

In the Supreme Court of the United States

(INDEX NO.)

IN REVIEW OF:

DOCK. NO. 18cv12064(LLS)(SDNY), 19-1392(2ND CIR. CT.)

CESTUI QUE STEVEN TALBERT WILLIAMS

v.

UNITED STATES OF AMERICA, et al.

ON PETITION FOR PEREMPTORY WRIT OF MANDAMUS;
IN RE.: CESTUI QUE STEVEN TALBERT WILLIAMS V.
UNITED STATES, ET AL.

(SANCTIONS UPON HON. LOUIS L. STANTON & PRO SÉ
INTAKE UNIT, S.D.N.Y.)

(APPENDICES)

EP/SJL

U.S. MAIL

2019 OCT -9 PM 2:59

EVEN TALBERT WILLIAMS

CESTUI QUE, Pro Sé Litigant

(Currently Displaced)

Fitted Sole Productions, D.B.A. &

Fitted Fables, D.B.A.

(Previously addressed at: 449 E. 14th Street,

Apt. 7d New York, N.Y. 10009)

Having Mail Temporarily Sent To:

AGVA NYC (In care of Steven Talbert Williams) 363 7th Ave. NYC 10001-1394

STWLEGAL@gmail.com

OCTOBER 9, 2019



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In re.: Cestui Que Steven Talbert Williams v. United States, et al.,
18cv12064(LLS)(SDNY), 19-39(2nd Cir. Ct.), 19-240(2nd Cir. Ct.), 19-1392(2nd Cir. Ct.)



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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CESTUI QUE STEVEN TALBERT
WILLIAMS,

Plaintiff,

18-CV-12064 (LLS)

-against-

ORDER

UNITED STATES, ET AL.,

Defendants.

LOUIS L. STANTON, United States District Judge:

Plaintiff filed this action *pro se*. On December 26, 2018, the Court dismissed the complaint as frivolous under 28 U.S.C. § 1915(e)(2)(B)(i). Plaintiff has filed a notice of appeal and numerous post-judgment motions.¹ This matter is now before the Court on Plaintiff's motions, which are docketed as docket entries numbers 7 and 9-19.

PROCEDURAL HISTORY

Plaintiff has filed two substantially similar actions in this Court that were dismissed: this action and *Williams v. United States*, No. 15-CV-5114 (LAP) (S.D.N.Y. Dec. 10, 2015).²

Plaintiff's allegations in these actions can be summarized as follows: After his mother died in 2010, Plaintiff was wrongfully denied assets of her estate, and was evicted from her rent-controlled apartment in Stuyvesant Town in Manhattan while ownership of the building was changing hands; he then endured periods of homelessness, brushes with the law, and

¹ The appeal is pending as *Williams v. United States*, No. 19-0039 (2d Cir.). Plaintiff also brought a petition for a writ of mandamus, which has been opened in the United States Court of Appeals for the Second Circuit as *Williams v. United States*, No. 19-0240-op (2d Cir.).

² On direct appeal from the order of dismissal for failure to state a claim in *Williams*, No. 15-CV-5114 (LAP), the Court of Appeals held that "the motions are DENIED and the appeal is DISMISSED because 'it lacks an arguable basis either in law or in fact.' *Neitzke v. Williams*, 490 U.S. 319, 325 (1989)." *Williams v. United States*, No. 16-189-cv (2d Cir. May 15, 2016).



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hospitalization. The 55 defendants named in the caption of the original complaint are listed on the Court's docket. In its December 26, 2018 order of dismissal of this action, the Court concluded that there was no legal theory on which Plaintiff could rely.³

DISCUSSION

A. Jurisdiction Over Pending Motions

The district court retains jurisdiction over certain timely filed, postjudgment motions—including motions under Federal Rule of Civil Procedure 59(e) to amend the judgment and motions under Federal Rule of Civil Procedure 60(b) for relief from the judgment—even if a party files a notice of appeal before the court resolves such motions. Fed. R. App. P. 4(a)(4)(A) and (B)(i). “A notice [of appeal] filed before the filing of one of the specified motions or after the filing of a motion but before disposition of the motion is, in effect, suspended until the motion is disposed of” Fed. R. App. P. 4(a)(4), Advisory Committee Note to Paragraph (a)(4) (1993).

