

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

JAMES L. MILLER PETITIONER
(Your Name)

vs.

GOULD, TALLMAN and — RESPONDENT(S)
MURGHIA, CIRULF, Jones, et al.
ON PETITION FOR A WRIT OF CERTIORARI TO

NONE
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

JAMES L. MILLER, (PETITIONER)
(Your Name)

P.O. Box #122
(Address)

Inglewood, Ca. 90306
(City, State, Zip Code)

(322) 399-5680
(Phone Number)

(1) of (15)

QUESTION(S) PRESENTED

U.S. CONST. Article III, Sec. 2, "Statement" that
"Appeal" should go "forward" (File Feb. 05, 2018) appeal
case no. # 17-56567 (28 U.S.C.A. § 1331).

Justification of "Laws" and "Facts" 28 U.S.C.A. § —
1251, and the "Merits" of the case "within" with Rules
of the Supreme Court of the United States, Rule 17.

LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page.

X 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) Virginia A. Phillips, Chief Judge, case no. # CV12-5649-CAS-AN, [50.1];
 - (2) Christina A. Snyder, Asst. Judge, case no. # CV12-5649-CAS-AN, [48.1] [15.1];
 - (3) George H. King, Chief Judge, case no. # CV12-5649-CAS-AN, [31.1] [32.1] and [33.1];
 - (4) Alfred T. Goodwin, Jerome Farris, and Michelle T. Friedland, 9th Cir. Judges, appeal no. # 14-56597, appeal dock. no. # (10.);
 - (5) Christina A. Snyder, Asst. Judge, case no. # CV12-5649-CAS-AN, [15.1];
 - (6) Arthur Nakazato, Magistrate Judge, case no. # CV12-5649-CAS-AN, [14.1] [15.1];
 - (7) Edmund F. O'Scannlain, William A. Fletcher, and Consuelo M. Callahan, 9th Cir. Judges, appeal no. # 12-56895, appeal dock. # 14.1;
 - (8) William C. Canby, and Richard R. Clifton, 9th Cir. Judges, case no. # 12-56895, appeal dock. # (10.);
 - (9) Anu Van Nam, Deputy Clerk, case no. # 12-56895 (10.)
- (2.) of (15)

LIST OF PARTIES

cont.

10a) Alfred T. Goodwin, and Johnnie B. Rawlinson,

9th Cir. Judges, appeal no. #14-56597

11) Amir Koshawi, case no. # CV12-5649-CAS-AN;

12a) A.C.B. U.S.C. Medical Center Gen. Hosp. case no. # CV12-5649-CAS-AN;

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STATEMENT OF THE CASE

On Oct. 11, 2017, Plaintiff/Appellant James L. Miller, ^{do} submission of a "Notice of Appeals (a yielding to authority, *District of Columbia v. Bailey*, 171 U.S. 161, 18 S. Ct. 868, 872, 43 L. Ed. 118.) (52, *Land Motion*) and Affidavit for leave to proceed in forma pauperis (51).

On Oct. 17, 2017, Appellant James L. Miller, "received" notification from Ninth Circuit Court of Appeals (9th C.A.) of Order (50), appeal case no. #17-56567, Oct. 30, 2017, appellant James L. Miller, "submission (a yielding to authority, *District of Columbia v. Bailey*, 171 U.S. 161, 18 S. Ct. 868, 872, 43 L. Ed. 118.) of Form 4 - Affidavit Accompanying Motion for Permission to Appeal in Forma Pauperis (28 U.S.C.A. § 1915(a) (3), Appendix-A).

On Dec. 26, 2017, Appellant James L. Miller, sent "priority" mail in several copies of "Appellant's Informal Brief (James L. Miller Appellant v. Virginia H. Phillips), appellee, case no. #17-56567 (Appendix-B), which was "received" Dec. 29, 2017, 4:10. On Jan. 04, 2018, an "Order" was sent by the 9th C.A. Deputy Clerk (Appendix-C), and Appellant James L. Miller, "responded" with "Statement that appeal should go forward." On Jan. 30, 2018 (Appendix-A) and "Filed by the 9th C.A. Deputy Clerk, on Feb. 05, 2018, 10:10.

