

IN THE CIRCUIT COURT OF PULASKI, ARKANSAS

SEAN LYNN; and
LAURA HAMMETT

PLAINTIFFS

v.

Case No. 60CV-26-216

BOARD OF TRUSTEES of the UNIVERSITY
of ARKANSAS, in their official capacity;
et al.

DEFENDANTS

Plaintiffs' Joint Response To The Board's Motion To Dismiss

Comes now Pro Se Plaintiffs Sean Lynn and Laura Hammett and for their joint response to the Board of Trustees of University of Arkansas's motion to dismiss filed on March 2, 2026 and served on March 3, 2026:

1. The Board does not have sovereign-immunity from suit for official-capacity claims for prospective injunctive or declaratory relief. The plaintiffs pled plausible claims that the Board is encouraging and condoning illegal, ultra vires, bad faith conduct including false imprisonment, battery, and obstruction of justice by state actors.
2. Neither does the Board have legitimate "concerns" that Hammett is committing the unauthorized practice of law.

3. The Complaint expressly names the Board “solely for purposes of equitable relief” and asserts Counts IV and V seeking injunctive and declaratory relief directed at a UAMS policy and failure to properly investigate credible accusations of felonious conduct by UAMS professors.
4. “The Board of Trustees of the University of Arkansas continues to enforce part of policy NR.AD.1.23, prohibiting the video recording of procedures and equipment in UAMS.”
Complaint ¶ 391. Coupled with the destruction of surveillance videos UAMS takes of illegal and injurious conduct by its employees, the Board prohibits the victim of an on campus crime from video recording the crime.
5. The Board fails to remove professors who violate patients’ rights. Here, the professors supervised the 2-week-long false imprisonment and battery of Lynn. This included forced fentanyl administration. Complaint ¶ 14;
6. Binding Lynn naked to the bed with four-point restraints. Complaint ¶ 83;
7. Lying to Hammett by saying the defendants had not administered any drugs other than Tylenol, Ibuprofen or similar, which caused Hammett to believe Lynn’s intoxicated behavior was caused by hitting his head on a job site. Complaint ¶¶ 234-236;
8. Causing deafness in Lynn’s left ear by disrupting his oscillator chain. Complaint ¶¶ 130, 279; and other brutalities. Complaint throughout.
9. The Board did not reach out to Lynn to investigate. In fact, the university police told Hammett to stop giving them evidence. Complaint, throughout and ¶¶ 233, 249-251.
10. These allegations present a live controversy over present and prospective conduct, not retrospective damages claim against the State treasury. Dismissal at the pleadings stage would improperly foreclose the Court’s ability to adjudicate whether prospective relief is appropriate based on the pleaded facts.

11. The Court should deny dismissal of the equitable claims against the Board or, in the least, allow amendment to clarify the prospective nature of the requested relief. Amendment by the plaintiffs would emphasize or add reference to:

12. (A) the state agency's illegal, unconstitutional, and ultra vires actions;

13. (B) the state agency's arbitrary, capricious, bad faith, and wantonly injurious actions;

14. (C) the employment policy and administration that allows for medical school professors who encourage and participate in false imprisonment and battery to maintain employment by the state agency;

15. (D) the federal doctrine of *Ex parte Young*; and

16. (E) federal statute 42 U.S.C. 1983 and the well-established rights of United States citizens to be free from illegal search and seizure and maintain bodily autonomy.

17. The Board also made an unsupported accusation that Hammett is committing the unauthorized practice of law. Its feigned "concern" is more proof of its bad faith and malice.

18. Procedurally, the claims of unauthorized practice of law do not belong in a motion to dismiss under Arkansas Rules of Civil Procedure 12.

19. Substantively, the Board knows, or should know, that Hammett is neither representing Lynn nor committing the unauthorized practice of law. The Arkansas State Claims Commission made its comment about "concern" *sua sponte*. There was no notice or opportunity for Lynn or Hammett to be heard.

20. Hammett has signed two documents in this case, the complaint and motion to extend time to file this response because Lynn is out of town. Lynn also signed the complaint. Each document in the claims commission proceedings was signed by each plaintiff.

Wherefore, Plaintiffs Sean Lynn and Laura Hammett asks the Court to deny the Board's motion to dismiss or grant leave to amend the complaint; and strike and disregard the Board's false allegations against Hammett.

Respectfully Submitted,

SIGNATURES COLLECTED ON PAGE ATTACHED

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Date

Certificate of Service

I, Laura Hammett, hereby certify that on March , 2026, I filed the foregoing electronically with the Clerk of Court using the Arkansas Judiciary Electronic Filing System, which shall send notification to all registered parties or their legal representatives in this matter.

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Wherefore Plaintiff Sean Lynn and Laura Hammett asks the Court to deny the Board's motion to dismiss or grant leave to amend the complaint and strike and disregard the Board's false allegations against Hammett.

Respectfully Submitted



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3/15/2026
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I, Laura Hammett, hereby certify that on March 16, 2026, I filed the foregoing electronically with the Clerk of Court using the Arkansas Judiciary Electronic Filing System, which shall send notification to all registered parties or their legal representatives in this matter.



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