

No. 18-

1146

Supreme Court, U.S.
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In the
Supreme Court of the United States

JOHANNA ONG AND DR. BEVERLY ONG,

Petitioners,

v.

HUDSON COUNTY SUPERIOR COURT ET AL.,

Respondents.

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Third Circuit

PETITION FOR WRIT OF CERTIORARI

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JANUARY 18, 2019

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SUPREME COURT, U.S.

QUESTIONS PRESENTED

1. Did the lower courts repeatedly violate the Petitioners' Constitutional protections, including Fifth/ Fourteenth Amendment Due Process Rights and Eighth Amendment Rights?

2. Should this court direct an award of damages to the Petitioners due to the bodily harm inflicted by Sherriff's Officers?

3. Were the Petitioners' claims improperly time barred by the statute of limitations?

4. Should the Government Respondents be stripped of sovereign immunity due to their repeated constitutional violations?

PARTIES TO THE PETITION

PETITIONERS

- Johanna Ong
- Dr. Beverly Ong, mother of Johanna Ong

RESPONDENTS

- Hudson County Superior Court, New Jersey
Law Division
- Hudson County Superior Court
- Hudson County Prosecutors Office
- New Jersey Human Services
- Trenton Psychiatric Hospital
- Hudson County Sheriff's Department
- Hudson County Correctional Facility
- Jersey City Medical Center
- Jersey City Municipal Court Administration

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OPINIONS BELOW

The Opinion of the United States Court of Appeals for the Third Circuit, dated October 2, 2018, is included below at App.1a. The Opinion of the United States District Court for the District of New Jersey, written by Judge Kevin McNulty, granting the seven state Defendants their Motion for Dismissal of the Complaint Without Prejudice, dated January 8, 2018, is included below at App.7a.



JURISDICTION

The Opinion of the United States Court of Appeals for the Third Circuit, dated October 2, 2018. Petitioners applied for extension of time to file a petition for writ of certiorari, docketed as Supreme Court No. 18A609. On December 12, 2018, Justice Alito granted an extension until March 1, 2019. This Court has jurisdiction under 28 U.S.C. § 1254(1).



CONSTITUTIONAL PROVISIONS INVOLVED

- U.S. Const. amend. IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation,

and particularly describing the place to be searched, and the persons or things to be seized.

- U.S. Const. amend. V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offence to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

- U.S. Const. amend. VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the state and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defence.

- U.S. Const. amend. VII

In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any

court of the United States, than according to the rules of the common law.

- **U.S. Const. amend. VIII**

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

- **U.S. Const. amend. XI**

The judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by Citizens of another State, or by Citizens or Subjects of any Foreign State.

- **U.S. Const. amend. XIV, § 1**

. . . No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.



STATEMENT

A. Preliminary Statement

1. Petitioner's Contest the Claims of the Seven State Appellee/Defendants

We the Appellants, Petitioners Pro-Se Johanna Ong and Dr. Beverly Ong would like to contest the

Claims of the Seven State Appellees and Defendants who were as follows: 1) Sheriff Office of the Superior Court of New Jersey, Hudson County, 2) Prosecutor Office of Superior Court of New Jersey, Hudson County, 3) Superior Court of New Jersey, Hudson County, Law Division, 4) Hudson County Correctional Center of New Jersey, 5) Jersey City Medical Center of New Jersey, 6) Jersey City Municipal Court, State of New Jersey, 7) Department of Human Services, Trenton Psychiatric Hospital of New Jersey.

We the Appellants, Petitioners Pro-Se Johanna Ong and Dr. Beverly Ong, according to the U.S. District Court of N.J. in Newark, did not comply. In our claims for fraudulent, fabricated, set up crimes and conspiracy case with deprivation and violation of our civil rights complaints, we wrote and stated our Statement of Claims, our Injuries, our Relief Sought forth in the Original Application Package Complaints forms of United States District Court of New Jersey in Newark, N.J. (Appendix C, App.23a) on Page 3 and 4 filed on October 7, 2016, with Original Supplementary Complaints (Appendix K, App.52a), which later became the Amended Supplementary Complaints (Appendix L, App.60a) by adding a new Defendant which was Jersey City Municipal Court Administration of New Jersey. Appellants, Pro Se Petitioners Johanna Ong and Dr. Beverly Ong explicitly and thoroughly explained in a well-detailed manner in all our Documents, the Original Application Package Complaints form of U.S. District Court of N.J. of Newark (Appendix C, App.23a) was electronically mailed several times to all the Seven (7) Appellees and Defendants in Question by the Clerk of Court of United States District Court of Newark, N.J. but later negligently omitted to send to one of the

