

APPLICATION/PERMIT FOR USE OF SPACE IN PUBLIC BUILDINGS AND GROUNDS

OMB Control Number: 3090-0044
Expiration Date: 3/31/2022

Public reporting burden of this collection of information is estimated to average 20 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Facilities Management and Services Programs (PM), GSA Public Buildings Service, Washington, DC 20405.

INSTRUCTIONS: This form allows the Applicant to request the use of federally owned property in accordance with 40 U.S.C. § 581(h) and Federal Management Regulation 41 C.F.R. part 102-74, subpart D. The Applicant must accurately describe the proposed use and, if approved, the form will serve as the permit for that use. Please submit the form to the federal property manager responsible for the property.

Note: If the proposed use is a farmers market, the Applicant must confer with the Federal property manager and regional counsel to determine whether a permit (GSA 3453); a license (GSA 1582); or an outlease is the appropriate vehicle for the specific circumstances of each market.

PART I - APPLICATION

APPLICANT

FIRST NAME Darryl	MIDDLE G	LAST NAME Cotton	MAILING ADDRESS		
TELEPHONE NUMBER 619.954.4447		EXTENSION NA	E-MAIL ADDRESS inda pro darryl @ gmail	STREET 6176 Federal Blvd	CITY S.D.
			STATE CA	ZIP CODE 92114	

SPONSOR, PROMOTER OR CONDUCTOR OF PROPOSED ACTIVITY

NAME OF PERSON OR ORGANIZATION Darryl Cotton - PRO SE LITIGANT			MAILING ADDRESS		
TELEPHONE NUMBER 619.954.4447			STREET 6176 Federal Blvd		
AREA CODE 619	PHONE 954.4447	EXTENSION NA	CITY S.D.	STATE CA	ZIP CODE 92114

SUPERVISION OF/AND RESPONSIBILITY FOR THE PROPOSED ACTIVITY

NAME OF PERSON Darryl Cotton			MAILING ADDRESS		
TELEPHONE NUMBER 619.954.4447			STREET 6176 Federal Blvd		
AREA CODE 619	PHONE 954.4447	EXTENSION NA	CITY S.D.	STATE CA	ZIP CODE 92114

DESCRIPTION OF PROPOSED ACTIVITY

I have a small cart of books behind me that has a sign attached to it + I hand out brochures	
PROPOSED BUILDING Carter-Keep Court House	PROPOSED AREA Court Yard Front Steps

PROPOSED DATES AND HOURS DURING WHICH THE ACTIVITY IS TO BE CARRIED OUT

FROM 1-22-21	TO 5-21-21	HOURS 11-1 on business days	APPROXIMATE NUMBER OF PERSONS TO BE ENGAGED IN THIS ACTIVITY (If known) 10+
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IMPORTANT: If applicant purports to represent an organization, a letter or other documentation that the applicant has authority to represent that organization is required to be submitted with this form.

APPLICANTS PROPOSING TO ENGAGE IN THE SOLICITATION OF FUNDS MUST CHECK ONE OF THE FOLLOWING STATEMENTS:

I HEREBY CERTIFY THAT:

- ☐ I represent and will be soliciting funds for the sole benefit of a religion or religious group;
- ☐ My organization has received an official Internal Revenue Service (IRS) ruling or letter of determination stating that the organization or its parent organization qualifies for tax-exempt status under 26 U.S.C. 501(c)(3), (c)(4), or (c)(5); or
- ☐ My organization has applied to the IRS for a determination of tax-exempt status under 26 U.S.C. 501(c)(3), (c)(4), or (c)(5), and that the IRS has not yet issued a final administrative ruling or determination of such status.

CERTIFICATION: I CERTIFY that the above information is true and correct.

