

18-9727 ORIGINAL
No.

SUPREME COURT OF THE UNITED STATES

Shanta G Phillips-Berry

Supreme Court, U.S.
FILED

MAY 17 2019

CLERK OF THE COURT

Petitioner

v.

Patricia Blackwell Scurlock: Joseph Albe, Attorney; Robert Lenter, Attorney; Thaddeus L. Teaford, Doctor; Mahmoud M. Sarmini, Doctor; United States Military; Ochsner HealthCare System, Et Al; East Jefferson HealthCare System, Et Al; Facebook; Uber; Lyft, L.L.C.; Hollywood Productions; Gulf Coast Bank & Trust Company; Uncle Bob's Storage; Enterprise Leasing Company; Office of Motor Vehicle Louisiana; Social Security Office Louisiana; Department of Family Services Louisiana; Housing Authority Louisiana; Department of Transportation Louisiana; Department of Justice of the State of Louisiana

Respondents

On Appeal from the United States District Court, Eastern District of Louisiana, No. 2:18-cv-7738,

PETITIONS FOR WRIT OF CERTIORARI

Shanta G Phillips-Berry
202 Clemson Street
Kenner, LA 70062
(504) 635-8239
Pro Se Litigant

CERTIFICATE OF INTERESTED PERSONS

The undersigned Pro Se Litigant counsel of record for Appellant
The following listed persons and entities as described in the 5TH CIR. R. 28.2.1 have an
interest in the outcome of this case.

APPELLEE/DEFENDANT

Louisiana Department of Justice
Litigation Division
1885 North 3rd Street
Baton Rouge, La. 70802
225-326-6079950

Social Security Office of Louisiana
5455 Bankers Ave.
Baton Rouge, La 70808
866-613-3070

United States Military
101 Amy Pentagon
Washington, DC 20310-0101
202-225-3015

Patricia Blackwell Scurlock
14136 W. Hoffman Rd.
Hammond, Louisiana 70454
504-887-7859, 318-697-1996,
or 504-975-7686

Attorney For:
Patricia Blackwell Scurlock
Raspanti Law Firm, LLC
3900 N. Causeway Blvd.
Lakeway One, Ste. 1470
Metairie, Louisiana 70002
(504)836-7330

President of the United States
Donald J. Trump
U.S. Attorney Office
650 Poydras Street, Ste. 1600
New Orleans, La. 70130
504-589-7600

President of the United States
Donald J. Trump
U.S. Attorney General
U.S. Department of Justice
Pennsylvania Avenue, NW
Washington, DC 20530-000
(202)727-3400

Department of Family Service
Louisiana
627 North 4th Street
Baton Rouge, La 70802
(888)524-3578

Louisiana Disciplinary Board
Office of Disciplinary Counsel
4000 S. Sherwood Forest Blvd. Ste 607
Baton Rouge, La. 70816
225-293-3900

Department of Transportation
1201 Capitol Access Rd.
Baton Rouge, La 70802
(877)452-3683

Health and Hospitals of Louisiana
1628 North 4th Street 18-31073
Baton Rouge, La. 70802
225-342-9500

Office of Motor Vehicle Louisiana
7701 Independence Blvd.
Baton Rouge, La 70806

United States Military
101 Amy Pentagon
Washington, DC 20310-0101

Housing Authority Louisiana
2415 Quail Drive
Baton Rouge, La 70806

Communication Service of Louisiana
1201 North 3rd Street
Baton Rouge, La. 70802
225-219-3181

**Department of Environmental
Quality of Louisiana**
602 North Fifth Street Capitol Park
Baton Rouge, La.70802

Social Security Office of Louisiana
5455 Bankers Ave.
Baton Rouge, La 70808
866-613-3070

Enterprise Leasing Company
600 Corporate Park Drive
St. Louis, MO 63105

Facebook
Hackerway
Menlo Park, CA 94025
(833)272-0777

Uber
1455 Market Street Ste. 400 4th Floor
San Francisco, CA 94103
(800)593-7069

Lyft, L.L.C.
185 Berry Street
San Francisco, CA 94103
(855)865-9553

Entergy of Louisiana, L.L. C.
3400 Canal Street
New Orleans, LA 70119

Entergy of Louisiana
3400 Canal Street
New Orleans, LA 70119

Represented By: Marques Meeks
Attorney for: Entergy of Louisiana and
Entergy of Louisiana L.L.C.
Entergy Service, Inc. (New Orleans)
639 Loyola Avenue Ste. 12A
P. O. Box 61000 New Orleans, LA 70113
(504)576-7048
Email: smoore6@entergy.com
Leading Attorney to be noticed

