

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

MR Roderick McKissick — PETITIONER
(Your Name)

vs.

Nathan Deal — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of Georgia
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Mr Roderick McKissick
(Your Name)

Hancock State Prison, P.O. Box 339
(Address)

Sparta, Ga. 31087
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

- 1.) Whether prejudice errors in the charges of previous cases should not be counted as strikes which is a clear unlawful deprivation and illegal denial of proper determination.
- 2.) Whether this court has the legal authority and lawful jurisdiction to grant the Petitioner the relief sought in the Writ of Mandamus properly filed in the lower courts.
- 3.) Prejudice Discriminatory Practice of Parole Denial violating Petitioner's Rights.
- 4.) Vindictive Retaliatory Acts of Discrimination in the Illegal Denial to Proceed In Forma Pauperis.

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:

Hines, C.J., Melton, P.J., Benham, Hunstein, Nahmias, Blackwell, Baggs
and Peterson, JJ

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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☐ is unpublished.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 _____ 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☐ is unpublished.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 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☐ is unpublished.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 appears at Appendix _____ to the petition and is

- ☐ 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 N/A.

☐ 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: _____, 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. § 1254(1).

☒ For cases from **state courts**:

The date on which the highest state court decided my case was Aug. 27, 2018.
A copy of that decision appears at Appendix 1.

☐ 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. A.

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1. Universal Declaration of Human Rights
- 2) The 14th Amendment's Equal Protection of Laws and the Due Process of Law

STATEMENT OF THE CASE

Petitioner has appropriately Petition For Writ of Mandamus in the Superior Court of Hancock County and has been properly Appealed but was Discriminatorily Denied leave to Proceed In Forma Pauperis in every stage of the Appeal process as vindictive retaliation because the justices and numerous other court official have been implicated in 42 U.S.C. 1983 Civil Action Procedure, Preliminary Injunctions, Petition For Writ of Mandamus and other legal cases. I now come to this Court challenging the unjust and partial denial of My legal procedures/Appeals on leave to Proceed In Forma Pauperis which has been a strategically implemented to illegally obstruct justice in this case to unlawfully prevent the legal prosecution of the culprits in My UnConstitutional Conviction and Inhumane enslavement in Georgia dept. of corruptions.

REASONS FOR GRANTING THE PETITION

I the Petitioner is been/being illegally enslaved in complete violation of My Human Rights under the Universal Declaration of Human Rights by an unconstitutional conviction and void indictment for approximately twenty-five (25) years, and it is a violation of My Human Rights for Me to unlawfully remain in captivity-enslavement under the 13th amendment as the Universal Declaration of Human Rights unequivocally abolish all forms of slavery.

1.) Whether prejudice Errors in the charges of previous cases should not be counted as strikes which is a clear unlawful Deprivation and Illegal Denial of proper determination.

Appellant has irrefutably presented two(2) clear incidents of "Imminent Danger" in this case that currently exist at Hancock state prison with the culprits of administration at the facility that unequivocally pose safety and security violations and Reckless disregard for the Petitioner's overall safety and security.

It has been well documented that there in fact exist serious risks of further dangers to the Petitioner's safety at risk and the lower court(s) has previously admitted that there was and is factual evidence that he is in imminent danger after being viciously assaulted by cert officers Lawrence and Floyd and the undeniable life threatening incident of cert officer Lawrence vindictively placing small pieces of glass in the Petitioner's breakfast tray after he appropriately filed four(4) grievances against the culprits for maliciously attacking me of which corrupt prison officials mendaciously attempting to conceal it by unlawfully destroying the first three(3) originally filed at the prison.

As presented in 28 U.S.C. § 1915 (g), see, e.g. *Charvis v. Chappius*, 618 F.3d 162, 170-71 (2d Cir. 2010) (Imminent Danger found where prisoner alleged recent brutal beating and 3 separate threatening incidents) and it has undoubtedly been demonstrated in this case in two(2) dangerous situations that prison officials have clearly failed to rectify in their official capacities under color of the state and Federal laws.

Obviously the lower courts is clandestinely conspiring with corrupt prison authorities to conceal their malfeasance which is a elucidated act of misfeasance because none are concerned about the overall safety and well being of the Petitioner, especially when there is overwhelming evidence of clear danger at this prison in this present moment. This fact clearly warrants leave to Proceed In Forma Pauperis in this case.

Numerous of factual claims have been properly presented with a preponderance of supporting facts and evidence of a variety of claims that mandates leave to proceed In Forma Pauperis if in fact the courts was concerned about justice instead

of illegally defending the culprits in this case the Plaintiff would have immediately Requisitely Granted Relief. Atkinson v. Taylor, 316 F.3d 257, 270 (3d Cir. 2003) (1st Amendment retaliation stated when prison officials moved inmate to administrative segregation, denied food and access to legal materials and otherwise harassed inmate allegedly in retaliation for filing of civil rights lawsuit. All of these facts have been previously presented in this case with supporting evidence clearly verifying these constant violations in this ongoing case.

