

04/21/21
MD

No. 20-1561

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IN THE
SUPREME COURT OF THE UNITED STATES

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IN RE BARBARA J. RILEY,

Petitioner,
v.

ORIGINAL

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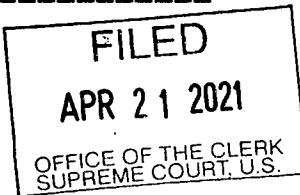
ON PETITION FOR A WRIT OF MANDAMUS AND/OR PROHIBITION

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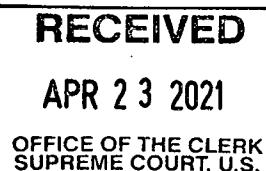
PETITIONER'S VERIFIED PETITION FOR A WRIT OF
MANDAMUS AND/OR PROHIBITION

=====

Barbara J. Riley
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Fee Paid, Non PLRA



April 20, 2021



QUESTIONS PRESENTED

1. Is it constitutional for multiple units of Local government and State government to enter, sell, buy, and record facially void ex parte default judgments with bills of costs citywide in never-commenced cases?
2. Is it constitutional for multiple units of Local and State government to execute purchased-void ex parte default judgments at gun point citywide in never-commenced cases?
3. Is it constitutional for units of Local and State government to tamper with court docket sheets to show commencement of never-commenced cases?
4. Is it constitutional for units of Local government and State government to file and record facially void ex parte default judgments in official records citywide for never-commenced cases?
5. Is it constitutional for units of Local government to create their own counterfeit titles citywide using their purchased void ex parte default judgments sold citywide in never-commenced cases?
6. Is it constitutional for units of Local government and State government to hire, train and retain void ex parte default judgments traffickers, property thieves and other racketeer employees citywide?

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PARTIES LIST AND CORPORATE DISCLOSURE STATEMENT

PARTIES LIST

1. Barbara J. Riley, Petitioner, pro se, non-lawyer, pauper, innocent black adult disabled senior citizen of the United States and of the State of Florida, residing in Jacksonville, Duval County, Florida. Petitioner owns inherited mortgage-free homestead-commercial real estate income property in Brooklyn, Kings County, New York; Lot 0001 situate in Block 1223; 4-Family unit Apartment Building with F.M.V. of \$1,200,000.00 in 2012; F.M.V. \$1,778,755.00 in April 2021.
2. City of New York, Defendant, who imposes Badges and Incidents of Slavery upon black Americans and their children and families and tenants in State courts and out of State courts under color of some New York State law for nearly 2 generations (that can be proven).

CORPORATE DISCLOSURE STATEMENT

Pro Se Petitioner Barbara J. Riley has no financial interests in any corporate entity and is not affiliated with any corporate entity due to local and State and federal government pauperism citywide and nationwide.

VERIFIED PETITION FOR A WRIT OF MANDAMUS/PROHIBITION
WITH WRITTEN STATUTORY EVIDENCES IN SUPPORT

STATEMENT OF JURISDICTION

The Court has jurisdiction as a matter of discretion pursuant to 28 U.S.C. § 1651(a) and Rule 20 of the U.S. Supreme Court Rules, not as a matter of right, but as a matter of emergency circumstances and as a matter of exceptionally great public importance citywide. This action is authorized under 28 U.S.C. §§ 1651 and 2104. And 28 U.S.C. § 2403(b) may apply.

The date of the facially void ex parte New York State Brooklyn Supreme Court Justice's LARRY D. MARTIN personal proposed class-action Judgment sold and unconstitutionally entered, sealed and recorded without commencement, summonses, a pleading, personal jurisdiction and subject-matter jurisdiction being on the record of their never-commenced class-action case NYC Reserved Index No. 8700-2007 not commenced with the NYC County Clerk NANCY T. SUNSHINE in a State court is October 26, 2011; and the date of the facially void ex parte NYS Second Department of Appeals sold and unconstitutionally affirming the NYS Brooklyn Justice's facially void sold ex parte justice's personal proposed class-action judgment is June 7, 2013. Both to be Reviewed on this Verified Petition For A Writ of Mandamus/Prohibition.

