

No. 18-7785 FEBRUARY 6, 2019

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IN THE  
SUPREME COURT OF THE UNITED STATES

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PETITION FOR WRIT OF CERTIORARI / IN RE DAVID DERRINGER UNDER  
US CODE TITLE 28 SECTION 1651(A), PETITION FOR SUPERINTENDING  
CONTROL-DIRECTIVE TO SENATE AND DOJ INVOLVING RICO OF  
JUDICIARY; AND REQUEST FOR RELIEF

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DAVID DERRINGER,

Petitioner,

V.

NEW MEXICO SECOND JUDICIAL DISTRICT COURT, NEW MEXICO SUPREME  
COURT, THE STATE OF NEW MEXICO, US DISTRICT COURT FOR THE  
DISTRICT OF NEW MEXICO 10<sup>TH</sup> CIRCUIT

V.

ISIDRO RUIS SAENZ (New Mexico Supreme Court No. 18-7785)

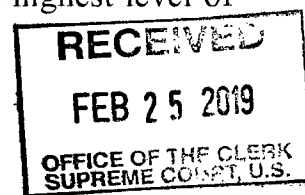
Respondents,

**SUPPLEMENTAL**

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**MOTION TO TAKE JUDICIAL NOTICE**

COMES NOW the Petitioner Pro-Se to notice this court with some of many additional documents that underlie the extreme and outrageous unethical, criminal and conspiratory actions of the New Mexico court judges themselves and to prove to this US Supreme Court that New Mexico (and likely all states) are saturated in concerted corruption to the highest level of



the “court of last resort” and the judiciary has absolute control in the very definition of “tyranny” and “dictatorship” over “We the People”. **Horton v. Driver-Miller Plumbing Inc.**, 76 NM 242, 414 P.2d 219 (1966) Courts may take judicial notice of facts which are self-evident or which are commonly known and are capable of immediate and accurate verification by resort to readily accessible sources of unquestionable accuracy. Upon reading these documents, the Court will discern that the court actions have nothing to do with law or justice, but rulings by personal opinion, various agendas, political party affiliation with the Democrats, revenge, mis-use of power, retaliation and perjury of Oath. The Constitution, Rules of Civil Procedure, case law, statutes both state and federal and agencies of Judicial Standards and the attorney Disciplinary Board not only are of no obstruction to the egregious acts of the judges, but are manipulated and in fact “owned” by the saturated overall control of the corruption. This is now being exposed nationwide that the corruption exceeds all bounds encompassing the very law enforcement and stop-gap agencies meant to oversee and enforce law and ethics. Integrity and Canon are defeated, the Rules of Civil and Criminal Procedure violated, the Judicial Standards ignored, the Code of Professional Conduct ignored, as are the watchful FOIA (Freedom of Information Act) and New Mexico IPRA (Inspection of Public Records Act) entirely defeated.

As the corrupt judiciary destroys court and public records, illegally prevents pleadings that expose them, and illegal Orders to stop and inhibit legal filings of both Complaints and pleadings, the information is kept secret and unavailable to We The People even seeking the government transparency guaranteed by such agencies as FOIA. No rational person would agree as a Disciplinary Board, that a State prosecuting attorney did no ethics violations by blatantly lying to a jury to attempt to gain a conviction. <sup>1</sup> **State ex rel. Collier v. New Mexico Livestock Bd.**, P.3d, 2013 WL 5288766, N.M.App., September 17, 2013 (NO. 32,191) “The basic purpose of ripeness law is and always has been to conserve judicial machinery for problems which are real and present or imminent. To be ripe where the threat of harm must be sufficiently direct and immediate as to render the issue appropriate for judicial review at this stage.” petition for review is now ripe because he....in order to compel the performance of an act that the law specially enjoins as a duty resulting from an office, trust, or station. NMSA 1978, § 44-2-4 (1884) Judicial oath of office. This Court will find as previously mentioned the necessity of “ripeness of law” that these matters are both previously unknown to the top court as probably one of the most serious cases to be ever heard. This is why few Pro-Se parties ever make it to the US Supreme

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<sup>1</sup> Violation of Rules 16-305(a) 16-306(A)(1)(2) and Rule 16-308(a)(E).