Rule 62.1 of the Federal Rules of Civil Procedure provides a procedure for the district court to follow when a notice of appeal deprives the district court of authority to grant a timely motion. See Fed. R. Civ. P. 62.1, Advisory Committee Note (2009) (“Rule 62.1 does not attempt to define the circumstances in which an appeal limits or defeats the district court’s authority to act.”). “If a timely motion is made for relief that the court lacks authority to grant because of an appeal that has been docketed and is pending, the court may: (1) defer considering the motion;

³ Among other problems with the complaint, all of these diverse claims and parties are not properly joined in one action; Plaintiff's claims are time-barred, even if he continues to feel the effects of these incidents; many of the defendants are immune or otherwise improper; many of Plaintiff's claims have previously been adjudicated; Plaintiff's allegations are unintelligible and fail to state a claim on which relief can be granted; and this Court cannot overturn the decisions of state courts or other federal district courts.



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(2) deny the motion; or (3) state either that it would grant the motion if the court of appeals remands for that purpose or that the motion raises a substantial issue." Fed. R. Civ. P. 62.1 (a).

Because Plaintiff filed a number of postjudgment applications, both before and after his notice of appeal, the Court considers whether any of his applications qualify as a motion over which the Court retains jurisdiction under Rules 4(a)(4)(A) and (B)(i) of the Federal Rules of Appellate Procedure. *See Jones v. UNUM Life Ins. Co. of Am.*, 223 F.3d 130, 136–37 (2d Cir. 2000) ("Regardless of the label the movant places on her postjudgment motion, [it is] appropriate to examine the timing and substance of the motion in order to determine whether it should be deemed to extend the time for appeal."). Plaintiff's applications, docketed as docket entries numbers 7 and 9–19, were all filed within 28 days of entry of judgment on December 26, 2018. The Court therefore considers whether any of the applications can be construed as a motion under Rule 59(e) to alter or amend the judgment, or a motion under Rule 60(b) for relief from a judgment or order.⁴

B. Standards for Motions Under Federal Rules of Civil Procedure 59(e) and 60(b)

A motion to alter or amend a judgment under Rule 59(e) is generally appropriate only where the moving party "demonstrate[s] that the Court overlooked controlling decisions or factual matters that were put before it on the underlying motion, which had they been considered might reasonably have altered the result reached by the court." *SimplexGrinnell LP v. Integrated Sys. & Power, Inc.*, 642 F. Supp. 2d 206, 210 (S.D.N.Y. 2009). A Rule 59(e) motion is not an opportunity to present "new facts, issues or arguments not previously presented to the court."

⁴ Although Fed. R. App. P. 4(a)(4)(A)(iv) does not explicitly provide a 28 day limit for Rule 59(e) motions, it states that qualifying motions must be filed "within the time allowed by [the Federal Rules of Civil Procedure," and under Rule 59(e), "[a] motion to alter or amend a judgment must be filed no later than 28 days after the entry of the judgment."



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Maalouf v. Salomon Smith Barney, Inc., No. 02-CV-4770, 2004 WL 2782876, at *1 (S.D.N.Y. Dec. 3, 2004).

Rule 60(b) provides the following grounds for relief from a district court's order or judgment:

(1) mistake, inadvertence, surprise, or excusable neglect; (2) newly discovered evidence that, with reasonable diligence, could not have been discovered in time to move for a new trial under Rule 59(b); (3) fraud (whether previously called intrinsic or extrinsic), misrepresentation, or other misconduct of an opposing party; (4) the judgment is void; (5) the judgment has been satisfied, released, or discharged; it is based on an earlier judgment that has been reversed or vacated; or applying it prospectively is no longer equitable; or (6) any other reason justifying relief.

Fed. R. Civ. P. 60(b).