On April 21, 2021 a true copy of the Verified Petition for A Writ of Mandamus/Prohibition and Petitioner's Mandamus/Prohibition Writ Appendix were Mailed and served through the U.S.P.S. Postal Service

Priority Mail Express® to both the New York State Attorney General, Attn: Managing Attorney's Office/Personal Service; and the racketeer NYC Law Department, 100 Church Street, New York, NY 10007, attorneys for respondent(s) Mayor and the City of New York pursuant to U.S. Supreme Court Rule 29.4(c) .

Petitioner's Proof of Service, dated Aprul 21 , 2021 is enclosed along with her \$300.00 U.S.P.S. Money Order payment and a Self-Addressed Stamped Envelope.

STATEMENT OF THE CASE
WITH WRITTEN EVIDENCES OF CITYWIDE RAFFICKING IN VOID
NYS JUSTICES' DEFAULT JUDGMENTS AND CITYWIDE VIOLATIONS
OF FIFTH, THIRTEENTH AND FOURTEENTH AMENDMENT RIGHTS

See, Petitioner's Mandamus/Prohibition Writ Appendix for Evidences, Pages 1 to 39.

INTRODUCTION

1. The New York City Law Department, the Mayors of New York City and the Bronx, Kings (Brooklyn), New York, Queens and Richmond Counties NYS Justices in conspiracy with multiple units of armed and unarmed Local and State governments, jointly and severally, enjoy a long citywide history of, stretching out over a period of over four (4) decades, violating clearly established constitutional rights, inalienable rights, equal rights and property rights of dead or alive black homeowners, federal and State criminal statutes, Acts of U.S. Congress, Remedies and Procedure by U.S. Congress, and Rulings of the Supreme Court of the United States. Fifth, 13th and

14th Amendments. Article I §§ 2, 5, 9, 21 and 22 of Florida Constitution.

2. For the last 45 years, the NYC Law Department thinks they are above the law and can traffick in void orders in never-commenced cases whenever they want in the name of the City of New York. And that black elderly NYC homeowners, dead or alive, and their heirs, dead or alive, have no alienable rights, constitutional rights, rights given by U.S. Congress or rights given by this Court. 18 U.S.C. § 241, 42 U.S.C. §§ 1981, 1982, 1983, 1985((3); Norton v. Shelby County, U.S. v. Throckmorton and United States v. Kis.

3. Because at all times their employer, the Mayors and the City of New York, have all the rights in Never-commenced cases in the Bronx, (Kings) Brooklyn, New York (Manhattan), Queens and Richmond counties that are owned, controlled, and directed by the NYS Justices and the NYC Law Department, at all times for the last 45 years. In *Miranda v. Arizona*, this Court holds “where rights secured by the constitution are involved there can be no rule making or legislation which would abrogate them.”

THE FACTS

That since May 18, 1976 and ongoing, the illicit NYC Law Department along with New York State Justices and numerous other co-conspirators, repeatedly, enter, sell, buy, and record never-served facially void ex parte default judgments of non-existent tax-liens foreclosures with attorneys bills of costs in never-commenced cases. For over 45 years, the Mayors Take black-owned mortgage-free prime NYC real estate homesteads-income properties and Deeds to give-away only to certain White tax-exempt criminal organizations to further segregate the City of New

York citywide, to create tens of millions of dollars in NYC Mortgage Loans citywide on the stolen black-owned multi-unit Apartment buildings and then designate each stolen real properties as Landmarks. This is for the sole benefit of the City of New York to forever maintain financial interests, ownerships, rights, possessions and control of the stolen black-owned mortgage-free tax-lien-free real properties, either directly or indirectly. 18 U.S.C. § 241. 42 U.S.C. § 1982.

PETITIONER'S WRITTEN EVIDENCES

See, **PAGES of Petitioner's Mandamus/Prohibition Writ Appendix as follows.**

2. Page 8, Kings County Clerk's Office Docket Sheet of Never-Commenced on February 23, 2007 Brooklyn Class-Action No. 51, NYC Index No. 8700-2007.
2. Pages 9-11, Kings County Online Docket Sheets of NYC Never-Commenced by NYC Law Dept. Brooklyn Class-Action No. 51 NYC Index No. 8700-2007.
- 3, Page 12, November 2013, illicit NYC Law Dept., completely dishonest Assistant Corporation Counsel, MINDY R. KOENIG-BERMAN falsely asserts that Brooklyn In Rem Tax Foreclosure Action No. 51 was Filed or Commenced February 23, 2007. ... The Last Day to Redeem any of the 33 Properties was May 25, 2007. The Last Day to File an Answer was June 14, 2007. NYS Justice Martin completely accepted all of her lies because Martin had previously sold his facially void default judgment to traitor NYC Chief Corporation Counsel, MICHAEL A. CARDOZO, 2 years earlier, October 26, 2011 and Martin was not vacating it because he would have to

give back all of that unreported tax-free cash money and this was not happening. U.S. v. Throckmorton. Norton v. Shelby County.

