

18-8554

No.

Supreme Court, U.S.
FILED

MAR 18 2018

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

Wylmina Hettinga – Petitioner

vs.

Timothy Loumena – Respondent

On petition for a Writ of Certiorari to the
Sixth District Appellate Court of California

PETITION FOR WRIT OF CERTIORARI

Wylmina Hettinga
1587 17th Street
Los Osos, CA 93402
805-235-1699

ORIGINAL

QUESTION PRESENTED

Can Petitioner be brought into a state superior court to be ordered to pay child support for a minor she had no legal rights to and no visitation rights with?

As a vexatious litigant and defendant, was Petitioner wrongfully denied due process rights to review?

LIST OF PARTIES

All parties 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:

Wylmina Hettinga

Timothy Loumena

California Department of Child Support Services, Santa Clara County

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IN THE SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

Petitioners respectfully prays that a writ of certiorari issue to review the orders below.

OPINIONS BELOW

The denial of review of the Supreme Court of California appears at Appendix A and is unpublished.

The opinion of the State of California Appellate Court, for the Sixth District appears at Appendix B and C and are unpublished.

The opinion of the Superior Court of California, County of Santa Clara appears at Appendix D and E and are unpublished.

JURISDICTION

The last date on which the highest state court decided this case was filed on December 19, 2018. A copy of that decision appears at Appendix D. The jurisdiction of this Court is invoked under 18 U.S.C. §1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Morgan v. United States (1938) 304 U.S.1. 18. Held: The right to a “full hearing” embraces not only the right to present evidence, but also a reasonable opportunity to know the claims of the opposing party and to meet them. The right to submit argument implies that opportunity; otherwise, the right may be but a barren one. Those who are brought into contest with the Government in a quasi-judicial proceeding aimed at the control of their activities are entitled to be fairly advised of what the Government proposes and to be heard upon its proposals before it issues its final command.

STATEMENT OF THE CASE

In this case, Petitioner was brought into court to pay support for a minor she is no longer the parent of. She objected to having a Commissioner hearing the matter before, during and after the trial and she was denied. When she appealed the orders, she was denied reviewed in the state appellate court as a vexatious litigant.

REASONS FOR GRANTING THE PETITION

In *Morgan v. United States* (1938) this court made it clear that Petitioner had a right to confront the governmental agencies misusing their authority to order Petitioner to pay funds for an unrelated minor child and then denied any ability to appeal the matter as a vexatious litigant.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted on March 18, 2019.

Wylmina Hettinga: 