

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS**

DEMETRICK PENNIE, et al.,

Plaintiffs,

v.

LOUIS FARRAKHAN, et al

Defendants.

Civil Action No.: 3:16-cv-02010-L

**PLAINTIFFS' REPLY TO DEFENDANT SHARPTON'S OPPOSITION TO
EMERGENCY PLAINTIFFS' MOTION FOR EMERGENCY HEARING
CONCERNING DEATH AND OTHER THREATS MADE AGAINST THEM AND
RELATED ISSUES AND REQUESTED RELIEF**

Defendant Al Sharpton (“Defendant Sharpton”) attempts to draw attention away from the primary issue before the court concerning Plaintiffs Demetrick Pennie’s and Larry Klayman’s (“Plaintiffs” unless individually named”) Emergency Motion for Emergency Hearing. The bottom line is that Plaintiff Pennie, a Dallas police sergeant and Plaintiff Klayman, an officer of this very court, have had the lives of themselves and their families threatened.

With regard top Defendant Sharpton, embedded below in this pleading is a video of him calling his followers, as is with his co-Defendants Louis Farrakhan, Nation of Islam, New Black Panther Party, and Black Lives Matter, in particular, to go out and kill law enforcement officers such as Plaintiffs. It is therefore no wonder that Defendant Sharpton wants this Court to sidestep this outrageous call to violence and death.



Al Sharpton Says Kill White People and Cops, YouTube, March 19, 2016, available at: <https://www.youtube.com/watch?v=5fRMhitKQE>

In addition, the threats to Plaintiffs continue, as disclosed in the attached news report of today. Even state judicial officers and congressmen have facilitated threats against Plaintiffs. An article detailing these threats are attached hereto as **Exhibit A**.

In sum, Plaintiffs' renew their request for immediate telephonic emergency hearing for no later than tomorrow, September 27, 2016. This Court has a legal obligation to take appropriate steps to redress threats against an officer of this Court and a Dallas police sergeant, since they are not only intended to harm Plaintiffs, but also to get them to back off this litigation. This conduct is in and of itself criminal, as it amounts to attempted obstruction of justice, and this Court needs to get to the bottom of it and determine who is responsible and then take appropriate action. For this reason, discovery at this time is also necessary.

Dated: September 26, 2016

Respectfully submitted,

/s/ Larry Klayman

Larry Klayman, Esq.
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Counsel for Demetrick Pennie, Larry
Klayman and Members of the Putative Class

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was filed electronically and served through the court's ECF system to all counsel of record or parties on September 26, 2016.

/s/ Larry Klayman _____
Attorney

EXHIBIT A

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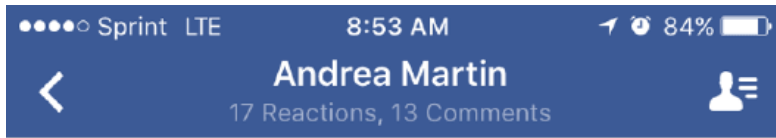
A Texas judge likened a black Dallas Police Sergeant to a clueless slave in response to the cop's lawsuit against Black Lives Matter and its high-profile supporters.

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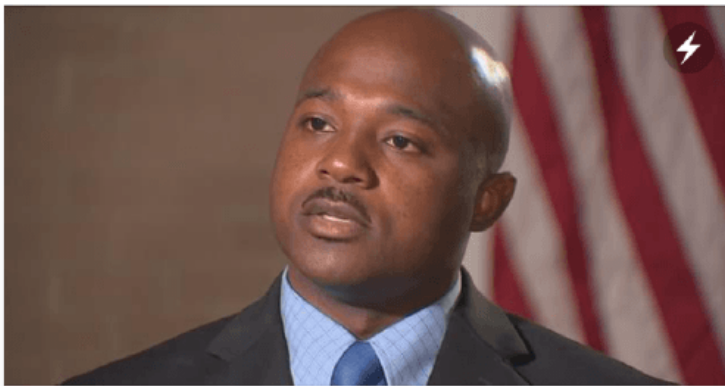
Andrea Martin, 304th District Court Judge in Dallas County (D), told her network of friends on Facebook Saturday that Sgt. Demetrick Pennie was like a slave that Harriet Tubman could not free because he could not comprehend his own bondage. The post elicited a number of supporters to Judge Martin's sentiment, typically calling Pennie a "coon" and other derisive messages. A sitting Texas State Representative apparently joined the racist banter as well.