SIGNATURE OF APPLICANT 	DATE SIGNED 2/3/21
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PART II - PERMIT (TO BE COMPLETED BY GSA ONLY)

DESIGNATED BUILDING AND AREA, ACTUAL DATES AND HOURS, FOR WHICH ACTIVITY APPROVED

BUILDING	AREA	FROM	TO	HOURS
GSA APPROVING OFFICIAL				
SIGNATURE		NAME OF OFFICIAL		DATE SIGNED

PART III - CONDITIONS

By submitting this form, Applicant agrees to the following terms and conditions:

Applicant will conduct the proposed activity strictly in accordance with the description of the activity in this permit.

Applicant must submit, as part of this permit, a copy, sample or accurate description of any materials proposed for distribution at the event.

Unless otherwise agreed to, in writing, by GSA and incorporated into this permit, the Applicant assumes all responsibility for, and costs and expenses associated with, clean-up of the grounds, providing trash containers and disposal of trash, as well as any additional security, electrical and water or related services needed to support the activity. Portable restroom facilities may be authorized, at Applicant's sole cost and expense, if Applicant arranges for the removal before the beginning of the next business day.

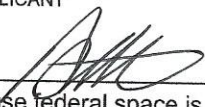
GSA will neither store nor assume any responsibility for any materials that are used for an event.

By signing the permit application and without the need for further documentation, Applicant hereby indemnifies and saves harmless the United States, its agents and employees, in both their personal and official capacities, against any and all loss, damage, claim, or liability whatsoever, due to personal injury or death, or damage to property of the Federal Government or others, directly or indirectly, due to the exercise by Applicant of the privilege granted by this permit, or any act or omission of Applicant, including failure to comply with the obligations of this permit.

In keeping with federal policy regarding retention of records associated with federal contracts and the like, GSA will retain a copy of the permit for three (3) years from the date of issuance.

Special terms and conditions related to this permit are listed below (and continued on the following page(s), if necessary):

SIGNATURE OF APPLICANT



DATE SIGNED

2/3/21

If the request to use federal space is denied or an issued permit is cancelled, the Applicant may appeal within 5 calendar days of the notification of disapproval or cancellation to the GSA Regional Administrator or his/her designee. For more information about how to request the use of Federal property under 40 U.S.C. § 581(h) and Federal Management Regulation 41 C.F.R. part 102-74, subpart D, please contact GSA's Office of Facilities Management and Services Programs (PM), 1800 F Street, NW, Washington, DC 20405 or visit www.gsa.gov



Darryl Cotton <indagrodarryl@gmail.com>

Re: Permit Application Site Map

1 message

Darryl Cotton <indagrodarryl@gmail.com>

Wed, Feb 3, 2021 at 6:30 AM

To: Jonathan Hornblower - 9PDS <jon.hornblower@gsa.gov>

Good Morning Jonathan,

Thank you for the explanation. As you may have gathered I was a little put off by the reapplication request. I understand now. I have completed the blank application and attached per your request. Hopefully this takes care of it. I will await your response.

Regards.

Darryl Cotton

On Tue, Feb 2, 2021 at 3:11 PM Jonathan Hornblower - 9PDS <jon.hornblower@gsa.gov> wrote:

Hi Darryl,

Thanks for your email. There is no issue with the Marshals or security at the courthouse. They have no issue with the permit/protest. It was basically an administrative error by me. I don't get too many of these permit requests and was not 100% sure of the process and I put the cart ahead of the horse so to say. I should have requested all this information initially and then submitted your application to the Marshals (who have no issue), and once they approve, we send it to GSA Regional headquarters for final confirmation.

So once again my apologies for the back and forth. I'm well versed in this process now, and I would just need this form again please, and then we send it to GSA Regional Headquarters for approval and then that is the last step in the process (I hope!).

I hope that answered some of your concerns regarding this matter, and I can assure you that there is only this back and forth because I made a mistake regarding the steps for this process.