"After *Clayton Cheney v. National Supply Corp.*, 256 A.D. 1041, 10 N.Y.S.2d 706, waiting for "approximately" 15 weeks a "decision" was rendered by 9th C.A. (6) of (52).

STATEMENT OF THE CASE

Order, appeal No. #17-56567, D.C. No. #CV12-5649-
CAS-AM. Filed Apr. 25, 2018 (Appendix-E), based on
Show cause (Appendix-F). "Statement that Appeal should
go forward, and opening brief (Appendix-B). Appellant
James L. Miller, appellant, D.C. No. #CV12-5649-CAS-
AM, and 9th C.C.P. No. #17-56567 Appellant Opening
Brief, received on Dec. 29, 2017.) that they found
frivolous and therefore deny appellant James L. Miller,
I.F.P. (Filed on Oct. 30, 2017) "E3" and "dismiss"
appellant James L. Miller, "appeal", which "viola-
ted appellant James L. Miller, "Constitutional Law
(U.S. Constitution) "Infr. poll. lives (1-28) thru 12-
12-12 (1-24) and "unfair treatment and denial of
normal privileges (Baker, v. California Land Title Co., D.
C. 249, F. Supp. 225, 228, 229, with "discrimination"
"act") Title VII of 1964, Civil Rights Act, "Finally (28-
U.S.C. § 2072).

IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

☐ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix N/A to the petition and is

- ☐ reported at N/A; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the United States district court appears at Appendix N/A to the petition and is

- ☐ reported at N/A; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

☒ For cases from **state courts**:

~~IN THE COURT OF APPEALS OF THE STATE OF CALIFORNIA SECOND APPELLATE DIST. DIV. TWO 8224254~~
The opinion of the highest state court to review the merits appears at Appendix N/A to the petition and is

- ☐ reported at N/A; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the Court of Appeal of the State of California, 2nd Dist. Div. 2 appears at Appendix 5 to the petition and is FILED, 6-1-91

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☒ is unpublished.

JURISDICTION

☒ For cases from federal courts:

The date on which the United States Court of Appeals decided my case was Apr. 25, 2018 / 17-56567a

☐ No petition for rehearing was timely filed in my case (No)

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: N/A, and a copy of the order denying rehearing appears at Appendix N/A.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including N/A (date) on N/A (date) in Application No. A N/A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☒ For cases from state courts:

The date on which the highest state court decided my case was Mar. 24, 2011.
A copy of that decision appears at Appendix B. (Encl. E-7 p. 4) also next page (10), case No. B 224254.

☒ A timely petition for rehearing was thereafter denied on the following date: N/A, and a copy of the order denying rehearing appears at Appendix N/A.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including N/A (date) on N/A (date) in Application No. N/A A N/A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

1 WRIT OF CERTIORARI
2 CONSTITUTIONAL AND STATUTORY PROVISION
3 INVOLVED.

4 1) U.S. Constitution (Const.) V. Amendment (Amend.)
5 No person (Citizen) shall be deprived of life (con-
6 spiracy), liberty (the "invasion by external communication"
7 for property (Medical Malpractice) (CV08-4945; (b)
8 CV08-6031; (c) CV08-7896; CV00-2897; Com-
9 plaint for Deprivation of Civil Rights "with" Med-
10 ical Malpractice, and Assault CV11-
11 9198; CV12-1166; CV12-3137; and CV12-3601;
12 and "Filed CV12-5649-CAS-AM on JUN. 29,
13 2012 "with" Summons" "Amend. Complaint"
14 for (4) Civil Action for Deprivation of Rights
15 "Filed on Jul. 31, 2012" and "Response to U.S.C.
16 on Aug. 02, 2012" "Notice of Appeal" filed on Oct.
17 15, 2012, Appeal No. 12-56895 "with" Response
18 to Civil 14, 94 U.S.C. and Appellant's Informal -
19 Brief on Feb. 02, 2013; "Complaint for Civil -
20 Action for Deprivation of Rights" lodged on Aug.
21 05, 2014; Aug. 27, 2014, and Sept. 08, 2014 "Rule
22 59"; "Notice of Appeal" filed on Sept. 30, 2014,
23 Appeal No. 14-56297, "Filed on Mar. 12, 2015, 9-
24 copies of Appellant's Informal Brief and 9-
25 copies of the Response to 94 U.S.C. - O.S.C. -
26 Received but not filed on May 21, 2015. Notice
27 of Motion and Motion for Action to Compel an
28 Officer of the United States to perform his C-

