

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**JOHN EAKIN,** )  
 )  
 **Plaintiff,** )  
 )  
 **V.** )  
 )  
 **AMERICAN BATTLE MONUMENTS** )  
 **COMMISSION, MAX CLEVELAND,** )  
 **in his Official Capacity as Secretary of** )  
 **the American Battle Monuments** )  
 **Commission, ET AL.,** )  
 )  
 **Defendants.** )


**CIVIL ACTION NO. SA-12-CA-1002-FB**

**ORDER REGARDING LETTERS TO THE COURT FROM NON-PARTIES**

The Court is receiving letters from non-parties regarding the above-styled and numbered cause. Plaintiff, John Eakin, filed suit in 2012 seeking to have defendants identify and determine the recoverability of the remains of Arthur H. "Bud" Kelder, plaintiff's cousin once removed. Mr. Kelder was an Army Private who died in 1942 as a prisoner of the Japanese while serving in the Pacific Theater during World War II. Because the Court has assisted Mr. Eakin in the effort to identify his cousin once removed, relatives of other fallen service persons request that the Court also assist them in obtaining similar relief. This Court has no jurisdiction and no power to grant any type of relief based on a letter sent to the Court. Without a case pending before the Court, neither the Court nor Court personnel can give assistance. If you are one of these individuals who has written a letter and you wish to file a civil lawsuit, you must timely file a complaint against the proper defendant(s) in the proper venue in accordance with the Federal Rules of Federal Procedure and the Local Rules for the Western District of Texas.

It is so ORDERED.

SIGNED this 18th day of September, 2014.

  
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**FRED BIERY**  
**CHIEF UNITED STATES DISTRICT JUDGE**