Andrea Martin

4 hrs · 👤

Harriet Tubman said: "I freed a thousand slaves. I could have freed a thousand more if only they knew they were slaves." Slavery is not just physical. It's also mental. Dr. Martin Luther King, Jr. was rejected by most southern black pastors because his non-violent movement was viewed as radical and that it was inciting violence. As a result, he was not welcome at their churches and was not allowed to meet at their churches or speak to their congregations. This is not new. But it is still disheartening.



Dallas police sergeant suing Black Lives Matter

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Martin's thoughts led others to compare Pennie to a "coon", "Judas" and Samuel L. Jackson's house slave character "Stephen" in the 2012 film, *Django Unchained*. The derisive comments were repeatedly cheered by Martin's lines of "laughing-so-hard-I'm-crying" emojis and others.



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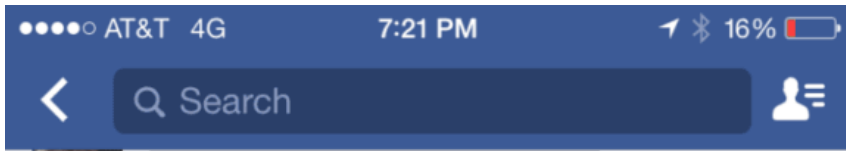
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Rachel Harrison
Me too!!

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Andrea Martin



10 hours ago · Like · 1 · Reply



JT Wilson
Stolen lol

5 hours ago · Like · 1 · Reply



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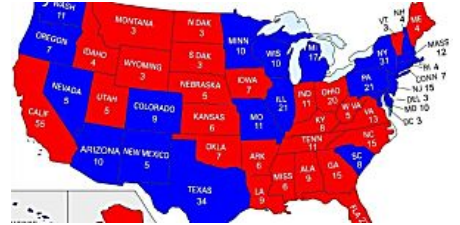
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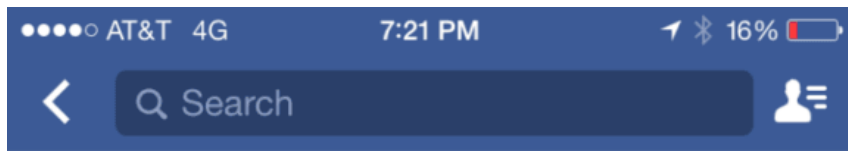
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Kyla Duncan

You better speak on it

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Loretta Whitmore

I wonder how many pieces of silver did Judas receive for his actions.

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Andrea Martin



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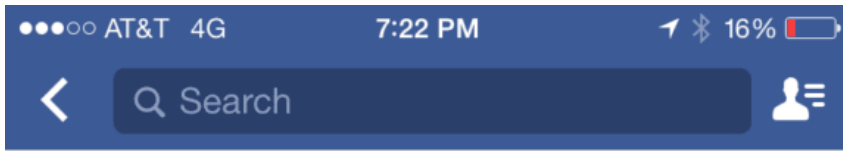
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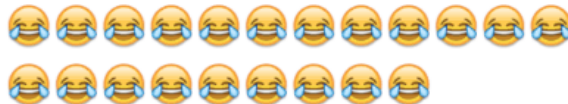
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Andrea Martin



11 hours ago · Like · 1 · Reply



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Eric Johnson
Two words: Django Unchained

