

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

GARLAND E. WILLIAMS — PETITIONER
(Your Name)

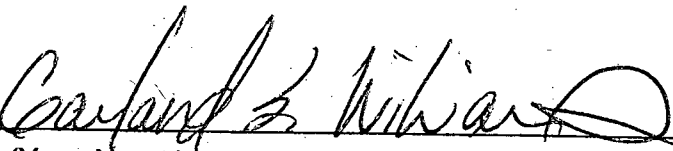
vs.

UNITED STATES ET. AL., — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI


(Your Name)

6032 SILVER OAK DR.

(Address)

SLIDELL, LA. 70461

(City, State, Zip Code)

(985) 639-0808

(Phone Number)

Nos.

In the Supreme Court of the United States

Garland E. Williams, -Petitioner
6032 Silver Oak Dr.
Slidell, LA. 70461:
(985) 639-0808:
(504) 510-7946:
Garlandwilliamsd@Outlook.com

v.

U.S.A.; ET. AL., -Respondent
950 Pennsylvania Ave. N.W.
Washington, D.C. 20530-0001
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**PETITIONER ON WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT**

QUESTIONS PRESENTED

1.

Whether inadvertent failure Circuit Court Panel Assignment and failure notice service of all alleged court contending deficiencies notices conflict divergence upon the Appeal's Procedural Law Commands allowed for prosecuting to hearing-adjudication?

2.

Whether if assigned Appeal's Case Manager authorized decree disposition entering of a Want of Prosecution Appeal's Dismissal pursuant Fed. R. App. P. 42 conflict harmless error, and or inference omissions opposes Fed. R. App. P. 27 (a) (2) (A) (B) (i) (ii); (b); (c) Motion Rules' capacities, in compliance to Appellant's Motion Request for Appendix/Excerpts' Deferral pursuant Fed. R. App. P. 30 (c) (1), without the Circuit Court taken action?

3.

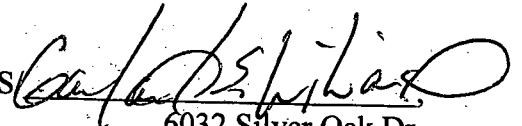
Whether an implied non-abrogated sua sponte motion, and dissent or objection asserted; pursuant Title 28, Ch. 123, U.S.C. § 1915 (e)(2)(B)(i) [Against] a non-prisoner pro se litigant's complaint pleadings, and (IFP) motion; conflicted divergence upon the judicial Magistrate's fiduciary duty capacities; thereof, Title 28, Ch. 43, U.S.C. § 636 (a) (b) (1); subjacent implied preceding controlling congressional express command pursuant Title 28, Ch. 43, U.S.C. § 636

(c) (1)?

Respectfully submitted;

Dated on this 4TH Day of August; in year 2018.

Petitioner; S



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LIST OF PARTIES

All parties do not appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

1.

United States Court of Appeals for the Fifth Circuit

Instrumentality Employee; Case Manager Clerk; Dantrell Johnson:

600 S. Maestri Place:

New Orleans, LA. 70130-3408:

2.

United States District Court for the Eastern Louisiana District

Instrumentality Employee; United States District Judge; Martin L.C. Feldman:

500 Poydras Street, New Orleans, LA. 70130-3408:

3.

United States District Court for the Eastern Louisiana District

Instrumentality Employee; United States District Magistrate Judge; Michael B. North:

500 Poydras Street, New Orleans, LA. 70130-3408:

4.

United States District Court for the Eastern Louisiana District

Instrumentality Employee; United States District Judge; Ivan L.R. Lemelle:

500 Poydras Street, New Orleans, LA. 70130-3408:

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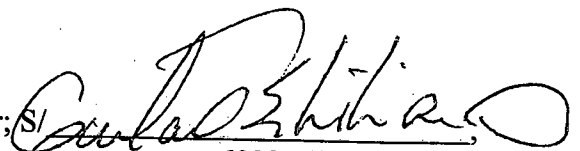
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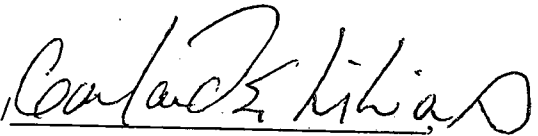
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OPINIONS BELOW


The below cases from the federal courts:

The opinion of the United States court of appeals appears at Appendix-A,
to the petition and is unpublished.