C. "Affidavits in Support of Complaint"

Plaintiff brings three applications, each of which is styled as an "Affidavit in Support of Complaint."⁵ In Affidavit Part I, Plaintiff describes complex financial transactions among the defendants who were engaged in buying and selling the Stuyvesant Town apartments — the building from which he alleges that he was illegally evicted after Housing Court proceedings. Plaintiff explains that at some point, he was "forced . . . to seek an alternative living environment" after "having an argument with his father." In addition, Plaintiff describes his efforts in the Surrogate's Court in 2013-2015, in connection with his mother's estate after her

⁵ These include his (1) 313-page "Affidavit . . . in Support of Complaint (Part I)" (hereinafter "Affidavit Part I") filed January 2, 2019 (ECF No. 7); (2) his 120-page "Affidavit . . . in Support of Complaint (Part II)" (hereinafter "Affidavit Part II"), filed on January 3, 2019 (ECF No. 10); (3) and his 86-page "Affidavit . . . in Support of Complaint (Part III)" (hereinafter "Affidavit Part III") and exhibits, filed on January 4, 2019 (ECF Nos. 11-12). Plaintiff also submits a letter stating that his Affidavit Part IV and "Petition for Permission to Appeal to the Supreme Court," submitted on January 7, 2019, do not appear on the docket. (Letter, ECF No. 18.) Plaintiff gives no explanation of what information is included in the latter two filings.



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death in 2010. Plaintiff also discusses his contacts with the Vanguard Group and the New York Times Guild/Pension office regarding his mother's assets.

Plaintiff further includes allegations about his pre-2015 illegal arrest and mistreatment at the hands of the Police Department in Montgomery County, Maryland, and his arrest in 2012 or 2013, in Manhattan in a "banking vestibule" where he was allegedly "forced . . . to urinate in the vestibule's garbage can." (ECF No. 7, at 47). Plaintiff also challenges then-Chief Judge Loretta A. Preska's dismissal of his amended complaint in *Williams*, No. 15-CV-5114 (LAP) (S.D.N.Y. Dec. 10, 2015). Plaintiff lists approximately 100 hundred defendants, some of whom may overlap with the defendants currently on the docket (see Affidavit, ECF No. 7, at 71-103), and seeks reopening of twelve closed actions that were brought in state and federal court (*id.* at 140).

Plaintiff's Affidavit Part II relates in part to the loss of his tax documents. Plaintiff contends that the inability to access tax documents, as well as the denial of access to his mother's individual retirement account for which he was the beneficiary, caused his "illegal eviction." (ECF No. 10, at 8.) Plaintiff discusses his claims against the Internal Revenue Service (IRS), various IRS agents, and others.

In his Affidavit Part III, Plaintiff explains the difficulties that caused his filings in *Williams*, No. 15-CV-5114 (LAP), to be incomplete. (ECF No. 12.) Plaintiff also contends that the Clerk's Office rejected the filing of certain evidence, including video testimony and a picture demonstrating "a rare form of eczema [on] his left foot," and that he was counseled to file a motion requesting leave to submit evidence. (ECF No. 11, at 19-20.)⁶

⁶ Plaintiff's complaints in *Williams*, No. 15-CV-5114 (LAP), and this action were dismissed because of defects in the legal theories and allegations of the complaints—not for lack of evidence, which is not required at the pleading stage.



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The multi-part Affidavit thus apparently seeks to add new claims and parties or supplement the factual allegations of the complaint that the Court dismissed. “[O]nce judgment is entered[,] the filing of an amended complaint is not permissible until judgment is set aside or vacated pursuant to Fed. R. Civ. P. 59(e) or 60(b).” *Nat'l Petrochem. Co. of Iran v. M/T Stolt Sheaf*, 930 F.2d 240, 244 (2d Cir. 1991); *see also Hernandez v. Coughlin*, 18 F.3d 133, 138 (2d Cir. 1994) (district court lacked jurisdiction to rule on a motion to amend complaint after notice of appeal was filed).

Because Plaintiff proceeds *pro se*, the Court considers whether the Affidavit could be liberally construed as a Rule 59(e) or 60(b) motion. Plaintiff’s notice of appeal and associated documents make passing reference to Rule 60(b) of the Federal Rules of Civil Procedure. (See Notice of Appeal, ECF No. 8, at 8.) Moreover, the day after filing his Affidavit Part I, Plaintiff submitted a letter stating that “due to an error,” a “new title page is submitted” to retitle an unspecified application as a “Motion for Fed. R. Civ. P. 60.” (Letter, ECF No. 13 at 1.) The Court therefore liberally construes Plaintiff’s Affidavit Part I as a motion under Rule 60(b).