Court and few even with attorneys have the money to keep pursuing actions to gain access, and one will see by these pleadings where lower judges block filings, destroy records, block appeals and obstruct justice in every way possible. As with Hilary Clinton's "alleged murder hit rate" of well over 165 persons that were going to testify against her and corruption wind up dead of "suicide" of two bullets in the back of the head, Petitioner David Derringer has survived multiple attempted assassinations due to pursuing exposing the judicial and law enforcement and public agency corruption since the start of Catron County New Mexico CV-94-10 for a period of 25 years of the NM judiciary ruining David Derringer's life, liberty and the pursuit of happiness. The corruption finally ran David Derringer from his exclusively owned private property of a 40 acre ranch at gunpoint of automatic weapons with the Sinaloa drug cartel in concert with the cocaine drug transporters of the Catron County Sheriff Office and neighbor Mickey C. Chapel; all orchestrated by NM Judges Thomas Fitch and John Pope; making David Derringer's ranch value of \$500,000.00, personal property stolen of another \$400,000.00, and \$1.8 Million dollars of water rights, and "millions" of owned water, stolen by NM judicial and public corruption without a penny for David Derringer, making David Derringer homeless and destitute after January 11, 2006, after a lifetime of work and now homeless at 70 years old.

**Kunkel v. US**, 113 S. Ct. 417, 506 US 957, 121 L.Ed.2d 340. Several of these “hits” were attempted by Judges Thomas Fitch and John Pope, both intertwined as cocaine and alcoholic addicts with records of multiple rehabilitation visits, yet still remaining on the bench for years, actions against Canon but covered up by the NM Supreme Court. Many Judges (Judge Brennan ie.) hooked on cocaine and domestic abuse, when caught in public eye had all NM Judges “recuse” so as to allow escape of prosecution by the good ol’ boy system. David Derringer properly discloses these documents and information, of which there is many, many more upon investigation for mandated action. **Prei, Inc. v. Columbia Pictures** 508 U.S. 49, 113 S.Ct. 1920, 1925, 123 L. Ed. 2d 611 (1993). Aptly, this conduct is “judicial terrorism” by a “mafia-style” judiciary that knows they have absolute control and are absolutely unaccountable by collusion with public officials and law enforcement. This leaves We The People with no redress and no options for any resolution. David Derringer lives 24 hours a day with likelihood of assassination, not at all what the Founders of the Declaration of Independence and Constitutional Bill of Rights envisioned with US Constitution Article III Sections 1, 2, 3, but sedition, treason and insurrection under also the meaning of the 14<sup>th</sup> Amendment Section 3 and perjury of Oath. **In re Williamson**, 43 BR 813.; **Supreme Court of the**

United States June 29, 1972 408 US 606 92 S. Ct. 2614. ; Supreme Court of the United States May 23, 1955 349 U.S. 190, 75 S. Ct. 687 “I think it is my duty to endeavor to protect the rights guaranteed under the Constitution, primarily the first amendment, supplemented by the fifth..The purpose of this is “to expose”. The Judges will impair filings, or in many cases of Petitioner (Plaintiff) David Derringer, (ie. CV-14-07755) when the NM Ct. App. has to rule for David Derringer as their own Case law NM Ct. App. No. 29,853, they simply ignore the case without decision. David Derringer has Catron County Case CV-94-10 unresolved except for proven judicial fraud for 25 years; other David Derringer cases unresolved for over 16 years, even when proper filing of a Petition for Order on Mandate or a Petition for Superintending Control to the New Mexico Supreme Court to force a decision of the NM Court of Appeals or to enable further appeal, the Petitions are “denied” and the cover-up continues to archive the unresolved case, waiting for David Derringer to die and then obstruction is complete.

On February 13, 2019 Second Judicial District Court Clerks Monica Baca and Cindy Walker “refused” to file the timely Motion for **D-202-CR-2017-03496** Reconsideration of the illegal Order of January 18, 2019, and the next day February 14, 2019 Monica Baca and Cindy Walker “refused” to file the timely Notice of Appeal, attempting to entirely block both damaging

information of corruption and to block any further use of the Courts; all criminal acts under Title 18 Sections 241, 242, 1503, 1512 and 1519; intertwined RICO violations under 901(A) of the organized crime control act of 1970 (PUB.L. 91-452, 84 STAT. 922, enacted October 15, 1970), and is codified at 18 U.S.C. CH. 96 AS 18 U.S.C. §§ 1961-1968.

#### REDRESS, COMPENSATION, RESTITUTION, AND REPARATIONS

In the original filing Petition, Petitioner requested amounts of restitution clearly owed by the US Government and the State of New Mexico. In the document Motion for Reconsideration of Case No. D-202-CR-2017-03496 this court will find additional requests for restitution. Now with the obstruction of justice of NM Second Judicial District Court Clerks Monica Baca and Cindy Walker, they, and others also owe \$250,000.00 each, and as all are mandated to be indicted, prosecuted and federally imprisoned.

The readings of these documents are self-evident as to the relentless criminal acts against persecuted and targeted US Citizen David Derringer. The mandate for redress, accountability and sustaining the integrity of the entire American judicial system of our government rests solely on the shoulders of the United States Supreme Court.

Respectfully submitted by: David Derringer

**Additional material  
from this filing is  
available in the  
Clerk's Office.**