

No. 18-7171

IN THE
SUPREME COURT OF THE UNITED STATES
WASHINGTON, D.C.

ORIGINAL

Supreme Court, U.S.
FILED

DEC 05 2018

OFFICE OF THE CLERK

ZURI SANA KABISA YOUNG PETITIONER
(Your Name)

vs.

M. NOOGA, CHIEF APPALS - RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATE COURT OF APPEALS - NINTH CIRCUIT.
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

By. ZURI SANA KABISA YOUNG
(Your Name)

RJD 400 ALTA ROAD - G-11-2341
(Address)

SAN DIEGO, CA. 92179-0001
(City, State, Zip Code)

(323) 290-1980 MESSAGE FOR "ZURI"
(Phone Number)

QUESTION(S) PRESENTED

- ① WHAT CONSTITUTES A SUCCESS IN STATING A COGNIZABLE CLAIM, UPON WHICH RELIEF CAN BE GRANTED?
- ② HOW DOES A COURT REACH THE CONCLUSION, THAT A PLAINTIFF HAS FAILED TO STATE A CLAIM IN WHICH RELIEF MAY BE GRANTED?
- ③ DOES THE PRISON LITIGATION REFORM ACT, P.L.R.A., 28 USC § 1915(g) INFRINGE UPON THE U.S. CONSTITUTIONS 1ST AMENDMENT RIGHTS, TO ACCURATELY ACCESS THE COURT AND SEEK REDRESS OF GRIEVANCES?
- ④ CAN BOTH FEDERAL COURTS ALLOW A PLAINTIFF TO PROCEED IN FORMA PAUPERIS, WITHOUT PREPAYMENT OF FILING FEES, THEN STILL CHARGE PLAINTIFF \$400.00 FILING FEE IN THE U.S. DISTRICT COURT AND \$505.00 FEE TO MAINTAIN THE APPEAL OF THE FIRST ACTION?
- ⑤ CAN THE COURT USE PRETEXT, FANCY STATUTORY LANGUAGE IN ITS STANDARDS OF REVIEW REACHING A PREDETERMINED INTENT TO CHARGE PLAINTIFF 20% MONTHLY PAYMENTS FOR THE \$405.00 FILING FEE, THEN ULTIMATELY DISMISS THE LAWSUIT & ITS APPEAL WITHOUT REPUNDING UNACCESSED FEES?
- ⑥ WHEN IS IT A FORM OF FEDERAL JUDICIAL EMBEZZLEMENT IF PLAINTIFF CAN DEMONSTRATE AND PROVE, THE COURTS ARE CONTINUING A CRIMINAL ENTERPRISE (18 USC § 848 (CCE)), RACKETEERING AND INVOLVED CORRUPT ORGANIZATIONS, 18 USC § 1962, RICO ACT?
- ⑦ IS ALL THE COURTS IN THE UNITED STATES OF AMERICA GOING TO CONTINUE RULING WITH LAWLESSNESS, BIAS AND ERRONEOUS DISCRIMINATION? AND IF SO, WHEN DID YOU, ABOLISH YOUR OWN CONSTITUTIONS?

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:

PETITIONER: ZUZI SANTA KABISA YOUNG.

RESPONDENTS: MVOANG, CHIEF INMATE APPEALS,
D. GOREE JR. APPEALS COORDINATOR
CIO GUTIERREZ, REG PROPERTY OFFICER.

REAL PARTY IN INTEREST: CHIEF, DISTRICT JUDGE, LAWRENCE
J. O'NEILL, et al;

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF FRESNO.

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CASES

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YANG VS. YOONG, USDC #1:17 CV-0671-LJO-SAB.
 COURT OF APPEALS, 9TH CIR #18-15526.

HUDSON VS. PALMER, 468 U.S. 517, 533 (1984).

BARWEST VS. CENTANI, 31 F.3d 813-817 (9TH CIR 1994).

RAMIREZ VS. GALAZA, 334 F.3d 850, 860 (9TH CIR 2003).

HERRE VS. PLILER, 627 F.3d 338-341 (9TH CIR 2010).