Henslee v. Keller, 681 F.3d 538 (4th Cir. 2012) (dismissal of action as frivolous, malicious, or for failure to state a claim do not count as strike(s) until inmate has exhausted or waived appeals). Petitioner has not exhausted nor waived appeals because the corrupt courts continue to unconstitutionally obstruct the Petitioner's legal proceedings in this case by fabricating three(3) strikes before Petitioner can properly exhaust the appeal process to be lawfully counted as strikes in any of the other cases previously filed. Mayfield v. Tex. Dept of Criminal Justice, 529 F.3d 599, 617 (5th Cir. 2008) (dismissal for failure to state claim do not count as strikes when reversed.)

Petitioner has clearly stated a multiplicity of harsh inflictions of Cruel and Unusual Punishment that warrants the Granting of Leave To Proceed In forma Pauperis in this case which has been confirmed by supporting exhibits etc. Walker v. Schult, 717 F.3d 119, 126, 130 (2d Cir. 2013) (reversing dismissal for failure to state a claim because complaint stated cognizable claim for Cruel and Unusual Punishment in violation of the 8th Amendment). There is a multitude of substantiated 8th Amendment violations of the ongoing inflictions harshly employed Cruel and Unusual Punishment in complete violations of My Universal Declaration of Human Rights in this case which has absolutely been disregarded because the corrupt courts have been acting mendaciously in favoritism for the culprits to illegally protect the government interests.

Graipson v. Mayview State Hosp. 293 F.3d 103, 114 (3d Cir. 2002) (reversing dismissal for failure to state claim because prisoner was not given the opportunity to amend his complaint; in forma pauperis Plaintiff who file complaints subject to amend his complaint) which Petitioner has been discriminated against and wrongfully denied full opportunities to amend before the courts prejudicially dismiss the writ. Rogers v. Bootright 709 F.3d 403, 408 (5th Cir. 2013) (Reversing dismissal for frivolity and failure to state a claim because allegations stated cognizable deliberate.

indifference) For approximately twenty-one (21) years corrupt prison officials and medical staff was Deliberate Indifferent to My serious Medical needs for an inguinal hernia etc. which required surgery that this court has not taken in full consideration which is partial in its decision.

William v. Dept of Corr, 208 F.3d.681,682 (8th Cir. 2000)(reversing dismissal for failure to state a claim because Plaintiff should be given opportunity to amend complaint, as it alleged sufficient facts to support retaliation claim). It has been clearly presented that corrupt prison officials have been vindictively retaliating against Me for properly redressing Civil and Human Rights violations illegally committed by corrupt prison officials in an ongoing Campaign of Harassment for years. The factual evidence, exhibits and illegal acts definitely verifies this and any rational minded individual can logically concluded these facts with immeasurable supporting facts within over six hundred (600) exhibits appropriately filed in this case whenever the court actually decide to accurately review the verifying evidence in this case without any personal bias and/or favoritism on behalf of these culprits in this case warrants will be issued for their arrest and prosecution.

The Petitioner Mr Roderick McMissic is being Inhumanely enslaved as a mendacious form of Cruel and Unusual Punishment method of harshly Inflicting Punishment upon the Petitioner in a foreign land unto Him and His African Ancestors who was wickedly kidnapped from their native land of Afrika and diabolically enslaved in the foreign land of America under the racist establishment of the white supremacist government and prejudice laws of discrimination in America. The Petitioner has been atrociously enslaved in Georgia's modernized slavery plantation commonly falsely called prisons/penitentiaries as a Inhumane form of punishment under the 13th amendment's enslavement and servitude laws to strategically implement slavery and servitude against African Descendant in the foreign country of America which is a unnatural continent to African origin of Ancestors. Slavery is undoubtly prohibited by the Universal Declaration of Human Rights.

In full compliance to the Universal Declaration of Human Rights and My Human Rights are irrefutably being violated in Georgia's dept. of Corruption because of the 13th amendment's enslavement laws which are deceptively enforced by the racist state government of slavery by the prejudice establishment of white supremacy.

Universal Declaration of Human Rights Guaranteed Rights as Human Beings.

Whereas recognition of the inherent dignity and of the Equal and Inalienable Rights of All Members of the Human family is the foundation of Freedom, Justice and Peace in the world,

Whereas disregard and contempt for Human Rights have resulted in barbarous acts which have outraged the conscience of mankind, and the advent of a world in which Human Beings shall enjoy Freedom of speech and Belief and Freedom from Fear and want has been proclaimed as the highest aspiration of the common people,

Whereas it is essential, if Man is not to be compelled to have recourse, and as a last resort to rebellion against tyranny and oppression, that Human Rights should be protected by the rule of law.

The United States strategically implementation and legalization of modernized forms of slavery under the 13th amendment that further the mendacious government of white supremacy as a racial tyranny that atrociously enforce all diabolical tactics of oppression, poverty, mass incarceration/enslavement, discrimination, racism, etc. in a foreign continent. This definitely is not the native continent, country and/or land of the Afrikan People who was viciously kidnapped and maliciously enslaved in a foreign land to be the slaves/servants of (white power) the white established government in America a unknown and foreign terrorized territory.