Appellee and Defendant Jersey City Municipal Court which until now ignored and failed to answer the Complaints filed by the Appellants and Petitioners Dr. Beverly Ong and Johanna Ong which was filed last October 7, 2016, also was not presented by any lawyer in the Court till the present time.

2. Petitioners Contest the Dismissal of Jersey City Municipal for the Claim That They Were Not Served

The Appellants, Petitioners and Pro-Se Johanna Ong and Dr. Beverly Ong Contest the Dismissal of one of the Defendants—Jersey City Municipal Court without Prejudice which allegedly has not been served, We sent with a Proof of Service through Postal Mails for every Defendants and Appellees in question by Registered Postal Mail with Returned Address Cards (Appendix M., App.70a). Twice we sent and twice we received the Registered Returned Address Card signed by the Administration Office of the Jersey City Municipal Court who ignored and failed to answer. So far until the present time, nobody or any lawyer represented the Jersey City Municipal Court of N.J.

B. Statement of Facts

1. MRI and Medical Reports Demonstrate That Sheriff's Officers Tortured Petitioner Johanna Ong Brutally

The Appellant and Petitioner Johanna Ong showed on her Medical Reports of the MRI (Appendix N, App. 74a, Appendix O, App.76a, Appendix P, App.78a, Appendix U, App.90a) the progressive deterioration of her

back injury encountered in several incidents of Sheriff Officers Tortured and Brutality.

2. The Petitioners' Civil Rights Were Repeatedly Violated

Here are the different incidents which shows a Deprivation and Violation of Our Civil Rights:

A) The Appellant and Petitioner Johanna Ong underwent a Court Trial with the Summon # S-2007-010805-0906 for Harassment (Appendix L, App.52a), in the Jersey City Municipal Court in N.J. under Judge Cynthia Jackson on May 9, 2008, where Johanna was falsely sued for Harassment by our next door neighbor Babak Pasdar who is a Refugee, doing Money Laundering and a known Extortionist (Appendix R, App.81a) obsessed with and madly wants to own our house using the Court System. He is married to District Attorney of Manhattan N.Y. Clara Henderson Pasdar who was recently fired and is out of Office. The Appellant and Petitioner Johanna Ong was convicted guilty. Later when she tried to Appeal in the Superior Court of N.J. of Hudson County the Court Administrator told her that the whole Court Records were compromised, so Judge Sheila A. Venable of the Superior Court of New Jersey of Hudson County rescheduled another Court Trial of the same Case Summon # S-2007-010805-0906 in Jersey City Municipal Court of N.J. Then the Appellant and Petitioner Johanna Ong underwent a 2nd Illegal Court Trial for three (3) days starting on Oct. 20, Oct. 21 and Oct. 28, 2008 under the Chief Judge of Jersey City Municipal Court of New Jersey Judge Nesle A. Rodriquez. Both Judge Sheila A. Venable and Judge Nesle A. Rodriquez abuse of authority of

and violated the 5th Amendment of the U.S. Constitution which states that there is a Right to Grand Jury, No Double Jeopardy, Freedom from Self-Incrimination, Due Process and Just Compensation and both Judges also violated N.J.S.A. 2C:1-9 which provides Statutory Protection from Double Jeopardy states that No Person is to be Placed in Jeopardy more than once for the same Offense.

