

19-6786

NO.

ORIGINAL

IN THE UNITED STATES SUPREME COURT  
WASHINGTON, D.C.

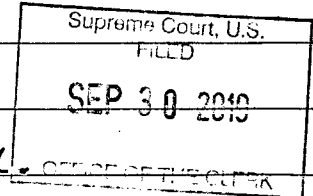
CAROL JOHNNIE MORRIS, Pet. Reg. #76547-080; TDCJ-LA #488243; TDCJ-LA #1681899,

PETITIONER PRO SE,

v.

UNITED STATES OF AMERICA, ET AL.

RESPONDENTS.



ON PETITION FOR WRIT OF CERTIORARI TO  
UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

PETITION FOR WRIT OF CERTIORARI

PARTIES

RESPONDENTS

CAROL JOHNNIE MORRIS, Pro Se  
Pet. Reg. #76547-080; TDCJ-LA #488243;  
TDCJ-LA #1681899

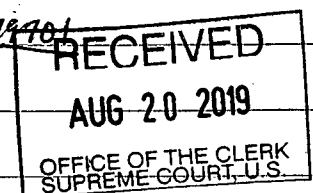
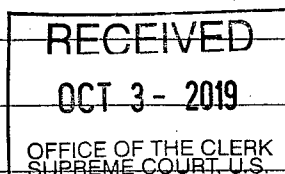
Ft. Worth Transitional Housing  
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Ft. Worth, Texas 76107

Mr. Edwin Knowles, Asst. Solicitor Gen.,  
U.S. DEPARTMENT OF JUSTICE  
950 PENNSYLVANIA AVE. - Rm. #5614  
WASHINGTON, D.C. 20530

HONORABLE DAVID COULTS  
U.S. DISTRICT JUDGE  
WESTERN DISTRICT OF TEXAS  
200 EAST WALL ST. - Rm. #222

Muskegon, Texas 79701



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- APPENDIX B: NO. 19-CV-124's Order Denying IFP status, FILED July 15, 2019;
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- APPENDIX D: NO. 19-50519; Morris v. U.S. BIA (6<sup>th</sup> Cir.), CLERK'S OFFICE, FILED September 5, 2019

NO. \_\_\_\_\_

IN THE UNITED STATES SUPREME COURT  
WASHINGTON, D.C.

PETITION FOR WRIT OF CERTIORARI

PETITIONER CAROL JOHNSON MORRIS, FOR REG. # 76547-080; TDCI-U # 288243; TDCI # 28189,  
RESPECTFULLY PRAYS A WRIT OF CERTIORARI ISSUE TO REVIEW, Fifth Circuit  
Court Of Appeals, Clerk CORRESPONDENCE DATED July 26, 2019. Title 28 USC  
§ 1251 (a), All Writs Act. Review, Order Of Administrative Closure, Filed  
May 20, 2019, Filed in the United States District Court (Houston/Dallas Division).

OPINIONS BELOW

FOR CASES FROM FEDERAL COURTS:

- 1) NO-19-CV-0124's Order Of Administrative Closure, Filed May 20, 2019; APPV. A;
- 2) NO-19-CV-0124's Order Denying Motion For Leave To Proceed IFD, July 20, 2019; APPV. B;
- 3) NO. 19-50509; USDC NO-19-CV-0124's, Court Of Appeals' correspondence, Filed July 26, 2019; APPV. C;
- 4) NO. 19-02519; USDC (5th Cir.) Clerk's Office, correspondence, DATED Sept. 5, 2019; APPV. D.

JURISDICTION

THIS COURT HAS JURISDICTION PURSUANT TO, Title 28 USC § 1254 (1).

## CONSTITUTIONAL AND STATUTORY PROVISIONS

### AMENDMENT V

1) NO PERSON SHALL BE HELD TO A CAPITAL OR OTHERWISE VIOLENT OFFENSE UNLESS ON PRESENTMENT OR AN INDICTMENT BY A GRAND JURY... NOR SHALL BE COMPELLED IN ANY CRIMINAL CASE TO BE A WITNESS AGAINST HIMSELF, NOR DEPRIVED OF LIFE, LIBERTY OR PROPERTY WITHOUT DUE COURSE OF LAW; NOR SHALL PRIVATE PROPERTY BE TAKEN FOR PUBLIC USE WITHOUT JUST COMPENSATION.

### AMENDMENT VI

2) IN ALL CRIMINAL PROSECUTIONS THE ACCUSED SHALL ENJOY THE RIGHT TO A SPEEDY AND PUBLIC TRIAL BY AN IMPARTIAL JURY OF THE STATE AND DISTRICT WHEREIN THE CRIME SHALL HAVE BEEN COMMITTED, WHICH DISTRICT SHALL HAVE PREVIOUSLY ASCERTAINED BY LAW AND TO BE INFORMED OF THE NATURE AND CAUSE OF THE ACCUSATION; TO BE CONFRONTED WITH WITNESSES AGAINST HER; TO HAVE COMPELSONY PROCESS FOR OBTAINING WITNESSES IN HER FAVOR AND TO HAVE THE ASSISTANCE OF COUNSEL.

