

IN THE CIRCUIT COURT OF FAULKNER COUNTY ARKANSAS CIVIL  
DIVISION

LAURA LYNN HAMMETT, an individual PLAINTIFF

v. No. 23CV-21-318

SHELTER MUTUAL INSURANCE COMPANY;

JEFF JENNINGS INSURANCE AGENCY, INC;

LAURA LYNN HAMMETT, Trustee of the Rural

Living Trust; Does 2-99

DEFENDANTS

AMMENDED MOTION (APPLICATION), FOR GOOD CAUSE, TO  
CONTINUE CASE ON CALENDAR; BRIEF IN SUPPORT

Comes now separate and only Plaintiff, Laura Lynn Hammett, an individual,  
(called herein “Plaintiff” or the “Individual”) in pro se, and for her application to  
continue this case on the court’s calendar for good cause states as follows:

1. The Court issued a notice dated March 20, 2023 which went to Plaintiff’s  
spam folder, which is unusual. The notice was sent by U.S.P.S. in an  
envelope addressed by hand and post marked on March 22, 2023.

2. Despite the shortened notice received, Plaintiff is filing this application timely.
3. Good cause exists to continue the case on the court's calendar.
4. First, it is the Court who has failed to promptly dispose of the matters before her. Plaintiff has waited patiently for the Court to decide the Motion for Recusal filed September 27, 2021 and the Motions to Dismiss filed October 20, 2021 and October 28, 2021.
5. Second, there is a related case, *Pietrczak v. Laura Lynn and Rural Revival Living Trust*, 65-CV-21-20, that is on appeal, which addresses common issues with this case that should be decided consistently. The Court appears to have delayed and is now evading deciding the pending motions on the merits because the Court intends to make contradictory orders against Hammett on two cases.
6. The Motion for Recusal was brought in major part because Judge Susan Kaye Weaver presiding "conspire[ed] [with Court Reporter Jana Perry and Pietrczak attorney William "Zac" White] to make an inaccurate transcription of the hearing of August 4, 2021 [in *Pietrczak*]." Motion for Recusal ¶ 1.
7. Plaintiff filed a lawsuit under 42 U.S.C. 1983 against Judge Weaver, Jana Perry and Pietrczak attorney William "Zac" White, Federal District Court for the Eastern District of Arkansas case no. 4:21-CV-857-BRW. The 1983 case

was dismissed (erroneously) based on absolute judicial immunity and Rooker-Feldman. Plaintiff appealed. The appeal was denied summarily before briefing.

8. Plaintiff had an acute case of Hashimoto's Disease which caused Plaintiff to be too fatigued to take the 1983 case further at that time. (Plaintiff is trying to recover by following a strict dietary protocol and using stress management techniques. The Court's misconduct is a major stressor which exacerbates Hashimoto's Disease and Plaintiff intends to file a second 1983 case because of the subsequent falsification of the transcript of the Pietrczak hearing held March 17, 2022.) There is a "Catch 22", as legal work that addresses debilitating stress causes more stress.
9. By relying on Rooker-Feldman for her defense in the 1983 suit, Judge Weaver should make a concerted effort to resolve the issue of whether falsification of the transcripts in one case concerning Hammett shows bias against Hammett by the conspirator judge.
10. As shown on Court Connect, Shelter Mutual Insurance Company, ("Shelter"), filed an opposition to the Motion for Recusal on October 1, 2021.
11. Jennings Insurance, Inc., ("Jennings"), filed an opposition to the Motion for Recusal on October 4, 2021.

12. Plaintiff replied to the opposition to the Motion for Recusal on October 4, 2021.
13. Shelter filed a Motion to Dismiss the Second Amended Complaint on October 20, 2021.
14. Jennings filed a MTD to the SAC which adopted Shelter's MTD at ¶ 5 on October 28, 2021.
15. Plaintiff filed an opposition to the Shelter MTD on October 21, 2021 and an opposition to the combined Jennings MTD on November 9, 2021.
16. Shelter filed a reply to the MTD on October 26, 2021.
17. Shelter and Jennings each filed an answer to the SAC on October 21, 2021.
18. Jennings filed a reply to the MTD on November 17, 2021.
19. The Court failed to issue an order on the Motion for Recusal and the MTDs. There was no further activity since November 17, 2021.
20. On September 21, 2021 the Court issued an order dismissing the First Amended Complaint with leave to amend. The Court required Plaintiff to add "Rural Revival Living Trust" as a necessary party pursuant to Ark. R. Civ. Proc. 19.
21. Plaintiff added the Trustee of the Rural Revival Living Trust as a defendant, because Plaintiff personally paid the premium for the trustee after Shelter required the trustee to be named on the policy.

22. In the Brief supporting the Jennings MTD, Jennings argues that Plaintiff naming the trust as a defendant is “axiomatic as suing oneself in any capacity raises the following questions --- and many others.”
23. In *Pietrczak*, Judge Susan Weaver dismissed Laura Lynn [Hammett] as a defendant, but then proceeded to find against the Rural Revival Living Trust by default. This is one issue on appeal, labeled the Common Defense Doctrine.
24. It is a clear error and appearance of bias for the Court to agree Hammett as an individual and the trust are “oneself” in this case but treat Hammett as an individual and the trust as separate defendants with non-aligned interests in *Pietrczak*. The Court denied Hammett’s motion to intervene in *Pietrczak*. It is probable that Judge Weaver neglected to rule on pending motions in this case to evade providing Hammett with more reason to overturn the order in *Pietrczak* which transferred Hammett’s individual interest in the subject property to a man who gave a hand-written letter describing the fraud he was committing on Hammett to his attorney William “Zac” White.
25. Also, the appearance of bias of Judge Susan Weaver and her refusal to settle the record by playing the audio recording of the falsified hearings in open court is an issue on appeal in *Pietrczak* that should affect the outcome of this case.

## Brief

ARCP Rule 41 “Section (b) also marks a significant variation from FRCP 41(b). Under this rule, the trial court has the right to dismiss on its own motion a claim for failure to prosecute the action or failure to comply with these rules or any order of the court. Under the Federal Rule, such dismissal must be on motion of the defendant or other party affected.” Reporter’s notes to Rule 41. Judge Susan Weaver is abusing her power by calling her own failure to decide the matters assigned to the judge as required by Judicial Code of Conduct Rule 2.7 a failure of the litigant to prosecute.

“A judge shall act at all times in a manner that promotes public confidence in the [] impartiality of the judiciary [].” Judicial Code of Conduct 1.2. Deciding two cases involving the same litigant and the same issues differently is a clear indication of bias. Refusal of this Court to issue the contrary ruling on this case until after the appeal of the related case and taking it a step further by dismissing this case on false grounds violates the Rules of Judicial Conduct and the Plaintiff’s fundamental Constitutional right to equal protection under the law.

Wherefore, Plaintiff asks this Court to continue the proceedings on its calendar, and to issue a reasoned order on the two pending motions, considering the orders made in *Pietrczak* in the interim.

Respectfully submitted,

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By /s/ Laura Lynn Hammett, an individual in pro se

Certificate of Service

I, Laura Lynn Hammett, served the Motion (Application), for Good Cause, to Continue Case on Calendar; Brief in Support on all counsel of record by filing the document in the electronic filing system.

March 31, 2023

/s/ Laura Lynn Hammett, an individual

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