B) Jersey City Municipal Court of New Jersey performed an improper and negligent Psychiatric Evaluation for the Petitioner and Appellant Johanna Ong by Dr. Anthony Lamonica and Dr. Nirmala Rajakumar recommended by Ms. Stacy Dix-Kielboski, ordered, conspired and coerced by the Chief Judge of the Jersey City Municipal Court of N.J. Judge Nesle Rodriquez, with whom the Petitioner had a court hearing on Jan. 9, 2008. Appellant and Petitioner Johanna Ong was forced to undergo a court trial instantly without a Probable Cause hearing, and without a scheduled legal court hearing and put the Appellant and Petitioner Johanna Ong in Involuntary Incarceration in Jersey City Medical Center for seven (7) days in the Psychiatric Lock In Unit of Jersey City Medical Center for the first time and was Discharged on Jan. 15, 2008 with a help of her Lawyer. The Discharge Summary shows that the Appellant and Petitioner Johanna Ong was Diagnosed Organized, not Paranoid, by Dr. Nirmala Rajakumar (Appendix S, App.84a). Judge Nesle Rodriquez with an Abuse of Authority, and had violated the 6th Amendment of the U.S. Constitution which states that "in All Criminal Prosecution accused shall enjoy the right to a speedy trial, to be informed of the nature of the Crime, Right to have a Lawyer etc." But the Appellant Petitioner Johanna

Ong was not been served by the Court Summons and was forced to be prosecuted in the Jersey City Municipal Court in the Court Room of Judge Nesle Rodriquez outright while sitting inside the bench of the Court Room with her mother without a Probable Cause and had not gotten her Civil Rights as an American Citizen to have a Lawyer to defend her in the Court. Judge Nesle Rodriquez also violated the 4th Amendment of the U.S. Constitution which is a part of the Bills of Rights. It prohibits unreasonable searches and seizures, no warrant of arrest shall issues but with probable cause describing place to be search and Person to be seized. However, the Appellant and Petitioner Johanna Ong was forced by three (3) policemen to the police car and brought her to the Psychiatric Emergency Ward of Jersey City Medical Center as ordered by Judge Nesle Rodriquez.



REASONS FOR GRANTING THE PETITION

1. **IMPROPER COURT PROCEEDINGS, LACK OF DUE PROCESS AND CONSTITUTIONAL PROTECTIONS, AND TRANSFERRING OF CASES.**

The Assistant Prosecutor of the Superior Court of Hudson County Leonardo Rinaldi did the following:

A) First time the Assistant Prosecutor Leonardo Rinaldi presented the Fraud Indictment # 0136-01-2012 (Appendix G, App.35a) during the Sentencing Trial Date of Appellants and Petitioners Dr. Beverly Ong and Johanna Ong on May 29, 2012 under Judge Joseph Isabella where the Trial Juries presented that

the Appellant and Petitioner Johanna Ong was not guilty on the Criminal Contempt of Court (Appendix H, App.42a) page (4) from a Fraud Order issued by Judge Nesle Rodriguez dated on Nov. 6, 2008 (Appendix C, App.23a) This Fraud Order of Judge Nesle Rodriguez was presented in front of Judge Joseph Isabella together with our two (2) Criminal Lawyers where both the Appellants and Petitioners Dr. Beverly Ong and Johanna Ong were forced by the Assistant Prosecutor Leonardo A. Rinaldi to sign the Document below the Fraud Order of Judge Nesle A. Rodriguez; however, we did not sign it. The Case # Summon # S-2007-010805-0906 (Appendix Q, App.80a) had already been appealed to the Superior Court of Hudson County of New Jersey last Nov. 5, 2008, by the Appellant and Petitioner Johanna Ong (Appendix P, App.88a) so the Fraud Order of Judge Nesle Rodriguez had no more Jurisdiction in the Court of Law.

B) Secondly the Fraud Indictment # 0136-01-2012 for the Criminal Contempt of Court (Appendix G, App. 35a) was again repeatedly presented by the Assistant Prosecutor Leonardo Rinaldi on the Judicial Trial of the Appellant and Petitioner Johanna Ong on Nov. 1, 2013 shown in the Order of Judge Frederick Theemling (Appendix E, App.30a).

C) First time the Assistant Prosecutor Leonardo Rinaldi presented in the Court the Fraud Indictment # 0154-01-2013 (Appendix U, App.35a) for Aggravated Assault and Resisting Arrest to the Sheriff Officers by the Appellants and Petitioners Johanna Ong and Dr. Beverly Ong. under Judge Joseph Isabella on August 13, 2013 but Judge Joseph Isabella later declared his judgment as mistrial after finding that his issuance of

his warrant of Arrest was three (3) days later after the fraudulent arrest of the Appellants and Petitioners Johanna Ong and Dr. Beverly Ong. As a result, the Assistant Prosecutor Leonardo Rinaldi hurriedly transferred the fraudulent case to the Court Room of Judge Frederick Theemling who do not know the case well enough.

