

No. USCA9 No. 17-17426

IN THE  
SUPREME COURT OF THE UNITED STATES

Martin Jonassen Etal PETITIONER  
(Your Name)

vs.

US inc / gov etal — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

9th Cir. Appeals Ct.  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI with Integrated Move For

- ① Emergency Appointment of Counsel ② Immediate Injunctive Relief / Iofe  
③ Release upon Time Served (7 yrs. now!) ④ How To Correct Any Possible Deficiencies.

Martin Jonassen [11817027]  
(Your Name)

[US Penitentiary]  
(Address)

Pob 1000  
(City, State, Zip Code)  
Marion, Illinois

NA  
(Phone Number)

[62959]

QUESTION(S) PRESENTED

1.a. Did the 9th Cir. err by Ruling (That the 10-17-17 District Ct. Order which states "This case may Be Dismissed" Without Any Further Notice" Is not a Final Appealable Order.

1.b.

Did the 9th Cir. And the District Court Err by Denying movants (Jonassens) Injunctive / Medical Relief Repeated Requests Without / Before Holding ANY Evidentiary Hearing, At all?

"Refusal of Evidentiary Hearing Before Denying Injunctive Relief IS Abuse of Discretion."

HUFF vs US 734 F3d 600,607 (6th Cir. 2013)

"Abuse of Discretion occurred in Denying Injunctive Relief without Holding a Hearing."

Montagim v Hobbs 2017 Arkansas 97 514 S.W. 3d 464  
(3-16-2017)

Questions #1-#24 next page

# MORE

## QUESTIONS PRESENTED

1. (Is the Marion prison listed as a U.S.P. high medium.
2. Prisoners, do some have severely high point for custody care.
3. Does P.S. 1060.11 7(2)(a) state if less than 75 square feet "shall" be rated single cell occupancy only.
4. Does P.S. 1060.11 5(2) state a cell is originally designed to fit the number of people and is supposed to be used as such.
5. Are the cells less than 120 square feet in size.
6. Does P.S. 1060.11 7(a) state that cell size does not include a closet.
7. Lockers are permanently fixed and used to store cloths is this not correct.
8. Lockers are considered as closets and are not included in over all space is this correct.
9. Are there three inmates in most of the less than 120 square foot cells.
10. Were the units designed only to house around 60 prisoners.
11. By design with added two bunks do the units X,L,Y,N hold up to 180 prisoners and add up to 480 extra prisoners to the compound.
12. Officer night checks can they clearly view prisoner on top bunk.
13. Officer night checks, can they clearly view prisoner on middle bunk, meaning actual body part, not a raise in the covers.
14. Does the middle bunk have a ladder.
15. Does the middle bunk have a large concrete shelf about 12"x12" sticking out over middle bunk.
16. Is the middle bunk and lower bunk 25% or more under another bunk less than two feet if you're in the bunk.
17. Does the middle bunk have a 3" piece of Angle Iron stick out from the bottom.
18. Does the over crowding of cells assist in spreading diseases.
19. Was the ventilation systems increased to include extra prisoners.
20. Did Warden True or a Warden get permission to lower the safety and security of the cells by getting approval from Regional before installing a blue curtain as in place of the cell door being open or closed per policy and is still listed in the inmate hand book page 7.
21. The hallways are 13' and 10' in some areas with a single 3' gate for all 1200 plus prisoners to travel. Were they expanded to house the extra 480 persons. If not is this not a high safety issue.
22. Is the commissary always out of food for sale, as it has been for the past three weeks, and was it expanded to accommodate the extra prisoners.
23. Have the programs, library, chow hall been expanded to house the extra prisoners, if so then why is the leather program shut down, access to the law library is closed, full and seating in chow hall is over capacity allowed per number of seats in the chow hall at this time.
24. Does a blue curtain less than chest high prevent unwanted exposure.

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## LIST OF PARTIES

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

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APPENDIX A -	9th Cir. Final Order
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## TABLE OF AUTHORITIES CITED

### CASES

### PAGE NUMBER

Hereby adopt + Restate all Cases, Statutes, Rules  
Etc. in US Supreme Court cases # 14-10399  
# 15-2280  
# 15-8400  
With More To Follow

### STATUTES AND RULES ↗

28 USC 1331  
1332 (d)(1)(B), and (d)(2)  
8th + 14th Amendments  
FRCP 23 (B)(2)  
11 (a) 11(b)  
12 (b) Etc.

### OTHER ↗

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 A+C to the petition and is

☐ reported at \_\_\_\_\_; 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 B to the petition and is

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

☐ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the \_\_\_\_\_ court appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

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## JURISDICTION

[ ] For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was May 8, 2018.

[ ] No petition for rehearing was timely filed in my case.

☒ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: 4-30-18, and a copy of the order denying rehearing appears at Appendix C.

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. 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 \_\_\_\_\_.  
A copy of that decision appears at Appendix \_\_\_\_\_.

[ ] A timely petition for rehearing was thereafter denied on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A.

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



**CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

Hereby adopt and Restate all Constitutional  
And Statutory Provisions

IN US Supreme Court cases

28 USC 1331

# 14-10399

1332 d 1 B + d 2

# 15-2280

8th + 14th Amendments

# 15-8400

FRCP 23 (B) (2)

11 (a)

11(b)

12 (b)

Etc.

With more to Follow

## STATEMENT OF THE CASE

Hereby adopt & Restate all case statements

In US Supreme Court cases

# 14-10399

# 15-2280

# 15-8400

With More To Follow

Blatant Violations of 8th & 14th Amendment Rights

Ignoring Policy & Constitutional Rights of Prisoners, Etc.

Causing Injury & Irreparable Damage, Etc.

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## REASONS FOR GRANTING THE PETITION

Hereby adopt & Restate all Reasons For Granting the Petition

In US Supreme Court cases

# 14-10399

# 15-2280

# 15-8400

Rapes, Duress, Stress, Overcrowding, Cell Conflicts, Assaults, Murders,  
Privacy, Due Process Violations, Etc.

Safety & Security Issues, Cruel & Inhumane Conditions, Etc.  
Injury, Diseases, Ventilation, Noise Pollution, Health Violations  
Un Constitutional Cells, Etc.

More To Follow

Hereby Adopt & Restate All Conclusions in

US Supreme Court cases

# 14-10399

# 15-2280

# 15-8400

Due To the untold number of Murders, Assaults, Rapes, Diseases, Injuries  
Medical / Health, Safety / Security Issues, 8th & 14th Amendment  
Violations, Cruel & Unusual Punishment Inhumane Treatment / Conditions  
UNCONSTITUTIONAL Triple Bunking in Small Single Man Cells, AKA  
Overcrowding, Etc., Emergency Appointment of Counsel Should Be  
Granted RE These BLATANT HUMAN RIGHTS VIOLATIONS

There is MUCH Discord among the Circuits AND in the general Public Communities  
Etc, (See Famm Etc.), which Merits This Courts intervention.

**CONCLUSION**

AND

And Hereby move For:

The petition for a writ of certiorari should be granted. ~~1~~ Emergency Appointment of  
Counsel 2 Immediate Injunctive Relief 3 Release From Custody upon  
Time Served (7 Yrs. Now)! 4 How to correct possible Deficiencies

Respectfully submitted,

  
Martin Jonassen

Date: 5-23-2018

Resent August 16, 2018