

No. 18-8597

IN THE
SUPREME COURT OF THE UNITED STATES

Barbara E. Brown — PETITIONER

VS.

Scott Burton, Deputy Sheriff, et al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals For the Ninth Circuit

PETITION FOR REHEARING ON
PETITION FOR WRIT OF CERTIORARI

Barbare E. Brown

P.O. Box 5408

Sugarloaf, CA 92386

(951) 534-8277

QUESTION(S) PRESENTED

1. whether the 9th circuit court of Appeals erred in affirming District Court Judge Carney's granting summary Judgment on Petitioner's Fourth Amendment claim for improper detention and arrest when Carney was not the trier of fact, in that, Petitioner demanded jury trial;
2. whether the courts can deem an officer a "reasonably prudent person"?
3. whether the courts can re-try Petitioner, when original charge was dismissed?
4. whether Carney can violate judicial Canons and practice law while aiding and abetting, suggesting officers should have arrested petitioner for trespassing?
5. whether the 9th circuit can conclude the officers were professional, respectful and courteous when they relied upon false statements and edited audio recordings?
6. whether the Courts erred when both denied Petitioner appointment of Counsel?
7. whether California Penal Code 148(a)(1) Violates American's 4th Amendment right to be secure and free from unreasonable searches and seizures, being vague and ambiguous?
8. whether Courts erred in violating Petitioner's Right to Redress, 1st Amendment?
- Whether Petitioner has a Fundamental Right to Travel, a right to own and keep property, a right to custody of minor family members, a right to date white men
9. whether the 4th, 13th and 14th Amendments apply to granddaughters of slaves?
10. whether Judge Carney erred in allowing government intrusion into my life?

STATEMENT OF THE CASE

ON February 16, 2013, Petitioner was a welcomed guest at Jonathan Sprecher's home, whom I was dating.

An argument broke out between Petitioner and an EX-Boyfriend, Roger Tierce who lived in the basement apartment.

There were no physical confrontation between anyone.
SEE: Exhibit A Declaration of Roger Tierce.

The Big Bear sheriff deputies (named Respondants) responded to a 911 call Mr. Sprecher made in order to keep the peace.

Roger Tierce left immediately before they arrived.

Deputy Wijnhamer arrived first, investigated and left.

Deputies Burton and Hollenbaugh arrived soon thereafter and reached into Sprecher's house and drug Petitioner outside and immediately handcuffed petitioner, and drugged and raped petitioner, in jail. Both Petitioner and Sprecher told Travis Wijnhamer that there was no problem and that Roger had left, we were not fighting.

Deputy Burton had been recorded on 911 call stating his intentions before he arrived at Sprecher's home when he asked dispatch to repeat suspects, name which was me, and he stated "No MORE."

Petitioner was arrested for PC148(A)(1) obstructing an officer while performing his LAWFUL duty, charges were dismissed later.

The Petitioner was then sent to a mental ward as retaliatory actions against her due to previous lawsuit filed Feb. 6, 2013, and due to Respondants extreme hatred for NON Whites.

Respondants did commit Perjury in their declarations and withheld evidence.

REASONS FOR GRANTING THE PETITION

I, Barbara Eva Brown, Petitioner, activist, child advocate and the President and founder of the "MOD SQUAD" (mothers of the disappeared) founded in August 2002 in Alaska due to the Child Protection Agency and its corruption that ran deep and still does in California too. SEE: All evidence submitted herein.

For 18 years Petitioner had sought justice for my twin sister, Alice Brown, her daughter, Jessica Lani Cinnamon Brown, her son, Joseph William Kula Brown and other parents whose rights were violated due to perjurious statements made against them in declarations from the organization designed to protect children. SEE: Exhibit B and C and all evidence.

Due to government intrusion, slander, libel and collusion hundreds of thousands of children are taken nationwide away from their families with police power (abuse of power) lies and corruption.

Petitioner had two family members taken away forever due to false allegations, fabricated evidence and conspiracy to deprive us disadvantaged class of people. (Poor, Black, Jewish, uneducated)

Due to extreme poverty and lack of counsel/education, we loose Petitioner had been falsely arrested, cars impounded 10+ times, denied access to my nephew and niece and sexually assaulted while in protective custody and drugged like a dog.