D) Secondly the Assistant Prosecutor Leonardo Rinaldi repeatedly again presented the Fraud Indictment #0154-01-2013 (Appendix G, App.35a) for Aggravated Assault and Resisting Arrest on the Trial Date of Appellant and Petitioner Johanna Ong on Nov. 1, 2013 under Judge Frederick Theemling Shown in his Order.

The Assistant Prosecutor Leonardo Rinaldi of the Superior Court of Hudson County of New Jersey, with abuse of authority, violated the 5th Amendment of the U.S. Constitution States the Right to Grand Jury, No Double Jeopardy and etc., He also violated the Constitutional Prohibition of N.J.S.A. 2C: 1-9 which provides Statutory Protection from Double Jeopardy The Assistant Prosecutor Leonardo Rinaldi that Qualified Immunity was not available to the Officer on Alleged Falsification of Evidence and related Conspiracy since these were true, they constitute a violation of clearly established law seen in *Coggin v. Buonora*, # 13-4635, 2015 U.S. App. Lexis 487 (2nd Cir. 2015).

The Assistant Prosecutor of Superior Court of Hudson County of New Jersey Leonardo Rinaldi Conspired and Coerced with Judge Joseph Isabella, with Judge Nesle Rodriquez, with Judge Frederick Theemling, with total 20 Sheriff Officers, with Probation Officer Evelyn Santiago, with Dr. Evan Feibush of

Trenton Psychiatric Hospital, of New Jersey with all in the Superior Court of Hudson County of New Jersey.

2. TORTURE AND BRUTALITY OF SHERIFF'S OFFICERS

Sheriff's Officers tortured and brutality treated the Appellants and Petitioners Johanna Ong and Dr. Beverly Ong :

A) The first incident of Sheriff's officers torture and brutality was encountered where Supervisor Sheriff Officer Sgt. Kaminski, together with ten (10) Sheriff's Officers with no probable cause and without a warrant of arrest issued by a Judge, assaulted the Appellants in force. Only two of them were identified as Sheriff Officer Angelo Aguilar who stepped hard onto the tailbones of the Appellant Johanna Ong who incurred a severe spinal cord injury (Appendix N, App. 74a, Appendix O, App. 76a, Appendix P, App. 78a, Appendix U, App. 90a) which made her unable to walk straight for almost a year in spite of the chiropractic treatment and ending up using a cane. Sheriff Officer Singletarry committed elderly abuse of a senior citizen, banging hard the head of an elderly senior American citizen (a retired ob-gyn surgeon, nurse and a lawyer, who received ten (10) Awards during her being the President of the Philippine Medical Association local Chapter of Negros Occidental, Philippine Island dated 1995 and was also elected as Vice President of the Philippine Women Medical Association for 2 years term for Western Visayas Region 1996-1997) of the Philippine Islands, Appellant Dr. Beverly Ong, She was banged hard against the outside cement wall of Judge Sheila Venable's Courtroom in the Superior Court of Hudson County, New Jersey and incurred a lot of early brain abnormalities, pain and sufferings and

post traumatic syndrome secondary to the head injury. The Assistant Prosecutor of the Superior Court of New Jersey, Hudson County, Leonardo A. Rinaldi intentionally hid the footage of what had happened in the Court on July 10, 2012, in spite of Judge Sheila Venable's Order to show to the Court (Appendix F, App.33a). He claimed that there was a black spot when in fact the court cameras were pointed at the top of their heads and on both sides of Appellants Johanna Ong and Dr. Beverly Ong during the incidents. Then both of them were brought by the Sheriff's Officers to the detention cell in the basement building of the Superior Court of New Jersey, Hudson County. Because of severe excruciating pain on her tailbone encountered by Appellant Johanna Ong, she was placed in the Sheriff's car who transported her to the Emergency Psychiatric Room of the Jersey City Medical Center and then transferred her for the 2nd time in the Lock-In unit of the psychiatric ward, where she stayed for two (2) days. After that she was fraudulently and illegally imprisoned and transferred to Hudson Correctional Center of New Jersey for the first time, where she stayed for three (3) days and then was released after her father paid \$300 bail. Because Appellant Dr Beverly Ong had a severe excruciating chest pain and impending heart attack and stroke, she was brought by the EMS in the Jersey City Medical Center Ambulance Car towards the Jersey City Medical Center and was admitted for the first time in the emergency intensive care unit of the emergency room and stayed for one-and-a-half (1.5) days. She was then fraudulently and illegally imprisoned and transferred to Hudson Correctional Center of New Jersey for the first time

and stayed one-and-a-half (1.5) days. She was released after her husband paid \$200 bail.