Whereas the People of the United Nations have in the charter reaffirmed their faith in Fundamental Human Rights, in the dignity and worth of the Human person and the Equal Rights of Men and Women and have determined to promote social progress and Better standards of life in larger Freedom,

Whereas Member states have pledge themselves to achieve in co-operation with the United Nations, the promotion of Universal Respect for and observance of Human Rights and Fundamental Freedoms.

All Afrikans and Descendants of Afrikans was allegedly set free under the Emancipation Proclamation in 1863 Jan 1, officially signed by president Abraham Lincoln which completely Abolish slavery, and All Afrikans and their descendants are said to be free from All forms of slavery within the United States and its territories and/or area subjected to their jurisdictions and is "free Having Equal Protections of the laws under the Universal

Declaration of Human Rights contrary to the 13th amendment's legalization of slavery; servitude as the harsh inflictions of Cruel and Unusual Punishment to further the establishment of white supremacy in America.

Whereas a common understanding of these Rights and Freedoms is of the Greatest Importance for the full realization of this pledge.

"This is the exact pledge that the United States government pledge to legally enforce and fully adhere to under the agreement with the United Nations and to mendaciously violate this official pledge is a breach of this mandatory agreement with the United Nations and total violation of My Human Rights that unequivocally prohibits slavery, servitude, torture, degrading, cruel and Unusual punishment, inhumane treatment within the jurisdiction of the United States."

Now, therefore The General Assembly proclaims, This Universal Declaration of Human Rights as a common standard of achievement for All People of All Nations to the end that every individual and every organ of society, keeping this Declaration constantly in mind, shall strive by teaching and education to promote respect for these Rights and freedoms and by progressive measures, national and international, to secure their Universal and Effective recognition and observance, both among the people of Member States themselves and among the people of territories under their jurisdiction.

Article 1 All Human Beings are Born free and Equal in Dignity and Rights They are endowed with reason and conscience and should act towards one another in a spirit of brotherhood.

"All Human Beings including Afrikans and their Descendants in America are to have (Guarantee by the Universal Declaration of Human Rights) Equal Rights and Freedom from racial discrimination (mass enslavement/incarceration) and Equal Protection of the laws by both the United States Constitution and the Universal Declaration of Human Rights that shall not be violated by the established government of white supremacy and/or any of its law enforcement entities nor authorities at all."

Article 2 Everyone (not excluding no one regardless of race, sex, age, creed, color etc.) is entitled to All the Rights and freedoms set forth in this Declaration, without distinction of any kind, such as race, color, sex, language, religion, political or other opinion, national or social origin, property, birth or other status. Furthermore, no distinction shall be made on the basis of the political, jurisdictional or international

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status of the country or territory to which a person belongs, whether it be independent, trust, non-self-governing or under any other limitation (in any form regardless of race) of sovereignty.

"Afrikans and Afrikan descendants are not Excluded from any of these Human Rights in any form regardless of race and/or racism clandestinely employed by the established government of white supremacy in America and this irrefutably include slavery and servitude under prejudice laws strategically formulated by their racist established government to enslave Afrikans and Afrikan descendants in America.

Article 3 Everyone (not excluding no Afrikans nor their descendants) has the right (Guaranteed by the Universal Declaration of Human Rights) of life, liberty, and safety and one (petitioner) that defends himself is securing their personal safety against threat, harm and/or danger to their lives.

Article 4 no one (not excluding Afrikans nor their descendants) shall be held in slavery or servitude; slavery and the slave trade shall be prohibited in all their forms.

"Undoubtedly, this Article clearly contradicts the 13th amendment of the United States constitution which unlawfully legalizes slavery and/or servitude throughout the world including the United States of America as a cruel form to sadistically enforce harsh punishment that the Universal Declaration of Human Rights clearly abolished all forms of slavery/servitude. In America they (those members of the established government of white supremacy) strategically utilized prejudice and discriminatory laws to nefariously justify enslavement of Afrikans in America under racial laws diabolically executed by corrupt courts, judges, district attorneys, attorney generals and/or other corrupt law enforcement agencies that deceptively participate in all forms of illegal activities and malfeasance/misfeasance."

Article 5 no one (including Afrikan descendants of slaves) shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment.

"In the established government of white supremacy in America they have strategically implemented all forms of cruel, harsh, degrading and inhumane treatment in the modernized slavery plantation commonly known as prisons/penitentiaries under the 13th amendment to the United States constitution. It is truly transparent

that this is the ulterior motives behind the formulation and enforcement of these racially discriminatory laws

Denial of Adequate medical treatment, Denial of Humane living conditions, Denial of Meaningful and Adequate access to the courts, Denial of Religious Beliefs and Practices, Denial of Mandatory surgery for excruciating Hernia for over twenty-one (21) years, being maliciously and sadistically forced to inhabit the squalor and unsanitary conditions of a small prison shower, Denial of 1st Amendment Right to Press, Freedom of speech (newspaper, magazines, media etc.), proper ventilation / air circulation, Denial of proper lightening, Denial of sanitary clothing, Denial of Healthy water, Denial of Education / reading materials, Denial of Dental treatment, Denial of personal hygiene, Denial of full wholesome meals for a healthy diet etc.

