

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS CENTRAL DIV

JUL 22 2025

JASON M LYNCH
plaintiff

RECEIVED
US DISTRICT COURT
EASTERN DISTRICT ARKANSAS

TAMMY H. DOWNS, CLERK

By: 

DEP. CLERK

Case No.
4:24-cv-00740-LPRBBM

2025 JUL 22 A 9:57

vs

DOES et al
(WHITE COUNTY JAIL)

TAMMY H. DOWNS

MOTION TO RECONSIDER: MOTIONS
49, 21, and 19

Comes Now Jason Matthew Lynch (movant) pro se.
movant is praying the court will reconsider motions 49, 21, & 19
along with this instant motion. This Instant motion and the others
are now OVERLY RIPE and are absolutely & entirely CRITICAL TO
ENSURING A FAIR TRIAL & FAIRNESS IN LITIGATION!! As the "One"
year date that parties are expected to maintain documents and
records is now at hand; is now going to expire!!! In related
docket entry 23 and 26 (& others) This court granted leave to
renew Motions 49 (2-6-25) Motion 21 (9-30-24) and Motion 19(9-26-24)
Movant is now PRAYING for the renew of said motions.

Without an "Order to Preserve & Order to produce, the future
discovery will be TAINTED by the willful and promised spoliation
and intentful purge of Edwards as stated in Id. Doc. 49(a)(b)(c)
(d)(e)(f) & (h)! EDWARDS HAS ALREADY STATED HIS INTENT TO ALTER
OR DESTROY EVIDENCE Id.Doc 45 (m) & Id. Doc 49 (a)!!

I have done all I can do to get these documents myself, by means
of FOIA and PA request as stated in Id. Doc 45 p. 12 (i) & (j)
and on page 22, 49 at closing. Also the attached FOIA/PA sent to
Smart Communications Holdings (JailMail)

Without these documents I HAVE NO PROOF OF MOST OF MY CLAIMS
THEY ARE THE ONLY PROOF I HAVE AS TO Id. Doc 45 p10 at(c)(12)(13)
(14)(g)(h)(i)(j)(l)(o)(p)(q)(r)(s)(t)! THIS EVIDENCE IS DIRECTLY
RELATED TO AND CRITICAL TO: Id.Doc 45 at (1) p12 at(1) to(4) p30
(3a) to (3g) p.37, p. 40 to 44 (1), p. 46 to 48, p.77 and others!
WITHOUT I CAN NOT PROVE ALL REMEDIES EXHUSTED Id. Doc 45 p.17(6) in
all parts. These documents will be needed to aid in fact finding
as stated in Id. Doc. 50 p.3 to 7 (1)(2)(3)(4) & p.8 (b)(c)(e)(l)

MOVANT PRAYS THIS GREAT COURT UNDERSTANS HOW CRITICAL THIS
EVIDENCE IS TO THIS CASE. AGAIN I HAVE DONE ALL I CAN DO GET THESE
DOCUMENTS BUT WDC & EDWARDS DO NOT CARE ABOUT FOIA OR PA LAWS.
ALL REQUESTED INFO IS 100% RELEVANT TO ALL STATED CLAIMS,. WILL ALSO
AID IN DISCOVERING DOES. WITHOUT THEM THERE WILL BE VERY ADVERSE
OUTCOMES, POENTIAL DISPUTES...

White County has History with Non-compliance with not only State & Federal Laws but FOIAs and PAs I have filed complaints with the Arkansas Attorney General, and Searcy Dist Court over the Non Compliance with my FOIA and PA Request. My last and only hope is now this very court!!!