Plaintiff submitted a letter on January 3, 2019, explaining that his Affidavit was submitted in parts due to “lack of funds” to print it as a single document. (Letter filed January 3, ECF No. 9, at 1.) It therefore appears that Plaintiff’s Affidavit Part II and Affidavit Part III, which were intended as parts of the same application, could also be liberally construed as motions under Rule 60(b). Because these applications were submitted within 28 days of entry of judgment, the Court has authority to address the motions. Fed. R. App. P. 4(a)(4)(A).

Plaintiff’s Affidavits Parts I-III, which seek to add irrelevant factual material, name new defendants, rehash arguments that have been rejected, or reopen closed state or federal actions, do not allege facts demonstrating that any of the grounds listed in the first five clauses of Rule



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60(b) apply. Plaintiff has also failed to allege any facts demonstrating that extraordinary circumstances exist to warrant relief under Rule 60(b)(6). *See Ackermann v. United States*, 340 U.S. 193, 199-202 (1950). The Court therefore denies relief under Rule 60(b) as to the motions docketed under ECF numbers 7 and 10-12.⁷

D. Reconsideration of Order Revoking IFP

Plaintiff seeks reconsideration of the order revoking Plaintiff's *in forma pauperis* (IFP) status in the December 26, 2018 order of dismissal. (ECF No. 15.) The Court liberally construes this request as a motion under Rule 60(b) of the Federal Rules of Civil Procedure.

The Court revoked IFP because it concluded that any appeal from its order would not be taken in good faith. Good faith for purposes of § 1915 does not mean "good faith from [a litigant's] subjective point of view." *Coppedge v. U.S.*, 369 U.S. 438, 445 (1962). Rather, a litigant demonstrates good faith when the litigant "seeks appellate review of any issue not frivolous." *Id.* Because Plaintiff's appeal does not, in this Court's view, satisfy that standard, the Court declines to reconsider its revocation of Plaintiff's IFP status, and therefore denies Plaintiff's motion. Plaintiff can renew in the Court of Appeals any argument that IFP status is warranted. *See Coppedge*, 369 U.S. at 445 ("If the District Court finds the application is not in good faith, and therefore denies leave to appeal *in forma pauperis*, the defendant may seek identical relief from the Court of Appeals.").

E. Other Motions

Plaintiff brings other motions that are not included in Rule 4(a)(4)(A) of the Federal Rules of Appellate Procedure, and which therefore do not suspend the appeal until resolution of the

⁷ Plaintiff's applications also do not satisfy the "strict" standards for reconsideration under Rule 59(e). *Analytical Surveys, Inc. v. Tonga Partners*, 684 F.3d 36, 52 (2d Cir. 2012).



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motion. In these circumstances, the Court may: (1) defer considering the motion; (2) deny the motion; or (3) state either that it would grant the motion if the court of appeals remands for that purpose or that the motion raises a substantial issue." Fed. R. Civ. P. 62.1 (a).

Plaintiff brings an "Emergency Motion to Direct the Clerk to Perform Duty (Not All Defendants on Docket)" (ECF No. 14), in which he seeks to require the Clerk's Office to include 176 defendants on the docket. Plaintiff's "Petition for Peremptory Writ of Mandamus" (ECF No. 17) appears to seek the same relief. Plaintiff states that 176 defendants are "depicted in Doc 2," that is, the complaint, which is filed as docket entry 2. He argues that failure to include all defendants on the district court's docket may lead to "dismissal of the trial on appeal for [delay] in serving all of the defendants." (ECF No. 14, at 2.) Plaintiff has sought mandamus relief in the Court of Appeals on this issue. *Williams v. United States*, No.19-0240-op (2d Cir.).

The Clerk has listed on the Court's docket the 55 defendants that could be discerned from the caption (and the margins) of Plaintiff's handwritten complaint. (Compl. at 1.) Plaintiff includes in the middle of his complaint a 20-page list labeled "Primary Defendants," which begins with state court judges and concludes with individuals affiliated with the New York Public Library. (Compl. at 12-31.) Some of the 176 defendants on this list are among the 55 defendants named in the caption and listed on the docket; others listed in the body of the complaint are not named in the caption. Because the complaint was dismissed as frivolous, and the Court determined that it would be futile to allow Plaintiff to replead his claims, he had no opportunity to replead to clarify the properly named defendants.