Thanks,
Jon

On Tue, Feb 2, 2021 at 2:27 PM Darryl Cotton <indagrodarryl@gmail.com> wrote:

Hi Jonathan,

I guess I'm confused by this request since it was already approved. Why not just submit my application of 01/22/21 to the Marshalls? Now my concern is based on my having already been repeatedly harassed by various law enforcement agencies seeking to prevent me from exercising my first amendment rights so that I do not expose the corruption by various state and federal judges. As I mentioned to you during our meeting, the reason for my demonstrations is that I am in the process of drafting a new lawsuit against attorneys for the state who are seeking to prevent me from exposing the corrupt judges and the federal judges who have covered up for the state court judges. I realize that this makes me sound like an uninformed and delusional individual. But that is what my case is about - a poor man seeking to have his rights vindicated in court even if it means exposing corrupt judges who failed to do their job because they assumed I was crazy.

Since having approved my permit there has not been this back and forth that has developed between us where you continue to ask for additional information. I have complied with those requests but with a reapplication being requested it raises concerns that you may be under some type of pressure from these judges, via the US Marshalls, who do not want their bias and illegal actions exposed by my protests. That being said I will expect the existing application to be valid unless it is revoked. To be clear, if anyone is forcing you to revoke my permit, even if it is the US Marshalls, I will name them in my forthcoming lawsuit.

I believe you to be an honest man that may be facing pressure that originates from these corrupt federal judges. Please understand that these events just solidify my belief that the judges I am protesting against are using their influence to exert pressure on you to revoke my existing permit via some soon to be offered pretext reasons. With that said, the permit I have is valid and I will continue to protest unless informed otherwise. Any individual that seeks

to revoke my permit, I will name in my lawsuit. I have already spoken with counsel and this is a textbook case of retaliation seeking to deny my first amendment right to protest. I am telling you this because if you are under pressure, please ensure someone else tells me the permit is being revoked. I do not want to name you and involve you with what is only going to become an increasingly high profile case. I hope you understand. I am not the wrongdoer here. I am a citizen of the United States simply protecting my Constitutional rights.

Thank you for all your help up to this point. I understand the pressure you must be under.

Darryl Cotton

On Tue, Feb 2, 2021 at 11:45 AM Jonathan Hornblower - 9PDS <jon.hornblower@gsa.gov> wrote:

Hi Darryl,

Terribly sorry for all this back and forth, but it turns out I wasn't supposed to sign that permit until it had been cleared by the Marshals at our downtown location.

Can you please fill out and return this form to me?

Thanks for your patience and understanding.

Jon

On Tue, Feb 2, 2021 at 8:58 AM Jonathan Hornblower - 9PDS <jon.hornblower@gsa.gov> wrote:

Hi Darryl,

Received.

Thanks,

Jon

On Tue, Feb 2, 2021 at 8:53 AM Darryl Cotton <indagrodarryl@gmail.com> wrote:

Good Morning Jonathan,

Per your request, see attached.

Darryl Cotton

On Thu, Jan 28, 2021 at 3:52 PM Jonathan Hornblower - 9PDS <jon.hornblower@gsa.gov> wrote:

Hi Darryl,

I have 2 more requests of you please.

1. Rules and Regulations - Please initial that you read it.

2. Supplemental Conditions - Please sign and date.

Thanks,

Jon

On Mon, Jan 25, 2021 at 3:05 PM Darryl Cotton <indagrodarryl@gmail.com> wrote:

Hi Jonathan,

I'm happy to. Attached is the brochure I hand out and the signage attached to my cart. Each sign measures 34" h x 48" w and mounts on either side of the cart I pull. That's about the extent of it.

Darryl

On Mon, Jan 25, 2021 at 1:20 PM Jonathan Hornblower - 9PDS <jon.hornblower@gsa.gov> wrote:

Hi Daryl,

Security is asking for what your sign says. Is there a way to take a photo and send it to me?

Thanks,

Jon

On Sat, Jan 23, 2021 at 12:13 PM Darryl Cotton <indagrodarryl@gmail.com> wrote:

Mr. Hornblower:

Per your request, I've attached the site map for the areas I would be setting up my demonstrations.
Thank you again for your prompt assistance in this matter.