Article 6 Everyone has the Right to recognition everywhere as a person before the law.

"This unequivocally includes Afrikans and/or Afrikan descendants in america and for this established government to hatefully consider Afrikans less than a person (Subhuman) and/or 3/5 of a Man clearly verifies the racial discrimination and the complete disregard of Equal Protections of the laws both Civil and Human Rights.

Article 7 All (not excluding anyone) are Equal before the law and are entitled without any discrimination to Equal Protection of the law. All are Entitled to Equal Protection (against discrimination) against any discrimination in violation of this Declaration and against any incitement to such discrimination.

"In this instance the established government of white supremacy in america has clearly violated the Universal Declaration and My Human Rights under the Universal Declaration of Human Rights by mendaciously subjecting Me to the harsh inflictions of Cruel and Unusual Punishment in the modernized slavery plantations by prejudice laws and a fabricated indictment in a corrupt judicial system."

Article 8. Everyone (not excluding Afrikans) has the Right to an effective remedy by the "Competent National Tribunals for acts violating the fundamental Rights Granted Him by the Constitution or by law.

"Under this article of Human Rights I have the Guaranteed Rights to legally challenge the illegal practices of the corrupt government in america in order to properly seek redress and Relief from the misfeasance and malfeasance by corrupt govern-
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ment officials unlawfully operating under color of the state and Federal laws in America. There are My Human Rights that are not to be discriminated against under Equal Protection of the laws including the 14th amendment's Guarantee to Equal Protection of the laws and Due Process.

Article 10 Everyone (not excluding Afrikans etc.) is entitled in Full Equality to a "Fair" and public hearing by an independent and Impartial Tribunal, in the determination of His Rights and obligations and of any criminal charge against him,

"I have not received a "fair" (Equal without discrimination and/or partiality) trial and/or "Fair Hearing" in none of the racially discriminatory courts because it is a unjust method to enslave Afrikans and/or their Descendants in America under prejudice laws which is the set order of operation in America under the established government of white supremacy.

Article 12 No one (not excluding Afrikans nor their Descendants) shall be subjected to arbitrary interference with His privacy, family, home or correspondence, nor to attacks upon His Honor and Reputation. Everyone has the Right to the Protection of the laws against such interference or attacks.

"Police, detectives, military and government officials has infringed upon My Rights of Privacy, family, Home or correspondence, nor to attacks upon My Honour and Reputation by falsely bringing charges Me and the illegal acts of malicious prosecution and a clear Miscarriage of Justice to strategically enslave Me by racial and prejudice laws in the established government of white supremacy in America.

Article 15 (1) Everyone (not excluding Afrikans) has the Right to a Nationality.
(2) no one shall be arbitrarily deprived of His nationality nor denied the Rights (a nationality) change his nationality.

"In the United States I have been unlawfully Deprived and Denied the origin of My Afrikan Nationality through the enslavement of My Afrikan Ancestors in America and Have not been allowed to Return to the native land of My Ancestors and/or the Nation of My Afrikan People before they had been heinously and hideously Kidnapped from My native land and illegally enslaved in America which has further subjected Me to the Harsh Infliction of Cruel and Unusual Punishment by the barbarous established government in America which is Definitely not My native Birth Land of My Ancestors and Forefathers of Afrika.

Article 16(3) The Family is the natural and fundamental group unit of society and is entitled to Protection by society and the state.

"Anytime the state and/or government infringe upon this Human Rights by illegally enforcing the enslavement of any person under discriminatory laws of white supremacy it is clearly a prejudice and pernicious act to mendaciously eradicate and catastrophically destroy the family foundation and infrastructure for unlawful purposes of perpetuating slavery/servitude in the inhumane conditions of harsh punishment in the modernized slavery institutions widely known as prison to cruelly confine and hold their captives in physical bondage."

Article 17(1) Everyone (not excluding any Afrikans) has the Guaranteed Right to own property alone as well as in association with others, (2) no one (not excluding Afrikans) shall be ~~be~~ arbitrarily deprived of his property.

"As clearly established in the 5th amendment's Equal Protection the government has treacherously Deprived and Inhumanely Denied Me of this Human Right based upon an illegal conviction under prejudice and discriminatory laws in America for over twenty-five (25) years in the modernized slavery plantations in the state of Georgia!"

Article 19 Everyone (not excluding Afrikans) has the "Right to Freedom of opinion and expression", this Right includes Freedom to hold opinions without interference and to seek, receive and impart information and ideas through any media and regardless of frontiers.

"Corrupt prison authorities and government officials have illegally Denied and Deprived Me of newspaper, magazines, pictorials and other educational materials that freely expresses Religious Opinions, new/Media etc. opinions for approximately five(s) on August 28, 2018 in the tier II program."