Plaintiff failed to clearly plead the names of the defendants in the complaint, either by listing all of them in the caption, or by listing some in the caption and the remaining defendants as a supplement to the caption. Plaintiff does not identify in his motion which defendants have



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been excluded from the Court's docket. The Clerk is not required to sort through the 176 names in the body of the complaint to ascertain which of them were not included in the caption of the complaint. Plaintiff is thus not entitled to the relief that he seeks, and the Court denies his Emergency Motion (ECF No. 14).⁸

Plaintiff also filed a "Motion to Separate & Title the Exhibits of Doc. 12," which includes arguments about trade secrets in connection with a real property venture. (ECF No. 16.) The Court cannot ascertain what relief Plaintiff seeks in this application and denies the motion.

Plaintiff requests permission for electronic filing (ECF No. 19) and for access to the Court's printers (ECF No. 9). The Court denies Plaintiff's requests. If the Court of Appeals directs the Court to reopen this matter, then Plaintiff can renew his request for electronic filing in the district court at that time. The Court does not provide access to its printers.

F. Warning

Plaintiff's voluminous and repetitive filings consume enormous resources, on the part of the Court and likely for the Plaintiff. But this action is closed and will remain so unless Plaintiff obtains some relief in the Court of Appeals for the Second Circuit. The Court cautions Plaintiff that if he continues to inundate the Court with additional filings in this closed action, the Court will direct Plaintiff to show cause why he should not be barred from filing further documents in this closed action, other than documents that are directed to the United States Court of Appeals for the Second Circuit.

CONCLUSION

The Clerk of Court is directed to mail a copy of this order to Plaintiff and note service on

⁸ Because of this action's many other defects, failing to include defendant(s) on the docket will not materially affect the outcome of this matter.



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the docket. The Court denies all of Plaintiff's motions, including the applications entered on the docket under numbers 7 and 9-19. This action, under docket number 18-CV-12064 (U.S.), remains closed, and any further filings must be directed to the United States Court of Appeals for the Second Circuit.

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore *in forma pauperis* status is denied for the purpose of an appeal. See *Cappadonna v. United States*, 369 U.S. 438, 444-45 (1962).

SO ORDERED.

Dated: March 22, 2019
New York, New York

Louis L. Stanton
Louis L. Stanton
U.S.D.J.



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APPENDIX B

S.D.N.Y.’s CIVIL DOCKET for Dock. No. 18cv12064(LLS)(SDNY).
See Appendix AA of the Certiorari for the most recent docket.

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United States Court Of Appeals For The Second Circuit & U.S. S.Ct.
Appendix B – CIVIL DOCKET



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S.D.N.Y.'s CIVIL DOCKET

CLOSED,APPEAL,ECF,PRO-SE,SUA-SPONTE
U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:18-cv-12064-LLS

Williams v. United States et al
Assigned to: Judge Louis L. Stanton
Cause: 28:1331 Fed. Question

Date Filed: 12/20/2018
Date Terminated: 12/26/2018
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Cestui Que Steven Talbert Williams

represented by Cestui Que Steven Talbert Williams
Currently Displayed
New York, NY
PRO SE

V.

Defendant

United States

Defendant

U.S. Department of Treasury

Defendant

IRS; SSA
(Office of Gen. Counsel; NYS SSA; NY
Count SSA)

Defendant

Illinois Dept. of Rev.

Defendant

U.S. Department of Justice

Defendant

U.S. Department of Labor

Defendant

U.S. Dept. of Justice

Defendant

U.S. Dept. of Trans.

Defendant

U.S. Postal Service

Defendant

UBS AG

Defendant

FMR, LLC

Defendant



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Aviom R. Vann, P.C.
Defendant
Bank of Amer, NA
Defendant
NY Dept. of State
Defendant
NY Sup. Ct.
Defendant
Kings Co.
Defendant
Maryland Admin. Office of the Courts
Defendant
Maryland Admin. Office of the Courts
Defendant
Borah, Goldstein, Altschaier, Nahins & Godel, P.C.
Defendant
Walker & Dunlp Cap, LLC
Defendant
Fortress Investment Grp. LLC
Defendant
PSW NYC, LLC
Defendant
Tishman Speyer Crown, Esq. , LLC
Defendant
NYC MTA
Defendant
NYPD
Defendant
NYC Dept. of Homeless Services
Defendant
Dept. of Public Safety
Defendant
White Plains Dept. of Public Safety
Defendant
U.S. Postal Service
Defendant



