

Mr. Anthony L. Williams

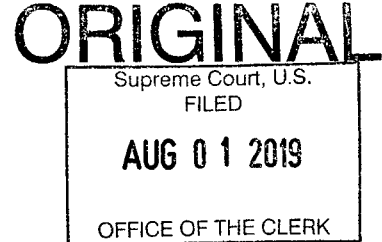
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**SUP CT. NO.: RG18905996
APPEAL No.: A155618
CAL. SUPREME CT. NO.: S255427**



IN THE UNITED STATES SUPREME COURT

**ON PETITION FOR A WRIT OF CERTIORARI TO
THE APPEALS COURT OF CALIFORNIA**

PETITIONER

Mr. Anthony L. Williams

APPELLEE / RESPONDENT

**American Airlines
(Formerly USAir / AAL, Inc.
et. al**

AUTHORITIES:

28 U. S. C. § 1257(a).

**An Appeal from a Judgment of the Superior Court of
California, Co. of Alameda The Hon. Jo-Lynne Q. Lee
Presiding**

July 26, 2019

**C. ROBERT HARRINGTON, Bar No. 302239
rharrington@littler.com**

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Attorney for Defendant
AMERICAN AIRLINES, INC.**

I. QUESTION(S) PRESENTED

1. Despite Uniformity of Case Law attending, did the Lower Courts make an exception in this case in denying Statutory Default Judgment to Petitioner in support of a Corporate Defendant *and* violate US and California State Constitutional Law, including Docket Fraud despite California and US Supreme Court Uniformity of Decisions in Default Judgments?

2. Despite Uniformity of Case Law attending, did the Lower Courts make an exception in this case and violate US and California State Constitutional Law, as well as Overrule the US Supreme Court in pursuing an Administrative Defense for a Corporate Defendant which purposely defaulted on its obligations in following Administrative Procedure before the Equal Employment Opportunity Commission?

(Complete Text Withheld. See: Appendix-C)

II. LIST OF PARTIES

All parties appear in the caption of the case on the cover page.

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IV. INDEX TO APPENDICES

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APPENDIX B:	Petitioner's Appellate Court Opening Brief
APPENDIX C:	Appendix-A-Opening Page; Petitioner's Withheld Brief: <i>"APPELLANT'S MOTION FOR SUMMARY DETERMINATION OF JURISDICTION FOR COURT TO PROCEED"</i>
APPENDIX D:	Respondent's Brief in Response (See: pgs. 10 & 12 (Marked). A complete contradiction as to Respondent's Appearance)
APPENDIX E:	Petitioner's Brief in Opposition

Question -2 Withheld in Abeyance before Default Judgment Decision, which renders it moot.

V. TABLE OF AUTHORITIES CITED

CASES Pg. 8

See: APPENDIX-B

Bolkiah v. Superior Court (1999) 74 Cal.App.4th 984, 991)

.....Pgs. 1, 7

Beal v. Munson Cal. Civ. No. 19829. First Dist. Div. Three. (June 6, 1962)

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Gillingham v. Lawrence, 11 Cal. App. 231, 233-234 [104 P. 584]

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Hughes v. Wright, 64 Cal. App. 2d 897-903 [149 P.2d 392]

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Shearman v. Jorgensen, 106 Cal. 483-485 [39 P. 863]

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Wheat v. McNeill, 111 Cal. App. 72, 77 [295 P. 102]

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Gilio v. Campbell, 114 Cal. App. 2d Supp. 853 [250 P.2d 373]

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Wattson v. Dillon, 6 Cal. 2d 33 [56 P.2d 220]

Devlin v. Kearny Mesa AMC/Jeep/Renault, Inc. (1984) 155 Cal.App.3d 381, 385-86)

STATUTES AND RULES Pgs. 3~4

Petitioner respectfully prays that a Writ of Certiorari issue to review the judgment below.

OPINIONS BELOW

The opinion of the highest state court to review the merits appears at Appendix-A and is Unpublished.

VI. JURISDICTION

The date on which the highest state court decided my case was June 26, 2019. Remitter Issued July 5, 2019. A copy of both Decisions appears at Appendix - A.

The Jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

VII. CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

28 U. S. C. § 1257(a)

5th Amendment of the US Constitution

(Procedural Due Process)

14th Amendment of the US Constitution

(Procedural Due Process)

The Administration Procedures Act § 559

California Code, Code of Civil Procedure - CCP § 418.10

California Code Civ. Proc., § 585(a)(b) (c)

California Code Civ. Proc. § 906

California Code Civ. Proc. 8.204(a)(2)(B)

California Rules of Court 8.50(a)(b)(c) Applications

California Rules of Court 8.54(a)(1)(2)

California Rules of Court 8.54(3): 15 Days for Response to Appellate Review

3rd Default by Respondent

VIII. STATEMENT OF THE CASE

Question-1: *“Once the court clerk has received the documents for the entry of default, the court is under a mandatory duty to enter a default judgment against the defaulting party”* Cal. Code Civ. Proc. § 585(a)(b)(c).

Question-2 (Brief Withheld. Opening Page Only) Respondent Defaulted before the EEOC on February 3, 2016, thus making it ineligible for any and all court review considerations, with zero rulings to the contrary over the years; other than in this case. Appellate Court Decision of April 9, 2019 has no US nor California Law attending, thus making it Void.

All avenues of review Denied to Petitioner (See: 14th Amendment US Constitution).

IX. REASONS FOR GRANTING THE PETITION

Uniformity of Law concerning Default Judgments: *“Thirty Days means Thirty Days”* Rule (Cal. Code Civ. Proc. § 585(a)(b)(c)).

(See: APPENDIX-B Pgs 11, 15; *Beals v. Munson* Cal. Civ. No. 19829. First Dist. Div. Three. June 6, 1962), to wit:

If Defendants or Respondents are not cut off after the amount of time allowed to respond to a Summons, they will never respond (See (Marked) APPENDIX-C Pg. 10 Ln 2: *Respondent's Brief in Response: "This order was premised on the fact that American Airlines had yet to even appear as a Defendant in the action..."*).

And, as now, the entire Review Process will fall into chaos.

The only reason the lower courts are allowing abeyance to this Respondent is because it is a corporation and a major airline. It would have never allowed the same treatment to this Petitioner, thus making a mockery of the Fifth and Fourteenth 14th Amendments of Equal Protection and Justice under the Law, and therefore Unconstitutional. In other words, both Judicially and Constitutionally Void.

IX. IN CONCLUSION

This Petition is simple and is completely Administrative in nature and is centered entirely on Administrative and State Legal Procedure, and nothing else. The petition for a Writ of Certiorari should be granted on the foregoing basis; and will take less than 30 minutes of the Honorable Justices' time to arrive at a just decision.

Respectfully submitted:
Mr. Anthony L. Williams

Date: July 26, 2019

Respectfully
signed:



Mr. Anthony L.
Williams

X. PROOF OF SERVICE

I, do swear or declare that on this date, as required by Supreme Court Rule 29, I have served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, for delivery within 3 calendar days.

The names and addresses of those served are as follows:

C. ROBERT HARRINGTON, Bar No. 302239
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7 LITTLER MENDELSON, P.C.
333 Bush Street, 34th Floor
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PHONE: (415) 433-1940
FAX: (415) 358-4675

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

Executed on July 26, 2019.

Respectfully

signed:



Mr. Anthony L.

Williams