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No. W2019-00430-SC-R11-CV

ORIGINAL

Supreme Court, U.S.  
FILED

DEC 30 2019

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Adrian Weatherspoon PETITIONER  
(Your Name)

vs.

Fatemah Bayehpour / Vincent Brooks RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

Adrian Weatherspoon  
(Your Name)

P.O. Box 34974  
(Address)

Memphis TN 38134  
(City, State, Zip Code)

901-304-0186  
(Phone Number)

**THE SUPREME COURTS OF THE UNITED STATES OF WASHINGTON D.C.  
QUESTIONS FOR REVIEW BY THE SUPREME COURTS**

**SHERIFF NOT REALIZING WRIT OF DOCUMENT WAS NOT SIGNED**

We would want to ask why Mr. Vincent Brooks(respondent) would declare the writ of possession document to be a legal continuation of procedure to evict Mr. Adrian Weatherspoon(petitioner) without a stamped date of the lower courts or a Judge's Signature?

**FALSE DOCUMENTS USED IN WRIT OF POSSESSION ON MAY 15 2018**

Why was the document of the supposed writ of possession not signed by a judge or stamped by the lower courts?

**WE HAVE A COURT ORDER FOR AN APPEARANCE & EVICTION ON ONE COURT DOCUMENT**

Should the courts stand in agreement that a court order should have two orders that will contend to make this a true court document to be upheld by the courts on April 20 2018 & May 1<sup>st</sup> 2018?

**THE COURTS SHALL BE MADE AWARE OF A DOUCMENT FOR STOPPING FORECLOSURE THAT WAS PUT IN EFFECT BEFORE THE APRIL 12 2018 SELL DATE**

Was there a document that was contracted with CASA to bring the foreclosure to a later date?

**THESE CONCERNS WERE LOOKED AT BY THE LOWER COURTS AS IMPORTANT IN THE PROVISIONS OF THIS CASE.**

How was the important facts involving this case reviewed by the courts? Did the lower courts take the proper initiatives needed to award a decision in the defendants favor?

**THE PLAINTIFF'S PROPERTY BELONGINGS WERE THROWN OUT & THOWN AWAY BY LEGAL OR ILLEGAL MEANS**

Was there proof of the plaintiff's property thrown out for no reason & thrown away?

**THE PLAINTIFF ADRIAN WEATHERSPOON LIVED AT THIS RESIDENCE FROM 2008-2018**

Should plaintiff living at the following address 3983 Neyland Valley dr for at least 10 years have to deal with extremely difficult living situations such as destruction of property & other concerns?

## TO THE U.S. SUPREME COURT OF APPEALS

### CERTIORARI

To who so ever this may come into view with the concerned responsibility of obligations involving the public's working and owning privileges. I Adrian Weatherspoon will be into view acting as the sole representative of myself for this case in which I will bring forward to be observed and decided by the Supreme Court's of Appeals to be look upon within the court's concern.

On the day of May 15<sup>th</sup> 2018 Mr Adrian Weatherspoon was illegally evicted form his home which he paid at least \$120,000 in mortgage finances from 2008-2018 . He worked and paid for every dollar amount that was paid into this mortgage with Regions Bank(4). The evidence that was presented in General Sessions Court (1), revealed that the petitioner was put out of his home with illegal documents. This was also presented in Circuit Court (2)as well but yet the decision was set for Mr Adrian Weatherspoon not to give him ownership of his home on Jan 08 2019 in the civil case(3).

The petitioner also had a dog that was killed in August 2012 as well, this occurred because their were individuals coming into Mr. Weatherspoon's home while he slept at night or while being at work. The dog was raised inside the home under Mr Weatherspoon's care. So the dog was the protector of the home as well as it was his place to reside. The day after Mr. Weatherspoon was evicted his items of possession were urinated on and a few days later a lot of these items were thrown away because Mr. Weatherspoon didn't have enough money to get everything away from the residence into another place. Since then Mr. Weatherspoon has been living in his car up to now.

He the petitioner has also exhausted all of his 401k plan into paying towards this home. I don't feel like I can ever be given a chance at coming back from these circumstances which have occurred. The only thing that would bring a change in this situation would be that the Supreme Court of Appeals act in Mr Weatherspoon's behalf by doing what is right by civil law. As he is a citizen in the U. S. by overturning the decision so that he may possess his home as it should be.

In conjunction with these turn of events Mr. Weatherspoon's vehicle was vandalized several times as well. This occurred during the 10 year residency at 3983 Neyland Valley dr to keep him from getting back and from his place of employment plus he was terminated for non accounted reasons from different jobs. Mr Weatherspoon had to replace parts on the vehicle to keep it running in a decent manner. I would also add that he lost at least \$60,000 dollars worth of damage of property and pain and suffering from May 15<sup>th</sup> 2018 til this current time. This is just a portion of the events that Mr. Weatherspoon had to deal with during his 10 year living experience at his home.

<sup>1</sup>General Sessions Court Memphis TN United States <sup>2</sup>Circuit Court Memphis TN <sup>3</sup>TN Shelby County Courthouse Adrian Weatherspoon vs Fatemah Bagahpour & Vincent Brooks Circuit Court. <sup>4</sup> Regions Mortgage Lender

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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 \_\_\_\_\_ 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 A to the petition and is

reported at TN State Circuit Court Div III; 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 B to the petition and is

reported at the Court of Appeals of TN Supreme; or, Supreme Court Building  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

The opinion of the TN Circuit Court Div IV court appears at Appendix A to the petition and is

[ ] reported at Memphis TN Court house; 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 Aug 28 2019.  
A copy of that decision appears at Appendix A. ~~State of TN Court of Appeals in Supreme Court Building~~

[ ] A timely petition for rehearing was thereafter denied on the following date: Dec 27 2019, and a copy of the order denying rehearing appears at Appendix C.