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Pershing, LLC
Defendant
Kings Co.
Defendant
Compass Rock Re, LLC
Defendant
Fortress Investment Grp, LLC
Defendant
Blackstone Adv. Partners, LP
Defendant
Wells Fargo Bank, N.A.
Defendant
PSW NYC, LLC
Defendant
Tishman Speyer Crown Eqp, LLC
Defendant
Blackrock, Inc.
Defendant
Pershing Sq. Hldgs, Ltd.
Defendant
Statefarm Life Insurance, Co.
Defendant
NYS Dept. of Trans.
Defendant
NYC MTA
Defendant
Dept. of Homeless Serv.
Defendant
White Plains Dept. of Public Safety
Defendant
White Plains Hosp.
Defendant
Amal. life Insurance Co.
Defendant
Barnes & Noble, Inc.
Defendant

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United States Court Of Appeals For The Second Circuit & U.S. S.Ct.
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S.D.N.Y.'s CIVIL DOCKET

Breaking Ground

Defendant

Fitted Sole, LLC

Defendant

Fitted Sole Clothing Co.

Defendant

Google, Inc.

Defendant

NY Times Co.

Defendant

NY Times Fed.

Defendant

Credit Union

Defendant

Rockefeller GP, Int., Inc.

Date Filed	#	Docket Text
12/20/2018	1	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Cestui Que Steven Talbert Williams.(rdz) (Entered: 12/21/2018)
12/20/2018	2	COMPLAINT against IRS; SSA, Illinois Dept. of Rev., U.S. Department of Treasury, United States. Document filed by Cestui Que Steven Talbert Williams.(rdz) (Entered: 12/21/2018)
12/20/2018		Case Designated ECF. (rdz) (Entered: 12/21/2018)
12/21/2018	3	LETTER from C. Steven Talbert Williams, dated 12/22/18 re: NATURE OF SUIT & DIVERSITY OF CITIZENSHIP. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 12/24/2018)
12/21/2018	6	ORDER GRANTING IFP APPLICATION: Leave to proceed in this Court without prepayment of fees is authorized. 28 U.S.C. § 1915. (Signed by Judge Colleen McMahon on 12/21/2018) (rdz) (Entered: 12/26/2018)
12/21/2018		Transmission to Docket Assistant Clerk. Transmitted re: 6 Order Granting IFP Application, to the Docket Assistant Clerk for case processing. (rdz) (Entered: 12/26/2018)
12/26/2018	4	ORDER OF DISMISSAL: The Clerk of Court is directed to assign this matter to my docket, mail a copy of this order to Plaintiff, and note service on the docket. Plaintiff's complaint is dismissed as frivolous under 28 U.S.C. § 1915(e)(2)(B)(i). The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. See Coppedge v. United States, 369 U.S. 438, 444-45 (1962). (Signed by Judge Louis L. Stanton on 12/26/2018) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 12/26/2018)
12/26/2018		NOTICE OF CASE ASSIGNMENT – SUA SPONTE to Judge Louis L. Stanton. Judge Unassigned is no longer assigned to the case. (mro) (Entered: 12/26/2018)
12/26/2018	5	CIVIL JUDGMENT: Pursuant to the order issued December 26, 2018, dismissing the complaint, IT IS ORDERED, ADJUDGED AND DECREED that the complaint is dismissed under 28 U.S.C. § 1915(e)(2)(B)(i). The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from the Court's judgment would not be taken in good faith.