MOVANT IS PRAYING THIS GREAT COURT WILL ORDER WHITE COUNTY JAIL and SMART COMMUNICATIONS HOLDINGS at 10491 72nd st, Seminole, FL 33777 TO RESPOND AND PRODUCE THE DOCUMENTS REQUESTED

WHITE COUNTY JAIL REQUESTED DOCUMENTS ARE:

- Medical Records
- Memos and notes about Lynch
- Outgoing Mail Logs
- All Grievances and Request from Lynch
- Staff Duty Rosters from 6-9-24 to 9-7-24 (medical Staff included)
- All adminstrative Oders to staff about Lynch, His MedicalNeeds
- All Admin communications from Edwards to CO about Lynch & housing
- All Daily Logs, Inmate to staff communications, intake records
- All Typed or written Metting Notes about Lynch
- Staff Handbooks, policies, and regulations
- EVERYTHING ON THE SMART COMMUNICATIONS SYSTEM UNDER LYNCH'S NAME
- Inmate to staff medical request
- Body Cam and jail footage -- ON CD

****GENERAL LOG AND INDEX OF RECORDS****

SMART COMMUNICATIONS HOLDINGS REQUESTED DOCUMENTS ARE:

- All grievances, request, medical request Sent and rec.
- All communications, request, notes sent to staff and the responcees
- A GENERAL INDEX OF THE COMMUNICATIONS OR PRINT OUT OF ALL THE DOCUMENTS TRACKING NUMBERS ISSUED BY THE SMART COMMUNICATION SYSTEM UNDER LYNCH's ACCOUNT

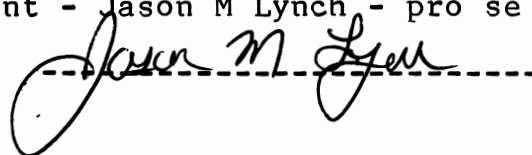
****** AGAIN THE ONE YEAR OF EXPECTED TIME TO KEEP REQUESTED ******
***** DOCUMENTS IS AT HAND, I FEAR THEY WILL BE SOON PURGED *****

******MOVANT IS PRAYING FOR THE LEGAL OBLIGATION OF FAIR TRIAL******
*****PRAYING FOR THE FUTURE UNTAINTED DISCOVERY NEEDS IN THIS CASE*****
*****PRAYING THIS INSTANT MOTION AND MOTIONS AT DOCS 49, 21, & 19 ******

******* PRAYING FOR THE UNDERSTANDING OF THE COURT *******

******* PRAYING THIS COURT WILL GRANT INSTANT MOTION & *******
******* RENEW MOTIONS TO SUBPOENA & PRESERVE 19, 21, & 49 *******

Respectfully
Movant - Jason M Lynch - pro se

A handwritten signature in black ink, appearing to read "Jason M Lynch", is written over a horizontal dashed line.

Smart Communications Holdings
(Jail Mail)
10491 72nd St.
Seminole, FL 33777

Jason Matthew Lynch
Federal Reg.#07405-510
FCI El Reno
P.O. Box 1500
El Reno, OK 73036

RE: REQUEST FOR DOCUMENTS/RECORDS

Dear Sir or Madam,

I (JASON MATTHEW LYNCH) am requesting infomation & documents that I send/rev using your system at [White County Jail, In Searcy Arkansas @ 1600 East Booth Ave, Searcy AR 72143]. I used your system from June 9th to Sept. 12th 2024. My personal info is listed below to aid you in finding this infomation. If you rquire you *may* consider this "FOIA and/or Privacy Act Request" for the infomation pertaining to myself on your system. If need to be, this can be considered a formal request under 5 U.S.C 552 & 552a ; also under Arkansas code ANN 25-19-101 to 25-19-112

I am requesting the following infomation pertaining to myself.

- 1.ALL REQUEST SENT AND RECIVED
- 2.ALL GRIEVANCES SENT/REC
- 3.ALL MEDICAL REQUEST SENT/REC
- 4.ANY AND ALL COMMUNICATIONS TO STAFF, MEDICAL OR OF THE LIKE
-SENT USING YOUR SYSTEM
5. A GENERAL INDEX OR LOG OF ALL THE COMMUNICATIONS WITH YOUR
-DOCUMENT TRACKING IDENT NUMBER.

PLEASE SEE THE FOLLOWING FOR FUTHER INFOMATION, THANK YOU FOR TIMELY HELP IN THIS MATTER.AS THESE DOCUMENTS/COMMUNICATIONS ARE NEEDED IN A FEDERAL COURT! PLEASE SEND THE DOCUMENTS IN A PAPER FORMAT***PLEASE MAKE SPECIAL MARKING ON THE MAILLER AND LABEL STATING --"REQUESTED DOCUMENTS FOR FEDERAL COURT--*** DOING SO WILL ENSURE THE DOCUMENTS MAKE IT TO ME!!!