B) The Second Incident of Sheriff's Officer torture and brutality encountered was on November 1, 2013 trial date of the Appellant Johanna Ong under Judge Frederick Theeming. On that same day, Sheriff's Officers Oslo and Venice dragged the Appellant Johanna Ong and pushed her hard to the 8th floor elevator of the Superior Court of Hudson County of N.J. She fell on the elevator floor which provoked a very severe and intense excruciating pain of previous spinal back injury like those encountered previously by the Appellant Johanna Ong with Sheriff Officer Aguilar; and as a result, it triggers her to have uncontrollable urination and wet her pants.

C) The Third Incident of Sheriff's Officer torture and brutality occurred on same day of November 1, 2013. The Supervisor Sheriff Officer Padilla together with four (4) Sheriff's Officers who alternated in banging hard the head of the Appellant Johanna Ong on the cement wall of the of the detention cell in the basement of the Superior Court of New Jersey, Hudson County Building. The Appellant Johanna Ong shouted for help but nobody came for her rescue.

D) Later the Fourth Incident of Sheriff's Officer torture and brutality occurred on Nov. 1, 2013 when one of the Sheriff's Officers, who was a tall white male, pulled her long hairs and dragged her from the basement detention cell of the Superior Court of New Jersey, Hudson County Building to the parking lot of the Court. He then headed to the Sheriff Officer's car where she was brought to Jersey City Medical Center, Emergency Psychiatric Room, then transferred her to

the lock in unit for the 3rd time and stayed for six (6) days for illegal involuntary incarceration, then transferred the Appellant Johanna Ong to Hudson County Correctional Center of New Jersey for the 2nd time with all known Criminal women and stayed for twenty-six (26) days for psychiatric evaluation. She was then transferred to the Trenton Psychiatric Hospital of New Jersey for the first time. The 3rd time she was placed in a Lock-In unit of Trenton Psychiatric Hospital ward and she stayed there for another 66 days in total. She underwent a total of 98 days for psychiatric evaluation in all.

3. THE COURT SUBJECTED PETITIONER TO PSYCHIATRIC WARD WITHOUT DUE PROCESS

Judge Frederick Theemling and the Assistant Prosecutor Leonardo Rinaldi violated N.J.S.A. 2C: 4-5 and 4-6 statement that reads in relevant part as follows: When there is reason to doubt the defendant's fitness to proceed, the court may on motion by the prosecutor, the defendant or on its own motion, appoint at least one qualified psychiatrist or psychologist to examine and report upon the mental condition of the defendant, there was no record of motion filed by the prosecutor but outright the Appellant Johanna Ong was subjected to several sheriff officers tortured brutality and forced her to be incarcerated and fraudulently and illegally imprisoned against her will then was released on October 7, 2014 seen on Page 1 of Judge Martha Royster Order. (Appendix D, App.25a).

4. THE INVOLUNTARY INCARCERATION EXCEEDED STATUTORY LIMITS

The Court Order of Judge Frederick Theemling (Appendix E, App.30a) stated in the third paragraph that if the qualified psychiatrist or licensed psychologist determine that hospitalization is necessary to perform an examination for fitness to proceed, then the defendant shall be committed to the custody of the commissioner of human services for that Purpose for Not Exceeding Thirty 30 Days which violated the Order of Judge Frederick Theemling, by Trenton Psychiatric Hospital of New Jersey, under the management and consent of Chief of the Hospital Dr, Evan Feibusch who conspired and coerced with Judge Frederick Theemling and the Assistant Prosecutor of New Jersey Hudson County Leonardo Rinaldi. The three of them violated the 8th Amendment of U.S. Constitution by forcing the Appellant Johanna Ong to stay in Trenton Psychiatric Hospital of New Jersey for Illegal and Fraud Detention and Imprisonment for 66 days total in all in to another horrible life threatening place with all the insane patients for long term hospital confinement in 4th time Lock-In unit without medication taken, until she was rescued and released by her well-known, top criminal lawyer of New Jersey Atty. Gerald Miller the 14th lawyer hired by the Appellant Johanna Ong after only 3 months of this legal battle in the Superior Court of New Jersey, Hudson County. The case was dismissed and the Appellant Johanna Ong was released from Trenton Psychiatric Hospital of New Jersey at last, with a total of 98 days of illegal fraud detention and illegal psychiatric evaluation and imprisonment, In reality to do any psychiatric evaluation on any patient could be done in and outpatient