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Appendix B – CIVIL DOCKET



FITTED FABLES
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*In re.: Cestui Que Steven Talbert Williams v. United States, et al.,
18cv12064(LLS)(SDNY), 19-39(2nd Cir. Ct.), 19-240(2nd Cir. Ct.), 19-1392(2nd Cir. Ct.)*



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APPENDIX B
S.D.N.Y.'s CIVIL DOCKET

		IT IS FURTHER ORDERED that the Clerk of Court mail a copy of this judgment to Plaintiff and note service on the docket. (Signed by Judge Louis L. Stanton on 12/26/2018) (Attachments: # 1 Pro Se Appeal Package)(mro) Transmission to Docket Assistant Clerk for processing. (Entered: 12/26/2018)
12/27/2018		Mailed a copy of 6 Order Granting IFP Application to Cestui Que Steven Talbert Williams General Delivery Services 333 1st Avenue NY, NY 10003. (aea) (Entered: 12/27/2018)
01/02/2019	2	AFFIDAVIT of Steven T. Williams IN SUPPORT OF COMPLAINT ("Part 1"); re: 2 Complaint. Document filed by Cestui Que Steven Talbert Williams. (Attachments: # 1 Main Document, # 2 Main Document)(sc) (Entered: 01/02/2019)
01/02/2019	8	NOTICE OF APPEAL from 5 Judgment – Sua Sponte (Complaint), 4 Order of Dismissal. Document filed by Cestui Que Steven Talbert Williams. Form D-P is due within 14 days to the Court of Appeals, Second Circuit. (Attachments: # 1 Motion for IFP, # 2 Notice of Appeal 2, # 3 Application for IFP) (tp) (Entered: 01/03/2019)
01/02/2019		Appeal Fee Due: for 8 Notice of Appeal. Appeal fee due by 1/16/2019. (tp) (Entered: 01/03/2019)
01/02/2019		Appeal Remark as to 8 Notice of Appeal, filed by Cestui Que Steven Talbert Williams. IFP DENIED 12/26/2018. LITIGANT INSISTED ON FILING TWO SEPARATE NOA'S. EACH NOA HAS OTHER DOCUMENTS ATTACHED TO IT. NOA #2 IS ATTACHED TO THE FIRST. (tp) (Entered: 01/03/2019)
01/03/2019		Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: 8 Notice of Appeal. (tp) (Entered: 01/03/2019)
01/03/2019		Appeal Record Sent to USCA (Electronic File). Certified Indexed record on Appeal Electronic File for 8 Notice of Appeal, filed by Cestui Que Steven Talbert Williams were transmitted to the U.S. Court of Appeals. (tp) (Entered: 01/03/2019)
01/03/2019	9	LETTER from C. Steven Talbert Williams, dated 1/3/19 re: AFFIDAVIT (IN PARTS) AND IFP STATUS FOR PRINTING OF DOCUMENTS. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 01/10/2019)
01/03/2019	10	AFFIDAVIT of Steven T. Williams IN SUPPORT OF COMPLAINT("PART II")In Association with: "Notice of Appeal" Etc., re: 2 Complaint. Document filed by Cestui Que Steven Talbert Williams. (sc) (Entered: 01/10/2019)
01/03/2019	13	LETTER from C. Steven Talbert Williams, dated 1/3/19 re: UPDATED TITLE PAGE TO "MOTION FOR FED.R.CIV.P. 60". Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 01/11/2019)
01/04/2019	11	AFFIDAVIT of Steven T. Williams IN SUPPORT OF COMPLAINT, PART III In Association with "Notice of Appeal" Etc., re: 2 Complaint. Document filed by Cestui Que Steven Talbert Williams. (sc) (Entered: 01/10/2019)
01/04/2019	12	EXHIBIT NOS. 1, 2, & 3 In association with: "Complaint" (Form) Etc. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 01/10/2019)
01/10/2019	14	NOTICE OF MOTION: re: See "Emergency Motion to Direct the Clerk to Perform Duty (Not All Defendants on Docket)" – To compel Pro Se Intake Unit of SDNY to perform duties of logging in all named defendants onto the docket"(28:1361) may incur lashes for proof of service and dismissal of travel. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 01/14/2019)
01/11/2019		Received returned mail re: 6 Order Granting IFP Application. Mail was addressed to Cestui Que Steven Talbert Williams, General Delivery Services, 333 1st Avenue, NY, NY 10003 and was returned for the following reason(s): Return to Sender no such number unable to forward. (vn) (Entered: 01/11/2019)
01/14/2019	15	LETTER addressed to Judge Colleen McMahon from C. Steven Talbert Williams, dated 1/14/19 re: Plaintiff writes that he seeks to have the IFP status renewed for the appellate trial of Dock. No. 19-39(2nd Cir.Ct.) where such redaction (originally granted by Hon. C. McMahon, on 12/21/18; Doc. "6" of 18cv12064) as currently delayed court processes to serve all of the defendants upon PACER(including numerous defendants excluded from the appellate court's docket). Document filed by