[ ] 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).

*Appendix A: Date Jan 08 2019 TN Circuit Court Div IV*  
*Appendix D: Date 11-27-2019 IN The Supreme Court*  
*of Tennessee at Jackson*

# The U.S. Constitution Protects Tenant Rights to Due Process ... Twice

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According to the Cornell University Legal Information Institute, both the Fifth and Fourteenth Amendments state that no one shall be *deprived of life, liberty or property without due process of law*. The Fifth Amendment imposes these requirements on the federal government; the Fourteenth Amendment extends them to all states. One important issue for renters is what constitutes *property* for the purposes of the amendment language.

## Constitutional And Statutory Provisions Involved

In cases like these, which are known as *unlawful detainer* on the part of the tenant, some landlords attempt to hold renters accountable to the strict deadlines. They may even threaten to move household goods to the street if tenants do not move out on schedule. Thanks to Massachusetts laws that abide by the Fifth and Fourteenth Amendments, landlords do not have the power to suddenly kick tenants to the curb.

STATEMENT ON THE CASE

## Argument of the Case

Adrian Weatherspoon

Vs

Fetemah Baghapour

Vincent Brooks

On Dec 27 2019 a order for rehearing was denied by the Supreme Courts of Tennessee at Jackson. This case should have been re-opened due to the fact that the Petitioner wasn't allowed to reveal the reason why the case was submitted to the courts later than the 60 day wait period.

The first thing that needs to be looked at in this case is the dismissal of the Appeal on Aug 28 2019. The petitioner should have been made aware of this concern as soon as the Case was filed with the Courts. The thing is when a case is filed late it should be made aware of first off not after the Appeal has been through the process of the Case proceedings. Another reason that this case should overturn the dismissal of the Case for the favor of the petitioner is the fact that Sheriff Vincent Brooks gave five individuals the go ahead to evict Mr Adrian Weatherspoon from his property with a false writ of possession document that wasn't dated by the court's nor signed by a judge on the day of May 15th 2018. At least \$5,000 dollars worth of his belongings were left inside of the home & the rest thrown outside & some of his possessions were thrown away and urinated on. Mr. Weatherspoon has received at least \$80,000 dollars in damages & punitive damages that he should be compensated for being out of his home for 1 year & a half. There also was a contract set up with CASA with Regions Mortgage that was not revealed in the Case that was evidence made in view of by the petitioner for the court's. This evidence was never even looked into by the court's same as the false writ of possession document both were never added on the side of the petitioner behalf to render the right decision in this case for Mr. Adrian Weatherspoon the petitioner. The petitioner also had a pet dog that was killed during the 10 year stay at his home from 2008 - 2018. The petitioner automobile was vandalized during his 10 year stay at his home as well. This was done to keep Mr. Weatherspoon from getting back & from work to try and stop him from making his mortgage payments. Mr. Weatherspoon has been living in his car ever since May 15th 2018 for no reason because a crime of thievery has taken place, stealing houses is a crime & Mr. Sheriff Vincent Brooks is guilty as an officer of the law for allowing five unknown individuals to ramshack Mr. Weatherspoon's home. First off a Sheriff officer must be present before anything begins with an eviction they were kicking the door down without any officer on the premises until Mr. Weatherspoon called them and that's when Sheriff Vincent Brooks ok'd an illegal document for writ of possession. The whole thing of this occurrence was stupid and reckless in view of the law. What I see in this case is a group of individuals who planned & plotted this whole sick event while Mr. Weatherspoon lived at his home. They even went as far as blocking Mr. Weatherspoon from getting a lawyer which is why he himself had to represent his own case that is being brought forward to these Courts. I would ask that the court's look into this with honor to a man who has stood through these things and grant him a decision in his favor which means the Courts recognized an individual who will no doubt do what's right no, matter what is taking place. *Do to the time the Petitioner has been out of his home & all that has occurred, The Petitioner should be awarded & compensated in the amount \$110,000 granted thru the Judicial System.*

### **Reasons for Granting the Petition**

The reason for the granting of certiorari, is simple the case has been handled inappropriately for some reason. There should be a closer insight view on what has taken place with the involvement of the concerns of the public's best interest. I would say that on the behalf of anyone who has worked and brought something in this fashion of Mr. Adrian Weatherspoon he or she wouldn't be expected to deal with these types of public deficiencies. The ruling of the lower courts to overlook certain court concerns for awareness for the right decisions to be made in the civil case of Adrian Weatherspoon vs Fatemah Bagahpour & Vincent Brooks is just down right unjustifiable any way it is viewed. There is no way anyone would stand for this when he or she had to deal with a circumstance of this nature, this shouldn't happen to anyone else. This type of obstruction in judicial system simply cannot be tolerated for the sake of the principal itself: if you have individuals to plot and carry out such nonsense then you will be saying I will let my home that I have rightfully worked for be pondered upon by anyone for no reason and driven out of my home at any time all across the U.S. Your home is anybody's home in this case even though you are the owner. Your basically saying anything goes at that moment thievery in it's fullest aspect no sense in working anymore at all when you can take anything that you feel you can. I am sorry I just can't vow to that at all and I will not do so. Plus the home was taken over and painted and vandalized as well after the petitioner was falsely evicted.

## **CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Adrian Weatherpoon

Date: Feb 24<sup>th</sup> 2020