The opinion of the United States district court appears at Appendix-B, C, D, E
to the petition and is unpublished.

Dated on this 4TH Day of August, in year 2018.

Petitioner (s/



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**PETITIONER ON WRIT OF CERTIORARI TO THE
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JURISDICTION STATEMENT

1.

The United States Supreme Court's Writ for Certiorari Jurisdiction bases held under Supreme Court Rule 10 proceeding from a "*Clerk Order*" dissention decree entered on July 11TH, of Year 2018 from a United States District Court Final Order direct appeal traveled to the United States Court of Appeals for the Fifth Circuit.

2.

The United States Supreme Court ancillary Jurisdiction held under Supreme Court Rule 11 may be invoke pursuant Title 28 U.S.C. § 2101(c)(e) adjacent Title 28 U.S.C. § 2106 *and* Title 28

U.S.C. § 1912 from a Non-Authorized Employee "*Clerk Order*" designation and disposition entering to the United States Court of Appeals for the Fifth Circuit. In retroactive the direct appeals' rehearing necessity, as Petitioner do hereby notice submissions of the request for United States Supreme Court Vacate and Remand. Adjacent, acknowledge of Appellant's Panel Rehearing Motion Request before the Fifth Circuit Court of Appeals, in all respect with the proceedings' protractions prior the Original Panel Assignment constituting jurisdiction divergence.

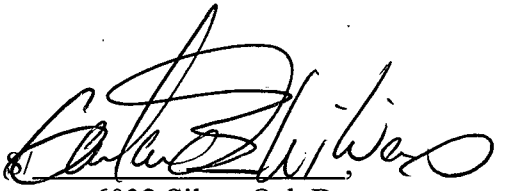
3.

The United States Supreme Court's Writ for Certiorari Jurisdiction held under Supreme Court Rule 10 request is invoke pursuant Title 28 U.S.C. § 1254 (1) adjacent Title 28 U.S.C. § 1912 from a "*Clerk Order*" dissention decree entered on July 11TH, of Year 2018 from a United States District Court Final Order direct appeal to the United States Court of Appeals for the Fifth Circuit.

4.

In Compliance to United States Supreme Court Rule 14, § 1 (e) (v) requirement, as Petitioner to the foregoing request for Writ of Certiorari Jurisdiction; contest on July 31 ST, of Year 2018; certified mail prepaid postage service submission of all presented enclosed documents pursuant Supreme Court Rule 29, § 1, 2, 3, 4 (a), 5.

Dated on this 4TH Day of August, in year 2018.

Petitioner; 

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Constitutional and Statutory Provisions Involved

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CONCISE STATEMENT

As an Injurious Non-Prisoner Pro Se Petitioner; to titled case id., “Garland E. Williams v. U.S.A., ET. AL., 2:18-CV-2552-F-5;” with a effected filing date on the 9TH Day, of March; in Year 2018; under held capacity averred litigation grounds [thereof] 2017 through 2018 Transcribed Law Commands, Year-in-Effect; encompassing asserted pending United States Constitution Covenants’ separation violations pursuant Title III, Section 2; Article IV, Section 1 & 2; Amendment 7; accorded [there]with United States Congressional Regulatory Implied Law Statutes’ commands pursuant Title 28, U.S.C. §§§§§§ 1331, 1343 (a) (1) (2) (3) (4), 1346 (2), 1355 (a), 1651 (a) (b), 1912. The Federal Question inference allegations of presumptions’ request for Judicial Administration Redress of the Eastern Louisiana District Court’s assigned