Petitioner had all charges dismissed in Big Bear Lake, California, but continues to be harassed by law enforcement without probable cause or provocation. Deputies don't respond when I call for help, only to arrest me, for no reason, and attempt to prosecute me.

Petitioner and all americans have a right to be free from government intrusion, presumed rights, parental rights, human rights inherent rights, civil and Constitutional rights, but for 18 years peace officers nationwide get away with the Slaughter of unarmed persons of color and the kidnapping of our family members through perjury, slander, libel and falsifying records. If officers can't arrest legally they create a PC 48(A)(1) Charge which is unconstitutional, vague and ambiguous and gives officers access to our vehicles, our freedom, our children. This is matter of national importance. SEE: All Exhibits enclosed

CONCLUSION

The petition for Rehearing should be granted.

Respectfully submitted,

Barbara E. Brown Barbara E. Brown, Petitioner

Date: June 24, 2019

Barbara E. Brown

P.O. Box 5408

Sugarloaf, CA 92386

(951) 534-8277

Petitioner, ~~in pro per~~

Case No: 18-8597

Barbara E. Brown

PETITIONER'S

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vs.
Scott Burton, et al.

PETITION FOR

REHEARING

TO THE HONORABLE COURT AND TO ALL PARTIES:

- Comes now Barbara Eva Brown, petitioner, in this case, hereby apply to this court for a petition for rehearing, in that, petitioner has a right to redress and has thus far been denied at every level of the court system including this court twice.

This petition is based upon new evidence, 2 declarations in support, the complete files and records in this action.

June 24, 2019

By: Barbara Eva Brown
Barbara Eva Brown

Petitioner in pro per.

IN THE

SUPREME COURT OF THE UNITED STATES

Barbara E. Brown,

vs.

Scott Burton, Deputy
Sheriff, et al.**DECLARATION IN SUPPORT OF**CORRECTED PETITION
FOR REHEARINGI, Barbara Eva Brown, declare as follows:1. I am the Petitioner in the above entitled case.

2. I have personal knowledge of the following facts, and, if called as a witness, I could and would competently testify thereto.

3. I, Barbara Eva Brown, Petitioner, present this corrected
Petition for Rehearing in good faith and not for delay.4. The grounds relied upon the, testimony/declaration of
Roger Tierce dated 6/22/19, has not previously presented in any court. Tierce's
declaration is pertinent in this case. Enter into Evidence Exhibit "A" Mr. Tierce's Declaration.5. Petitioner has evidence SEE: Exhibit "D" 911 Call at 21:47:28 Subject #1
Name: Brown, Barbara RFT Name: Brown, Barbara Report: Yes then at 21:47:29 "NO MORE"
at 21:47 ASSIST at 21:50 ASSIST, "shows officers harassment and premeditated (unlawful) arrest."6. Petitioner had active civil Rights lawsuit against Big Bear Lake

7. Sheriff Department and Deputy Alex Collins (town hero for killing Christopher Dorner) that, this S.C.O.T.U.S. denied to hear and then denied rehearing due to this court failure to mail order timely (54 days) case # 18MG.

8. Exhibit "E" Reports the illegal/unlawful seizures of vehicles parked on private property, without court orders or notice, by Big Bear Lake Sheriff Deputies, I was harassed about my R.V.

9. Exhibit "F" is clearly police harassment with no probable cause, A warrant for Petitioner's arrest for "incomplete car Registration," within 5 months of purchase, and PC148(a)(1) SEE: case EDCV181418CJCE.

10. Exhibits G-N is more evidence of Police Harassment from 2011 - 2017 attempted prosecutions of Petitioner most dismissed, in the interest of justice.

11. On July 7, 2016 Petitioner's drivers license was suspended with the request of Deputy Francis and the discriminatory practice of requiring a person of color for ^{mental health} evaluation.

12. Petitioner's drivers license is to be suspended until petitioner agrees to the 5th amendment violation to be a witness against myself, that would be "forever suspension."

13. Petitioner has lived in Sugarloaf, California since October 2009 and was considered a good driver by insurance Co. and had no D.U.I.'s & no accidents until I became emotionally distressed by cps.