Appellant/ Plaintiff

/s/ Shanta G. Phillips-Berry
202 Clemson Street
Kenner, Louisiana 70062
(504) 606-9239
Pro Se Litigant

PRESENT ARGUMENTS

1. Appellant argued that by not being able to receive a fair trial jury's verdict, court date or sentence date, appellant was imprisoned without a sentencing with cruel and usual punishment. Which this country's justice system rules unwarranted and is called kidnapping which violates individuals civil rights which is also stated in this constitution. Anyone that prevents any citizen(s) from movement throughout this country restraining, holding or stopping them in any form is a crime. This person should be treated as any criminal kidnapping and breaking laws. This technical implant leads appellant to think about anyone married to a military spouse which has been place in this situation using military medical benefit. Unfortunately appellant wasn't using the benefits they were being stolen, and used for fraudulent insurance claims by Appellee(s).
2. Appellant also argues the fact about this reformed justice system using implants to control human life is a violation of this constitution as well. This country has grown in technology in many areas that will help people all across this country; but to use something that was created to help disabled individuals unable to communicate is inhuman and goes

3. above levels of humanity. Technology creates robs to do job removing humans from work and now this country is trying to make the human popularity robs which offends GOD and any other spiritual community. This device is being place in humans all across this country is a deceptive device is and opens doors to criminal to easily access banking, private and personal. Nothing and No one is safe now. These high ranking professionals and wealthy citizens exposed low income, poverty stridden citizens to racial and hateful acts of crimes, creating a conspiracy to easily mislead and enforce corruption with in the justice system.
4. With the use of government departments, transportation departments, private own companies, the communication department, internet and cell phone high ranking professionals, and wealthy citizens throughout this state of Louisiana are able to harmed, threatened, forced and blackmail forcing its citizens to commit act in which criminal behave. This country fell to protect appellant and citizen's civil rights promoting criminalistic behavior leaves an open platform for personal gain.

JURISDICTIONAL STATEMENT

Appellant appeals from (1) October 01, 2018 as to case terminated September 18, 2018 by Judge Martin L.C Feldman of the U.S. District Court Eastern District of Louisiana (New Orleans) (2) case is connected to 4 other cases; This court of Louisiana transferred case(s) it to different Magistrate Judges, Judge Karen Wells Roby, Judge Jane Triche Milazzo, and Judge Joseph C. Wilkinson, Jr. August 27, 2018 thru August 30, 2018 which confused appellant as to location case(s). (3) Order denying as "MOOT" entered on October 03, 2018 by Judge Martin L. C. Feldman, appellant replied timely filing a Notice of Appeal, This Court has jurisdiction over the appeal under 28 U.S.C. § 1291.

TABLE OF CONTENTS

CERTIFICATE OF INTERESTED PERSONS	i
PRESENT ARGUMENTS	iii
JURISDICTIONAL STATEMENT	1
TABLE OF CONTENTS	2
TABLE OF AUTHORITIES	4
STATEMENT OF ISSUES PRESENTED FOR REVIEW	6
STATEMENT OF THE CASE	7
SUMMARY OF THE ARGUMENT	11
STATEMENT REGARDING ORAL ARGUMENT	12
1. The United State District Court Eastern District of Louisiana did not grant appellant a court date or trail on four cases, holding information for months calling information provide frivolous without seeking trail with jury to justify statement. 28 U.S.C. § 1915(e)(B)(i)	
A. Court documentation available at Jefferson Parish 24 th District where protective orders was filed several times, against Appellee(s)	
B. Documentations also available with Police Reports and complaints filed in Kenner, Jefferson Parish, and New Orleans Louisiana	
C. Medical and Law malpractice documentation/information available across the Cities of New Orleans, Jefferson/Metro, and Kenner Louisiana areas	
2. Assuming - somehow the courts failing to provide a court date or trail	

jury date contributed to on-going activities by not pursuing Appellee (s), not giving appellant the opportunity to introduce evidence of its policy limits at trial,