### AMENDMENT XIV

3) SECTION 1... NO STATE SHALL HAVE OR ENFORCE ANY LAW WHICH SHALL ABROGE THE PRIVILEGES OR IMMUNITIES OF CITIZENS OF THE UNITED STATES... NOR SHALL ANY STATE DEPRIVE ANY PERSON OF LIFE, LIBERTY OR PROPERTY WITHOUT DUE PROCESS OF LAW NOR DENY TO ANY PERSON WITH<sup>IN</sup> ITS JURISDICTION THE EQUAL PROTECTION OF THE LAWS.

## CONSTITUTIONAL AND STATUTORY PROVISIONS

### UNITED STATES CONSTITUTION

USCA CONST. ART. III § 2

USCA CONST. ARTICLES 5, 6, AND 14

TITLE 28 USC § 351, JUDICIAL COMPLAINT

TITLE 28 USC § 1651 (a), Federal Court Noddy

TITLE 28 USC § 2241, FEDERAL WRIT OF HABEAS CORPUS

TITLE 28 USC § 2255, MOTION TO VACATE, SET ASIDE, JUDICIAL SENTENCE

TITLE 28 USC § 2254, FEDERAL WRIT OF HABEAS CORPUS FOR STATE PRISONERS

FED. RULES OF APPELLATE PROCEDURE, RULES 21, 35, 40, AND 41; FED. COURT PROC. RULE 12(b)(2);

FEDERAL CENTRAL CODES FED. R. CIV. PROC. RULE 52(b)

TITLE 18 USC §§ 922(g), 922(a)(2), 2K2.1(b)(1996), 2K2.11

TITLE 18 USC §§ 3553, 3584 - U.S.S.C. § 561.3(b), SPECIFICALLY, U.S. SENTENCING GUIDELINES

### SUPREME COURT RULES

S. Ct. 10-14

### TEXAS STATUTES

V.T.C.A. TEXAS POUAL CODES §§ 32.21 (a)(1)(A), VERNON'S SUPP. 1989; § 31.03

V.T.C.A. TEXAS POUAL CODES, § 12.42 (d)

V.T.C.A. TEXAS POUAL CODE § 12.42 (a)(2), STATE JAIL FARM (VERNON'S SUPP. 2009)

VERNON'S ANNE CODE CIV. PROC. ART. 11.09

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(CONT'D)

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### QUESTION

WHETHER OR NOT, IN CONNECTION WITH THE U.S. (NORTHERN DISTRICT AND WESTERN DISTRICT OF TEXAS) DISTRICT COURTS USUALLY USE CAROL JONNELE MORRIS, CR 5793, 1988 FERGUSON CONVICTION TO TYPICALLY GRANT HER CURRENT FEDERAL (USDC NO-97-CR-10) AND CR 36,894'S STATE JAC FERGUSON, SENTENCES ENTITLING HER TO FEDERAL WRIT OF HABEAS CORPUS RELIEF AND IMMEDIATE RELEASE WITHOUT PAROLE?

## LIST OF PARTIES

### RESPONDENTS

CAROL JOHNSON MORRIS, Fed. Reg. # 76542-080;  
TBCJ-2A # 488243; TBCJ-4 # 1681899

FT. WORTH TRANSECTIONS HOUSE LLC

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FT. WORTH, TEXAS 76107

Mr. EDWIN KANDLOS, Deputy  
Union Status Solicitor General

U.S. DEPARTMENT OF JUSTICE

950 PENNSYLVANIA AVE. N.W.

STE. # 5614

WASHINGTON, D.C. 20530

HONORABLE DAVID COURTS,

U.S. District Court Justice

U.S. COURT HOUSE

200 EAST WALL ST. - Rt. # 222

MILANO, TEXAS 79201

## I. STATEMENT OF THE CASE

THE SAME CONSPIRATORS WHO ILLEGALLY DEPRIVED PETITIONER CAROL JOMENE MORAN, Fed. Log. # 76547-080; TDCJ-W # 488243, OF JUST COMPENSATION PURSUANT TO, TITLE 28 USC § 1358, EMINENT DOMAIN STATUTE; USCA COMMERCE CLAUSE, ART. I § 8, CL. 3; (CONSUMER, USDC MD-08-CV-171; MORAN V. CITY OF MIOLANO, TEXAS, ET AL., FILED DECEMBER 22, 2008, IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS (MIOLANO/ORESSA DIVISION)), DENIED HER OF HER ENTITLEMENT TO, CORAM NOBIS, FEDERAL HABEAS RELIEF, AND IMMEDIATE RELEASE; WITHOUT PAROLE, IN VIOLATIONS OF HER SUBSTANTIVE DUE PROCESS TO HER PROPERTIES AND MINERALS, AND HER CONSTITUTIONAL DUE PROCESS, DOUBLE JEOPARDY, AND EQUAL PROTECTION UNDER THE LAW, OF THE 5<sup>TH</sup>, 6<sup>TH</sup>, AND 14<sup>TH</sup> AMENDMENTS OF THE UNITED STATES CONSTITUTION, CONSTITUTING CRUEL AND UNUSUAL PUNISHMENT AS PROHIBITED BY THE EIGHTH AMENDMENT. COMPARE NO. 09-51052; MORAN V. JEWELL, FILED NOVEMBER 6, 2009 (5<sup>TH</sup> CIR), TITLE 28 USC § 351, JUDICIAL COMPLAINT; TO, USDC MD-19-CV-124, § 2241 FILED, MAY 14, 2019; USDC MD-19-CV-006; MORAN V. U.S., ET AL, ORIGINALLY FILED, DECEMBER 28, 2018, IN THE DISTRICT COURT. SEE, HECK V. HUMPHREY, 114 S. CT. 2364 (1994); COMPARE TO, DENNIS V. SPARKS, 101 S. CT. 183 (1980). SEE, HELMS OF GUERRA V. U.S., 207 F.3d 753 (5<sup>TH</sup> CIR, 2000). U.S.C.A. COMMERCE CLAUSE, ART. I § 8 CL. 3, TITLE 28 USC § 1358, EMINENT DOMAIN TITLE 28 USC § 2241 (C)(3), 2254 (a) AND (D)(1)(2).