Darryl Cotton

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Jon Hornblower
General Services Administration
Public Building Service, 9PDS
333 West Broadway, Suite 1001
San Diego, CA 92101
Mobile: 619-917-1160

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Rules and Regulations Governing Conduct on Federal Property

November, 2005

Federal Management Regulation Title 41, Code of Federal Regulations, Part 102-74, Subpart C

Applicability (41 CFR 102-74.365). The rules in this subpart apply to all property under the authority of GSA and to all persons entering in or on such property. Each occupant agency shall be responsible for the observance of these rules and regulations. Federal agencies must post the notice in the Appendix to this part at each public entrance to each Federal facility.

Inspection (41 CFR 102-74.370). Federal agencies may, at their discretion, inspect packages, briefcases and other containers in the immediate possession of visitors, employees or other persons arriving on, working at, visiting, or departing from Federal property. Federal agencies may conduct a full search of a person and the vehicle the person is driving or occupying upon his or her arrest.

Admission to Property (41 CFR 102-74.375). Federal agencies must:

- (a) Except as otherwise permitted, close property to the public during other than normal working hours. In those instances where a Federal agency has approved the after-normal-working hours use of buildings or portions thereof for activities authorized by subpart D of this part, Federal agencies must not close the property (or affected portions thereof) to the public;
- (b) Close property to the public during working hours only when situations require this action to ensure the orderly conduct of Government business. The designated official under the Occupant Emergency Program may make such decision only after consultation with the buildings manager and the highest ranking representative of the law enforcement organization responsible for protection of the property or the area. The designated official is defined in Sec. 102-71.20 of this chapter as the highest ranking official of the primary occupant agency, or the alternate highest ranking official or designee selected by mutual agreement by other occupant agency officials; and
- (c) When property or a portion thereof is closed to the public, restrict admission to the property, or the affected portion, to authorized persons who must register upon entry to the property and must, when requested, display Government or other identifying credentials to Federal police officers or other authorized individuals when entering, leaving or while on the property. Failure to comply with any of the applicable provisions is a violation of these regulations.

Preservation of Property (41 CFR 102-74.380). All persons entering in or on Federal property are prohibited from:

- (a) Improperly disposing of rubbish on property;
- (b) Willfully destroying or damaging property;
- (c) Stealing property;
- (d) Creating any hazard on property to persons or things; or
- (e) Throwing articles of any kind from or at a building or climbing upon statues, fountains or any part of the building.

Conformity with Signs and Directions (41 CFR 102-74.385). Persons in and on property must at all times comply with official signs of a prohibitory, regulatory or directory nature and with the lawful direction of Federal police officers and other authorized individuals.

Disturbances (41 CFR 102-74.390). All persons entering

in or on Federal property are prohibited from loitering, exhibiting disorderly conduct or exhibiting other conduct on property that:

- (a) Creates loud or unusual noise or a nuisance;
- (b) Unreasonably obstructs the usual use of entrances, foyers, lobbies, corridors, offices, elevators, stairways, or parking lots;
- (c) Otherwise impedes or disrupts the performance of official duties by Government employees; or
- (d) Prevents the general public from obtaining the administrative services provided on the property in a timely manner.

Gambling (41 CFR 102-74.395). (a) Except for the vending or exchange of chances by licensed blind operators of vending facilities for any lottery set forth in a State law and authorized by section 2(a)(5) of the Randolph-Sheppard Act (20 U.S.C. 107 et seq.), all persons entering in or on Federal property are prohibited from:

- (1) Participating in games for money or other personal property;
 - (2) Operating gambling devices;
 - (3) Conducting a lottery or pool; or
 - (4) Selling or purchasing numbers tickets.
- (b) This provision is not intended to prohibit prize drawings for personal property at otherwise permitted functions on Federal property, provided that the game or drawing does not constitute gambling per se. Gambling per se means a game of chance where the participant risks something of value for the chance to gain or win a prize.

Narcotics and Other Drugs (41 CFR 102-74.400). Except in cases where the drug is being used as prescribed for a patient by a licensed physician, all persons entering in or on Federal property are prohibited from:

- (a) Being under the influence, using or possessing any narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines; or
- (b) Operating a motor vehicle on the property while under the influence of alcoholic beverages, narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines.