3. The Eastern District Court of Louisiana repeatedly abused its discretion in denying relief, even when appellant resolved issues in a timely manor upon request.
4. Based on information's location by professional and government agencies the Eastern District Court of Louisiana should have without dough grant appellant the consideration and opportunity to prove case in United States District Court of Appeals

CONCLUSION 14

CERTIFICATE OF SERVICE 15

CERTIFICATE OF COMPLIANCE 16

APPENDIX A

APPENDIX B

APPENDIX C

APPENDIX D

TABLE OF AUTHORITIES

CASES

<i>Belanger v. Geico Gen. Ins. Co.,</i> 623 F. App'x 684 (5th Cir. 2015)	40
<i>Cutrera v. Bd. of Supervisors of La. State Univ.,</i> 429 F.3d 108 (5th Cir. 2005)	38
<i>Dey v. State Farm Mut. Auto. Ins.,</i> 789 F.3d 629 (5th Cir. 2015)	<i>passim</i>
<i>Esmark Apparel, Inc. v. James,</i> 10 F.3d 1156 (5th Cir. 1994)	17
<i>FDIC v. Castle,</i> 781 F.2d 1101 (5th Cir. 1986)	28, 29, 36
<i>Fennell v. Marion Indep. Sch. Dist.,</i> 804 F.3d 398 (5th Cir. 2015)	38, 40
<i>Koon v. United States,</i> 518 U.S. 81 (1996)	17, 19
<i>Logan v. Zimmerman Brush Co.,</i> 455 U.S. 422 (1982)	38

STATUTES

LA. 18 U.S.C. § 1030	
LA. 28 U.S.C. § 1291	1
LA. REV. STAT. § 22:1269	18, 19, 28, 37
LA. REV. STAT. § 22:1892	37
LA. REV. STAT. § 22:1973	
37 DISABILITY ACT [ADA] (42 U.S.C. §1201) 42 U.S.C. §§ 1971	
42 U.S.C. § 1983, 18 U.S.C. § 245	

RULES

FED. R. CIV. P. 16	21
FED. R. CIV. 65.1	25
FED. R. CIV. 65	25
FED. R. CIV. P. 59(e)	10, 29
FED. R. CIV. P. 60(b)	<i>passim</i>
LA. CODE EVID. art. 411	13, 20
LA. LOCAL CRIMINAL RULE 5	57
LA. LOCAL CRIMINAL RULE 32	58
LA. LOCAL CRIMINAL RULE 35, 38 & 41.....	15, 16
LA. LOCAL CIVIL RULE 47 – JURORS	19, 20
LA. LOCAL CRIMINAL RULE 53	62

STATEMENT OF ISSUES PRESENTED FOR REVIEW

1. The district court abused its discretion by not relying on the erroneous legal premise that a citizen(s) of the state of Louisiana and this great country deserves a fair trial by jury. Not allowing evidence to be presented in a timely manor as stated in the constitution. Leaving appellant and citizen(s) open to attacks, injuries, and other hateful actions bought on by Appellee(s) and others.
2. Assuming – if this Court of our country would have properly addressed this matter the outcome would have been resulted, by evidence presented to trial and jurors. In failing to properly comply with its own laws and rules of the United States of America appellant was force to file appeal.

STATEMENT OF THE CASE

Cases connected to conspiracy No.18-31067 filed August 30, 2018, No.18-31068 filed June 18, 2018, No.18-31073 filed August 15, 2018 and No.18-31077 filed August 18, 2018 all Appellee(s) committed crimes in some form against appellant and citizens of this City of Kenner, Louisiana. First, while working for Space Walk Incorporation owner Patricia Blackwell Scurlock made employee Operations Manager; Appellant; Shanta G Phillips-Berry unknowingly submits documentation to launder money from the Gulf Coast Oil Spill / BP in 2008. To enforce this criminal act(s) Appellee(s) created a conspiracy. While enforcing this conspiracy many civil rights laws and voting laws were broken and over looked by many professionals servicing community. These hateful act(s) of crime against appellant used, doctors Thaddeus L. Teaford whom committed medical malpractice on August 14, 2014 by injecting appellant with painful mind reading platform device, surgery at Ochsner Baptist Hospital four times misleading appellant, doctors overmedicating appellant at Ochsner Main Campus, on Jefferson highway, therapy numinous times Ochsner Clearview in Metairie, Louisiana all paid by government Insurance fraud, and private own companies insurance. On September 24, 2010 appellant was in a minor accident seek several Attorneys Brandon Venegas, Morris Bart Law Firm, Guest Law Firm,

Robert Lenter, and Joseph Albe former New Orleans officer, aware of plot, whom promoted conspiracy by committing law malpractice, NOT report this behavior by covering up and/or participating receiving monetary favors, trips or vacations reinforcing corruption throughout Louisiana Justice System.