RHODES VS. ROBINSON, 408 F.3d 559, 568 (9TH CIR 2005).

STATUTES AND RULES

42 USC § 1983, 28 USC § 1291, 28 USC § 1915 (e) (2) (B) (ii)
28 USC § 1915(g), FED. R. APP. P. #41-2, 9TH CIR. R. 41-1, L.R. #27-10, 1ST AMENDMENT USCS, 4TH AMENDMENT USCS, 5TH AMENDMENT USCS, 8TH AMENDMENT USCS, 14TH AMENDMENTS,
18 USC § 1962 (RICO ACT) RACKETEER INFLUENCE CORRUPT ORG.
8 USC § 848 (CCE) CONTINUING A CRIMINAL ENTERPRISE.

OTHER

ESCAMILLA VS. DEPT. OF CORRECTIONS,
21 USC § 1962. OR R.I.C.O ACT.
21 USC § 848. OR C.C.E.

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 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 B to the petition and is

reported at N/A; or,
 has been designated for publication but is not yet reported; or,
 is unpublished. *You know they don't publish evidence of their lawlessness rulings.*

For cases from **state courts**:

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

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

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

reported at C; 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 SEPTEMBER 12th 2018

~~No~~ No petition for rehearing was timely filed in my case. NO NEED FOR REHEARING

~~①~~ 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 .

~~②~~ An extension of time to file the petition for a writ of certiorari was granted to and including (date) on (date) in Application No. .

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

① THE NINTH CIRCUIT COURT OF APPEALS DID NOT ISSUE ITS MEMORANDUM, OPINION OR DECISION UNTIL SEP. 19, 2018. I HAD UNTIL DECEMBER 18th 2018, IN ORDER TO TIMELY FILE FOR PETITION FOR WRIT OF CERTIORARI.

~~For cases from state courts:~~ -N/A-

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

~~②~~ A timely petition for rehearing was thereafter denied on the following date: , and a copy of the order denying rehearing appears at Appendix .

~~③~~ An extension of time to file the petition for a writ of certiorari was granted to and including (date) on (date) in Application No. .

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

"N/A".

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

THE CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED IN THIS CASE ARE DUE-PROCESS AND EQUAL PROTECTION OF THE LAWS /RIGHTS TO POSSESS PERSONAL PROPERTY, PROTECTION FROM ILLEGAL SEARCHES AND SEIZURES OF THE PROPERTY.

WE ALSO ASSERT THE RIGHT TO SEEK REDRESS OF GRIEVANCES, ACCESS TO THE COURT WITHOUT LIMITATIONS DUE TO POVERTY OR INABILITY TO PAY FILING FEES, FREEDOM OF SPEECH AND THE FEDERAL PROTECTIONS FROM CONSPIRACY AND RETALIATION, RIGHTS TO PERSONAL SAFETY, PROHIBITION AGAINST CRUEL &

UNUSUAL PUNISHMENT, EXCESSIVE FINES AND COURT FEES FOR FILING AND MAINTAINING THE APPEAL, ADEQUATE STANDARDS OF REVIEW, PROHIBITION AGAINST PREDETERMINED RECOMMENDATIONS, DECISIONS- RULINGS AND JUDGMENTS, UNLAWFUL EMBEZZLEMENT OF INDIGENT PLAINTIFF'S FUNDS, MISCHARACTER OF JUSTICE, BIAS AND PREJUDICE JUDGES, WITH CAMOUFLAGE BIAS - YET I HAVE ALREADY PROVED THE SECRET HIDDEN AGENDA'S OF JUDGES WHO HAVE TURNED IN THEIR WHITE ROBES AND HOODS FOR BLACK ROBES AND A GAVEL.

1ST AMENDMENT RIGHT, U.S. CONSTITUTIONS = ACCESS TO THE COURTS, FREEDOM OF SPEECH, REDRESS OF GRIEVANCES, FREEDOM RETALIATION, CONSPIRACY.