department setting where it is not necessary to be admitted to any psychiatric department ward of any hospital for psychiatric evaluation, since the Appellant and Petitioner was not only an obstetric and gynecological surgeon for 26 years but she also specialized in the field of psychiatry.

The Appellant and Petitioner Johanna Ong were unable to travel and missed Thanksgiving Day with her family, as well as the Christmas Holiday, and New Year Eve Celebration. Most of all, she missed and failed to attend the burial of her Grandfather who was a U.S. Veteran of World War II, in California, U.S.A.

5. THE LOWER COURTS VIOLATED THE 8TH AMENDMENT TO THE CONSTITUTION BY INFLICTING EXCESSIVE AND CRUEL PUNISHMENT.

Judge Joseph Isabella, Judge Frederick Theemling and the Assistant Prosecutor of the Superior Court of New Jersey, Hudson County Leonardo Rinaldi and the total 20 Sheriff Officers Probation Officer Evelyn Santiago and Dr. Evan Feibusch. Chief of Trenton Psychiatric Hospital all of them, violated the 8th amendment of U.S. Constitution States that no excessive bail, fines or cruel and unusual punishment shall be inflicted. It is the protocol in the New Jersey Court System that when a Defendant during the court trial, questions the judge directly, she or he is automatically placed outright by the judge into the psychiatric ward of Jersey City Medical Center. This has been the practice by the Chief Judge of Jersey City Municipal Court Judge Nesle Rodriguez, Judge Joseph Isabella and Also Judge Frederick Theemling where the Appellant Johanna Ong had been a victim of three

(3) incidents and their adversaries in the jury trials are relatives of the Court, Judges and employees.

After more than seven (7) years of legal battles in the court, at last all the fraudulent, fabricated, set up crimes cases, and conspiracy cases with deprivations and violations of our civil rights inflicted by the Assistant Prosecutor of Superior Court of New Jersey, Hudson County Leonardo Rinaldi, were dismissed on Oct. 7, 2014 by Judge Martha Royster (Appendix D, App. 25a), not because the Appellant and Petitioner Johanna Ong is not fit to face or to proceed a Court Trial, but because the fraudulent, fabricated, set up crime, conspiracy case with deprivations and violations of our civil Rights had been affected, and had wasted a lot of federal funds in the court of law for ten (10) years in continuation on the row.

6. THE PETITIONERS' CLAIMS ARE TIMELY SINCE THE VIOLATION OF CIVIL RIGHTS DOES NOT HAVE A STATUTE OF LIMITATIONS.

The Appellant and Petitioner Johanna Ong is totally a normal person without a history of insanity at home or at work as a registered nurse in New York until the present time where she was diagnosed by Dr. Nirmala Rajakumar as Organized and Not Paranoid during her illegal, involuntary incarceration at Jersey City Medical Center last Jan. 9, 2009. (Appendix S, App.84a). The Appellants and Petitioners Johanna Ong and Dr. Beverly Ong have not missed the Statute of Limitations for filling this Law Suit because in one of their Complaints was Violation of Civil Rights which is not cover by the Statute of Limitation, so any injury resulting from the Sheriff's Officers Torture and Brutality which was encountered should be compensated

as stated in the claims and relief sought for injury. The Civil Right Act 42 U.S.C. § 1981 states that the respondent engage in Discriminatory, Proactive or Discriminatory Practices with Malice with Reckless Indifference to the Federally Protected Rights of an Aggrieved Individual. Addressing Police or Sheriff officers misconduct violated is referred to as a victim and often is protected by the Constitution on Laws of the United States seen in 42 U.S.C. § 14141 may have the Federal and States recourse for violation of the Civil Rights.