Article 28 Everyone (not excluding Afrikans) is entitled to a social and international order in which the "Rights and Freedoms" set forth in this Declaration can be fully realized.

"Corrupt government officials have mendaciously violated this Human Rights through illegal enslavement methods under unjust laws specifically designed to enslave descendants of Afrikan slaves and People of Color in America because those who are incarcerated/enslaved "can not" Free associate and/or socialize with
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their families, love ones etc. which is no more than a diabolical ploy to uproot and annihilate the Afrikan family structures in America under the atrociously established government of white supremacy against Afrikan/Black People in the United States.

Article 30 Nothing in this Declaration may be interpreted as implying for any state, group or person any right to engage in any activity or to perform any act aimed at the destruction of any of the rights and freedoms set forth herein.

"The state of Georgia's government officials has directly infringed and unlawfully violated My Human Rights under the Universal Declaration of Harsh Cruel, Degrading, Inhumane and Torturous punishment in all Illegal activities of Misfeasance and Malfeasance directly employed to enslave a non-American from My Afrikan Ancestors was nefariously raped, tortured, castrated, viciously beaten, cross-breeded and hatefully kidnapped (all acts of sinister hate crimes) to be deleteriously forced to live as slaves and servants of servitude in a wicked conspiracy of hate crimes".

"I should have the unrestricted Freedom to Return to My Afrikan Nation and Fully Emancipated from this Inhumane sentence that has been atrociously forced upon Me in America under the jurisdiction of evil and corrupt government officials. Even the International Laws unequivocally Prohibit slaves/slavery and cruel and Unusual punishment and Grants the legal Rights to live a civilized life free from oppression and harsh treatment".

Protection of Prisoners Under International Law

Customary International laws prohibits several practices such as slavery, state-sponsored murders and kidnappings, torture, ~~and~~ arbitrary detention, systematic racial discrimination (as strategically implemented in the United States 13th amendment slavery laws) and violation of generally accepted Human Rights Standards. Restatement (Third of Foreign Relation Law, Section 702 1981 United States courts have recognized that some of these practices violate customary international law. In *Filariga v. Pena-Irala* 630 F.2d 876 (2d Cir. 1980) the court recognized that torture violates Customary International law.

"I was illegally kidnapped under gun point of approximately thirty (30 10.)

police officers to leave My family in Alabama to be hatefully forced in a patrol car to unlawful force fabricated charges of murder for Rightfully Protecting the safety and security of My Person after being violently attacked by gun fire in the state of Georgia which Definitely Denied and Deprived Me of My Human Rights for approximately twenty-five (25) years under a unlawful conviction which is the unequivocal results of Malicious Prosecution and a clear Miscarriage of Justice specifically designed to hatefully enslave the descendants of Afrikan slaves in amerika in the modernized slavery plantations/prisons".

Further the Petitioner who is of Afrikan Descendants who was viciously enslaved in amerika after they were atrociously kidnapped and diabolically enslaved for the nefarious purposes to be slaves and servants unto their white enslavers/slave masters to live in servitude for the established causes of white supremacist as they cruelly, heinously, hideously, tortorously, maliciously, sadistically, and harshly ruled upon a stolen/kidnapped race of Afrikan People from diverse tribes, nations, cultures, religions, orders, communities and families from the Afrikan continent.

In this instant I Am being Inhumanely enslaved in Georgia's modernized slavery plantation under the U.S. 13th amendment's enslavement laws in a corrupt system of court officials based upon a fabricated indictment of slavery hatefully orchestrated to mendaciously enslave Afrikan's Descendants irrefutably based upon the re-enslavement laws of the 13th amendment which is unequivocally the established government of white supremacy and racism in america. This is undoubtedly the established government of white supremacy and racism in a clear Denial and deceptive deprivation of Equal Protection of the laws of the Universal Declaration of Human Rights Guaranteed by this established Declaration.

Descendants of Afrikan slaves are excluded from enslavement, servitude, cruel and unusual punishment, inhuman treatment, torture, degrading treatment etc. in Full compliance of the Universal Declaration of Human Rights, and the Emancipation Proclamation and International Laws which all unequivocally Prohibits enslavement, slavery, and/or servitude which irrefutably contradicts the 13th amendment that strategically legalizes and mendaciously justifies slavery, servitude and peonage.

The unlawful indictment, illegal conviction and malicious enslavement of the Petitioner/Afrikan Descendant is irrefutably inhumane in complete violations of the My Human Rights, International Laws, 5th amendment's Rights to Life, Liberty, Property and pursuit of Happiness and the 14th amendment's Rights to Equal Protection of the laws which absolutely eradicate discrimination of race/ racism to re-enslave Afrikan Descendants. This transparent harshly inflicted prejudice against another race for the ultimate purposes of enslavement, cruel and Unusual Punishment torture, degrading treatment, unsanitary living conditions, dehumanizing, debasing and belittling treatment is unequivocally shocking to the very conscience of humanity and Mankind. This is definitely cruel punishment against All Afrikans - a strategically targeted race of Afrikans Descent through the modernized slavery plantations in America. "no state shall ... deny to any (not excluding anyone) person within its jurisdiction the Equal Protections of the laws

2.) Whether this court has the legal authority and lawful jurisdiction to Grant the Petitioner the Relief sought in the Writ of Mandamus properly filed in the lower courts.

