

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Keith Newmeyer, Raye Newmeyer — PETITIONER
(Your Name)

vs.

Attorney General Tim Fox, et al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of Montana
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

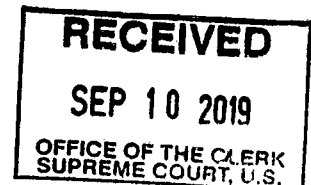
PETITION FOR WRIT OF CERTIORARI

Keith Newmeyer, Raye Newmeyer
(Your Name)

PO Box 4064
(Address)

Helena, Montana, 59604
(City, State, Zip Code)

406-437-3651
(Phone Number)



QUESTION(S) PRESENTED

1. Did the state's demands that the parents admit guilt violate their Constitutional rights under the 5th Amendment?
Note: Both the Treatment Plan and the therapists, Bernadette Miller and Kristin Best, said it was unacceptable for the parents to deny their guilt.
2. Was the state's requirement that Mr. Newmeyer ride his mountain bike up the mountains in the harsh Montana winter supportive of him being a safe parent? or helpful to him in any way? Or did this violate his Constitutional rights under the 8th Amendment that protects citizens from cruel and unusual punishment?
3. Did the anti-Christian, militant caseworker, Gerry Hill, violate the Newmeyer's freedom of religion when he demanded they stop going to their church? Do his public, anti-Christian posts reveal his prejudice and discrimination against Christians? Did he violate their rights guaranteed in the 1st Amendment and the Civil Rights Act of 1964?
4. Did Kristin Best's repeated anti-Trump, anti-Christian comments create a hostile atmosphere and violate the Newmeyer's freedom of religion? Did her question about President Trump, "How can he step in his dick when it's attached to his head?" constitute sexual harassment? How about her F-bombing? (Kristin Best public twitter 20 Jul 2017)
5. Did the court abuse its discretion when it chose to take the opinions of two people with lower credentials over 5 PhD psychologists who stated the parents were safe parents. DC pg 13 para 38 Dr. Page, Forensic Psychologist. Around a dozen people testified how the loving couple went around the world to adopt orphans, then spent lots of money on them and put them both in private schools.

LIST OF PARTIES

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

☒ All parties **do not** 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:

Petitioners - Keith Newmeyer, Raye Newmeyer

Respondents - Tim Fox, Leo Gallagher, Ann Penner

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IN THE
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PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

☐ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix _____ to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the United States district court appears at Appendix _____ to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

☒ For cases from **state courts**:

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

- ☐ reported at _____; or,
☒ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the _____ court appears at Appendix _____ to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was _____.

☐ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ____ A _____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☒ For cases from **state courts**:

The date on which the highest state court decided my case was April 2, 2019. A copy of that decision appears at Appendix A_____.

☐ A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ____ A _____.

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1st Amendment -provides for free exercise of religion and freedom from discrimination. However, caseworker demanded both petitioners cease going to their church in front of pastors and others.

5th Amendment protects citizens from being forced to incriminate themselves. However, caseworker states in treatment plan progress that father is unable to admit to physically hurting the kids, and therefore, his progress is unacceptable. Caseworker also testified at termination hearing that criminal charges are possible. Kristin Best insisted parents MUST admit to hurting the kids to be successful parents.

8th Amendment prohibits cruel and unusual punishment. Therapist demanded father regularly ride his bike up snow covered mountains in subzero temperature in the "winter" time in her affidavit. (See affidavit by state witness, Bernadette Miller) In Helena, Montana, its dark when father and most people go to work, and when we get home if we work normal 8 to 5 shift like father does. The state is unable to identify ANOTHER person who does this. Finally, winter biking has nothing to do with safe parenting, or any of the state's alleged concerns.

Statute says parenting requirements must be minimal, but state discriminated against the parents religion by demanding superhero actions, from father leaving work without notice, helping other parents, helping needy families, volunteering at hospital...along with winter biking in the dark.

STATEMENT OF THE CASE

This case is about a safe, loving adoptive family that was targeted by anti-Christian bigots. It is all about discrimination, and destruction of a family. No one is better off for the states involvement. Both children clearly expressed a desire to come back to the parents who went around the world to adopt them. This is clearly found in court documents. The children were separated from each other, and the state has failed to get either of them adopted as the kids were promised.

Caseworker says in parents progress reports the parents failed because they were unable to admit to any physical abuse. Forensic psychologist Dr. Robert Page says both parents are safer than average having very low scores on the CAPI. Further, Dr. Page describes the foolproof system of checks and balances that prevent people from being dishonest on the test. The other psychologists agree along with therapists Louie Blood and Emily Shelton. Nearly a dozen others also testified to their wonderful experiences with the parents. However, the state still demands the parents admit to physically abusing the children as documented in the treatment plans by the caseworker. This violates the parents constitutional right against incrimination in the 5th Amendment.

Additionally, the Supreme Court and District courts fail to identify exactly what items the parents failed to complete in the treatment plans. The parents more than completed the requirement to have a psych eval by the mother having 2, and the father having 3 psych evals! ALL of them proved they could parent.

However, the caseworker and therapist Kristin Best focused on keeping the family from going to church, and anywhere else they could find support. Kristin especially terrorized the family with her filthy, hateful language. She has many posts of this on her social media. Such words as ass, f%ck, dick, fucker, other terms for genitalia fill her language. (KBest twitter 21 Mar 2017, 20 Jul 2017, 17 May 2017) Most troubling is her post on 8 Jun 2017, where she clearly says "#45" and "the old timer alt right guys" need to be in a "psychiatric ward"!! Best clearly believes everyone right of center is delusional, dangerous, and psychotic. The caseworker and therapist Kristin focused on preventing any visits or contact from the beginning, thus preventing any opportunity for the legal goal of reunification. The caseworker proudly admitted to lying to the son, insinuating the father lied about his 2 enlistments and honorable discharge from the military. This troubled the child so much he blurted out about it during his ONLY visit with his father in 2017 about it. The father was very shocked, as no one had let him know the child, or the caseworker, or anyone was concerned about his military service. The visit is on tape, **THIS IS TRUE CHILD ABUSE!!** To this date, the state has never cared enough to ask for evidence the father served. Nor has the state told the children the father served. The father made extraordinary efforts on the cruel winter biking requirement. He asked throughout the community for several months.

There is a petition for him on change.org. <https://www.change.org/p/keith-newmeyer-a-challenge-for-mt-governor-steve-bullock>

Despite the parents identifying this as a violation of fathers 8th Amendment rights, the Montana Supreme Court failed to respond. Either to how it was relevant to parenting, or admitting the fathers constitutional rights were violated.

REASONS FOR GRANTING THE PETITION

Several news stories highlight the unchecked, coercive power of the states to separate families. The stories clearly expose Montana for having the highest rate of kids removed from families in America. Also, this is NOT being driven by drug abuse, but by Montana state government. TheBlaze did a story on this on May 28, 2019 along with many other news outlets. In April, a case in New Mexico highlighted similar issues of the state abusing its power to deny due process, and pressure judges and therapists to change their positions to side with the state.

People are looking to the Supreme Court to stop the cruel discrimination against families who may be religious, and tend to have differing political views that most people in social work. They are looking to the Supreme Court to uphold our freedom to exercise our religion without the persecution experienced by the Newmeyer family.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Keith Newmeyer, Raye Newmeyer

Date: June 25, 2019