JUNE 3, 2019, PETITIONER CAROL JOMENE MORAN, WAS ILLEGALLY PAROLED TO, FT. WORTH TRANSITIONAL HOUSING, AT 600 N. HENDERSON ST., FT. WORTH, TEXAS 76107, WHERE SHE REMAINS IN CUSTODY OF THE TEXAS BOARD OF PAROLES; PAROLES, AUSTIN TEXAS 78711. REVIEW, CAROL JOMENE MORAN'S, TDCJ-W # 1681899 PAROLE CERTIFICATE, DATED JUNE 3, 2019, USDC NO. 4:19-CV-722-AS; ATTCH. 1, FILED SEPTEMBER 11, 2019, IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS (FT. WORTH DIVISION).

## AMPLIFICATION

In Hohn v. U.S., 118 S. Ct. 1969 (1998), THE UNITED STATES SUPREME COURT HELD, "[I]T HAS JURISDICTION TO REVIEW ON PETITION FOR WRIT OF CERTIORARI, A DENIAL OF APPLICATIONS FOR CERTIFICATES OF APPEALABILITY UNDER THE (AEDPA). REVIEW, CAROL JOHNENE MORRIS'S, TITLE 28 USC § 1651(a), ALL WRITS ACT COMPLAINT: (MORRIS V. JEWELL), FILED AUGUST 30, 2017, WITH THE UNITED STATES DEPARTMENT OF JUSTICE, U.S. SOLICITOR GENERAL, MR. JEFFREY B. WALLS (ACTING), THEN AT, 950 PENNSYLVANIA AVE., N.W. - STE. # 5613, WASHINGTON, D.C. 20530. TITLE 28 USC § 351; USCA CONST. ART. III § 2. TITLE 28 USC § 1651(a), ALL WRITS ACT. TITLE 28 USC § 2253(c)(2).

BECAUSE ALL OF MORRIS'S OUTSTANDING CRIMINAL JUDGMENTS ARE VOID:

1) CR 5793; STATE V. MORRIS, 20-yr. ILLEGALLY ENHANCED SENTENCE, FILED IN THE 132<sup>ND</sup> JUDICIAL DISTRICT COURT, SHERIFF CO., TEXAS; JUDGMENT FILED JULY 27, 1998; 2) USDC MO-97-CR-10; U.S.A. v. CAROL JOHNENE MORRIS, FEDERAL ENDOCTMENT, FILED MARCH 20, 1997; 41-MONTHS; 3 yrs. SUPERVISED RELEASE SENTENCES, IMPOSED TO RUN CONCURRENTLY; Orig. JUDGMENT FILED, JAN. 28, 1998; 2<sup>ND</sup> AMENDED JUDGMENT FILED JULY 14, 2004, IN THE U.S. DISTRICT COURT, WESTERN DISTRICT OF TEXAS (MIDLAND / ODessa DIV.); AND 3) CR 36,894; STATE V. MORRIS, 20-yr. ILLEGALLY ENHANCED STATE JAIL FELONY; JUDGMENT, p. 2 ("ONE AND THREE"), FILED AUGUST 3, 2010, IN THE 441<sup>ST</sup> JUDICIAL DISTRICT COURT, MIDLAND COUNTY, TEXAS, SHE IS ENTITLED TO CORAM NOBIS AND HABEAS RELIEF. To.

## II. REASONS FOR GRANTING WRIT

"AN INCARCERATED CONVICT'S (OR A PAROLEE'S) CHALLENGE TO THE VALIDITY OF HER CONVICTION ALWAYS SATISFIES THE CASE-OR-CONTROVERSY REQUIREMENT BECAUSE THE INCARCERATION (OR THE RESTRICTIONS IMPOSED BY THE TERMS OF THE PAROLE) CONSTITUTES A CONCRETE INJURY. To. Copare, 516 02248595; TOCJ-14 # 489243, JUNE 28, 2003, PAROLE

CERTIFICATE TO CAROL JOHNSONE MORRIS, TDCJ-CR 1681899 PAROLE CERTIFICATE, ISSUED JUNE 3, 2019). SEE, SPENCER V. KETINA, 118 S. Ct. 978 (1998). USCA CONST. ART. III § 2.