NOTARY: STATE OF OKLAHOMA, COUNTY OF CANDIAN

"THIS DOCUMENT WAS ACKNOWLEDGED BEFORE ME ON JULY 14
2025 BY Jason Lynch


NOTARY

8/18/2025
MY COMM EXP

SEAL

. in that form or format." Id. at § (a)(3)(B). I'm formally requesting that the requested records herein be provided in paper format.

In respect to the applicable costs associated with a request for documents, "[n]o agency may require advance payment of any fee unless the requester has previously failed to pay fees in a timely fashion, or the agency has determined that the fee will exceed \$250." Id. at § (a)(4)(A)(v). I have never failed to pay a fee in a timely fashion. And I don't anticipate the applicable costs herein to exceed \$250.

Within 20 days this agency shall "determine . . . whether to comply with such requests and shall . . . notify [me] . . . of such determination." Id. at (a)(6)(A). In the event that this agency fails to respond within the applicable time period, I "shall be deemed to have exhausted [my] administrative remedies." Id. at § (a)(6)(C)(i).

In the event that this agency denies this request for records, this agency "shall . . . estimate the volume of [the] requested matter . . . and shall provide any such estimate" to me. Id. at § (a)(6)(F). Additionally, this agency shall "assign a[] tracking number for each request." Id. at § (a)(7).

Congress has codified nine separate categories that are exempt from release. 5 U.S.C. § 552(b)(1)-(9). In this regard "[a]ny reasonable segregable portion of a record shall be provided to any person requesting such record after deletion of the portions which are exempt" Id.

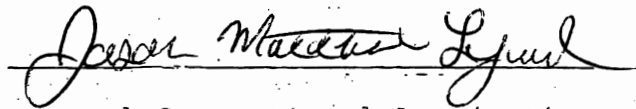
Because this agency "shall . . . make publicly available upon request, reference material of a guide for requesting records," I expect you to provide me with "an index of all major information Systems of" this agency; "a description of major information and record locator systems maintained by" your agency; and "a handbook for obtaining various types and categories of public information." Id. at § (g)(1)(3).

This agency "may promulgate rules . . . to exempt . . . systems of records within [this] agency . . . if the system of records is--maintained by the Central Intelligence Agency; or maintained by an agency . . . which performs as its principle function any activity pertaining to the enforcement of criminal laws." Id. at § (j). The Congress has specifically codified seven separate categories of "systems of records" that are exempt from release under the Privacy Act. Id. at § (k). Additionally, this agency may not "rely on any exemption contained in section 552 [title 5] to withhold from [me] any record which is otherwise accessible to [me] under the provisions of this section." Id. at § (t)(1).

In regard to the "Privacy Act," which is codified at 5 U.S.C. § 552a, this agency shall "upon request . . . permit [me] . . . to review the record[s] and have a copy made." Id. at § (d)(1).

I thank you in advance for your time and attention regarding this matter. And I look forward to hearing back from your agency within the next 20 days.

Respectfully Submitted,



Federal Correctional Institution
P.O. Box 1500
El Reno, Oklahoma 73036

**** PLEASE MAKE SURE THE MAILER AND LABEL ARE CLEARLY ****

**** MARKED " DOCS REQUESTED FOR FEDERAL COURT ****

JASON MATTHEW LYNCH
WHITE COUNTY JAIL WDCD
in SEARCY ARKANSAS 1600 booth rd
DOB 10-07-1982 w/m
ss 430-69-8542

Case: 4:24-cv-00740-LPR-BBM Document #: 49-0 Filed: 12/16/25 Page 1 of 5

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EASTERN DISTRICT OF ARKANSASFILED
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EASTERN DISTRICT ARKANSAS

FEB 06 2025

2025 FEB -6 A 9 54

TAMMY H. DOWNS, CLERK

By: [Signature]

DEP. CLERK

1-31-25

TAMMY H. DOWNS

CASE NAME: Lynch v Docs

CASE NUMBER: 4:24-cv00740-LPR-BBM

- Motion To Preserve Evidence -

I'm praying the court will issue 2 orders for the "Preservation of Evidence" in this case. I am formally asking the court to have White County Jail release the contact information, address for Smart Communications/Jail mail, and then order both parties (Smart Communications) and defendant White County Jail to preserve ALL evidence related to this case, Jason Lynch - all Documents in any formats, written and digital inmate records, Jail video, body cam video, and anything of the like...

