

19-8316

No. _____

ORIGINAL

Supreme Court, U.S.
FILED

APR 14 2020

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Dervanna H.A.

Troy McKay

PETITIONER

(Your Name)

City of New York Parks
and Recreation — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

State of New York Court of Appeals

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Dervanna H.A. Troy-McKay

(Your Name)

6505 Winfield Blvd,
APT: B11

(Address)

Margate, FL 33063

(City, State, Zip Code)

(954) 661-7110

(Phone Number)

13

QUESTION(S) PRESENTED

~~Petitioner~~

The Conspiracy of racial hate crime
FBI And the Supreme Court of
Brooklyn New York on August 3
2010 to divert Petitioner to
Brooklyn to ambush and
Murder Petitioner is
Overwhelming reason that
Petitioner could not get a fair
ruling in the courts of
New York.

CONTINUE ?

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

Regarding QUESTION(S) PRESENTED

REFERENCE: Appendix D: 171 pages of Exhibits

Dervanna H. A. Troy-McKoy, Petitioner, Pro' Se

V

City of New York Parks and Recreation, Respondent

These EXHIBITS (**Appendix D: 171 pages**) filed in the Circuit Court of the 17th Judicial Circuit for Broward County, provide parallel challenges that defends Petitioner's Cause of Action of defamation and damages inflicted on Petitioner in the case of the **City of New York Parks and Recreation Department**, filed in the **State of New York Court of Appeals**.

Racial hate crime FBI Conspiracy with the Supreme Court of Brooklyn on August 3, 2010, to divert Petitioner to Brooklyn for Jury duty to ambush and murder petitioner (ref: page 39 of

Exhibits to Court of Appeals: 134 pages, **Appendix D: page 115**), while Petitioner was a resident in Time Square, Manhattan, New York (ref: page 40 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 116-117**); similar to racial hate crime FBI conspired and ambushed to murder Petitioner in Brooklyn, New York on December 10, 2017 and broke Petitioner skull (ref: page 90-96 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 144-150**), and later ambushed Petitioner in Florida (ref: page 86-88 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 22-25**) to re-enforce their murder attempt.

Regarding **QUESTION(S) PRESENTED**, it is, therefore, undoubtedly clear that in the year 2010 the **Court/s of New York in conspiracy with racial hate crime FBI had decided that Petitioner would not get a fair hearing in New York**. Recalling the facts presented that the **Supreme Court of Brooklyn, New York (Appendix D: Exhibit P, pages 115-117)** acted in conspiracy with racial hate crime FBI to have Petitioner answer Jury Duties, on august 3, 2010, while Petitioner was residence of

Time Square, Manhattan, New York. This would have provided racial hate crime FBI the opportunity to **ambush** Petitioner; which they had accomplished on December 10, 2017, by ambushed Petitioner and **broke Petitioner's skull (Appendix D: Exhibit Z4, pages 144-150)**, three (3) days prior to the oral of the said case, seeking review (writ of certiorari), which was filed in the Supreme Court of the State of New York, and which was heard by the **Hon. Judge Tish**, in the lower Court.

Therefore the **COURTS of New York** cannot be trusted to rule fairly in Petitioner's favor.

Therefore Petitioner asking the Court to reverse the unfavorable decisions by the lower Court and grant Petitioner's relief of seven millions dollars: \$ 7 000 000.00 and any other relief just and equitable.

217

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:

- 1) Denanna H.A. Troy-McKoy, Petitioner, pro'se
- 2) City of New York Parks and Recreation,
Respondent

RELATED CASES

APPENDIX D:
Filed in the 17th Judicial
Circuit and for Broward
County

TABLE OF CONTENTS

OPINIONS BELOW	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	
STATEMENT OF THE CASE	
REASONS FOR GRANTING THE WRIT	
CONCLUSION.....	

INDEX TO APPENDICES

APPENDIX A	State of New York Court of Appeals
APPENDIX B	Appellate Division of the Supreme Court - First Judicial Department
APPENDIX C	The Supreme Court of the State of New York, New York County
APPENDIX D	Appendix D of exhibits (171 pages)
APPENDIX E	
APPENDIX F	

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

STATUTES AND RULES

OTHER

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 _____ to the petition and is

- ☐ reported at _____; 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 A 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 Appellate Division of the Supreme Court - First Judicial Department court appears at Appendix B to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

1.

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 11-25-2019.
A copy of that decision appears at Appendix A.