1) MORRIS'S CR 5793, 1988 FORGERY CONVICTION GIVES RISE TO A FUNDAMENTALLY DEFECTIVE JUDGMENT FOR ITS FAILURE TO ALLOT AN ESSENTIAL ELEMENT, "WHO BELIEVED PURPORTED TO BE THE ACT OF ANOTHER WHO DID NOT AUTHORIZE THE ACT." TEX. PENAL CODE § 32.21 (a)(1)(A), VORNON'S SUPP. 1989, P. 100 TO, CR 5793; STATE V. MORRIS, FILED JANUARY 6, 1989. SEE, EX PARTE CAROL JOHNSONE MORRIS, 800 S.W. 2d 225 (Tex. Cr. App. 1990), REHE'G. DENIED FEB. 6, 1991. CONSIDER, CR 5793 - I'S STATE ANSWER TO OPPOSITION (CR VOL. II PP 216-17, PAGE 7: "IF ONLY TO THOSE CONVICTIONS WE HAVE NO OBJECTIONS" FILED, OCTOBER 21, 2010, IN THE TEXAS COURT OF CRIMINAL APPEALS, AUSTIN, TEXAS. SEE, WILLIAMS V. COLLINS, 802 F. Supp. 17 1536-44 (W.D. Tex.), THAT DISTRICT COURT HELD, "JURISDICTIONAL DEFECTS ARE UNWAIVABLE AND CAN BE RAISED ANY TIME DURING THE PROCEEDINGS," 10. FED. R. CRIM. PROC., RULE 12 (b)(2). COMPARE TO, CARETT V. Mc COTTER, 807 F. 2d 1145 (N.D. Tex. - 1997). IN WENGER V. Mc KASKIE, 733 F. 2d 1107 (5th Cir. 1984), THAT COURT OF APPEALS HELD, "A VOID JUDGMENT IS THE ONLY EXCEPTION TO THE TEXAS CONTEMPORANEOUS OBJECTION RULE," 10. SEE, EX PARTE BARTNESS, 739 S.W. 2d 51 (Tex. Cr. - 1987); COMPARE TO, SHAWHAN V. STATE, 784 S.W. 2d 1561, N.1 (Tex. App. - Ft. Worth 1990). SEE EX PARTE CHILDRESS, 732 S.W. 2d 642 (Tex. Cr. App. 1987) ("BECAUSE JUDGMENT WAS VOID FOR ITS FAILURE TO ALLOT AN ESSENTIAL ELEMENT NO TRIAL COURT HAD JURISDICTION AND CONVICTION WAS SUBJECT TO COLLATERAL ATTACK UPON USE TO ENHANCE SUBSEQUENT CONVICTIONS' SENTENCE.") CR 5793'S CONVICTION DID NOT FULLY EXPIRE UNTIL APRIL 30, 2012.

2) PETITIONER MORRIS DEMONSTRATED DURING HER CORAL MOBIS PROCEEDINGS, FILED PURSUANT TO, TITLE 28 USC § 1651 (a), CORAL MOBIS: USDC MD-97-CR-10; U.S.A. V. CAROL JOHNSONE MORRIS, Fm. Pg. 76547-080, FILED JULY 3, 2014, IN THE DISTRICT COURT, THAT BECAUSE CR 5793'S VOID CONVICTION WAS NOT FEDERAL FEDERAL VIOLATIONS PRE-

INDICATE OFFENSE, THAT SHE WAS ENTITLED TO CORAM NOBIS RELIEF, TO VACATE HER 1997 CONVICTIONS AND SENTENCES, DUE TO INEFFECTIVE ASSISTANCE OF COUNSEL, PURSUANT TO THE SIXTH AMENDMENT OF THE UNITED STATES CONSTITUTION. IN Taylor v. U.S., 110 S. Ct. 2143 (1990), THE SUPREME COURT HELD, "THE DISTRICT COURT JUDGE MUST LOOK TO THE ELEMENTS OF THE UNDERLYING STATE CONVICTION AND NOT JUST THE FACTS ALLEGED IN THE INDICTMENT. TO SEE, U.S. v. Morgan, 346 U.S. 502, 74 S. Ct. 247 (1954). (STATUTE PROVIDING THAT PRISONER IN CUSTODY MAY AT ANY TIME MOVE COURT WHICH IMPOSED SENTENCE TO VACATE SENTENCE IF IT IS IN VIOLATION OF FEDERAL CONSTITUTION OR LAWS..." TO. MORGAN ALLEGED SAME UNLAWFUL STATE CONVICTION USED TO ENHANCE UNDER STATE PROBATION LAW. FIRSTLY, PETITIONER MORGAN SUCCESSFULLY OBTAINED IMMEDIATE RELEASE, PURSUANT TO, U.S.S.C. §561.3(b), July 28, 2004. REVIEW, MORGAN'S 2241 FEDERAL HABEAS CORPUS RELIEF PETITION: N-02-CV-4878, Morgan v. PERCOTT, 92 Fed. Appx. 79 (5<sup>th</sup> Cir. 2004), MISCONSTRUED AS A SUCCESSIVE 2255 MOTION. REPLY TO, BP-11 ADMINISTRATIVE REMOVAL'S ANSWER, FILED MARCH 20, 2003. TITLE 18 U.S.C. §3553(a). U.S.C.A. CONST. ARTICLES 5, 6, AND 14. WITHOUT CE 5793 CONVICTION, MORGAN WOULD HAVE NO FEDERAL FIREARMS VIOLATIONS. THE EX PARTE GARCIA, 528 S.W.2d 141 (Tex. Ct. App. 1979), THAT TEXAS COURT OF CIVIL APPEALS HELD, "WHERE ONE OF THE CONVICTIONS IS VOID USED TO ENHANCE SENTENCE UNDER FEDERAL IN POSSESSION OF FIREARM STATUTE, FEDERAL HABEAS COURT WOULD GRANT RELIEF. REVIEW, §1151(a) CORAM NOBIS: NO. 14-50875; USBC NO-97-CE-10, AFF'D. JANUARY 30, 2015. — F.3d —; COMPARE TO, USBC NO-15-CV-785; MORGAN v. U.S., PETITION FOR WRIT OF HABEAS CORPUS ADDRESS TO SUPREME COURT, ORDER DENYING CORAM NOBIS FURTHER, JULY 24, 2015, IN THE DISTRICT COURT. USCA CONST. ART. III §2. SEE HECK v. HAMILTON, 114 S. Ct.