It is ultimately within the supreme interest of justice for the Petitioner to be expeditiously Granted Complete Relief from the modernized slavery complex/plantation in full compliance to the Universal Declaration of Human Rights that unequivocally prohibits slavery, servitude, torture, degrading treatment, racism, discrimination and dehumanization of a race of people in America because it's a irrefutably inhumane Denial and hateful Deprivation and simultaneously a clear violation of My Guaranteed Right to Human Rights in accordance to this Founding Declaration.

Corrupt court and prison officials have been mendaciously conspiring to conceal their clandestine conspiracy of misfeasance and malfeasance to perpetuate slavery and the harsh inflictions of Cruel and Unusual Punishment in a strategically orchestrated racketeering Influence and Corrupt Organized/Organization operation as have been undauntedly expounded upon in this Court and the Petition For Writ of Mandamus with substantiating 42 U.S.C. 1983

12.)

Civil Actions, Preliminary Injunctions, Appeals, Motion for New Trial, Motions For Reconsideration, Habeas Corpus etc.

All supporting facts have been previously verified in each case properly filed within numerous of courts within the state of Georgia appropriately seeking the Requisite Relief Guaranteed by the Equal Protection Rights against discrimination and racism in the world in full compliance to the Universal Declaration of Human Rights which unequivocally supersede the U.S. Constitution because it is the most important foundation of which all humanity should adhere to as Human Beings in this world and it is above the U.S. Constitutional amendments. This is a non-Religious law that governs Human Beings that absolutely gives and simultaneously Guaranteed All Human Beings (that gives Rights) Equal Protection of the laws of this Declaration without racism, discrimination nor partiality. It is undoubtedly Guaranteed within this Universal Declaration of Human Rights that All Human Beings shall enjoy the Right to Life, Freedom, Liberty, Equality, property and Respect in their pursuit of Happiness in accordance to justice.

Article 4 "no one shall be held in slavery or servitude; slavery and the slave trade shall be prohibited in (All forms) all their forms". no one shall be subjected to any form of slavery in accordance to the Universal Declaration of Human Rights and in full compliance to Article 5 "no one shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment." and to maliciously enslave another Human Being under the U.S. Constitution amendment 13th slavery is a unequivocal violation of My Human Rights simultaneously violating Article 3 "Everyone has the right of life, liberty and safety." which is a unequivocal violation of My Guaranteed Right to Equal Protection of the laws under Article 1 "All Human Beings are "Born Free" and Equal in Dignity and Rights." They are endowed with reason and conscience and should act towards one another in a spirit of brotherhood", and Article 7 "All are Equal before the law and are entitled without discrimination to Equal Protection of the law. All are Entitled to Equal Protection against any discrimination in violation of this Declaration and against any incitement to such discrimination," because regardless of My origin of race I definitely have the Guaranteed Right to be ~~recognized~~ recognized as a Human Being under this Declaration activated (13.)

by Article 6 "Everyone has the Right to recognition everywhere as a person before the law." Thus I should be Recognized/Acknowledged and Humanely treated as a person and this clearly Gives Me the legal authority and Guaranteed Right to lawfully seek redress of the oppressive, inhumane, harsh and Cruel and Unusual inflictions of Punishment of slavery under the U.S. 13th amendment that clearly violates My Human Rights therefore, My Belief is Requisitely sought in absolute compliance to Article 8 "Everyone has the Right to an Effective Remedy by the "Competent National Tribunals for acts violating the fundamental Rights Granted Me by the Constitution or by law." within this Supreme Court of the United States.

The established government within the state of Georgia has Inhumanely violated My Human Rights under the Universal Declaration of Human Rights against slavery, servitude, degrading treatment, torture, discrimination, racism and the harsh inflictions of Cruel and Unusual Punishment in complete violations of O.C.G.A. 16-2-20(s) Accessories After the fact, (c) Aiding and Abetting Crimes, (7) Conspiracy to commit crimes, O.C.G.A. 16-2-21 Parties to crimes in complete violations of their official oaths Under Color of the State and Federal Laws. This is irrefutably a RICO conspiracy in full violations of O.C.G.A. 16-14-1 Georgia Racketeering Influenced And Corrupt Organization Act and O.C.G.A. 16-11-40 RICO conspiracy that clearly violates the very letter of My Guaranteed Rights of the Universal Declaration of Human Rights!"