4TH AMENDMENT RIGHT, PROTECTION FROM ILLEGAL SEARCHES AND SEIZURE OF PERSONAL PROPERTY, UNLAWFUL INTRUSION, (BODY)

5TH AMENDMENT RIGHTS, DUE-PROCESS AND PROHIBITION OF DOUBLE JEOPARDY IN FINES, FEES AND UNLAWFUL PUNISHMENT, 8TH AMENDMENT RIGHT SAME CRUEL AND UNUSUAL PUNISHMENT, EXCESSIVE BAIL, COURT FINES AND FILING FEES, 14TH AMEND, DUE PROCESS, 9. EQUAL PROTECTION OF THE LAWS.

22

STATEMENT OF THE CASE

PETITIONER, ZURI SANA KABISA YOUNG, PETITIONS THE UNITED STATES SUPREME COURT FOR A CERTIORARI, BASED ON FEDERAL COURT'S, IN THE EASTERN DISTRICT OF FRESNO, AND THE NINTH CIR. COURT OF APPEALS IN SAN FRANCISCO, ENGAGING IN "LAWLESSNESS." THESE TWO COURTS THROUGH THE MAGISTRATE JUDGES, STANLEY A. BOONE, AND CHIEF DISTRICT JUDGE, LAWRENCE J. O'NEILL, AND CIRCUIT JUSTICES, LEONY, HAWKINS AND TALLMAN, HAVE ALL ACTED IN CONCERT WITH ONE ANOTHER DEMONSTRATING A CAUSAL LINK AND CONSPIRACY TO CONTINUE A CRIMINAL-ENTERPRISE, (CCE) [21 USC § 848.] AND OPERATING UNDER A RACKETEERING INFLUENCED CORRUPT ORGANIZATION, (R.I.C.O) [21 USC § 1962], AND I CHARGE THESE FEDERAL CRIMES TO THE UNITED STATES GOVERNMENT, YOUR FEDERAL COURT SYSTEM ACTING WITH BIAS, PREJUDICE AND PROFILING POOR PLAINTIFF'S IN AN ATTEMPT TO DEPRIVE AND STRIP THEM OF THEIR CONSTITUTIONAL AND STATUTORY RIGHTS TO SEEK REDRESS OF APPEALS & GRIEVANCES, OR TO ADEQUATELY ACCESS THE COURTS WITHOUT YOU, USING MY RACE AND STATUS AS A CALIFORNIA STATE PRISONER, TO DEPRIVE ME OF THE OPPORTUNITY TO INITIATE, PROCEED AND PROSECUTE MY CIVIL COMPLAINT- LITIGATION PURSUANT TO 42 USC 1983. YOU, HAVE USED THE PRETEXT, AS THE PRISON LITIGATION REFORM ACT, (P.L.R.A.) 28 USC § 1997(e)(2)(II) AND SPECIFICALLY, 28 USC § 1915(g), FILING FEES, INFORMA-PAUPERIS STATUS, IF GRANTED, SHOULD HAVE ALLOWED ME TO PROCEED WITHOUT PRE PAYMENT OF FILING FEES. I WAS GRANTED INFORMA PAUPERIS STATUS IN THE U.S. DISTRICT COURT AND IN THE U.S. COURT OF APPEALS BUT THE COURT'S STILL CHARGED ME A \$805.00 DOLLAR, FULL FEE FOR THE COURT TO COLLECT 20% EVERY MONTH OF MY BALANCE WHEN IT IS NOT LESS THAN \$10.00. THEN BOTH COURTS MAKE UP REASONS TO DENY AND DISMISS MY LAWSUIT, APPEAL AND DENY MY APPEAL. ALL OF THIS BEING DONE WITH A PREDETERMINED NOTION AND INTENT TO UNLAWFULLY EMBEZZLE PRISONER FUNDS.