Alcoholic Beverages (41 CFR 102-74.405). Except where the head of the responsible agency or his or her designee has granted an exemption in writing for the appropriate official use of alcoholic beverages, all persons entering in or on Federal property are prohibited from being under the influence or using alcoholic beverages. The head of the responsible agency or his or her designee must provide a copy of all exemptions granted to the buildings manager and the highest ranking representative of the law enforcement organization, or other authorized officials, responsible for the security of the property.

Soliciting, Vending and Debt Collection (41 CFR 102-74.410). All persons entering in or on Federal property are prohibited from soliciting alms (including money and non-monetary items) or commercial or political donations, vending merchandise of all kinds, displaying or distributing commercial advertising, or collecting private debts, except for:

- (a) National or local drives for funds for welfare, health or other purposes as authorized by 5 CFR part 950, entitled "Solicitation of Federal Civilian and Uniformed Service Personnel for Contributions to Private Voluntary Organizations," and sponsored or approved by the occupant agencies;
- (b) Concessions or personal notices posted by employees on authorized bulletin boards;
- (c) Solicitation of labor organization membership or dues authorized by occupant agencies under the Civil Service Reform Act of 1978 (Pub. L. 95-454);
- (d) Lessee, or its agents and employees, with respect to space leased for commercial, cultural, educational, or recreational use under 40 U.S.C. 581(h). Public areas of GSA-controlled property may be used for other activities in accordance with subpart D of this part;
- (e) Collection of non-monetary items that are sponsored or approved by the occupant agencies; and
- (f) Commercial activities sponsored by recognized Federal employee associations and on-site child care centers.

Posting and Distributing Materials (41 CFR 102-74.415). All persons entering in or on Federal property are prohibited from:

- (a) Distributing free samples of tobacco products in or around Federal buildings, as mandated by Section 636 of Public Law 104-52;
- (b) Posting or affixing materials, such as pamphlets, handbills, or flyers, on bulletin boards or elsewhere on GSA-controlled property, except as authorized in Sec. 102-74.410, or when these displays are conducted as part of authorized Government activities; and
- (c) Distributing materials, such as pamphlets, handbills or flyers, unless conducted as part of authorized Government activities. This prohibition does not apply to public areas of the property as defined in Sec. 102-71.20 of this chapter. However, any person or organization proposing to distribute materials in a public area under this section must first obtain a permit from the building manager as specified in subpart D of this part. Any such person or organization must distribute materials only in accordance with the provisions of subpart D of this part. Failure to comply with those provisions is a violation of these regulations.

Photographs for News, Advertising, or Commercial Purposes (41 CFR 102-74.420). Except where security regulations, rules, orders, or directives apply or a Federal court order or rule prohibits it, persons entering in or on Federal property may take photographs of:

- (a) Space occupied by a tenant agency for non-commercial purposes only with the permission of the occupying agency concerned;
- (b) Space occupied by a tenant agency for commercial purposes only with written permission of an authorized official of the occupying agency concerned; and
- (c) Building entrances, lobbies, foyers, corridors, or auditoriums for news purposes.

Dogs and Other Animals (41 CFR 102-74.425). No person may bring dogs or other animals on Federal property for other than official purposes. However, a disabled person may bring

a seeing-eye dog, a guide dog, or other animal assisting or being trained to assist that individual.

Breastfeeding (41 CFR 102-74.426). Public Law 108-199, Section 629, Division F, Title VI (January 23, 2004), provides that a woman may breastfeed her child at any location in a Federal building or on Federal property, if the woman and her child are otherwise authorized to be present at the location.