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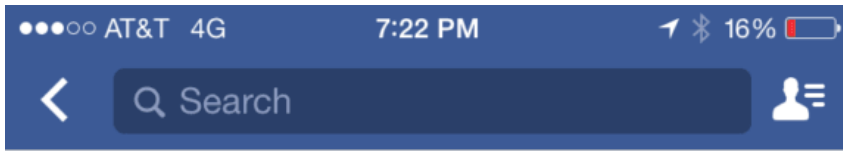
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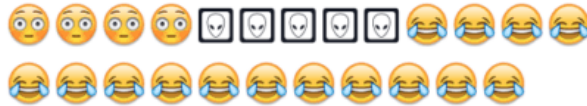
Donald C Dodd

Does he really think 🙄 he will get a pass into the "Good Ole Boy Club" smh #coonslivesmattertoo

8 hours ago · Like · 1 · Reply



Andrea Martin



8 hours ago · Like · Reply



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Earl Wheaton

He and his family is not hated enough! He has been around the wrong people to long!

4 hours ago · Like · Reply



Jameelah R. Johnson



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Texas State Representative [Eric Johnson](#) (D – Dallas, Mesquite) also appears to join in with a "Stephen" reference via [his Facebook account](#).

Judge Martin currently serves in the [304th Juvenile District Court](#). She originally graduated from Texas Wesleyan University School of Law in 2000 and later worked for the Dallas County District Attorney as a general prosecutor and subsequently represented Child Protective Services.

Sergeant Demetrick Pennie told Breitbart Texas that Martin and Johnson's comments as elected officials are the exact sentiments that only drive communities further apart.

"These statements are the very instruments used to perpetuate the divisiveness that we continue to see in society," Pennie said. He also argued that elected officeholders be held

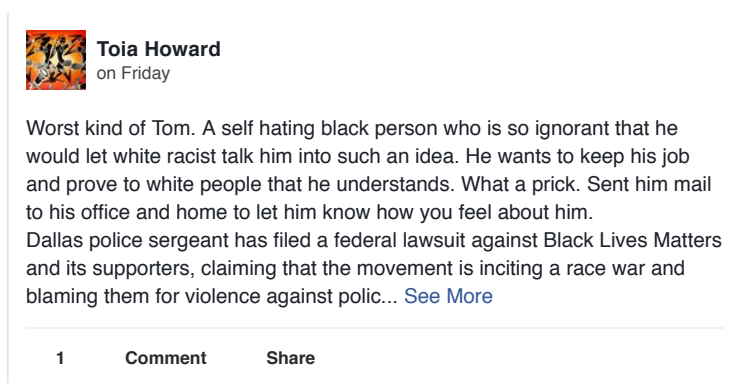
accountable for their racially-derogatory language.

The inflammatory statements on Facebook follows a pattern of online abuse and threats leveled against Sergeant Pennie since he joined a lawsuit against the leadership of Black Lives Matter and its prominent backers. Days prior, Pennie complained to the Dallas Police Department and the FBI that someone likely within the DPD leaked his confidential employment information so that the general public could confront him while on duty or at home. He explained that he began receiving direct messages from non-DPD contacts, often containing death threats. Several social media posts purport to show individuals taking credit for sending notes or encouraging others to do the same.

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Breitbart Texas previously reported on Pennie's effort to hold proponents of Black Lives Matter accountable in a federal lawsuit:

The head of a Dallas police organization is suing a collection of Black Lives Matter figureheads and other prominent individuals for allegedly inciting racial violence against American police officers.

Dallas Police Department Sergeant Demetrick Pennie, President of the Dallas Fallen Officer Foundation, filed an amended federal complaint September 16 against more than a dozen defendant institutions and individuals to build a class action case on behalf of “police officers and other law enforcement persons of all races and ethnicities including but not limited to Jews, Christians and Caucasians” for “inciting” race riots and related violence.

The suit hopes to produce damages and an injunction placed against alleged threats of racially-motivated violence going forward.

Sergeant Pennie recently petitioned the federal court to [expedite his case](#) due to the incoming threats received.

Logan Churchwell is the Assistant Editor and a founding member of the Breitbart Texas team. You can follow him on Twitter [@LCChurchwell](#).

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