

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

Oscar A. Sarres, Mendoza PETITIONER
(Your Name)

vs.

Gerald WITH Fied et al RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

The fifth Circuit Court of Appeals,
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Oscar Armando Sarres, Mendoza
(Your Name)

806 Hilbig Road.
(Address)

Conroe Texas 77301
(City, State, Zip Code)

(Phone Number)

QUESTION(S) PRESENTED

To. Assistant Warden Milbern.

- 1.) Did you or did you not signed on the Confiscation Form dated August 04-2016
- 2.) Did you knew that The petitioner has ongoing Legal action Against the Director OF T.D.C.J. The State Classification and Records Office?
3. That's the Reason why you Allowed Mr. Whitfield and Gosset illegal action in The Law Library?
- 4.) How many Grievance Complaint did The petitioner Filed?
- 5.) do you know petitioner had so much on his plate plus all that Retaliation. he suffer. While in your Custody?
- 6.) Mr. Whitfield. There's any OFFender. Filed in Court. Against you. beside Oscar Armando?
7. did you signed on The Confiscation Form dated August 04, 2016.?
8. do you know any Colleague in The Amarillo Court, Or a close friend.?
9. Mr Gosset. did you signed on The Confiscation Form?
- 10 why did you Confiscate petitioner legal documents?
11. Why you and Whitfield mistreat him. Retaliate him

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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TABLE OF AUTHORITIES CITED

CASES

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Williams V. Bennet, 689 F.2d. 1370, 1385-86 (11th cir.
1982); Trejo V. Perez, 693 F.2d 484, 485 (5th cir.
1982)

STATUTES AND RULES

42 U.S.C. 1983

Fed. R. CIV. P. 56

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 _____ 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☒ is unpublished.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 _____ 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.

JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was November 27, 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: November 27, 2018, 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 _____.
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

Lower Courts believe I have Substained at Least Three "strikes" while being a prisoner and May not Continue To proceed in Forma Pauperis in this Case Or may I proceed as pauper in any new Filings Or Appeals Filed While a prisoner. Pursuant to title 28, U.S.C. Section 1915(G) Unless ground argued in a motion for leave which fall within The limited exception enumerated 28.U.S.C 1915

Analysis: OF procedural due process questions Involves a Two-Part Inquiry:

- 1.) Whether The state has interfered with petitioner, protect liberty or Property interest;
- 2.) Whether procedural safe guard are Constitutionally Sufficient To protect The petitioner against Unjustified deprivations.

STATEMENT

Because Petitioner had resistance by officer Gosset and the Law library supervisor Gerald Wayne Withfield who confiscate Petitioner Legal documents the petitioner filed his Timely Motion for Protective Restraining Order in order to prevent his legal filing with courts. The court Dismissed petitioner Request stating that Petition was not showing any delay or an injury to his filing at that time. But Petitioner did fail to the court notice of March 06,2017. All these offenses done to petitioner was the result of failure to render the just ruling to the Petitioner, the actions of these respondents was in attempt to stop the petitioner in violation of his constitutional rights and all this is prove that respondent was acting in bad faith.



Oscar Armando Sarres Mendoza
A # 072810778

REASONS FOR GRANTING THE PETITION

So that justice be done in this case.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,



Date: 01-13-2019