IN COLLUSION, THE NORTHERN AND WESTERN UNITED STATES DISTRICT COURTS MODIFIED MORGAN'S, NOVEMBER 7, 1997 PSYCHIATRIC EXAM, OCTOBER 17, 2014 AND USBC NO-97-CE-10'S, FEDERAL PSR, FILED JANUARY 28, 1998, ON OCTOBER 20, 2014. NO. 16-51143; MORGAN v. U.S.A., CERTIFICATE OF APPEALABILITY (COA), WAS STOLEN BY THE MOUNTAIN VIEW UNIT'S LAW LIBRARY STAFF, OCTOBER 16, 2016, AND ITS PETITION FOR REHEARING, MARCH 20, 2017,

Consequently, March 8, 2017's Order dismisses frivolous and "100 sanctions imposed. NO. 18-7598; Morris v. U.S.A., petition for writ of certiorari, filed November 22, 2018; ITS EXHIBITS, 1 and 2: TRC's STATE RULE 37, Case No. 0231739; LOCATION PLANS ("AREA E"), SPECIFICALLY WERE STOLEN, AND NO. 17-51125; Morris v. U.S. (COA), 6<sup>th</sup> Cir. WAS INSTANT DISPLAYED (WITH PAGES 21 AND 22 UP-SIDE-DOWN), IN THE SUPREME COURT. NO FEDERAL DISTRICT JUDGE SHOULD BE PERMITTED TO FALSIFY A DEFENDANT'S FEDERAL PSR (ORDINALLY). USCA CONST. ART. III § 2. TITLE 28 USC § 2253(C); 1651(a), ALL WRITS ACT. BECAUSE, "PELON IN POSSESSION OF A FIREARM AND RECEIPT OF A FIREARM, ARE THE SAME COUNT, HER FEDERAL CONVICTIONS ARE INVALID AND THE FOUR (4), 41-MONTHS; 3-YRS. SUPERVISED RELEASE SENTENCES, INVALID AS WELL. SEE, BALL V. U.S., 106 S. Ct. 1669 AT 1673 (1986), CONSTITUTING VIOLATIONS OF MORRIS'S DOUBLE JEOPARDY. SEE, BRACY V. GERMANY, 117 S. Ct. 1793 (1997) ("JUDGE STANDING TO CASE IN RELATED LITIGATION SHOULD NOT PROSECUTE"). IN JOHNSON V. MISSISSIPPI, 91 S. Ct. 1718 (1971), THE SUPREME COURT HELD, "JUDGE WHO IS SUBJECT OF LAWSUIT AND PERSONAL ATTACKS BY DEFENDANT CANNOT CONDUCT PROCEEDINGS". CONSIDER, NO. 09-51052; MORRIS V. JUDICIAL, TITLE 28 USC § 351 JUDICIAL COMPLAINT, (USDC MD-08-CV-171; MORRIS V. City Of MOUNTAIN VIEW, ET AL., FILED NOVEMBER 22, 2009), ALLEGING CORRUPTION AND INCOMPETENCE FILED, NOVEMBER 6, 2009, IN THE FIFTH CIRCUIT COURT OF APPEALS (New Orleans, La.). PRIOR TO, OCTOBER 17, 2014 - OCTOBER 30, 2014, MOUNTAIN VIEW UNIT'S, STEP 2 GERMANY'S, DECEMBER 17, 2014'S SAFE PRISONS COMPLAINT; MOSTLY RECOUNTING STEP 2 GERMANY'S DATED, APRIL 21, 2019; MAY 17, 2019 AND TN UNIT'S OIG, DATED MAY 17, 2019. CONSIDER, MORRIS'S FEDERAL INDICTMENT; USDC MD-97-CR-10; U.S.A. V. CAROL JENNIFER MORRIS, FOR FG #76547. 080; 70CFR 488243; TO, SEE, U.S. V. McLENNAN, 469 F.3d 386 (6<sup>th</sup> Cir. 06). TITLE 18 USC § 3553(C); TITLE 28 USC § 1651(a), CORAM VOBIS; USCA CONST. ART. III § 2. MORRIS'S 2<sup>ND</sup> AMENDED JUDGMENT ALLEGING, "COUNT 1 VIOLATED TO BE CONCURRENT WITH COUNTS 2, 3, AND 4 ("WITH ANY OTHER SENTENCES, p. 2. (BOLD)), AND FOUR (4), 41-MONTHS; 3-YRS. SUPERVISED RELEASE SENTENCES ARE INVALID, IS VOID. IN HANU V. U.S., 118 S. Ct. AT 1983 (1998), THE SUPREME

