 and receive documents electronically on a regular basis, and certify completion of the Clerk's Office  
11 e-filing training or previous permission to e-file in other federal courts.  
12

13 Mr. Williams meets all the requirements for CM/ECF access set forth in LCvR 5.4(b)(2).  
14 Specifically, he affirms the following:  
15

- 16 • **Reliable Internet Access:** Mr. Williams has regular access to a computer and a stable internet  
17 connection, enabling him to file and receive Court filings electronically without interruption.
- 18 • **Capacity to E-File Documents:** Mr. Williams is familiar with creating PDF documents and  
19 has the technical capacity to upload filings via the CM/ECF system.
- 20 • **Completion of Training:** Mr. Williams certifies that he has successfully completed the  
21 District of Columbia's online CM/ECF training tutorial for pro se litigants and understands  
22 the Court's ECF policies and procedures.  
23

24 Granting Mr. Williams leave to file electronically will enable him to submit his jurisdictional motion  
25

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26  
27 <sup>4</sup> Mr. Williams does not need a CM/ECF password as he already has a PACER account; however,  
28 he requires the Clerk to approve his request for access to CM/ECF for the United States District  
Court for the District of Columbia.

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1 by the February 17 deadline timely, and will allow all parties to receive his filings immediately via  
2 ECF, rather than waiting for international mail.

### 3 4 **III. MR. WILLIAMS'S FORTHCOMING JURISDICTIONAL CHALLENGE**

5 If granted ECF access, Mr. Williams intends to appear specially<sup>5</sup> and promptly file a motion  
6 to revoke the order entered at docket entry thirty (30) for lack of jurisdiction. His motion is time-  
7 sensitive and necessary to preserve his jurisdictional defenses. Without ECF access, his ability to  
8 timely submit the motion is compromised.

### 9 10 **IV. URGENT NEED FOR EXPEDITED CONSIDERATION**

11 Expedited relief is crucial due to the following reasons:

- 12  
13 • Imminent Deadline: Mr. Williams's response is due February 17, 2025, and without  
14 electronic filing, he will be unable to meet this deadline.
- 15 • Overseas Location: Mr. Williams is located overseas, making international mailing  
16 infeasible for timely filing.
- 17 • Judicial Economy: Allowing Mr. Williams to file electronically will permit the matters to be  
18 heard in an expeditious matter before further consideration is giving to extending likely  
19 invalid orders.
- 20 • No Prejudice to Other Parties: Granting this motion will not prejudice any party; rather, it  
21 will facilitate the prompt resolution of jurisdictional issues.

22  
23 For these reasons, Mr. Williams respectfully requests that the Court rule on this Motion as  
24

25  
26 <sup>5</sup> Mr. Williams acknowledges there is no longer a distinction between a general or special  
27 appearance, however, he will make it clear in his first substantive motion, as he has here, that he is  
28 solely challenging the jurisdiction of the court, equivalent to what a party would accomplish under a  
FRCP 12(b)2 motion.

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1 quickly as possible and before February 17, 2025. A proposed order is attached hereto in compliance  
2 with **LCvR 7(c)**.

3  
4 **V. CONCLUSION**

5 WHEREFORE, Mr. Williams respectfully prays that the Court:

- 6 1. Grant leave for Mr. Williams to register as a CM/ECF user and file documents electronically  
7 as a pro se litigant;
- 8 2. Direct the Clerk to approve Mr. Williams CM/ECF Application made to the court at 8:30  
9 PM New York Time on February 10, 2025, or otherwise cause him to have access to the  
10 CM/ECF system;
- 11 3. Modify order #30 to grant Mr. Williams the ability to communicate with FDIC Counsel  
12 through CM/ECF or email<sup>6</sup> for the sole purpose of serving communications required by law,  
13 FCRP, and local court rules;
- 14 4. Expedite consideration of this Motion and issue an order preferably before February 14,  
15 2025;
- 16 5. Grant such other and further relief as the Court deems just and proper  
17  
18  
19

20 Dated: February 11, 2025

Respectfully submitted,

21 /s/ Michael Williams

22 Michael Williams

23 PRO SE  
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27 \_\_\_\_\_  
28 <sup>6</sup> For example, FCRP and Local Court rules often require litigants to meet and confer before  
applying for relief from the Court.

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 11, 2025, a true and correct copy of the foregoing Mr. Williams's Motion for Leave to File Electronically and for Expedited Consideration was served, via electronic mail, upon the following Counsel for Plaintiff History Associates Inc.:

- Eugene Scalia of GIBSON, DUNN & CRUTCHER, LLP at <escalia@gibsondunn.com>
- Denis Nicholas Harper of GIBSON, DUNN & CRUTCHER, LLP at <nharper@gibsondunn.com>
- Jonathan Charles Bond of GIBSON, DUNN & CRUTCHER, LLP at <jbond@gibsondunn.com>

I further certify that I cannot serve a copy on the Defendant, Federal Deposit Insurance Corporation, pursuant to the Court order at docket #30.

Dated: February 11, 2025

Respectfully submitted,

/s/ Michael Williams

Michael Williams

PRO SE

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v.

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**[PROPOSED] ORDER**

1. Upon good cause shown, Michael Williams' Limited Motion to register for CM/ECF is **GRANTED** and such CM/ECF access is limited solely to challenging the orders at docket #29 and #30.
2. The Clerk is directed to **APPROVE** Mr. Williams CM/ECF application made on or after 8:30 PM New York Time on February 10, 2025, or to otherwise **PROVIDE** Mr. Williams access to the CM/ECF filing system.
3. The order at docket #30 is **MODIFIED** to permit Mr. Williams to communicate with FDIC Counsel through CM/ECF or email solely for communications required under law, FCRP, or local court rules.

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Date

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HON. ANA C. REYES  
United States District Judge