14. Now Petitioner had and will always suffer from permanent loss of enjoyment of life and I grieve my injuries/losses ie: my nephew kidnapped by Big Bear Deputies & my freedom.

15. Big Bear Sheriff Deputies custom and pattern and practice is to violate civil, human, parental, inherent & presumed rights, including beating my witness, Roger Tierce, last September 2018, as reported.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 15, 2019, in Sugarloaf, California.
(date of signing) (city, state of signing)

Barbara Eva Brown
(print name)

Barbara Eva Brown, in PRO PER.
(signature)

IN THE

SUPREME COURT OF THE UNITED STATES

Barbara E. Brown

vs.

Scott Burton, et al**DECLARATION IN SUPPORT OF
PETITION FOR REHEARING**I, Roger Tierce, declare as follows:1. I am the witness in the above entitled case.

2. I have personal knowledge of the following facts, and, if called as a witness, I could and would competently testify thereto.

3. I was present on the night 2-16-13from which this case arises from.4. Barbara Brown arrived at Jonathan Sprecher's home at 9 PM, where I also resided in the Basement Apartment.5. Barbara did call ahead and was invited over to visit Mr. Sprecher and to talk to me.6. There was no physical confrontation between either one of us. EXHIBIT A

7. Barbara and I argued regarding a prior incident on 2/14/13.

8. Mr. Sprecher called Big Bear Sheriff Department to assist in peace keeping efforts.

9. During Barbara's visit she did not slap Mr. Sprecher or myself.

10. I left the house before the sheriffs arrived.

11. _____

12. _____

13. _____

14. _____

15. _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 22, 2019, in Sugarloaf, Ca

(date of signing)

(city, state of signing)

Roger Tierce
(print name)

Roger Tierce
(signature)

CERTIFICATION OF COUNSEL

Petitioner, Barbara Eva Brown appears in this case as a pro se Litigant and is self-represented. Mailing address is: P.O. Box 5408 Sugarloaf, CA 92386 Telephone number is: (951) 534-8277

Respondent's attorney is: Dennis Wagner, LLP Address is: 1325 Spruce St. Suite 200 Riverside, CA 92507 Telephone number is: (951) 363-3923

Respondents are: Scott Burton, Travis Wijnhamer and Thomas Hollenbaugh.

In accordance to Rule 44 scotus, Petitioner certifies herein that this petition for Rehearing is presented in good faith and not for delay and the grounds it relies on intervening circumstances of substantial and controlling effect and to other substantial grounds not previously presented at any level of the court system. SEE: Exhibit "A", Declaration in support of petition for Rehearing from Roger Tierce, an eyewitness who has personal knowledge of the events that led to the unlawful arrest of Petitioner.

This information was withheld (along with the testimony of Jonathan Sprecher) by Respondents, their attorney. Mr. Sprecher will be sending his declaration directly to S.C.O.T.U.S. I declare under penalty of perjury that the foregoing is true and correct.

July 15, 2019

Barbara Eva Brown

Barbara Eva Brown

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

July 1, 2019

Barbara Brown
P.O. Box 5408
Sugarloaf, CA 92386

RE: Brown v. Burton, et al.
No: 18-8597

Dear Ms. Brown:

The petition for rehearing in the above-entitled case was postmarked June 24, 2019 and received July 1, 2019 and is herewith returned for failure to comply with Rule 44 of the Rules of this Court. The petition must briefly and distinctly state its grounds and must be accompanied by a certificate stating that the grounds are limited to intervening circumstances of substantial or controlling effect or to other substantial grounds not previously presented.

You must also certify that the petition for rehearing is presented in good faith and not for delay.

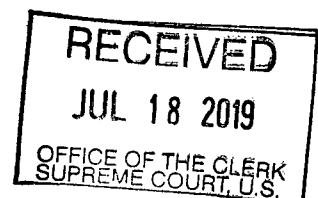
Please correct and resubmit as soon as possible. Unless the petition is submitted to this Office in corrected form within 15 days of the date of this letter, the petition will not be filed. Rule 44.6.

Sincerely,
Scott S. Harris, Clerk

By:


Clara Houghteling
(202) 479-5955

Enclosures



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