

No. _____

19-7892

IN THE
SUPREME COURT OF THE UNITED STATES

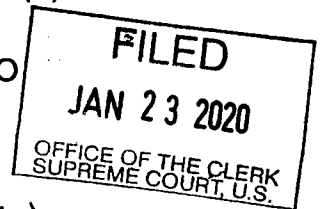
In Re. Frank Boark sui Juris — PETITIONER
(Your Name)

vs.

ORIGINAL

State of New York et al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO



Schenectady County Supreme Court of New York State
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Frank Boark (sui Juris) and Amicus Curiae
(Your Name)

Wallkill C.F. Route 208, Box G
(Address)

Wallkill New York, 12589-0286
(City, State, Zip Code)

None
(Phone Number)

Questions see Supplemental Brief (Jurisdictional Statement) and Revised App. Append.

QUESTION(S) PRESENTED

1. Is Frank Roark the BAR in part and wholly in and of this matter in and of New York Const. Art. I, (5), (6)?

Answer : YES

2. Is Frank Roark the BAR in part and wholly in and of this matter in and of New York Const. Art. II, (9), (11), (12)?

Answer : YES

3. Is Frank Roark the BAR in part and wholly in and of this matter in and of New York State in part and wholly et al in part and wholly in and of "N.Y. Const. Articles I, (5), (6); II, (9), (11), (12); IV, (1), (5), (10), (11), (20), (22); XIII, (1), (5), (13); XVII, (1)"? In part and wholly?

Answer : YES

4. Is Frank Roark the BAR in part and wholly in and of this matter in and of the State of New York in part and wholly et al in part and wholly in and of "U.S. Const. Amend. I, II, IV, V, VI, VIII, XIII, XIV" in part and wholly in and of U.S. Const. Amend. I, II, IV, V, VI, VIII, XIII, XIV" in part and wholly?

Answer : YES

5. Was Federal Court Practices Rules and Procedures 6, 7, 8, 12, 14, 16, 47, 52 in part and wholly and Canon 1-9 in part and wholly violated as well N.Y. Const. Articles, U.S. Const. Amend. in part and wholly violated in and of this matter in part and wholly?

Answer : YES

6. Is there Extraordinary Circumstances in part and wholly in and of this matter and did Frank Roark Shock the Consciences?

Answer : YES

7. Was Frank Roark's Rights under the Due Process Clause and Due Process in Part and wholly violated?

Answer : YES

8. Did Frank Roark write and submit Due Process in part and wholly in and of this matter in part and wholly proving he is the BAR in part and wholly, Sovereign in part and wholly in and of Civil Liberty (secured) in and of N.Y. and the U.S. in part and wholly and Rights Declared to a basic free society?

Answer : YES

9. Did Frank Roark present a "Prima Facie" case in part and wholly in and of this matter in part and wholly as a plaintiff and defendant in part and wholly in and of this matter?

Answer : YES

10. Should Frank Roark be granted Admission to the Bar in and of the United States and the State of New York in part and wholly? Is Frank Roark the Bar in part and wholly?

Answer : YES

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:

State of New York Supreme Court Appellate Division, Third Department
State of New York Court of Appeals
United States Court of Appeals
United States Supreme Court, Court of America

RELATED CASES

See Supplemental Brief (Jurisdictional statement) Rev. App. Append.