Court hold, "THE DISTRICT COURT'S DEFIANCE OF THE SCHEME CREATED BY CONGRESS IN ENJOINT RESTRAINANCE ON OUR PRECEDENT IS A DISPLAY NOT OF COMMON SENSE, BUT OF JUDICIAL WILLFULNESS," to. "IGNORANCE OF THE LAW IS NO EXCUSE," SEE, GODOSKI V. U.S., 304 F.2d 761 (7<sup>th</sup> Cir. 2008<sup>2</sup>). Compare, NO. 11-10-00249-CR; STATE V. MORRIS, AFF'D FEBRUARY 9, 2012; TO, USDC #2254 MD-13-CV-0415; MORRIS V. STEPHENS, PETITION FOR FEDERAL WRIT OF HABEAS CORPUS, ORDER DENYING RELIEF, pp. 9-13, SPECIFICALLY, FROM AUGUST 25, 2013, IN THE DISTRICT COURT. SEE, DOUGLAS V. SPENCER, 101 S.Ct. 183 (1980), SUPREME COURT HELD, DISTRICT COURT JUDGE ISSUED TEMPORARY RESTRAINING ORDER AGAINST PLAINTIFF TO OIL AND GAS COMPANIES...), IN VIOLATIONS OF HER SUBSTANTIVE DUE PROCESS TO NON MINERALS AND PROPERTIES. THIS IS USC #1358, FEDERAL JUDICIAL STATUTE; USCA CONVICTION CLAUSE, ART. I #8, CL. 3, NO. 18-7598; MORRIS V. U.S. EXHAUSTIVE HABEAS #1 AND #2, STORED NOVEMBER 22, 2018; AUTOMATICALLY DECREED NOVEMBER 23, 2018. USCA CONST. ART. III #2. SEE, MALONE V. COOK, 109 S.Ct. 1923 (1989), (FEDERAL PRISONER ALLEGED SAME INVALID STATE CONVICTION USED TO ILLEGALLY ENHANCE CURRENT FEDERAL AND STATE SENTENCES), to. U.S.C.A. CONST. ARTICLES 5, 2, 14. THIS IS USC #2254(A); 2241(C)(3). THESE USDC NO. 97-CR-103 CONVICTIONS AND SENTENCES DID NOT FULLY EXPIRE UNTIL JULY 11, 2007.

3) JULY 29, 2010, PETITIONER MORRIS WAS SENTENCED TO, 20-YRS. TBCJ-10 IMPRISONMENT, ON CR 36,894's; STATE V. MORRIS, ILLEGALLY ENHANCED STATE JAIL FEEZING; JUDGMENT ALLEGING, "STATE JAIL FEEZING ENHANCED BY TWO PRIOR SEQUENTIAL CONVICTIONS ("ONE AND THREE", p. 2 SPECIFICALLY) i.e. CR 5793's, 1988 VIOLENT CONVICTION AND CRA-10, 176, 1984 MICHIGAN CO. TRAFIC CONVICTION. COMPARE TO, CR 36,894's REINDICTMENT, ALLEGING, TRAFIC BY DECEPTION. FROM MARCH 31, 2010; TO, ITS JUDGMENT FROM, AUGUST 3, 2010. BOTH OF MORRIS, CRA-10, 066 AND CRA-10, 176, 1984 MICHIGAN CO. TRAFIC CONVICTIONS HAVE THE SAME FINAL DATE: MARCH 5, 1984. SEE, EX PARTE POOL, 738 S.W. 2d 285 (7<sup>th</sup> Cir. 1987), WRIT CERTIORARI, USCA. CONST. ARTICLE 6. SEE, HARRIS, 150 F.2d 440 (5<sup>th</sup> Cir. 1948).

"COMMISSION OF THE SECOND PREVIOUSLY COMMITTED OFFENSE AFTER THE FIRST (PCE)"