☐ 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 2-19-2020 (date) on 4-23-2020 (date) in Application No. 19 A 909.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Appendix A: 1st paragraph:

"On or before the return date of the motion, you must provide:

one copy of the respondent's Appellate Division brief (Rule 500.22 [C])."

Appendix B: 2nd paragraph, line 5:

"(See General Municipal Law (GML) § 50-e[1][a])"

Line 8: "(See *Pierson V. City of New York*, 56 NY 2d 950, 954-955 [1982])"

Line 9: "*Turner V. City of New York*, 94 AD 3d 635 [1st Dept. 2012])"

Line 12: "(See GML 50-e[1], [5]; GML 50-I; *Matter of Pipitone V. City of New York*, 38 AD3d 557 [2d Dept 2007, lv denied 9 NY 3d 810 [2007]])"

Appendix C: "The respondent moves to dismiss plaintiff's claim pursuant to CPLR 3211(a)(5)

Line 5: "the respondent correctly asserts

CONTINUE: 30

Constitutional and Statutory provisions involved:

that the plaintiff failed to serve a timely notice of claim within ninety days of the alleged defamation as required by GML § 50-e[1][a]; 50-i[1]"

Line 6: "Moreover, pursuant to GML § 50-e[5] the statute of limitations is one year and ninety days for a municipal tort and the notice of claim and this cause of action were served outside that limitation"

Line 8: "the Court" may extend the time to serve a notice of claim but such extension shall not exceed the time limited for the commencement of an action by the claimant against the public corporation";
Pier son V New York, 56 NY2d 950[1982]; Turner V. City of New York, 9th AD3d 635[1st Dept 2012]"

STATEMENT OF THE CASE

The Cause of Action against City of New York Parks and Recreation Department for intentionally defame Petitioner from a period of February 16, 2010 through

July 8, 2011, in Conspiracy with ^{racial} hate crime FBI has tremendously damage Petitioner's reputation and his intellectually business enterprise.

Therefore, Petitioner seeks relief of Seven million dollars:

\$ 7 000 000.00

and any further relief deem just and equitable.

CONTINUE:

Dervanna H. A. Troy-McKoy
Petitioner, Pro se

V

City of New York Parks & Recreation
Respondent

Reference: Case # 2019-731, New York

COURT of APPEALS, & Appendix D:

STATEMENT of the CASE

While Petitioner was residence of Time Square,
Manhattan, New York, Petitioner has been chase
continuously by racial hate crime FBI to be
ambush & murder to prevent Petitioner from
implicate said racial hate crime FBI heinous

racial attacks on Petitioner. Racial hate crime
FBI continuously attacking Petitioner through
numerous conspiracies, include City of New
York Parks and Recreation.

In February 2011, when Petitioner received a
letter from City of New York Parks and
recreation, dated 2-16-2011 that he was fired on
January 3, 2011 (ref: page 37 of Exhibits to
Court of Appeals:134 pages, **Appendix D: page
110**) from an assignment he had successfully
completed at the end of the assignment period of
June 28, 2010 to December 21, 2010; Which
would fulfill World health Organization (WHO)

community medicine portion of his double major MD, Ph.D transcript (ref: page 34-35 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 93-95**) for his medical degree. City of New York Parks and recreation continuously defame Petitioner with the Department of Labor (ref: page 38 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 112-113**) through July 8, 2011; That Petitioner:

- a) Misconduct
- b) Willful misrepresentation
- c) Was fired

Petitioner tried relentlessly to file a **Notice of Claim** (ref: page 77 of Exhibits to Court of Appeals: 134 pages), against City of New York Parks and Recreation within ninety (90) days for defamation intentionally inflicted on Petitioner that **immediately adversely damage Petitioner's reputation and his medical transcript** (ref: page 58-60 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 93-95**), and **subsequently, his intellectual enterprise** (ref: page 61 of Exhibits to Court of Appeals: 134 pages, **Appendix D: page 114**), which

**tremendously damage all Petitioner's
accolades.**

As Petitioner was fearful of his life, he had fear going to Courts buildings to file a notice of Claims, and subsequently Petitioner had to flee his residence in Time Square, Manhattan New York, **overnight** to Florida on June 22, 2011 (ref: page 41 of Exhibits to Court of Appeals: 134 pages, **Appendix D: page 117**), from intense racial hate crime FBI conspiracy attacks to ambush and murder Petitioner thought numerous conspiracies, include a sequence of conspiracies described below:

1) Conspiracy with the Supreme Court of Brooklyn on August 3, 2010, to divert Petitioner to Brooklyn for Jury duty to ambush and murder petitioner (ref: page 39 of Exhibits to Court of Appeals: 134 pages, **Appendix D: page 115**), while Petitioner was a resident in Time Square, Manhattan, New York (ref: page 40 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 116-117**); similar to racial hate crime FBI conspired and ambushed to murder Petitioner in Brooklyn, New York on December 10, 2017 and broke Petitioner skull (ref: page 90-96 of Exhibits to Court of

Appeals: 134 pages, **Appendix D: pages 144-150**), and later ambushed Petitioner in Florida (ref: page 86-88 of Exhibits to Court of

Appeals: 134 pages, **Appendix D: pages 22-25**) to re-enforce their murder attempt.

2) Conspired to poison Petitioner at a restaurant on November 19, 2010 (ref: page 44 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 118-120**) in Manhattan.

3) As Petitioner developed great fear for his life on January 3, 2011 Petitioner rush to the Police Department (ref: page 47 of **Exhibits to**

Court of Appeals: 134 pages, Appendix D:

page 121), Manhattan and report racial hate crime FBI murder attempt on his life. FBI conspired with the Police Department and provides Petitioner with a corrupt letter (**ref:**

page 47 of Exhibits to Court of Appeals:

134 pages, Appendix D: page 121) that reads:

“good conduct certificate” instead of a **bona-fide** report against racial hate crime FBI, as sought by Petitioner.

4) As continue to developing fear for his life, Petitioner also rush to the federal

Bureau of investigation (FBI) on January 6, 2011 and file a report against racial hate crime FBI, and subsequently return for a report that would indicate that racial hate crime FBI tried to murder Petitioner. However, they provide Petitioner with a corrupt letter date **January 27, 2011** that expired **January 25, 2011** (ref: page 48 of Exhibits to Court of Appeals: 134 pages, **Appendix D: page 122**), claiming Petitioner cannot use it against them in legal actions against their criminal attacks on petitioner.

5) As a result of Petitioner persistence effort to seek legal action against City of new York Parks and recreation, and to implicate racial hate crime FBI; FBI Conspired and **poison Petitioner in**

Manhattan gym about May 24, 2011 (ref: page 50-51 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 123-127)**

However, due to continuous racial hate crime FBI attacks on Petitioner, Petitioner fear for his life and could not go to Court buildings to file, Petitioner tried filing from Florida

Due to racial hate crime FBI intense attacks,
Petitioner had to flee, overnight on June 22,
2011 (ref: page 41 of Exhibits to Court of
Appeals: 134 pages, **Appendix D: page 117**),
from his residence in Time Square, Manhattan,
to Florida.

**Due to the city of New York Parks and
recreation continuously inflicting Petitioner
with defamation, from February 16, 2011 (ref:
page 37 of Exhibits to Court of Appeals: 134
pages, **Appendix D: page 111**), through July 8,
2011 (ref: page 38 of Exhibits to Court of
Appeals: 134 pages, **Appendix D: pages 112-****

**113), Petitioner continue tried filing from
Florida.**

**Petitioner tried relentlessly to contact lawyers
through E-MAILS (ref: page 38, 67 of Exhibits
to Court of Appeals: 134 pages), racial hate
crime blocks all lawyers from taking
Petitioner case.**

**Thought the period of Petitioner effort,
petitioner E-MAILS the Court for guidance
(ref: page 68 of Exhibits to Court of Appeals:
134 pages), but was rejected.**

Racial hate crime FBI continue to block
Petitioner from e-filing earlier (ref: page 69 of
Exhibits to Court of Appeals: 134 pages)

**Therefore Petitioner asking the Court to
reverse the unfavorable decisions by the
lower Court and grant Petitioner's relief of
seven millions dollars: \$ 7 000 000.00 and any
other relief just and equitable.**

REASONS FOR GRANTING THE PETITION

City of New York Parks and Recreation
Department in Conspiracy with racial hate
crime FBI tremendously defame petitioner's
reputation and his intellectual business
enterprise.

Petitioner had to, subsequently, flee
his Time Square, New York residence
to Florida, where it had become
even more difficult to file a Notice
of Claims earlier; As it is evident that
the Courts of New York in which
petitioner seek justice, had entered
into Conspiracy with racial hate crime FBI
which drive fear in petitioner that
justice in New York Courts would not
be in petitioner's favor.