The preservation of this evidence is critical to ensuring this court has true information and all facts in this case; its imperative that this court has ^{this} evidence so it can uphold the integrity of this trial and the honorable judicial process its entrusted with.

Below are the compelling reasons

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p2

Supporting this motion, and its timing..

- a. Preventing Spoliation - Edwards already clearly stated "No one will ever see or get the any evidence supporting my claims" Edwards willingness to destroy evidence is concerning an a order for preservation helps mitigate the risk of intentional spoliation, it will help keep from any evidence that may be lost, altered or destroyed..
- b. Relevance to Claims: The evidence in question and requested is DIRECTLY relevant to all of the claims in the TAC. The information requested is likely to be relevant material presented by both parties, making its preservation essential for complete and just resolution.
- c. Potential for Adverse Inference: If evidence is lost or destroyed due to negligence or willful misconduct by the defendants (Edwards already made it clear that this should be a concern) it may lead to an adverse inference against them during trial.

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- d. Third-Party Evidence: Some evidence involves a third party whose own records will be a way to check or prevent spoliation by the defendants. This Third party has no knowledge of this claim and may risk destruction or loss not knowing of the need to preserve.
- e. Right to fair trial: Preservation of evidence is critical to ensure a fair trial for both parties, allowing them to present their case without the risk of missing information.
- f. Fairness in Litigation: Preservation of evidence ensures that both parties have equal access to information necessary for their cases, also promoting ^{true} ~~test~~ and just fairness in litigation.
- g. Complexity of Digital Evidence: In today's digital age, electronic data can easily be lost, destroyed or even become corrupt without misconduct, an order of preservation will create copies (backups).
- h. Potential Disputes: without an order, there may be disputes regarding what evidence was available or relevant at the time of trial.

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- i. Complexity of Evidence Review as a prisoner:
The nature of evidence may involve complex data, type of evidence and types of material it is or is on may require time to analyze. As a F.B.O.P prisoner it will require special appeals and extra time to review and respond. Thus immediate preservation is necessary.
- j. Legal Obligations: An order for preservation evidence will remind defendants that they have legal duty to preserve evidence that they know or should know is relevant to litigation.
- k. Facilitating Settlement Discussions: Having all relevant evidence preserved can facilitate more meaningful settlement discussions, potentially leading to a resolution without further litigation.
- l. Future Discovery Needs: As the case progresses, additional evidence may be required, which necessitates the preservation of existing evidence.
- m. Judicial Efficiency and Economy: By preserving evidence early on, the court can avoid delays and complications later in the proceedings that

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m. arise from disputes over missing documents or data. The Preserving evidence now in light of Edwards statement to destroy will prevent additional claims, motions and is in the best interest of all.

For the reasons above, I respectfully pray that this motion to preserve evidence, and order to defendants to catalog by date, time, location & type with a chain of custody be Granted.

I Pray it may be so, and Thank you for your time and consideration of this very important matter.

Jason Matthew Lynel "Po Se"

P.S. To date Edwards has failed to respond to Three FOIA request for this information. 2 of the request were sent cert. mail USPS with green card returned signed.

TRULINCS 07405510 - LYNCH, JASON M - Unit: ERE-D-A

FROM: Lynch,
: 07405510

RECEIVED
US DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS

DATE: 07/16/2025 06:36:04 PM

2025 JUL 22 A 9 55

****IN THE UNITED STATES DISTRICT COURT****
****EASTERN DISTRICT OF ARKANSAS****
****LITTLE ROCK DIVISION****

TAMMY HEDGECOCK

****JASON M. LYNCH,****

Plaintiff,

v.