Mapp V. Ohio, 367 U.S. 643, 81 S.Ct. 1684, 84 A.L.R.2d. 933
Terry V. Ohio, 392 U.S. 1, 22, 88 S.Ct. 1868, 20 L.Ed.2d. 889
Blackledge v. Perry, 417 U.S. 21, 94 S.Ct. 2098, 40 LEd 2d. 628 (see U.S. v. Alvarez)
U.S. v. Scopo, 814 F.Supp. 292
Nardone v. U.S., 308 U.S. 338, 341, supra 308, U.S. at 487-488
Wong Sun v. U.S., supra 371 U.S. at 488
Bruton v. U.S., 88 S.Ct. 1620
U.S. v. Calandra, 94 S.Ct. 613, Id. at 485, 48 S.Ct. at 575
Weeks v. U.S., 232 U.S. 383, 391-392, 394, 34 S.Ct. 341, 344, 345, 58 L.Ed. 652
U.S. v. Manduyano, 425 U.S. 564, Id. at 657, 96 S.Ct. at 1184, 47 L.Ed.2d. at 379
Dunaway v. N.Y., 442 U.S. 200, 207
Brady v. U.S., 397 U.S. 742, 90 S.Ct. 1463, 25 L.Ed.2d. 747 (Brady Trilogy)
Wolf v. Colorado, supra 338 U.S. at page 27, 69 S.Ct. at page 1361
Elkins v. U.S., supra 364 U.S. at 1361
Bram v. U.S., 1897, 168 U.S. 532, 543-544, 18 S.Ct. 183, 187, 42 L.Ed. 568
Feldman v. U.S., 1944, 322 U.S. 487, 489-490, 64 S.Ct. 1082, 1083, 88 L.Ed. 1408
U.S. v. Goldfine, 538 F.2d. 815, 585 F.2d. 71
U.S. v. Chesher, 678 F.2d. 1353 at 1364
North Carolina v. Pearce, 395 U.S. 711, 89 S.Ct. 2089 (mem), 23 L.Ed.2d. 656
U.S. v. Stone, 429 F.2d. 138, 140
Jones v. U.S., 1960, 362 U.S. 257, 266-267, 80 S.Ct. 725, 734, 4 L.Ed. 2d. 697
Tollet v. Henderson, 411 U.S. 258, 267

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Memorandum and Order of Appellate Division Third Department.

APPENDIX B Schenectady County Supreme Court of the State of New York
Decision and Order.

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IN THE
SUPREME COURT OF THE UNITED STATES
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 0 to the petition and is

☐ reported at None ; 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 0 to the petition and is

☐ reported at None ; 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 0 to the petition and is

☐ reported at None ; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the None court appears at Appendix to the petition and is

☐ reported at N/A ; 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 N/A.

☐ 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 N/A.
A copy of that decision appears at Appendix _____.

☐ 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

"Light Switch." (The good book refers to the Truth as the leavening, affecting the whole loaf of bread)

- New York Const. Art. I in part and wholly; Art. II in part and wholly; Art. IV in part and wholly; Art. XIII in part and wholly; XVII in part and wholly;

"adoptable"
Bill of Rights

"Practiced and Polished methods of deception."

"one hands group"

"internal investigation"

*detainment
*Proof
*No attorney will
*complaint
*indigent
*disappear
*confinement

- United States of America Const. Amend. I in part and wholly; II in part and wholly; IV in part and wholly; V in part and wholly; VI in part and wholly;

"Threatening a state officer."

"Mt. Angel."

"understood?"

U.S. V. Sovereign
SOSCF.

VIII in part and wholly; XIII in part and wholly; XIV in part and wholly
*arcane knowledge
*Criteria on which Judgments made
bearing no Fact or Law
*Touching the body

New York Const. in part and wholly et al U.S. Const. Amend. in part and wholly
obstruction of Justice

See Supplemental Brief (Jurisdictional Statement) App. Append. Rev.

Sui Juris

Sui Jurist.

Amicus Curiae.

Sovereign.

Light of Justice.

Canon 1-9

In hono defendant.

FCR 6,7,8,12,14,16

In the Interest of Justice.

Miscarriage of Justice.

This is a motion and Petition to all in and of matter for all possible in and of Matter.

Plaintiff.

This is an Appeal in part and wholly in and of this matter for or other in part and wholly.

Defendant.

Sui Generis.

Appellant.

Furtherance of Justice.

Appealable

Petition to Legislators and Congress.

Truth is in the records.

"As Any Reasonable Person would understand."

Pretended

(A disclaimer to all the "experts" who criticize those of us who have not been able to stop the world to learn years of Law courses when we found ourselves caught in a web of judicial deception; who were thrown into the deep end of legal manipulation and forced to sink or swim)

Constitutional court,

adversary system.

