



Jimmy McMillan, Founder

Rent Is Too “**DAMN**” High Movement / Party

Web: [www.RENTISTOODAMNHIGH.org](http://www.RENTISTOODAMNHIGH.org)

Or

[www.JIMMYMCMILLAN.org](http://www.JIMMYMCMILLAN.org)

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They Took “DAMN” From Our Party Name

**COPY**

AO 440 (Rev. 10/93) Summons in a Civil Action

**United States District Court**  
*Eastern District of New York*

James E. McMillan III

SUMMONS IN A CIVIL CASE

v.

CASE NUMBER:

New York State Board of Elections, New York  
City Board of Elections

CV 10 2502  
GLEESON, J.

TO: (Name and address of defendant)

**POHORELSKY, M.J.**

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Pro Se: James E. McMillan III

1996 Nostrand Ave

Brooklyn, NY 11210

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

RECEIVED  
JUN - 4 2010  
PRO SE OFFICE

**Robert C. Heinemann**

CLERK



(BY) DEPUTY CLERK

June 02, 2010

DATE



UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
JAMES E. MCMILLAN III

Plaintiff,

-against-

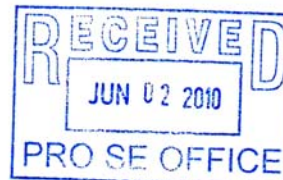
New York State Board of Elections

and

New York City Board of Elections

Defendant.  
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COMPLAINT

**CV 10 - 2502**

**GLEESON, J.**

**POHORELSKY, M.J.**

1. At all times hereinafter mentioned, plaintiff was and still is a resident of 1996 Nostrand Ave – Brooklyn, NY 11210.

2. **Defendant, New York State Board of Elections,** is a corporation incorporation under the laws of New York State and having a main office at 40 Steuben Street, Albany, NY. 12207, and is licensed to do business in New York State

and

**Defendant, New York City Board of Elections,** is corporation incorporation under the laws of New York State and having a main office at 32 Broadway, New York, NY. 10004-1609, and is licensed to do business in New York State

3. The jurisdiction of this court is invoked pursuant to (42 U.S.C. 1983) Deprivation of rights

4. **(New York State Board of Elections)** (Endorsed there Religious Beliefs) Rent Is Too Damn High is a movement I founded in New York. I petitioned it successfully in 2005 and got the full name "**Rent Is Too DAMN High**" on the ballot in the City of New York. In the race for Governor in 2006 the New York State took 'DAMN' to be a curse word and removed the word "DAMN" from my party name completely. (See Attached)

(2)

And

(**New York City** Board of Election) Endorsed there Religious Beliefs by using the "Entrapment method" to have the word "DAMN" removed from the Rent Is Too Damn High party name. Agreeing with the New York State Board of Elections the word "DAMN" is a curse word, and at the New York State Board of Elections request the New York City Board of Elections did not allow the word "DAMN" to appear in the Rent Is Too Damn High party name in the 2009 election..

Exhibits

- a. Exhibits-1) Where the Lever voting machines were being used in 2005 and were still being in the 2009 Elections State Wide.)
- b. Exhibit-2) Election Law Section 6-134(2) Title 9, Part 6215. On August 23, 2006 (Failure to Provide Distribution Schedule for Statewide Petition) was the only notice I received. I never received any notice from the New York Stat Board of Elections of the word "DAMN" being taken out of my party mane.
- c. Exhibit-3) Legal Notice to NYC Board of Elections

The ending results in both cases the name appeared on the ballot as: (**Rent Is Too High**)

(Endorsing Religious Beliefs)

The **New York State Board of Elections** and the **New York City Board of Elections** endorsing there religious beliefs in removing the word "DAMN" from the "**Rent Is Too Damn High**" party name

5. WHEREFORE, plaintiff demands;

Money damages in the amount of \$50,000,000 (Fifty Million Dollars)

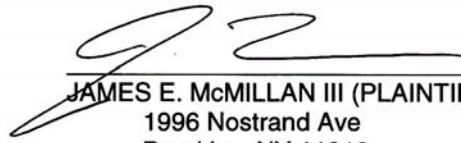
Permanent injunction against the defendant from performing cetin acts in the future.

- a. Allow "**Rent Is Too Damn High**" a lifetime appearance on and in all State wide ballots and in all voting machines.

(3)

Any further relief which the court may deem appropriate

Respectfully submitted,



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Brooklyn, NY 11210  
Tel: (347) 715-3360  
E-mail: rentisto@aol.com

DATE: June 2 2010