3. Prejudice Discriminatory Practice of Parole Denial Violating Petitioner's Rights.

Parole board member ex-commissioner Brian Owens has been legally implicated in three (3) 42 U.S.C. 1983 Civil Action lawsuits against corrupt prison authorities who has maliciously and sadistically violated My Civil and Human Rights when he was the commissioner of Georgia Dept. of Correction which he refused to rectify in his official and personal capacity when it was his professional obligation to properly do so. now, as a vindictive retaliatory strategy as a current member of the Parole board he has mendaciously and atrociously influenced and manipulated other board members to clandestinely conspire with him to vindictively deny the

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the Petitioner Liberty Interests and Right to Parole which is an illegal practice and Due Process violation.

Young v. Harper, 520 U.S. 143, 149 (1997); see also Brown v. Plata 131 S.Ct. 1910, 1939-44 (2011) (upholding California court's order to release prisoners through parole or sentencing reform to relieve overcrowding)

Petitioner(I) has a Liberty Interest to be appropriately Granted Parole without prejudice nor discrimination by any parole board whom has been a defendant in any legal proceedings by the Petitioner for the violations of his civil or Human Rights by corrupt prison officials.

Swarthout v. Cooke, 131 S.Ct. 859, 862 (2011) ("When a state creates a Liberty Interest, the Due Process Clause requires fair procedures for its vindication"). Petitioner has acquired his GED and a variety of self help classes certificates during his incarceration/enslavement in Georgia Dept. of Corrections unequivocally fitting the criteria for Parole Release. Bd. of Pardons v. Allen, 482 U.S. 369, 376-78 (1987) (state statute mandating that parole board "shall release inmate when specified criteria are met created Protected Liberty Interest) Lynce v. Mathis 519 U.S. 433, 446-47 (1997) (ex post facto violation when actual events unquestionably disadvantage inmate) Mickens-Thomas v. Vaughn, 321 F.3d 374, 390-91 (3d Cir. 2003) (ex post facto violation by application of standards of review instituted after prisoner sentenced for parole infraction because denial of prisoner's parole and pre-parole entitlement would have been outside discretionary bounds of old standards) Dye v. Bowlen, 465 F.3d 280, 288 (6th Cir. 2006) (potential ex post facto violation by retroactive application of parole statute granting parole greater discretion in practice change created "sufficient risk of increased punishment") Petitioner has irrefutably shown that the harsh infliction of Cruel and Unusual Punishment applies to his own sentence the enslavement law of the 13th amendment created a significant risk of intensifying his punishment of "slavery and servitude" under racist laws of the established government of white supremacy in amerikkka.

Morrissey 408 U.S. at 482 (although parolee's liberty interest is conditioned on observance of parole conditions, termination of parole inflict grievous loss and deserves due process protection) Newburg v. Prisoner Review Bd. 791 F.2d 81, 85 (5.)

(7th Cir. 1986) ("inmate's interest in being released on parole requires less due process protection than the revocation of parole status") 2514 See, Morrissey, 408 U.S. at 487. In Morrissey, the Court announced that the hearing officer can not have any connection with the case and that the parole must receive notice of the alleged violations and the hearing's purpose. Id. at 486-87; see, e.g.

U.S. ex rel. Carson v. Taylor, 540 F.2d 1156, 1161-62 (2d Cir. 1976) (due process violated because board relied on officer's summary without seeing underlying documentary evidence, raising concerns about accuracy); Monroe v. Thigpen, 932 F.2d 1437, 1442 (11th Cir. 1991) (due process violated because board relied on admitted false information when denying parole). In the Petitioner's case malicious board falsely claimed that I did not complete self help programs when the factual evidence undoubtedly contradicts these fabricated indications because I had successfully completed Substance Abuse 101, Family Violence, Thinking For A Change, D.U.T. Program, Participation Program, G.E.D Class and a variety of Religious Self help and Motivation Programs all of which Certificates have been officially provided for the Parole Board Members many years in advance.

McQuillian v. Duncan 306 F.3d 895, 906 (9th Cir. 2002) (Due Process Violation because parole board's grounds for parole rescission not supported by some evidence") aff'd, 342 F.3d 1012 (9th Cir. 2008)

Due Process violated when prejudice consideration influence by biased officer which is so irrational as to be fundamentally "unfair") A "Neutral and Detached" body Did not consist of the parole board committee because ex-commissioner who was properly sued by the Petitioner is a board member and obviously has vindictive malice against the Petitioner because of implication in three(3) separate 42 U.S.C. 1983 Civil Action cases. Baker v. Wainwright 527 F.2d 372, 379 5th Cir. 1970) (Parole board not "neutral and detached" when board relied on commissioner's (in my case it was ex-commissioner Brian Owens) improper and inaccurate report/ information) Barnes v. Johnson, 184 F.3d 451, 456 (5th Cir. 1999) (due process violated if parolee's interest in confronting witness outweighed state's interest in denying right of confrontation) Bell v. Rickett, 15 F.3d 808-09 (8th Cir. 1994) (Due Process violated when parolee was not permitted to confront important adverse witnesses) U.S. v. Lloyd, 566 F.3d 341, 344-45 (3d Cir. 2009) Due Process violated if parolee is

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denied right of confrontation without good cause). In this instant case I was maliciously discriminated against based upon fabricated information by parole members (ex-commissioner) which is clearly a vindictive act of prejudice that Denied and Deprived the Petitioner of his Constitutional Rights to Due Process of Law and Equal Protections of the laws simultaneously Human Rights.