Prejudice

Fraud

*qualifications

*Rules 6,7,8,14

*A voice for children

*Confront

*History

*it is so bizarre

*agenda

*special guest

*Community Courts of the 21st century

*Small world, courts

*act judicial

*Ambuscade

*Courts of evidence

*on or about

*Public exposure

*Protection

"Seized"

*Arrest
*Persons

TABLE OF AUTHORITIES CITED

CASES Enclosed Jurisdictional Statement (sup. Brief)	PAGE NUMBER
People v. DiFabio, supra	
People v. Lypka, 36 NY2d. 210	
People v. Dunbar, 53 NY2d. 868	
People v. Porter, 136 A.D.3d. 1344, 24 NYS3d. 470, 2016 NY Slip Op. 00852	
People v. Douglass, 60 NY2d 194, 456 NE2d. 1179, 469 NYS2d. 56	
People v. Lannone, 45 NY2d. 589, 599 supra at 594	
People v. Morris, supra 295	
McGinley v. Hynes, 75 Ad2d. 897, 51 NY2d. 116, 450 U.S. 918	
People v. Stridiron, 175 Misc.2d. 16, 18, 19, 20, 667 NYS2d. 621, 624	
People v. Gomborg, 38 NY2d. 307, 342 NE2d 550	
People v. Stevens, 298 Ad2d. 267, 748 NYS2d. 589	
In re Jay R., 259 Ad2d. 436	
People v. Recupero, 73 NY2d. 877, 538 NYS2d. 234, 535 NE2d. 287	
People v. Wandell, 151 Ad2d. 923	
People v. Rosario, 9 NY2d. 286 cert. denied, 368 U.S. 866	
<u>Consensus</u>	
STATUTES AND RULES	
<u>Appeal</u> Canon, 1-9 in part and wholly.	
FCPRP, 6, 7, 8, 12, 14, 16, 47, 52 in part and wholly.	
<u>authority.</u>	
<u>CPL</u> Article 140 in part and wholly <u>PL</u> Art. 265, 120.18 <u>CPLR</u> 7801-7806, 3401-3404, 5501, 2106	
<u>CPL</u> Article 170 in part and wholly <u>PL</u> Art. 265 <u>CPLR</u> 7801-7806, 3401-3404, 3001, 5501, 2106, 3025, 103(c)	
<u>CPL</u> Article 180 in part and wholly <u>PL</u> Art. 265, 125.27, 120.18 <u>CPLR</u> 7801-7806, 3401-3404, 3001, Art. 62(26)	
<u>CPL</u> Article 190 in part and wholly <u>PL</u> Art. 265, 170.10, 215.70 <u>CPLR</u> 8301(c), 7801-7806, 3401-3404	
<u>CPL</u> Article 200 in part and wholly <u>PL</u> Art. 265, 120.18 <u>CPLR</u> 7801-7806, 3401-3404, 5501, 3025, 3001	
<u>CPL</u> 1.20 in part and wholly <u>PL</u> Art. 265, 120.18 <u>CPLR</u> 7801-7806, 3401-3404, 3025, 3001, 5501, 2106	
<u>CPL</u> Article 210 in part and wholly <u>PL</u> Art. 265, 120.18 <u>CPLR</u> 3401-3404, 7801-7806, 3025, 3001, 5501, 8301(c)	
All Rights in part and wholly under Due Process	
<u>CPL</u> 470.05(2); 470.15	
<u>mediation</u>	
OTHER	
Gershman Entrapment, Shocked Consciences, the Staged arrest 66 Minn. L. Rev. 567	
7 A.L.R. 6th 783 [2nd Cir] 2004	
EC 4-6; DR 4-10(B)	
EC 3-4.6(c)	
46 A.L.R. 3d. 900	
1 Charles Alan Wright, Federal Practice and Procedure 647 (1997)	
County Law 700 (1)	
18 U.S.C.A. 3500	
18 U.S.C.A. 1961 et seq.	
27A.L.R. 4th 213	

non-final orders
 * Make a motion
 * Move

STATEMENT OF THE CASE

The STATE OF NEW YORK has NO LAWFUL documents to be holding Frank Roark sui Jurist "Inherent the People" in the Light of Justice the Truth is in the Record to educate our Legislators, Frank Roark sui Jurist is the hostage to their unlawfully compelled service contracts, the Criteria on which the Judgment was made, having no bearing in fact or law. You, the United States Supreme Court and the State of New York will reach your verdict accordingly as I instruct you in the Rule of Law of Collusion of two or more conspiring actively forming a criminal enterprise against Frank Roark sui Jurist whom will file a motion to Recuse any judge with a conflict of interest. "In honor the defendant I will stand", I want to make an offer of proof for my Appeal, I Reserve all my Rights without Prejudice, I do not give you permission to violate my inherent sovereign Rights, I take exception to this, and will appeal this obstruction of Justice, No one is immune from prosecution if they are violating my Rights. This is a Writ of Mandamus and All Extraordinary Writs, I want to make an offer of proof for my Appeal. The Courts act in collusion to protect my abusers. This is a Motion Objecting to Form of Order, Motion to Reverse, Motion for Trial by jury and I redress against any order violating my rights as Rebuttal was not preserved. Frank Roark sui Juris and petition and motion to legislators and congress as well as all therein and thereof matter set forth our predecessors of Right Basis of a free society is written by Frank Roark sui Juris and Amicus Curiae in and of Matter.