Police officers participated from Kenner Police members of the LGBT were most used, because Patricia Blackwell Scurlock is a lesbian, Jefferson Parish and New Orleans departments' committed physical and emotional acts of abuse to appellant and others some deaths. Secondly, some dates may change but incident occurred, a minor accident in Kenner on September of 2010 officer submits a fraudulent report No. 12-0512 NO, arrested by Kenner Police April 28, 2012 for a traffic stop, in jailed for three days and transferred to Jefferson Parish report made to Internal Affairs over the phone typed June 29, 2012, August 05, 2015 burglary at Uncle Storage in Kenner police fell to follow-up, August 14, 2014 Doctor Thaddeus Teaford injected appellant with painful device that injects pain, reads thoughts and tracks location, surgery at Ochsner Baptist Hospital four different times having surgery misleading appellant to think it was pain medication injections, doctors overmedicating appellant at Ochsner Main Campus, on Jefferson highway, therapy numinous times Ochsner Clearview in Metairie, Louisiana all paid by government Insurance fraud using Medicare, Medicaid, Tri-Care and private

own company insurance Humana. Many medical items were purchased wheelchair, walkers, scooters, tub-chair, in-home therapy and more. This device which was created to help patients whom are paralyzed and have no motor skills to communicate is now being used as a weapon across this country. This weapon installed in appellant's body is also being implanted and used on prison inmates, and released reformed felons across this country to which have paid the price by time severed. This device being used is harmful to health, breaking civil rights, voting rights and laws that effect the constitution of this great country.

Living at 1405 Montana Ave Kenner, appellant went to vote on November 8, 2016 unaware of the device appellant was carrying in body committing treason but NOT voting for Trump, next day drones flying over home, stolen internet device someone was using it from October 28 - November 11, 2016 Jefferson Parish Police report, April 1, 2017 just moved in new Housing Authority house 202 Clemson Street Kenner, drones flying over home called Kenner Police, April 05, and 07, 2017, April 14, 2017 Refrigerator damaged told by repair man Kenner report, April 15, 2017 appellant purchased new back window on truck weeks before on Airline Highway, Metairie three hundred dollars Kenner Police called truck window stolen and replaced with old window with tape to hold on that fell off, May 20, 2017 Ipad stolen

reported to Kenner Police, June 17, 2017 damages to truck oil all over ground with prints on hood of truck Kenner Police called and came, West Virginia being ran off road March 26, 2017 called 911, On September 30, 2018 sexually assaulted again by Jefferson Parish female officers reported that day was told by officer Internal Affairs returning call next day, today is November 28, 2018 no call. These hateful crimes have been ongoing since lawsuit was filed for workmen's Compensation, hose and plot to kill appellant to cover-up actions promoting conspiracy to commit treason, laundering money, destroying evidence, corrupt justice force appellant who unknowingly participated. Appellant has benefits being with held by Social Security Office at this time by Appellee.

Appellee(s) use employee(s) of restaurants, stores, transportation, healthcare, entertainment, communication services, justice system, government agencies, U.S. Military, family services and churches across this state of Louisiana and others to cover-up critical, damaging hateful felonies. These acts to destroy appellant's life went above and beyond criminalistic behavior. Families have been threatened, benefits have been removed, and jobs have been loss, people are afraid to answer phones, afraid of who's on the other end. People are afraid of losing a love one, and/or having children taking away to protect the cover-up of these act(s) of hatred and treason.