Therefore, petitioner seek relief of
Seven million dollars: \$7,000,000.00
and any further relief the Court deem
just and equitable.

CONTINUE:

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

REASON FOR GRANTING THE PETITION

REFERENCE: Appendix D: 171 pages of Exhibits

Dervanna H. A. Troy-McKoy, Petitioner, Pro' Se

V

City of New York Parks and Recreation, Respondent

These EXHIBITS (**Appendix D: 171 pages**) filed in the Circuit Court of the 17th Judicial Circuit for Broward County, provide parallel challenges that defends Petitioner's Cause of Action of defamation and damages inflicted on Petitioner in the case of the **City of New York Parks and Recreation Department**, filed in the **State of New York Court of Appeals**. These exhibits are further supported by **Appendix D: Exhibit M, pages 109-111**): **Respondent** Intentionally **defame** and **damage** Petitioner.

247

Appendix D: Exhibit N, pages 112-113): Respondent Intentionally reinforced their defamation.

Appendix D: Exhibit O, page 114): Resulted in Petitioner's partner isolate Petitioner from any further business contact.

The complete sequence of exhibits demonstrates that racial hate crime FBI conspired with the City of New York Parks and Recreation via a series of intentional heinous defamation that damage Petitioner **dual MD, Ph.D** medical degree (**Appendix D: pages 93-95**). This malicious and racial motivated heinous conspiracy, extremely damage Petitioner's medical education. This **MD, Ph.D** was fundamental to the amalgamation of Petitioner's **triple major: Aerospace/Aeronautical/Biomedical**, obtained from Rutgers University. These damages extremely damage Petitioner's ability to earn the income that Petitioner would have earned to secure his **private home** that Petitioner desperately need, and as speedily advise by the **license Social Worker, Janet Gerner** (**Appendix D: Exhibit Z5: page 151**), to avoid **racial hate crime FBI** continuous racial conspiracy attacks on him at apartment buildings.

As Petitioner was fearful of his life, he had fear going to Courts buildings to file a notice of Claims, and subsequently Petitioner

had to flee his residence in Time Square, Manhattan New York, **overnight** to Florida on June 22, 2011 (ref: page 41 of Exhibits to Court of Appeals: 134 pages, **Appendix D: page 117**), from intense racial hate crime FBI conspiracy attacks to ambush and murder Petitioner thought numerous conspiracies, include a sequence of conspiracies described below:

- 1)** Conspiracy with the Supreme Court of Brooklyn on August 3, 2010, to divert Petitioner to Brooklyn for Jury duty to ambush and murder petitioner (ref: page 39 of Exhibits to Court of Appeals: 134 pages, **Appendix D: page 115**).
- 2)** Conspired to poison Petitioner at a restaurant on November 19, 2010 (ref: page 44 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 118-120**) in Manhattan.
- 3)** As Petitioner developed great fear for his life on **January 3, 2011 Petitioner rush to the Police Department** (ref: page 47 of Exhibits to Court of Appeals:

134 pages, **Appendix D: page 121), Manhattan and report racial hate crime FBI murder attempt on his life.**

4) As continue to developing fear for his life, Petitioner also rush to the federal Bureau of investigation (FBI) on January 6, 2011 and file a report against racial hate crime FBI.

5) As a result of Petitioner persistence effort to seek legal action against City of new York Parks and recreation, and to implicate racial hate crime FBI; FBI Conspired and **poison Petitioner** in Manhattan gym about May 24, 2011 (ref: page 50-51 of Exhibits to Court of Appeals: 134 pages, **Appendix D: pages 123-127)**

Furthermore: Petitioner's partners of business accolades (**Appendix D: pages 44-95)**

lamented that, unless Petitioner recovered from damages inflicted on him by **City of New York Parks and Recreation**, it would demonstrates extreme weakness on his operation to continue attract partners, which would completely destroy him.

**Therefore Petitioner asking the Court to
reverse the unfavorable decisions by the
lower Court and grant Petitioner's relief of
seven millions dollars: \$ 7 000 000.00 and any
other relief just and equitable.**

Petitioner Pray That the
Supreme Court of the United
States grant petitioner's
relief of Seven million
dollars: \$ 7 000 000.00
And any further relief the Court
deem just and equitable.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Devanna H.A. Troy-McKoy, Petitioner, Prose

Date: April 14, 2020