REASONS FOR GRANTING THE PETITION

MY REASONS AND GROUNDS FOR GRANTING THE PETITION OR WRIT OF CERTIORARI, BY THE U.S. SUPREME COURT IS #1, I AM THE NEW LAW, MY CASE IS THE #1, THAT MAKES CONSTITUTIONAL CHANGES IN THE STATE OF CALIFORNIA, WHO HAS PASSED SOME VERY BAD LAWS, AND NO ONE KNOWS HOW TO CHANGE THEM, YET I DO. THE #2 REASON TO ALSO GRANT THIS PETITION IS BECAUSE MY ISSUES AND ITS SUBJECTS ARE RELEVANT FOR (2019) AND ARE MORITARIOUS CONSIDERING HOW THE UNITED STATES CRIMINAL JUSTICE SYSTEM IS IN NEED OF EMERGENCY REFORM. A # 911 ON ALL OLD LAWS. #3, THIRD IS THAT THE U.S. SUPREME COURT JUSTICES HAVE NEVER HEARD OR SAW A CASE LIKE THIS, WHERE THE PETITIONER JUSTLY CHALLENGES THE U.S. FEDERAL GOVERNMENT AND ITS COURT SYSTEM AS A WHOLE. #4, ANOTHER REASON TO GRANT MY PETITION FOR WRIT OF CERTIORARI IS THAT "NO ONE", EVER ALLEGED AND CHARGED THE FEDERAL COURTS IN CALIFORNIA WITH "EMBEZZLEMENT" OF PLAINTIFF FUNDS, ASSOCIATED WITH THE PLAINTIFF FEES 28 USC § 1915(e)(2), AND § 1915(g), IN FORMA PAUPERIS STATUS THEN WITH "LAWLESSNESS", BY GRANTING IPP STATUS, CHALLENGING ME, THE PLAINTIFF WITH \$400.00 IN A FILING FEE ANY WAY - CREATING A PAYMENT PLAN, THEN DISMISSING PLAINTIFF'S LAWSUIT. THIS IS A RACKETEERING INFLUENCED CORRUPT ORGANIZATION, "RICO ACT, § 1962". ALSO TO CONTINUE CRIMINAL ENTERPRISE, "C.C.E ACT, § 848". I CAN PROVE BOTH ACTS AND THEY ARE UNCONSTITUTIONAL. #5, UNDER THE THEORY OF A FEDERAL CONSPIRACY, THE NINTH CIRCUIT COURT OF APPEALS, WHO COVERED UP THE ACTS OF THE U.S. DISTRICT COURTS, BY ALSO CHARGING PLAINTIFF/APPELLANT A \$505.00 FEE TO MAINTAIN THE APPEAL, THEN STARTED TO COLLECT THESE FUNDS = 60% AMOUNT), EVER THOUGHT IM STILL PROCEEDING IN FORMA PAUPERIS. I FILED THE APPELLANT'S OPENING BRIEF AND WHO RESPONSE, THE NINTH CIRCUIT COURT OF APPEALS AFFIRMED THE JUDGMENT. "PLEASE GRANT CERT!"

11. By Zane S. K. Young

"ORIGINAL"

CHIEF JUSTICE,

JOHN G. ROBERTS JR.

1 PETITION, U.S. Supreme Court for Certiorari,
2 Based on District Court's, (#1) Plain Error(s) and (#2)
3 Structural Errors, (3) Abuse of Authority & Discretion
4 in predetermined notion and intent to dismiss the
5 complaint w/o utilizing an adequate standard of
6 review. Also, the purpose for the 9th Cir Appeal, was to
7 address the constitutionality of the P.I.R.A, 28 USC §1915(g)
8 which is a form of embezzlement of funds which
9 prisoners usually don't have, it also infringes on the
10 1st Amendment, access to the court, and the pursuit to life,
11 liberty and the pursuit of happiness. I charge the Chief,
12 Justice of the U.S. District Court, Eastern District of
13 California, with the continuing a criminal enter-
14 -prise, "CCE, TITLE 21 USC § 848", and racketeering
15 influenced corrupt organizations, "R.I.C.O.
16 ACT", "18 USC § 1962". During the appeal, the 9th
17 Circuit panel set dates for filing briefs, caused me
18 to file an informal brief, but did not require the
19 respondents to file an answering brief. This panel
20 then forces me to sign an authorization for CDCR's sec-
21 retary and director to collect \$505.00 payment for
22 the appeal, or maintaining a case in which I was
23 "GRANTED" in forma pauperis status, I was still pay-
24 ing \$400.00 filing fee, in the U.S. District Court,
25 for the same case. That's a total of a \$905.00 dol-
26 fine, just for asserting my rights, maintaining a
27 cognizable lawsuit. My charges are proven, that
28 is bias judgment, embezzlement of funds, and to
ultimately dismiss my lawsuit for frivolous reasons
was a abuse of authority and discretion. For these rea-
sons, this court should grant certiorari and hear
this case on the merits. Supreme Court Justices (8).