SUMMARY OF THE ARGUMENT

Louisiana is one of only a few states that have not established a procedural right of action directly assist appellant's with NO relationship single men, women, young or elderly individuals with legal assistants in cases which criminals seek to destroy via it employer or neighbor(s). These low income individuals are left to fin for themselves. This state of Louisiana has felled to protect its citizens from harm and danger. In fact, if legal aide services were available for appellant the injuries sustained would not have occurred. There are many priority streaked individuals seeking legal help against praetors, these individuals are being left to try there best to defend themselves without law degrees. This state only provides help to people in relationship or family member which leaves anyone other than family to harm, attack, and injure.

Louisiana has also adopted this reformed justice program which is hurting and harming its citizen. This program violates citizen's civil rights, voting rights and spiritual rights to exists as a human and an Americans. This device created to help individuals unable to help themselves in now being used a weapon to inject pain, destroy and control behaviors of individuals in the justice system. Unfortunately this device was gotten into the hands of people with criminalistic behavior mentally whom are professionals,

STATEMENT REGARDING ORAL ARGUMENT

The conspiracy forming the basis of this lawsuit is factually intensive, Appellant, respectfully requests oral argument, this appeal will require the Court to interpret the law establishing limitations on a plaintiff's recovery against a liability insurer in a direct action of Appellee(s). This appeal also will require the Court to determine whether Louisiana laws imposes an evidentiary requirement were crimes committed broke laws in various areas causing wrongful deaths, blackmail, harassment, violated civil rights, Workmen Compensation violations, voting rights by treason, imprisonment, sexual assaults, fraudulent uses government funds, law and medical malpractices and others to corrupt the justice system of Louisiana with the use of Louisiana Communication Services to enter evidence at trial in order to give proven liability to those who's levels are not above the law. Oral argument may assist the Court in resolving these issues.

government, and private wealthy individuals to purchase as a product, being used on animals and humans. This man made device being placed in the human body to control, harm, and destroy lives should be band removed and destroyed from any human body. How dare this country with the best way of living cause harm to its own citizens. People all across the world fight to come to this country for freedom and someone took it personal to take something that helps paralyzed individuals to promote criminal activities for self gain. These people needing to control others need to be imprisoned, every day people with this device implanted fight to live. Living should not be something you fight for, as citizens of this country the Deceleration of Independence is something the veterans of WWI and WWII fought for, appellant great-grandfather Luchen Ursin fought in both wars. He die at the age of 97 years old and appellant heard this story a hundred times as a child; however, people were fighting for freedom, that's why appellant feels so strongly about hurting individuals in this country for personal gain at any cost. Unfortunately these Appellee(s) acted in bad faith using every source of government to discredit this country's justice system and caused corruption to cities afar. These individuals and companies should comply with state laws and the courts to restore and replace appellant and this country's faith and dignity back to good standers.

CONCLUSION

Appellant respectfully requests that this Court the United States of America take actions and responsibility to reverse these criminal activities throughout this country's justice system. Where as the Eastern District Court fell to set trial date, to address allegations filed in complaint(s); with laws broken, crimes committed, and government funds used fraudulently.

Respectfully submitted,

/s/ Shanta G Phillips-Berry
202 Clemson Street
Kenner, Louisiana 70062
(504) 635-8239
Pro Se Litigant

CERTIFICATE OF SERVICE

Pursuant to LA. Sup. Ct. R. 5A:19(e), the undersigned hereby certifies that seven (7) copies of Appellant's Brief have been filed with United States District Court of Appeals Fifth Circuit Office of the Clerk and further certifies that eight (8) copies were brought to United States Department of Justice United States Marshals Service to have all counsel of record on this the 21st day of December 2018.



Shanta G. Phillips-Berry
202 Clemson Street
Kenner, Louisiana
504-635-8239
PRO SE Counsel for Appellants

CERTIFICATE OF COMPLIANCE

1. This brief complies with the type-volume limitation of Federal Rule of Appellate Procedure 32(a) (7) (B) because it contains 2,969 words, as determined by the word-count function of Microsoft Word 2013, excluding the parts of the brief exempted by Federal Rule of Appellate Procedure 32(f) and Fifth Circuit Rule 32.2.
2. This brief complies with the typeface requirements of Federal Rule of Appellate Procedure 32(a) (5) and the type style requirements of Federal Rule of Appellate Procedure 32(a) (6) because it has been prepared in a proportionally spaced typeface using Microsoft Word 2013 in 14-point Century font.

/s/ Shanta G Phillips-Berry