precedent agent's omissions-inferences thereof refute to hear all submitted procedural motions, entering of the defendant's default, as well adjudicate on the merits; as evidenced by the proceeding's disposition and docket summary; [id. at Appendix-C, G] of the below original case proceedings titled under "Garland E. Williams v. Louisiana Department Offices of Family and Children Services, ET. AL., 2:16-CV-15866-B-2;" [id. at Appendix-G] was refuted with a Non-Abrogated implied *Sua-Sponte* dissention "Report and Recommendation;" response; by the assigned Magistrate Judge; as entered on the 16TH Day, of March; in Year 2018; [id. at Appendix-B] asserting a fictitious declaration of "Malicious and Frivolous" objection response, and misrepresentation opposition application weigh to the Injurious Petitioner's Complaint Pleadings, purporting procedural inconformity; without the Plaintiff's authorized written consent pursuant Title 28, Ch. 43, U.S.C. § 636 (c) (1) to effectuate a proceeding before a Magistrate Judge. On the 19TH Day, of April; in Year 2018; the forwarded Magistrate Judge's "Report and Recommendation" dissention was adopted as order; [id. at Appendix-D] as a matter of Judgment entered as adjudged with prejudice; by the assigned United States District Court Judge, setting a tone for subjacent enclosed contentions; conferring United States Court of Appeals for the Fifth Circuit direct appeal had authorization pursuant Title 28, Ch. 83, U.S.C. § 1291, adjacent Title 28, Ch. 123, U.S.C. § 1912; and Title 28, U.S.C. § 1651 (a) (b).

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REASONS FOR GRANTING THE PETITION

Imperative compelling injustice omissions permeate the “cause and effect” of this United States Supreme Court’s request for Writ of Certiorari jurisdiction granting. On the effected Appeal’s Jurisdiction, the procedure was protracted under privy circumstances. The initial untoward procedural deviations raise a questionable concern of Circuit Panel assignment; upon the Appeal Docketing, as evidentiary in the submitted appendix Appeal’s Docket Summary; [id. at Appendix-E] forewhich curtails a preclusive adverse opposition for the judicial administration of justice adjudication; as well monitoring all procedural transactions. With pertinent components of the Appeal’s procedural setting due-course; all procedural docket motions; submitted and signed by the same Fifth Circuit Court of Appeals’ employee-personnel was not received

through mail service; as displayed issuing notice on the appeal docket summary. Thus, without receiving any entered notifications thereof; Case Docketing Notice; which the appeal summary doesn't reflect a docketing notice being issued, A Brief Notice Issue due date of 06/07/2018; wasn't received; which I was in the act of preparing the brief for submittal. A Brief and Record Excerpt Notice of Deficiency/Default Notice shown issued on 06/21/2018 with a set due-date of 07/05/2018, which was not received through mail service. Also, not received was the entered Notice to nullify procedural acknowledgment of the appellant's amended brief entered on 06/21/2018; from the original submitted brief on 06/19/2018, along with procedural permissive motion leave to defer appendix submission, pursuant Fed. R. App. P. 30 (c) (1). In recognition of the mandatory procedure compliance requirements, the appellant's original brief was self-acknowledged for formatting, and clerical informalities, therefore, on self recognizance; amended brief formatting and clerical informality corrections was made, and submitted on 06/21/2018, allowing a set due-date of 21 days after the appellee's brief reply submission; in compliance of Fed. R. App. P. 30 (c) (1), forewhich there has been no reply brief submitted, nor a record of counsel appearance; afforded by appeal's procedure regulations capacities pursuant Fed. R. App. P. 31 (a) (1), and Title 28 U.S.C. §§ 510, 514; adjacent United States Attorney Manual 2-1.000; 8-2.100; 8-2.170. In retrospective the noted reply brief time bar elapsing on 07/26/2018; which was stipulated pursuant Fed. R. App. P. 31(a) (1) from the appellant's amended brief submission of 06/22/2018, I immediately traveled to the United States Eastern Louisiana District Court and United States Court of Appeals for the Fifth Circuit for all precedence case document submittals; with recognition for endeavored Appendix preparation and submission. Once I was able to view, and retrieve copies of the district court below case file, I discovered that the court of appeals had entered as Order, a decree dissention of want of