7. BY ENFORCING UNCONSTITUTIONAL LAWS, THE RESPONDENTS ARE STRIPPED OF IMMUNITY.

The Supremacy Clause of the U.S. Constitution means that the Constitution overrides all laws of the States, invalidating any contrary laws. Therefore when State officials attempt to enforce an Unconstitutional Law, that individual is stripped of his Official Character. He becomes merely another Citizen, who can Constitutionally be brought before a Court by a Party seeking injunctive relief. So the Appellants and Petitioners Johanna Ong and Dr. Beverly Ong can sue the Seven (7) Appellees and Defendants in question for all their Monetary Claims as stated in the Original Complaint Package form of the U.S. District Court of Newark N.J. Page 3 and 4.

8. PETITIONERS ARE ENTITLED TO THE RELIEF SOUGHT

The Claims, and Relief Sought for Injuries is as follows:

For Claims of Permanent Injuries and Monetary Relief Order would be paid by each Seven (7) State Appellees and Defendants in question the \$33-million

dollars to each of the Appellants and Pro Se Petitioners Dr. Beverly Ong and Johanna Ong. Since pursuant to the Federal Rules of Civil Procedure 65(D) the provision of this Order states that it is binding upon the Seven (7) State Appellees and Defendants in question along with their Officers, Agents, Servants, Employees, Attorney Corporation, Successors, Assignees who acted, concurred, or Participated with any of them.

The State Appellees and Defendants are Person who are amenable to Suit under Section 1983 a statute known as Section 1983, which is the primary Civil Rights Law, where victim of police or Sheriff's Misconduct may rely upon the 42 U.S.C. § 1983 which makes it unlawful for anyone acting under the authority of the States to deprive another person of his or her rights under the Constitution or Federal Laws including these clauses.

a) False Arrest or False Imprisonment. The Police or Sheriff Officers violated the 4th Amendment of the U.S. Constitution the Right against unreasonable Seizure w/o a Probable Cause to believe that the Individual w/o Warrant of Arrest issue by a Judge.

b) Malicious Prosecution

c) Unreasonable/Excessive Force. All the Claims against the Appellants and Petitioners Dr. Beverly Ong and Johanna Ong by the Seven (7) State Appellees and Defendants in question should be dismissed with prejudice on the basis of Sovereign Immunity can be proved and seen in *Fitzpatrick v. Bitzer*, 427 U.S. 445 (1976) which reads that the Congress, pursuant to a valid exercise of 14th Amendment of the U.S. Constitution remedial power may abrogate that State's immunity from suit. The Supreme Court decision that

determine that U.S. Congress has the Power to abrogate the 11th Amendment Sovereign Immunity of the States because the 14th Amendment of the U.S. Constitution was enacted specially to limit the power of the States with the purpose of enforcing Civil Rights guarantees against them. Also seen in *Ex Parte Young*, 209 U.S. 123 (1908), this United States Supreme Court Case allows suit in the Federal Court against Officials acting on behalf of States of the Union to proceed despite the State Sovereign Immunity, when the States acted unconstitutionally. The second issue exposed the tension between 11th and 14th Amendment, the 11th Amendment prohibits the Federal Court from Hearing Suit by the Citizens against their own State and conversely the 14th Amendment prohibits the State from violating the Due Process Right of their Citizens.



CONCLUSION

In conclusion that we the Appellants Petitioners Pro Se Johanna Ong and Beverly Ong would like to request a favor from the Supreme Court of the United States to review through Petition for Writ of Certiorari of the dismissal of the Complaints which were filed in the United States District Court in Newark, N.J. on Oct. 7, 2016 by the Appellants Dr. Beverly Ong and Johanna Ong which were Dismissed with Prejudice. We ask that this dismissal be reversed and grant the Monetary Claims for all the Injuries and Request for Relief set forth. based on the violation of the Civil Rights of the Appellants and Petitioners Dr. Beverly Ong and Johanna Ong by the Seven (7) Appellees and

Defendants in which they cannot make a claim for a Statute of Limitation in any way.

We certify that the foregoing statements made by us are true. We are aware that if the foregoing statements are willfully false, We are subject for punishment.

Respectfully submitted,

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