

19-8917

No. _____

Supreme Court, U.S.
FILED

FEB 18 2020

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Melody Jackson Hale PETITIONER
(Your Name)

Indiana Department of DCS
Child protective services — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals
for the Seventh Circuit, Chicago, Illinois 60604
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Melody Jackson Hale
(Your Name)

2947 N 775 E
(Address)

Elwood, IN 46036
(City, State, Zip Code)

574-377-2090
(Phone Number)

ORIGINAL

QUESTION(S) PRESENTED

- ① How Can a Caseworker hold you against you will at local hospital after Child birth & see- And use the local police department for intimidation in order to take your child by force from hospital. With the use of threat & intimidation, coercion,
- ② How Can CPS/DCS Case worker lie & falsify documents & violate your Constitutional rights to remove your Babys by force
- ③ How Can INDIANA DFSS/CPS/DCS take your child by force, No warrant, No court order, No probable cause
- ④ How Can CPS get away with violating Due process rights of a parent in order for them to terminate your rights to adopt out your children

I Received a letter from Terry Stigden,
Indiana DCS Director

I had then filed a tort claim against
Indiana DCS-Warshaw, Ind DCS/CPS & a 1983 packet
Federal Court said I maybe able to file in State Court
that I may have a case! I would like to see
something done right & hold the one accountable
that done me & my family unjustly!

March 20, 2020 Thank you
mildred Hall

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:

RELATED CASES

Federal Case # 119-CV-01197 TWP-MJD

Indianapolis Federal Court

Case # 19-2517 (7th Circuit)
Chicago

I would like to see the
Mandate lifted. So we can settle
this case. ~~Thank you~~

TABLE OF AUTHORITIES CITED

CASES	Federal Case #	PAGE NUMBER
	119-CV-01197 119-CV-01197 TWP-MJD	
	7th Circuit Case # 19-2517	
	-Chicago-	

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 _____ 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 _____ 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.

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was Jan 30th 2020.

☐ 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 _____.
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

Primary Fourth Amendment of the U.S. Constitution
the right of the people to be secure in their persons
houses, papers and effects against unreasonable
searches & seizures

* Requirements for a valid Search Warrant *

See Carroll v United States 267 U.S. 132 (1925)

* Civil of law 18 U.S. Code § 242 - Deprivation of rights under civil
of law Title 18, USC. section 242

my 14th Amendment XIV - Section #1 - no stat shall make or enforce
any law which shall abridge 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 Ratified in 1868

Amendment #5 - Protection of Rights to life liberty & property

Amendment #6 - Rights of accused person in Criminal Case!

Amendment #7 - Rights in Civil Case - (I was denied my days in
Court)

Amendment #8 Excessive Bail, Fines & punishments
(Cruel & unusual punishment inflicted)

Amendment #9 Other Rights kept by the people
The Constitution of certain Rights shall not be
construed

* STATEMENT OF THE CASE *

Division of Child Services forcefully removed my baby
Paul Delwayne born 1-20-95 - James Alexander 6-10-96
Paul was taken ~~at~~ Just 4 mums old Cps Case Worker just wanted!
to see Paul so I took him into cps office for a visit and then the
Case Worker was abusing him and told me to go ahead and
leave that I wasn't getting him back! no court order / NO WARRANT
NO PROBABLE CAUSE! then I demand the reasons why she did this
Well she stated since I was pregnant that I couldn't raise to babies
then she gave me a case plan I had to do parenting classes -
and so on I completed everything that was asked of me
(see Case report enclosed) then I had James and the dr was
going to release me & my son, and that day 6-13-96
Cps- Case Worker came into (KCH - local hospital in Ukiah) IN
and took my son by force! I had a C-section for both children
and the Case Worker went as far as telling me she would give my
son back to me after she took him to then dr. Case Worker wanted
to see if James was a failure to thrive - this dr appointment
was on - 6-18-96 and as soon as James was NOT found to be
a failure to thrive paid Case Worker then filed a Child Case on
unsubstantiated evidence and kept my son for about a
month or better then gave him back to me a month or so
later. Then again like with Paul Case Worker calls me so
she could see James. I bring James (& showing good faith) into cps
office. then Case Worker takes him with local law enforcement
like with Paul NO WARRANT, NO COURT ORDER, NO PROBABLE CAUSE!
with use of coercion, threats, intimidation!

REASONS FOR GRANTING THE PETITION

Judge David Cates in Warsaw, Indiana granted me access to the Chems file Case # 43D01-9606-JC-155 KOSCIUSKO County, Warsaw, IN 46580 - Earl Delwayne - 43D01-9711-JM 205 - the only hearing I had for either one of my boys was a "Detention hearing" what I had to do to get them home) see attached forms Case Report.

Everytime I exercised my rights the Case Worker Nina Strenbarger would stop my visits!

Adoption file Case # is 43D01-9506-JC-114 Filed on Oct 28th 1996

Just 3 month after the Case Worker forcefully took James Alexander & my Constitutional rights were violated in order for this Case Worker to take them away & adopt out my boys. NO attorney in Warsaw, Indiana would go against cps - which they were pretty worked for them! I had my home, job, and paid all my bills without living off the state! my boys had anything & everything ever made for what even a child would need: food, clothing, shelter, & I loved & for most a mother - mom that loves them both very much & unconditionally! I'm not the only one who's had these kind of issues with DCS/cps for the State of Indiana falsifying documents! its like every few months DCS/cps ~~is on~~ of Indiana is on the news and under investigation its been 25 years for me dealing with PTSD. & so on because of what they did. Every day that goes by isn't easy! I was discriminated against as a parent & my Constitutional Rights were violated in order for DCS/cps to wrongfully remove my boys! Stop Forced Adoptions - on what ifs and maybes & assumptions!

Indiana Gov Eric Holcomb. Speaks at a conference in 2017 -
Indiana had 29,315 children in foster care during 2016 -
According to federal data from the Administration for Children & Families House Speaker Kevin Boomer - Indiana has 1 billion more kids - children in foster care in the surrounding states.
and what about DCS of Indiana lawsuit filed on behalf of children Indianapolis, DCS/cps something have been going on with DCS for a very long time and I can't give up my fight for my boy ever! CBS 4Indy 6 month review of issues on DCS June 18th 2018 there has been a long running of issues with DCS - I'm sure that there is more parents like me!
Sincerely Mandy Jackson Hale thank you for listening.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Mandy Jackson Hale

Date: 2-14-2020