jurisdiction dismissal for failure to prosecute pursuant 5TH CIR. R. 42; without the signature designation by the Clerk of Court, nor the Deputy Clerk of Court; but rather by the assigned Case Manager Clerk, whom signed all the appeal's case Notice Deficiency Forms, which I discovered all the deficiency notices upon traveling to the circuit court immediately after. On the Circuit Court instrumentality responding agent's course of omission action has purported a presumed inference separation of law statute capacity pursuant Title 28 U.S.C. § 607 congressional command to prohibit unauthorized personnel's practice of law, during their assigned normal course of administrative business. In enrolling events of the employee deviation of normal appeal's procedural practice, the conveyed dissention of the appeal's procedure want of prosecution, and unauthorized designation; [id. at Appendix-A] posed conflicting assertions of appellant's implied procedural motion pursuant Fed. R. App. P. 30 (c) (1), as well creating adverse party federal question injury characteristic inquiry of; whether inadvertent failure Circuit Court Panel Assignment and failure notice service of all alleged court contending deficiencies- notices conflict divergence upon the Appeal's Procedural Law Commands allowed for prosecuting to hearing-adjudication?


Furthermore, on the pertinent controlling law characteristic of embodied federal question averred inferences' compels beyond imperative parameter reasoning doubt for the Supreme Court Supervisory Writ of Certiorari Jurisdiction Request for Authorization of appropriate administration of justice; ensuring impartial quality control on all transacted-unlawful omissions; not only asserted fraud against public domain; as suggesting of a Misprision inference, but against the appellant's subjacent federal question injuries, warranting Accessory thereof the original principal of contending hard facts. Contrary withstanding United States Constitution Article III, Section 2 command to extend to all cases of law; forewith the appeal procedure was

obstructed, and defrayed for failure of the docketed appeal's case being assigned before a Circuit Panel for hearing adjudication. The responding agency, which conflicted divergence of the procedural command required authorization for a Circuit Court Opinion, or Rule Mandate pursuant Fed. R. App. P. 36 (a) (1) (2); to assertively imply, and effect Warrant of Prosecution; for failure to prosecute pursuant 5TH CIR. R. 42; by the authorization of a unauthorized employee personnel; abridged United States Constitution Amendment 10 prohibiting civil rights, and creating correspondence disparage, as well creating deprivation of the appeal's procedure. In furtherance to all inference contentions, the responding agent's asserted implied actions to deter the appellant's prosecution to hearing, inflicted converter restrictions of the Federal adjacent Fifth Circuit Court of Appeals abrogated rule commands for Single Judges, or Clerk of Court predisposed motion provisions pursuant 5TH CIR. R. 27.1. Failure stipulated adherence of the federal and Circuit Court appeal's procedural commands, adjacently neglecting a procedural motion pursuant Fed. R. App. P. 30 (c) (1), imposes a Supreme Court controlling characteristic of all herein contained federal question separations; therefore granting viable necessity of inquiring whether if assigned Appeal's Case Manager decree disposition entering of a Want of Prosecution Appeal's Dismissal pursuant 5TH CIR. R. 42 conflict harmless error, and or inference omissions opposes Fed. R. App. P. 27 (a) (2) (A) (B) (i) (ii); (b); (c) Motion Rules' capacities, in compliance to Appellant's Motion Request for Appendix's Deferral pursuant Fed. R. App. P. 30 (c) (1), without the Circuit Court taken action?

In completion on this Writ of Certiorari Jurisdiction approval request, within these argument contentions, the original underline federal question has continued to be neglected. In the judicial arbitration attempts; the inferior courts' administrations has continue to deny appropriate procedural application, adjacently redress sensitivity of the injury circumstances. In all supported

evidentiary burden of proof to protracted judicial proceedings' assigned administration, their actions has been one with constant refute, and extrinsic dissention to laws of this land; as forced to endure in the most recent below and appeal attempts before mentioned thereabove. Therefore I graciously submit before this Superior Court of law with great gratitude sincerity, a request to grant certiorari jurisdiction on another example of sustained injury catalyst, and further substantial controlling character of injury causes; as afforded under the inquiry of whether an implied non-abrogated sua sponte motion, and dissention of objection asserted; pursuant Title 28, Ch. 123, U.S.C. § 1915 (e)(2)(B)(i) [Against] a non-prisoner pro se litigant's complaint pleadings, and (IFP) motion; conflicted divergence upon the judicial Magistrate's fiduciary duty capacities; thereof, Title 28, Ch. 43, U.S.C. § 636 (a) (b) (1); subjacent implied preceding controlling congressional express command pursuant Title 28, Ch. 43, U.S.C. § 636 (c) (1)?

Respectfully submitted,

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CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

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