

19-6577

IN THE SUPREME COURT OF THE UNITED STATES OF AMERICA

PETITION FOR WRIT OF CERTIORARI

SMITH v. HAYNES

FILED

OCT 31 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

(in re: US CoA / 9th No. 19-35833 & USDC of W. Wa. No. 3:19-cv-05394)

Under Part III of RULES of The Supreme Court, Comes Now John Garrett Smith, ALB, CC, PE, timely filing this Petition for Writ of Certiorari following a 10.1.19 judgment by the US CoA / 9th Cir. (referenced by the aforesigned case numbers).

This duly-filed Petition purchases traction in 18 USCS §1030 (The Computer Fraud & Abuse Act), §3 (Accomplishment to Felony), and §4 (Misprision of Felony) to uphold core tenets of the 14th Amendment of the US Constitution, specifically the prohibition by Law of:

- (i) deprivation of Liberty and Property without Due Process of Law, and
- (ii) denial of equal protection of laws.

The enduring strength of these Constitutional Pillars, that are Paramount Antecedents, trumps appellate minutiae and invokes this Court's "emergency" injunction that is qualified in the Coa / 9th's 10.1.19 ruling.

These circumstances are exceptional and the sagacity of the Extraordinary Writ is manifest in the simplicity of enforcing simple Law, action that is, indeed, the ultimate duty of this Court.

Concise Exhibits, including lower court rulings, are included for thoroughness. Note that [DKT #17] (not included, yet, for brevity) in the aforesigned USDC Case is the epitome of Criminal Obfuscation of Criminal Actions.

This is a circumstance that is extreme because leaders at every level of court in the Western United States are aggressively usurping their positions in order to break laws and provide lee for repetitive breaking of laws. This Court should grant this Writ with prudent haste.

INDEX

1. QUESTIONS INVOKING WRIT
2. BASIS FOR JURISDICTION OF THE SCOTUS
3. DIRECT & CONCISE ARGUMENT AMPLIFYING REASONS FOR WRIT
4. SYNOPSIS

8 OCTOBER 2019

EXHIBITS FOLLOWING INCLUDE MOTION FOR LEAVE TO PROCEED I.F.P.

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CERTIORARI FOR JOHN GARRETT SMITH

1. QUESTIONS INVOKING WRIT

(i) Is it lawfully permissible for State and federal officials, including judges, to commit crimes, legally aver their commission, and yet repetitively usurp their own courts to conceal those crimes?

(ii) Is it lawfully permissible for the same State and federal officials, including judges, to actively participate in breaches of the 14th Amendment of the US Constitution to steal Liberty as a weapon to hide the theft of Property, all without Due Process of Law in willful violation of 18 USCS §1030 (a), (5)(c), (e)(1), (2), (8) [the CFAA] to sabotage interstate and international commerce?

(iii) Is it lawfully permissible for the same State and federal officials, including judges, to aggressively ignore the universal and non-indemnifying requirement of 18 USCS §§ 3 & 4 (prohibitions to Accomplishment to and Misprision of Felony, respectively) by ANYONE, but instead to usurp their courts to bury Paramount Antecedent/ reports of proven and averred crimes beneath secondary appellate minutiae?

2. BASIS FOR JURISDICTION OF THE SCOTUS

Per Rule 13, this filing is timely and lower courts have triggered open this door for accountability to the US Constitution via Writ of Certiorari from this Court. The following Exhibits verify the present Jurisdiction of this Court to adjudicate with prudence:

Exhibit 1 - CoA / 9th Cir. judgment, 10.1.19 (DKT #18 in USDC #3:19-cv-05394)

Exhibit 2 - Petitioner's Motion, 8.7.19 (DKT #10 in USDC #3:19-cv-05394) ...

Exhibit 3 - ... that was Denied by the USDC on 9.11.19 (DKT #14 in 3:19-cv-05394), and

Exhibit 4 - a separate but relevant epitome of burying LEGAL NOTICE OF CRIMINAL ACTS, this time by a Court Clerk who, herself, IS ALSO A DEFAULT DEFENDANT in substantial litigation.

• Exhibit 5 - ORDER of DISMISSAL by US Ct. of Appeals; ignoring CRIMES vs. 18 USCS §3,64
III. DIRECT & CONCISE ARGUMENT AMPLIFYING REASONS FOR THIS WRIT

All levels of Courts in the Western US are operating under the following rubric:

"SO LONG AS COURTS COVER FOR CRIMES COMMITTED BY GOVERNMENT OFFICIALS, THOSE CRIMES ARE ACCEPTABLE."

satisfying
28 USC
1254/57

Of course, this is preposterous. No Court is above the Law itself.

The Petitioner is serving a 12 year sentence for the crime of attempted murder despite that facts that State's own records prove that the sham case was a police-fabricated hoax executed to conceal the theft of Petitioner's Corporate, Personal and Intellectual properties; crimes that commenced BEFORE the pre-staged incident, only months later fabricated further still to pawn off an attempt to kill that never happened.

Not only are these statements proven in thousands of police records, but they have been unanimously and irrevocably averred by dozens of government officials

CERTIORARI FOR JOHN GARRETT SMITH

who have collapsed into default status in a non-habeas civil action for the substantial pecuniary damages still being caused by these government crimes (in State of Washington Superior Court Case No. 18-2-303-14).

Furthermore, the entire sham case of John Garrett Smith is shrouded in pathetic hy-jinx in defiance of the simple Public Records Act (RCW 42.56) that the State of Washington is aggressively breaking by refusing to disclose vital and obvious exculpatory evidences (also in violation of 'BRADY' standards).

Worst of all, and the Cause for this Emergency Injunctive Writ, is that dozens of the default defendants for the non-indemnified crimes against Petitioner are Court officials, including judges, that persist in spuriously presiding over the aforesighted cases. The judgments cited in the Exhibits are relevant because they have each been MADE BY COURT OFFICIALS (including judges) WHO ARE ACTIVELY GUILTY OF THE VERY CRIMES FOR WHICH PETITIONER SEEKS RELIEF.

In no uncertain terms, the foxes are guarding the henhouse. This is Anti-Constitutional juridic insanity. Common Sense, Basic Human Decency, and Germane US Law compels this Court to stop the madness now.

4. SYNOPSIS

This filing represents REPORTING OF CRIMES BEING COMMITTED BY GOVERNMENT OFFICIALS WHO ARE BLATANTLY USURPING THEIR AUTHORITY TO BREAK THE LAW.

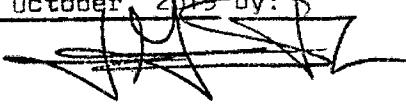
These outrageous truths transcend appellate minutiae. This is no longer about 'interpretation' or 'discretion', but rather about outright criminal acts that are summarized by: "the systemic theft of Liberty to conceal the recurring theft of Property". Of course, the 14th Amendment cannot tolerate such internal acts of terrorism on US soil.

On these firm foundations, Petitioner herein beseeches this Court to intervene on an emergency, injunctive basis to restore a modicum of Law & Order in the Pacific Western United States.

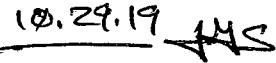
Earnestly submitted under penalty of perjury under the laws of the United States on this 8th Day of October, 2019 by:

Amended w/ Exhibits

10.29.19


J. Garrett Smith, ALB, CC, PE

CERTIFICATE OF SERVICE: Per GR 3.1, I do hereby certify delivery of the foregoing to the Defendant via e-filing protocol from SCCC/Aberdeen on the date listed immediately above.


and on 10.29.19 

J. Garrett Smith, ALB, CC, PE