4.) Vindictive Retaliatory Acts of Discrimination In the Illegal Denial to Proceed In Forma Pauperis

As a vindictive retaliation tactic of discrimination corrupt court and state attorney has clandestinely conspired to conceal their malfeasance and misfeasance that has been an ongoing violation of depriving me of Equal Opportunity to Proceed In Forma Pauperis in the ongoing litigation of his case (Civil Actions lawsuits and Petitions for Writ of Mandamus including the Appeals of these partial decisions.

28 U.S.C. § 1915 (g); see, e.g. *Chavis v. Chappius*, 618 F.3d 162, 170-171 (2d Cir. 2015) (Imminent Danger found where prisoner alleged recent brutal beating and 3 separate threatening incidents) *Atkinson v. Taylor*, 316 F.3d 257, 270 (3d Cir. 2003) (1st Amendment retaliation stated when prison officials moved inmate to administrative segregation, denied food and access to legal materials and otherwise harassed inmate allegedly in retaliation for filing of Civil Rights lawsuit) "As previously demonstrated in the Petitioner's case on many incidents"

Henslee v. Keller, 681 F.3d 538 (4th Cir. 2012) (dismissal of action as frivolous, malicious, or for failure to state a claim does not count as strike until inmate has exhausted or waived appeals). Corrupt court officials in the Petitioner's case will not and have not granted the Petitioner the opportunity to appropriately appeal the prejudice decisions maliciously rendered in their corrupt courts.

Mayfield v. Tex. Dept of Criminal Justice, 529 F.3d 595, 617 (5th Cir. 2008) (dismissal for failure to state claim do not count as strikes when reversed) As of the Petitioner cases was required to be reversed because Cruel and Unusual Punishment was clearly established in every case and the corrupt judges

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clearly disregarded those substantiating facts. Waller v. Schult, 717 F.3d 119, 126, 136 2d Cir. 2013) (Reversing dismissal for failure to state a claim because complaint stated cognizable claim for Cruel and Unusual Punishment in violation of the 8th Amendment) and My Human Rights;

William v. Dept of Corr 208 F.3d 681, 682 (8th Cir. 2000) (Reversing dismissal for failure to state a claim because Plaintiff should be given opportunity to amend complaint, as it alleged sufficient facts to support retaliation claim.) Petitioner has profoundly demonstrated numerous vindictive act of malicious retaliation by corrupt prison, court and state attorney officials in the ongoing litigation of every illegal process of the lower courts.

Grayson v. Mayview State Hosp. 293 F.3d 103, 114 (3d Cir. 2002) (Reversing dismissal for failure to state claim because prisoner was not given opportunity to amend his complaint, "in forma pauperis" Plaintiffs who file complaints subject to dismissal... should receive leave to amend unless amendment would be unequitable or futile.) Without "Full and Fair" review by the courts My cases was maliciously dismissed to vindictively and illegally conceal the malfeasance and misfeasance of corrupt government officials as a clandestine retaliation method to conspire with their co-workers, friends, families and organization(s) members in the ongoing violations of My Civil and Human Rights.

Rogers v. Boatright 709 F.3d 403, 408 (5th Cir. 2013) (reversing dismissal for frivolity and failure to state a claim because allegations stated cognizable Deliberate Indifference). Petitioner has irrefutably demonstrated a multitude of malicious and sadistic acts of Deliberate Indifference by corrupt prison officials and corrupt court officials has vindictively disregarded the illegal and unlawful acts committed by corrupt court, prison and attorney general officials because they have conspired with them to cover up their violations of My Civil and Human Rights by government officials within the state of Georgia.

Conclusion

For the unequivocal facts substantiated in this presentment the Petitioner Mr Roderick McKissic should be expeditiously Granted Relief

from his Inhumane enslavement in Georgia Dept of Corrupt-
ions against My Civil and Human Rights in complete violation of International
laws and the Universal Declaration of Human Rights both of which clearly
abolish all forms of slavery and servitude of the 13th amendment's slavery
laws as punishment. Further, the Petitioner is unequivocally entitled to compl-
ete Liberation from all types of slavery in the penitentiary.

Respectfully executed this 16th day of Sept 2018.

Respectfully Submitted
Mr Roderick McKissick
Mr Roderick McKissick
Hancock State Prison
P.O. Box 339
Sparta, GA. 31087

The Petitioner has been unconstitutionally held in captivity under the 13th amendment's enslavement law based upon a illegal conviction, void indictment, malicious prosecution, prosecutorial misconduct, withholding exculpatory evidence, denial of a fair trial, denial right to testify, tampering with evidence and a clear miscarriage of justice, and for these reason I should be completely Emancipated from this cruel and unusually harsh inflictions of punishment and all Rights fully restored.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Mr. Roderick McLiss

Date: 9.16.2018