enbanc
 2%
 Substantiability goals
 Benchmark Goals
 Goals 2000
 Permanent life enm.

* You are not in church.
 lawful rights

Rules for civil procedure
 Notes: Rule of Law, Safety Valve

* Put into evidence!
 Omnibus Motion
 Hurly Wade
 Mapp
 Dunaway
 Gomborg

* Strawman
 9360
 * Justice 2020
 65000
 90,000
 24,000
 * Legal system

See. Amicus Brief written by Court Advocate Velma Hartwig
 Amicus Recusal of a Judge; Judge Ochoa "found".

"Incredible Journey"; I THINK I believe we Agree
 "Halls of Justice"

Sui Jurist Frank Roark speaks the Truth on Record

UD All Rights Reserved

 Sui Juris
 Amicus Curiae

* NO - that gives me authority
 * laws
 * Nexus
 * found unconstitutional
 * Amicus Curiae
 * City Council
 * Bring forth Remedy

REASONS FOR GRANTING THE PETITION

★ successfully completed cases
 Motion objecting to Form of order
 Motion to Reverse
 Final order
 Finalized

1. I, Frank Roark, do solemnly Affirm that as an ATTORNEY and COUNSELOR of this Court, I will Conduct myself uprightly and according to law, and that I will support the CONSTITUTION of the UNITED STATES.

★ case

2. I, Frank Roark, do solemnly Affirm that as an ATTORNEY and COUNSELOR of this COURT, I will Conduct myself uprightly and according to law, and that as an ATTORNEY and COUNSELOR in and of New York State in part and wholly and the United States in part and wholly, I will support the CONSTITUTION of the UNITED STATES.

★ nonfinal

3. I, Frank Roark in part and wholly am the BAR in part and wholly, American as a Plaintiff and Defendant in part and wholly set forth by Our Predecessors of Rights Declared to a Free Society, Faithful in Allegiance to ones Government, to a cause or ideal, Integrity, unselfish loyal and benevolent concern for others; devotion, warm attachment, Commit to wholly or chiefly and set apart for a special purpose.

★ Judgment

4. I worked hard fighting for my Rights I deserved and deserve. The United States of America is infact my Counselor, Attorney and Teacher. I Pledge of Allegiance to the UNITED STATES OF AMERICA, and to the Republic for which it stands, One Nation, under God, for JUSTICE and LIBERTY for all.

★ orders

5. Our forefathers said the OBLIGATION- to petition any Court, agency, or branch of Government, for lawful Redress of Grievances, and the Right to file lawsuits to charge abusive officers and Elected Officials for their crimes, and my Documents infact meet the standard "AS ANY REASONABLE PERSON WOULD UNDERSTAND", the Truth is in the Record, In the Light of Justice.

★ fines

6. I, Frank Roark, Sui Jurist, wrote the "BAR" in part and wholly as in this Case of 110327 as a Defendant in part and wholly, as a Plaintiff in part and wholly, and as Plaintiff Defendant in part and wholly in and of U.S.C.A. Const. Amends I, II, IV, V, VI, VIII, XIII, XIV in part and wholly.

★ Counseling

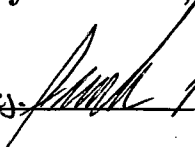
7. I do not give you or anyone permission to violate my rights, you are my Public Servant, My Affidavit, Jurisdictional statement is infact proof I am an adversary system of the Constitution along with all records submitted. I am a Sovereign Child of God, with in-a-lien-able Inherent Rights that were laid out in the Bill of Rights, and the Government is Constitutionally Restricted to interfere with my Sovereign Rights. This case can only be decided by Frank Roark sui Jurist.

★ Services

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

USABRw/o Prej.   sui Juris

Date: 02/11/2020 ~~02/10/2020~~ Amicus Curiae
FR