PREVIOUSLY COMMITTED OFFENSE HAS BECOME FINAL IS AN ESSENTIAL NECESSARY ELEMENT TO ENHANCE PUNISHMENT IN TEXAS, *LO. SEE STOKES V. PROCTOR*, 744 F.2d 484 (5<sup>th</sup> Cir. 1984). "BECAUSE [N]EITHER OF MORRIS'S 1984 CONVICTIONS CAN BE SAID TO HAVE BECOME FINAL BEFORE THE OTHER, [T]HEY COULD NOT BE USED TO ENHANCE HER, CR 36,894 STATE JAIL FELONY, TEX. PENAL CODE § 12.42(a)(2). COMPARE TO, *CORY V. TRACON*, 2010 U.S. DIST. LEXIS 44088, 28 USC § 2254(d)(1)(2). SEE, *CENTINORE V. TEXAS STATE ATTY. GENERAL*, 138 F. Supp.2d at 807 (E.D. Tex. - 2001). SEE, *HALCY V. COCKRELL*, 306 F.3d 257, at 264 (5<sup>th</sup> Cir. 2002), THAT COURT OF APPEALS HOLDING, "A CLASSIC FUNDAMENTAL MISCARriage OF JUSTICE, *LO. WRIT GRANTED, DESIRE V. HALCY*, 124 S. Ct. 1847 (2004), CERTIORARI GRANTED. CONSIDER, CR 36,894's; *MORRIS V. SATLOWHILL*, RECURSAL MOTION (MARCH 16, 2010'S PROCEEDINGS, RR VOL. 1 PP. 1-20; w/ TRC'S STATO RULE 37, CASE NO. 0231739; LOCATION PLOTS DOCUMENTS, FILED IN SUPPORT; NO. 11-10-00116-CR, AFFIRMED MAY 27, 2010, IN THE ELEVENTH DISTRICT COURT OF APPEALS, EASTLAND, TEXAS. IN *EX PARTE MILLER*, 330 S.W.2d 610 (Tex. Cr. App. - 2010), THE TEXAS COURT OF CRIMINAL APPEALS HELD, "NOT ONLY THE STATE BUT ITS AGENTS THE PRISON OFFICIALS KNOW THE DEFENDANT'S SENTENCE WAS ILLEGALLY ENHANCED AS A RESULT OF JUDICIAL VENDETTAS, *LO. IN JOHNSON V. MISSISSIPPI*, 108 S. Ct. 1981 (1988), THE SUPREME COURT HELD, "BY THE STATE ALLEGING THE DEFENDANT'S INVALID CONVICTION TO STAND AND TO BE SUBSEQUENTLY USED TO ENHANCE HER SENTENCE UPON SUBSEQUENT CONVICTION VIOLATED HER RIGHTS AGAINST CRUEL AND UNUSUAL PUNISHMENT AS PROHIBITED BY THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION, *LO. WHILE AN OTHERWISE QUALIFIED PETITIONER CAN NOTION STATE THAT HER PRIOR INVALID STATE CONVICTION (i.e. CR 5793) WAS ILLEGALLY USED TO ENHANCE HER CURRENT SENTENCE (i.e. CR 36,894'S STATE JAIL FELONY) IN VIOLATION OF FAILURE TO APPOINT COUNSEL UNDER THE SIXTH AMENDMENT THE CONVICTION CANNOT STAND AND FEDERAL HABEAS RELIEF IS APPROPRIATE, *LO. TITLE 28 USC § 2254(b); TITLE 28 USC § 241(c)(3). SEE BUNTON V. QUARTERMAN*, 524 F.3d*

AT 672 (5<sup>th</sup> Cir. 2008). (PRESUMPTIVE BIAS IF DECISION-MAKER HAS DIRECT INTEREST...).

In COOK V. TEXAS DEPT. OF CRIMINAL JUSTICE TRANSITION PLANNING DEPT., 37 F.3d 166 (5<sup>th</sup> Cir. 1994), THE COURT OF APPEALS HELD, "PREE CONVICTIONS HELD VOTO BY THE COURT OF APPEALS SHOULD NOT BE CONSIDERED IN DETERMINING PRISONER'S PAROLE ELIGIBILITY." SEE, SPENCER, LO. USCA CONST. ART. III § 2.

MAY 6, 2019, MORRIS'S PETITION FOR WRIT OF HABEAS CORPUS TO THE SUPREME COURT WAS ALSO STOLON. NO. 18-50507, MORRIS V. TEXAS Bd. OF P.P.'s; WOLFE JAMES, DIRECTOR, TDCJ-10 (WACO Reg. Division); REFER TO NO. 18-50507's (COA)'S BRIEF AND CE 36,894'S JUDGMENT FILED AUGUST 3, 2010; EXHIBIT \*1, AND CE 5793'S JUDGMENT, FILED JULY 27, 1988; ATTCH. \*A, FILED JULY 23, 2018, IN THE FORTH CIRCLE COURT OF APPEALS; TO, \*2254 W-18-CN-158; MORRIS V. TEXAS Bd. OF P.P.'s ITS PETITION AND EXHIBITS STOLON TWICE, JUNE 1, 2018, AND JUNE 11, 2018; (NO. 18-7598; EXHIBIT \*5; STEP 1 AND STEP 2 COUNCILS 2018157554). SEE, PHILLIPS V. AUSTIN, 477 F.3d 1070 (9<sup>th</sup> Cir. 2007), 129 S.Ct. 1036 (2009), AFF'D, "LAW LIBRARY STAFF LIABLE TO UNLAWFUL FILING OF PETITIONS FOR WRITS OF HABEAS CORPUS", S.Ct. Rule 13. U.S.C.A. CONST. ART. III, § 5, AND 14.