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APPENDIX B
S.D.N.Y.'s CIVIL DOCKET

		Cestui Que Steven Talbert Williams.(sc) (Entered: 01/15/2019)
01/14/2019	<u>16</u>	NOTICE OF MOTION; re: to Separate & Title the Exhibits of Doc. 12. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 01/15/2019)
01/14/2019		Received returned mail re: <u>5</u> Judgment – Sua Sponte (Complaint), <u>4</u> Order of Dismissal. Mail was addressed to Cestui Que Steven Talbert Williams, General Delivery Services, 333 1st Avenue, NY, NY 10003 and was returned for the following reason(s): Return to Sender not Deliverable as Addressed unable to Forward. (vn) (Entered: 01/16/2019)
01/15/2019	<u>17</u>	PETITION FOR PEREMPTORY WRIT OF MANDAMUS. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 01/23/2019)
01/24/2019	<u>18</u>	LETTER from C. Steven Talbert Williams, re: MISSING FROM DOCKET 18-CV-12064, FILED 1/7/19. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 01/25/2019)
02/04/2019	<u>19</u>	MOTION FOR PERMISSION FOR ELECTRONIC CASE FILING:rc: for Permission for Steven Talbert Williams to participate in electronic case filing in this case. Document filed by Cestui Que Steven Talbert Williams.(sc) (Entered: 02/05/2019)
03/26/2019	<u>20</u>	ORDER. The Clerk of Court is directed to mail a copy of this order to Plaintiff and note service on the docket. The Court denies all of Plaintiff's motions, including the applications entered on the docket under numbers 7 and 9–19. This action, under docket number 18-CV-12064 (LLS), remains closed, and any further filings must be directed to the United States Court of Appeals for the Second Circuit. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. See Coppedge v. United States, 369 U.S. 438, 444–45 (1962). SO ORDERED. Denying <u>14</u> Motion for "Emergency Motion to Direct the Clerk to Perform Duty (Not All Defendants on Docket)"; Denying <u>16</u> Motion to Separate & Title the Exhibits of Doc. 12; Denying <u>17</u> Motion for Writ of Mandamus; Denying <u>19</u> Motion for Permission for Electronic Case Filing. (Signed by Judge Louis L. Stanton on 3/26/2019) (rjm) Transmission to Appeals Clerk. Transmission to Docket Assistant Clerk for processing. (Entered: 03/26/2019)
03/27/2019		First Supplemental ROA Sent to USCA (Electronic File). Certified Supplemental Indexed record on Appeal Electronic Files for <u>9</u> Letter filed by Cestui Que Steven Talbert Williams, <u>18</u> Letter filed by Cestui Que Steven Talbert Williams, <u>14</u> MOTION See "Emergency Motion to Direct the Clerk to Perform Duty (Not All Defendants on Docket)" – To compel Pro Se Intake Unit of SDNY to perform duties of logging in all named defendants onto the docket" (28:1361) may incur lashes for filed by Cestui Que Steven Talbert Williams, <u>17</u> MOTION for Writ of Mandamus, filed by Cestui Que Steven Talbert Williams, <u>16</u> MOTION to Separate & Title the Exhibits of Doc. 12, filed by Cestui Que Steven Talbert Williams, <u>15</u> Letter, filed by Cestui Que Steven Talbert Williams, <u>12</u> Exhibit filed by Cestui Que Steven Talbert Williams, <u>13</u> Letter filed by Cestui Que Steven Talbert Williams, <u>19</u> MOTION for Permission for Steven Talbert Williams to participate in electronic case filing in this case, filed by Cestui Que Steven Talbert Williams, <u>11</u> Affidavit in Support filed by Cestui Que Steven Talbert Williams, <u>20</u> Order on Motion for Miscellaneous Relief, Order on Motion for Writ of Mandamus, Order on Motion for Permission for Electronic Case Filing, <u>10</u> Affidavit in Support filed by Cestui Que Steven Talbert Williams USCA Case Number 19-0039, were transmitted to the U.S. Court of Appeals. (tp) (Entered: 03/27/2019)