****WHITE COUNTY JAIL & DOES, et al.,****
Defendants.

****Case No. 4:24-cv-00740-LPR-BBM****

****MOTION TO RECONSIDER AND RENEW MOTIONS FOR SUBPOENA AND PRESERVATION OF EVIDENCE****

****COMES NOW**** the Plaintiff, Jason M. Lynch, and respectfully submits this Motion to Reconsider and Renew the following motions:

1. Docket Entry #19 - Motion for Subpoena for Records & Evidence filed on September 26, 2024.
2. Docket Entry #21 - Motion to Preserve Evidence filed on September 30, 2024.
3. Docket Entry #49 - Motion to Preserve Evidence filed on February 6, 2025.

****INTRODUCTION****

It has been one year since the actions that led to the filing of this civil case against White County Jail. The urgency of this motion arises from the fact that Smart Communications Holdings, also known as Jail Mail, has stated that they will not provide the necessary grievances, requests, medical requests, and other evidence without a court order. Furthermore, they only maintain these records for one year, and that time is rapidly expiring.

Despite my diligent efforts to obtain these records through seven Freedom of Information Act (FOIA) and Privacy Act (PA) requests four sent to White County Jail via certified mail and three to Smart Communications Holdings I have been unable to secure the evidence essential to my case. The need for this order is now overly ripe, and failure to expedite this process would result in a grave miscarriage of justice, as I cannot substantiate over 75% of my claims without this evidence.

Additionally, Defendant Edwards has already indicated that he would never allow these documents to be made public, further concealing his alleged criminal actions. The evidence in question is the backbone of my case, and its preservation is critical to ensuring a fair trial.

****REASONS FOR RECONSIDERATION AND RENEWAL****

1. ****Time-Sensitive Evidence****: The records maintained by Smart Communications Holdings are set to expire imminently, jeopardizing my ability to present a complete case.
2. ****Good Faith Efforts****: I have made every reasonable effort to obtain the necessary records through formal requests, demonstrating my commitment to pursuing this matter in good faith.
3. ****Defendant's Intent to Conceal****: The actions of Defendant Edwards suggest an intent to conceal evidence that is crucial to my claims.
4. ****Significant Claims at Stake****: Over 75% of my claims rely on the evidence that is currently at risk of being lost.
5. ****Precedent for Preservation****: Courts have consistently upheld the necessity of preserving evidence that is critical to the outcome of a case.
6. ****Potential for Irreparable Harm****: Without the requested evidence, I face irreparable harm to my case and my ability to seek justice.
7. ****Public Interest****: The preservation of evidence serves the public interest in ensuring accountability and transparency within correctional facilities.
8. ****Judicial Economy****: Granting this motion would promote judicial economy by preventing future delays and complications in the case.
9. ****Fair Trial Rights****: The preservation of evidence is essential to uphold my constitutional right to a fair trial.
10. ****Discovery Process****: The requested evidence is integral to the discovery process and my ability to prepare for trial.

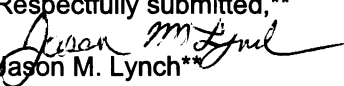
TRULINCS 07405510 - LYNCH, JASON M - Unit: ERE-D-A

11. ****Witness Testimony****: The evidence may corroborate witness testimony, strengthening my case.
12. ****Expert Analysis****: The records may require expert analysis, which cannot occur without access to the evidence.
13. ****Mitigation of Risk****: Preserving evidence mitigates the risk of spoliation and ensures that all relevant information is available for review.
14. ****Legal Obligations****: Defendants have a legal obligation to preserve evidence that may be relevant to ongoing litigation.
15. ****Best Interest of Justice****: Ultimately, this motion serves the best interest of justice, promoting a just and fair trial for all parties involved.

****CONCLUSION****

For the reasons stated above, I respectfully request that the Court reconsider and renew the motions for subpoena and preservation of evidence. The future of this case is now in jeopardy, and prompt action is necessary to ensure that justice is served.

****Respectfully submitted,****


****Jason M. Lynch****

Reg. No. 07405150
FCI El Reno
P.O. Box 1500
El Reno, OK 73036
Date: July 16, 2025

address for orders to be sent to:

⇔07405-510⇔

Smart Communications
(Smartjailmail) Holdings
10491 72ND ST
Attn: Documents Request
Seminole, FL 33777
United States

⇔07405-510⇔

White Co Jail
1600 E Booth AVE
Admin / Records
Searcy, AR 72143
United States