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Page Number

WAIT OF CERTIORARI
CONSTITUTIONAL AND STATUTORY PROVISION
INVOLVED. (CONT.)

on her) Duty. Received but not filed on Sept. 20, 2017 a Complaint for Civil Action Denigration Rights; Notice of Appeal filed on Oct. 11, 2017, appeal No. #17-56567, filed in Appellate Informal Brief and "I.F.P." on Dec. 26, 2017; Statement that Appeal should go forward filed on Feb. 05, 2018; U.S. Supreme Court cases No. # (a) 12-7517; 15-6422, without due process of Law, nor shall private property (Supra page 8, lines 6-28, and page 9, lines 1-14) be taken for public use, without just compensation.

2.) U.S. CONGR. 7th. America.

10. SURFS. ("Supra, page 11 - lines 1 - 28, and page 12 - lines 1 - 15) at common law, where the value (in any reverse) shall exceed twenty dollars, the right of trial shall be preserved;

3.) U.S. Const. 9th Amend.

[illegible]

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WRIT OF CERTIORARI
CONSTITUTIONAL AND STATUTORY PROVISION
INVOLVED

(1) pro-se/petitioner) retained by the people (citizens).

4.) U.S. CONST. 14th (1).

All persons (citizen) born or naturalized in the United States, and subject to the jurisdiction ("California") thereof, are citizens of the United States and of the State ("California") wherein they (James L. Miller, petitioner/pro-se.) reside. No State shall make or enforce any law which shall abridge ("frivolous, vexatious, litigation") (Supra all lines 28, p. 12, lines 1-15) the privileges ("Constitutional law" to "quantity" 152, "four 14 Amend.") or immunities (James L. Miller) of citizens of the United States, nor shall any State deprive any person (citizen) of life ("conspiracy" of "liberty" ("with" the "invasion" by internet communication") or property (Supra p. 11, lines 1-28) and p. 12, (1-15), without due process of law, nor deny to any person (citizen) within its jurisdiction (California) the equal protection of laws.

STATUTORY

(b.) 28 U.S.C. § 1257 (a)

(b.) 28 U.S.C. § 2072 (a) (b)

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WRIT OF CERTIORARI

REASON FOR GRANTING THE PETITION

The "petition for writ of certiorari" by James L. Miller, petitioner, should be "granted" because the "decision" of the 9th C.C.A. was "not based on the 'merit' (the strict legal rights - *Mink v. Kern*, 266 App. Div. 184, 46 N.Y.S. 2d 769, 771; Federal Civil Rights (Timson, v. Winder, A.C. Ohio 395, F. Supp. 1244, 1247, "violation of Constitutional Law (Rights), 'Supra' p. 8, lines (4-28.) 'Thur. p. 10, lines (4-24.) as well 'discrimination (racial) of 'Title VII of 1964 Civil Rights': 28 U.S.C. § 2072 (a), (b))."

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CONCLUSION

supra p. 12, lines (2 - 12),

The petition for a writ of certiorari should be granted.

Respectfully submitted, *bx*

JAMES L. MILLER, petitioner/plaintiff

James L. Miller
Date: July 18, 2018

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