"DECLARATION OF GOOD CAUSE":

1 I, ZURI SANA KABISA YOUNG, HEREBY DECLARES
2 THAT I AM THE PETITIONER, WHO HAS MOVED IN THE
3 UNITED STATES SUPREME COURT, WITH A PETITION FOR WRIT
4 OF CERTIORARI, AND I DECLARE THAT I HAVE USED MY
5 LEFT HAND, TO WRITE OUT ALL MY PLEADINGS, FOR IT
6 IS LIKE my(DNA), STYLE AND FORM, THE ROYAL IN
7 BLOOD AND SEAL.

8 THAT I AM NOT ADVISED BY OR REPRESENTED BY A CALIFORNIA
9 ATTORNEY / COUNSEL IN THIS PROCEEDING, I AM IN PROPIA
10 PERSONA (pro-se) (prose), I DECLARE THAT MY CIVIL RIGHTS
11 COMPLAINT, 42 USC § 1983, DID STATE A CLAIM, A COGNIZABLE
12 AND MEDICOLEGAL CLAIMS FOR WHICH RELIEF MAY BE GRANTED.

13 THAT I DID NOT HAVE THE FUNDS \$ 400.00 FOR THE FILING
14 FEES, SO I REQUESTED PERMISSION TO PROCEED IN FORMA-PUPERITA
15 = WITHOUT PRE-PAYMENT OF FILING FEES, THE PERMISSION WAS
16 GRANTED, THEN THE U.S. DISTRICT COURT DISMISSED MY LAWSUIT
17 ON MY STOLEN PROPERTY, DUE PROCESS, EQUAL PROTECTION OF THE
18 LAWS, ACCESS TO THE COURTS, REDRESS OF GRIEVANCES AND APPEALS
19 THAT I APPEALED TO THE U.S. COURT OF APPEALS, NINTH CIRCUIT
20 IN CALIFORNIA AND AGAIN I WAS ① GRANTED PERMISSION TO CONT-

21 IN CALIFORNIA AND AGAIN I WAS ② CAUSED TO FILE, FILE A APPELLANT'S
22 STATUS, AND HAD TO PAY A \$ 505.00 FILING FEE TO
23 MAINTAIN THE APPEAL, ③ I WAS CAUSED TO FILE, FILE A APPELLANT'S
24 OPENING BRIEF AND WHO A RESPONDENTS BRIEF, THEN THE NINTH (9TH)
25 CIRCUIT PANEL AFFIRMED THE JUDGMENT.

26 UNDERR THE LAW GLOVED THE PENALTY OF PERJURY
27 I DECLARE THAT THIS IS TRUE AND CORRECT, THAT THE ENTIRE
28 LEGAL PROCESS WAS AND IS UNCONSTITUTIONAL / LAWLESSNESS,
THAT THIS CAN BE BASED ON MY PERSONAL KNOWLEDGE AND INFORMATION,
THAT I HAVE BEEN "EMBEZZLED" FOR \$ 905.00 TOTAL
IN FILING FEES AND THAT THE U.S. DISTRICT COURT AND
NINTH CIRCUIT COURT OF APPEALS, UNLAWFUL CHARGED ME
FOR THE SAME CASE, THEN DISMISSED / DENIED / AFFIRMED.

ON December 3rd 2018.

14. By Zuri Sana Kabisa Young
- ZURI SANA KABISA YOUNG

CONCLUSION

FOR ALL THE EVIDENCE HEREIN AND ALL THE PRECEDING
REASONS,

The petition for a writ of certiorari should be granted.

Respectfully submitted,

By Dr. S. S. Kalsi (S. S. Kalsi)

Date: December 3rd 2018