

Thirteenth Judicial District Court
County of Sandoval
State of New Mexico

Filed
December 7, 2016

Gale Cooper,
Plaintiff-Appellant,
vs.

D-1329-CV-2007-01364

Rick Virden, Lincoln County Sheriff and
Custodian of the Records of the Lincoln County
Sheriff's Office; and Steven M. Sederwall,
Former Lincoln County Deputy Sheriff,

Defendants-Appellees.

**PLAINTIFF GALE COOPER'S ADDENDUM TO
MOTION TO ENFORCE JUDGMENT ON AWARDS**

COMES NOW *pro se*, prevailing Plaintiff-Appellant Gale Cooper ("Cooper") to inform that Court that she received: 1) Defendants' payment of \$11,702.55 for her Inspection of Public Records Act (NMSA 1978, §§ 14-2-1 to - 12) ("IPRA") litigation (Exhibit 1); and 2) their November 17, 2016 "Joint Response to Plaintiff's Motion to Enforce Judgment," concluding: "the remaining judgment has been ... satisfied."

SUMMARY

Cooper's whistleblower litigation to expose Lincoln County Sheriff's Department's Case No. 2003-274's law enforcement fraud and illegal exhumations enforced IPRA to obtain its wrongfully withheld forensic DNA records of Lincoln County Sheriff's Department Case No. 2003-274, and to get non-IPRA sanctions for Defendants' DNA records forgeries. Defendants payment of \$11,702.55 satisfies Cooper's remaining award, but confirms the mockery of her "prevailing" status, since she was the punished party and her "egregious" Defendants were rewarded.

As to Cooper:

1) Though the requested public records were available at the time of her IPRA request on April 24, 2007, she was forced to endure seven (7) years of Defendants' stonewalling litigation in her attempt to recover records.

- a) And she got no records whatsoever from the Defendants.
- b) And she got only fraudulent IPRA letters of denial from Defendants.
- c) And she was victimized by Defendants' forgeries of requested records.
- d) And she got no justified IPRA penalty-damages of \$966,000.00.
- e) And she was punished as a whistleblower lacking personal injury (using *Faber v. King*¹) by award of only \$1,000 as "nominal damages."
- f) And her out-of-pocket litigation expenses of \$10,994.28 were denied, leaving only \$8,629.56 of her litigation expenses paid.

2) She was forced to spend two (2) more years in New Mexico's Court of Appeals (Case No. 33,876) and Supreme Court (Case No. S-1-SC-358) trying for justice.

- a) But these Courts denied her any IPRA penalty-damages.
- b) But these Courts declared her fraudulent IPRA denial letters as proper solely by being "timely."
- c) But these Courts upheld cutting her reimbursed out-of-pocket expenses by more than half.
- d) But these Courts voided her District Court award of non-IPRA sanction of \$100,000.00 for Defendants' records forgeries.

¹ *Faber v. King*, 2013-NMCA-080, 306 P.3d 519, cert. granted, 2013-NMCERT-007, 308 P.3d 134 (overruled by *Faber v. King*, 2015-NMSC-015, 348 P.3d 172)

e) But these Courts denied her correct arguments as to inapplicability of *Faber v. King* to her case based on its irrelevance and its being a fatally flawed decision meriting overruling.

As to the Defendants:

- 1) They got no IPRA penalty for fraudulent denial letters.
- 2) They got no IPRA penalty for wrongful withholding of all requested records.
- 3) They got no non-IPRA sanction for forging records to dupe the court.
- 4) They and their lawyers got a half million tax dollars (\$500,000.00) for conducting stonewalling profiteering litigation to hide the requested incriminating records.
- 5) They were permitted to legally abuse Cooper for years by stall and starve litigation and by records forgeries.
- 6) Their injustice to Cooper was backed by the Court of Appeals and Supreme Court.

CONCLUSION

WHEREAS, Cooper has received \$11,702.55 to satisfy her judicially decimated litigation awards, she states that the \$11,702.55 actually symbolizes the nine (9) year culmination of her judicial abuse and her Defendants' judicial shielding from consequences of their corruption. In conclusion, she quotes from Bob Dylan's song, "Hurricane": "Couldn't help but make me feel ashamed to live in a land/ Where justice is a game." And she quotes President-elect Donald Trump: "The system is rigged."

Respectfully submitted, via USPS for filing in
Sandoval County District Court by



12/05/16

GALE COOPER
P.O. Box 328
Sandia Park, NM 87047
505-286-8483

CERTIFICATION

I, Gale Cooper, certify that the foregoing was mailed by USPS Certified Mail No. 7015-6040-0006-5160-1109 for filing in Sandoval County District Court on December 5, 2016; and its copies will be mailed to the following:

Judge George P. Eichwald

13th Judicial District Court,
County of Sandoval
P.O. Box 600
Bernalillo, NM 87004
**(SENT CERTIFIED MAIL
NO. 7015-6040-0006-5160-1093)**

Attorney Henry Narvaez

for Defendant-Appellee Rick Virden
P.O. Box 25967
Albuquerque, NM 87125-5967

Attorney Desiree Gurulé *for Defendant-Appellee Steven M. Sederwall*

The Brown Law Firm
3777 The American Road. NW,
Suite 100
Albuquerque, NM 87114

County: **Lincoln County**
Payee: Gale Cooper
PO Box 328
Sandia Park, NM 87047-

NM Association of Counties Multi-Line
Delivery Method:
Check Number: 16829
Check Date: 11/17/2016
Check Amount: 11,702.55

Claimant: Cooper, Gale
Claim#: GL-20908
For: judgment, costs & interest at 8.75%
From:
Through:

Incident Date: 04/24/2007
Payment Type: Judgment
Invoice No:
Invoice Date:
Payment Amount: 11,702.55

EXHIBIT
Plaintiff-Appellant Gale Cooper
/

New Mexico County Insurance Authority
Multi-Line Pool
444 Galisteo St.
Santa Fe, NM 87501

First National Bank of Santa Fe
62 Lincoln Ave.
Santa Fe NM 87501

DATE	CHECK NUMBER
11/17/2016	16829

Pay [Ⓢ] Eleven Thousand Seven Hundred Two Dollars And 55/100

AMOUNT
*****11,702.55
VOID 60 DAYS AFTER ISSUE DATE

To Gale Cooper
The PO Box 328
Order Sandia Park, NM 87047-
Of

[Signature]
TWO SIGNATURES REQUIRED ON AMOUNTS OVER \$25,000