JUNE 3, 2019, PETITIONER MORRIS WAS UNLAWFULLY PAROLED TO, FT. WORTH TRANSITION HOUSE, AT 600 N. HENDERSON ST., FT. WORTH, TEXAS 76107. In TEXAS V. CUNNINGHAM, 371 S.Ct. 236 (1963), THE SUPREME COURT HELD, "PAROLE CONSTITUTES CUSTODY." LO. SEE, MALONEY V. COOK, 109 S.Ct. 1423 (1989), LO.

NOVEMBER 30, 2019, PETITIONER MORRIS WILL HAVE SERVED TEN (10) CALENDAR YEARS ON, CE 36,894'S UNLAWFUL ENHANCED STATE JAIL FELONY. (REFER TO, CAROL JENNIFER MORRIS, SWO \*02248595; TDCJ-10 \*181899, WARRANT EXECUTION DECEMBER 1, 2009. SEE, EX PARIE PRICE, 922 S.W.2d AT 959 (Tex. Civ. App. 1996), TCCA'S HOLDING "PAROLE VIOLATOR ENTITLED TO FLAT-TIME FROM DATE OF EXECUTION OF REVOCATION WARRANT. COMPARE TO, WILKINSON V. JONAS, 157 F.3d 384 (5<sup>th</sup> Cir. 1998), (COA), COUNCILS, COMPARE TO, \*2254 W-14-CN-131; MORRIS V. STAPTON, FILED APRIL 14, 2014 (WACO DIVISION). SHE REMAINS IN CUSTODY UNDER THE JURISDICTION OF THE TEXAS BOARD OF P.P.'S

IN VIOLATIONS OF HER CONSTITUTIONAL DUE PROCESS, DOUBLE JEOPARDY, EQUAL PROTECTION UNDER THE LAW AND FEDERAL LAWS. TITLE 28 USC § 2241(c)(3). SHE IS ENTITLED TO FEDERAL HABEAS CORPUS RELIEF, AND IMMEDIATE RELEASE WITHOUT PAROLE, To Review Morris's Parole Certificate issued, June 3, 2019. "THE TEXAS BOARD OF P.P.'S IS LIABLE FOR USUAL BOARD PROCEDURES. SEE, COOK, To. TITLE 28 USC §§ 2254(a), 2241(c)(3). CONSIDER, LUCKENBACH Co. INC. ARIZ. v. COSS, 121 S. Ct. 1567 (2001). U.S.C.A. CONST. ART. I, TITLE 28 USC § 251(a), AN WELLS ACT. USCA CONST. ART. VII § 2.

### III. CONCLUSION

PETITIONER CAROL JONWENE MORRIS, Foo. Reg. #76547-080; TDCJ-10 #488243; TDCJ-10 #1681899, PRAYS HER, §1651 CORAM NOBIS VACATING HER 1997 CONVICTIONS, FEDERAL WRIT OF HABEAS CORPUS pursuant to TITLE 28 § 2241(c)(3), AND "IMMEDIATE RELEASE" WITHOUT PAROLE AND ALL OTHER ENTITLED RELIEF, BE GRANTED.

Respectfully Submitted,

*Carol Jonwene Morris (PRO SE)*

CAROL JONWENE MORRIS, Foo. Reg. #76547-080;

TDCJ-10 #488243; #1681899

FT. WORTH TRANSITIONAL HOUSING

600 N. HENDERSON STREET

FT. WORTH, TEXAS 76107

### IV. CERTIFICATE OF SERVICE

I, CAROL JONWENE MORRIS, PETITIONER PRO SE, IN THE ABOVE-STYLED AND NUMBERED, TITLE 28 USC § 2241 FEDERAL WRIT OF HABEAS CORPUS; w/ APPOINTEE HARRIS?

A-0. DO HEREBY CERTIFY THAT, NOT TRUE AND CORRECT #2241 PETITION FOR  
WRIT OF HABEAS CORPUS, HAS BEEN FILED, BY MAILING: (FIRST-CLASS POSTAGE  
PAID), ADDRESSED TO, Mr. Scott /HARRIS, OFFICE OF THE SUPREME COURT  
CLERK, AT ONE /<sup>ST</sup> STREET, N.E., WASHINGTON, D.C. 20543, ON THE  
30<sup>TH</sup> DAY OF SEPTEMBER, 2019.  
~~10<sup>TH</sup> DAY OF AUGUST, 2019. @M~~  
18<sup>TH</sup> DAY OF NOVEMBER, 2019

*Carol Johanne Morris*  
Carol Johanne Morris (PRO SE)  
Fed. Reg. #76547-080; TDCJ-LO #488243; 1681899

#### V. PROOF OF SERVICE

I, Carol Johanne Morris, Fed. Reg. #76547-080; TDCJ-LO #488243; 1681899, DO  
HEREBY CERTIFY, THAT HER TITLE 28 USC §1651(a), ALL Writs Act COMPLAINT WAS  
FILED WITH, U.S. DEPARTMENT OF JUSTICE, Mr. Jeffrey B. Walls (ACTING),  
U.S. SOLICITOR GENERAL, AT 950 PENNSYLVANIA AVE., N.W. - STE. #5614,  
WASHINGTON, D.C. 20530 ON AUGUST 30, 2017.

*Carol Johanne Morris*  
Carol Johanne Morris (PRO SE)  
Fed. Reg. #76547-080; TDCJ-LO #488243; 1681899

NC: FILE