Vehicular and Pedestrian Traffic (41 CFR 102-74.430). All vehicle drivers entering or while on Federal property:

- (a) Must drive in a careful and safe manner at all times;
- (b) Must comply with the signals and directions of Federal police officers or other authorized individuals;
- (c) Must comply with all posted traffic signs;
- (d) Must comply with any additional posted traffic directives approved by the GSA Regional Administrator, which will have the same force and effect as these regulations;
- (e) Are prohibited from blocking entrances, driveways, walks, loading platforms, or fire hydrants; and
- (f) Are prohibited from parking on Federal property without a permit. Parking without authority, parking in unauthorized locations or in locations reserved for other persons or parking contrary to the direction of posted signs is prohibited. Vehicles parked in violation, where warning signs are posted, are subject to removal at the owner's risk and expense. Federal agencies may take as proof that a motor vehicle was parked in violation of these regulations or directives as prima facie evidence that the registered owner was responsible for the violation.

Explosives (41 CFR 102-74.435). No person entering or while on Federal property may carry or possess explosives, or item intended to be used to fabricate an explosive or incendiary device, either openly or concealed, except for official purposes.

Weapons (41 CFR 102-74.440). Federal law prohibits the possession of firearms or other dangerous weapons in Federal facilities and Federal court facilities by all persons not specifically authorized by 18 U.S.C. 930. Violators will be subject to fine and/or imprisonment for periods up to five (5) years.

Nondiscrimination (41 CFR 102-74.445). Federal agencies must not discriminate by segregation or otherwise against any person or persons because of race, creed, religion, age, sex, color, disability, or national origin in furnishing or by refusing to furnish to such person or persons the use of any facility of a public nature, including all services, privileges, accommodations, and activities provided on the property.

Penalties (41 CFR 102-74.450). A person found guilty of violating any rule or regulation in this subpart while on any property under the charge and control of GSA shall be fined under title 18 of the United States Code, imprisoned for not more than 30 days, or both.

Impact on Other Laws or Regulations (41 CFR 102-74.455). No rule or regulation in this subpart may be construed to nullify any other Federal laws or regulations or a State and local laws and regulations applicable to any area in which the property is situated (40 U.S.C. 121(c)).


WARNING

WEAPONS PROHIBITED

Federal law prohibits the possession of firearms or other dangerous weapons in Federal facilities and Federal court facilities by all persons not specifically authorized by Title 18, United States Code, Section 930. Violators will be subject to fine and/or imprisonment for periods up to five (5) years.

This permit is subject to the following supplemental conditions:

1. Permittee shall remain at least 25 feet away from all entrances to the Federal Building and/or Courthouse (including but not limited to public, employee, and service entrances as well as the parking garage, lot or structure). Permittee shall ensure that all points of ingress to and egress from the Federal Building and Courthouse are not blocked in any manner and that the permitted activity does not infringe upon the normal business operations of the Federal Building and Courthouse.
2. Permittee assumes all responsibility for the cleanup of the property/grounds, for providing the necessary trash containers and arranging for the disposal of the trash (Government containers may not be used). Permittee shall be responsible for any damage to the plaza, landscaping and/or sprinkler system at the Federal Building and Courthouse and will replace and/or repair at Permittee's expense.
3. Permittee shall ensure that any and all of its representatives, employees, and agents engaging in the permitted activity in the Federal Building and Courthouse comply with the *Rules and Regulations Governing Conduct on Federal Property*, copy attached.
4. Permittee shall ensure that any and all of its representatives, employees, and agents do not engage in partisan political activity or partisan political fundraising while engaging in the permitted activity in the Federal Building and Courthouse.
5. Permittee shall ensure that noise from the activity does not disturb the tenants in the Federal Building and Courthouse and that the noise level does not exceed reasonable levels or those established by local ordinance. This permit does not authorize the Permittee the right to play live music nor play recorded music through any public address system. Permittee agrees that any public address system must be pointed in the direction away from the Federal Building and Courthouse. Permittee understands and agrees that the GSA Building Manager, or his or her designee, may request at any time during the permitted activity to have the Permittee turn down the volume or turn off the public address system and that the Permittee must immediately comply with any such request.
6. Permittee acknowledges and agrees that the permit may be revoked if the Permittee fails to comply with any term of the permit.

Acknowledged and agreed by: 

Date: 2/2/21