Petitioner's June 14, 2012 Opposed Order To Show Cause was denied on paper only by treasonist NYS Justice Martin February 08, 2013. See, Page 10 of Petitioner's Mandamus/Prohibition Writ Appendix.

4. Page 13, Partial List of Brooklyn 59 Never-Commenced NYC Class-Action Index Numbers from 8700-1976 to 8700-2015 with 59 Brooklyn Void ex parte default judgments, including never-commenced Tax Action No. 51 Index No. 8700-2007 against 33 black homeowners and their children and families and black tenants.

The Brooklyn/Kings' 59 Void Defaults do not include the Voids in the other 4 NYC Boroughs; Bronx, Manhattan (New York), Queens and Staten Island. As different NYC Reserved In Rem Tax Proceedings index numbers are used for each different NYC Borough, Petitioner not able to find the other Void Default Judgments of the other 4 Boroughs. But they do exist.

Evidently, from 1976 to 1987, the NYC LAW DEPARTMENT or the NYC COMMISSIONER OF FINANCE himself failed to LIST many prohibited In Rem Tax Actions taken by them. Although "Void Default Judgments" were Filed and Recorded against thousands of black home owners, or unwritten "Void Default Judgments" were not filed at all (only the Words "Judgment Entered" on such and such Date, were used exclusively for several decades on most Recorded documents, Recorded directly, through the 5 Counties' NYC OFFICE OF THE CITY REGISTER that is owned, operated, directed and controlled by appointed officials of the City of New York.

8. Pages 16-27 & Pages 28-29, on December 19, 2011 NYC Law Dept. Filed Brooklyn NYS Justice LARRY D. MARTIN sold Void "Ex Parte and Urgent" "Proposed Judgment Of Foreclosure Pursuant To Administrative Code §§ 11-412 And 11-412.1" of Never-Commenced Brooklyn In Rem Action No. 51 Taking 33 black-owned real estate Homesteads-Income Properties and 33 Titles/Deeds which was Recorded, 55 days later, under City Register CRFN: 2011000439903 Judgment. There were no commencement, petition, notice or opportunity to be heard and nearly 200 unconstitutional Evictions at gun point with threats of arrests which were not recorded in their false and falsified official records. U.S. v. Throckmorton. Norton v. Shelby County. This is one of the reasons for the vast majority of black homelessness in NYC.

9. Pages 28-29, NYC Department of Finance, Brooklyn Office of the City Register Land Record of Petitioner's Property; Block 1223, Lot 0001 CRFN: 2011000300745 DEED; clearly shows No Year 2005-Delinquent & Unpaid Tax Liens at all on February 23, 2007. NYC and the Mayors never held or owned any Tax Lien against Petitioner's mortgage-free tax-lien-free Property at Block 1223 Lot 0001 or the other 32 real estate properties which are involved in Never-commenced class-Action No. 51.

A PATTERN OF BUYING FACIALLY VOID DEFAULT JUDGMENTS IN OBSOLETE NEVER-COMMENCED NEVER-LISTED NO-TAX LIENS CASES CITYWIDE, IN ALL FIVE NYC BOROUGHS, SINCE 1976

1. Pages 30-32 and Page 13; on December 9, 1985, without commencement of obsolete stale Index 8700-1981, without a 2-year delinquent and unpaid

tax lien held by the City of New York, illicit NYC Commissioner of Finance, PAUL A. CROTTY, created, filed and recorded 154 Counterfeit Deeds, including, Taking Petitioner's real property; Block 1223, Lot 0001. See, also, Page 28 at December 9, 1985.

2. Page 33, July 8, 1986, 7 months later, good Brooklyn NYS Justice H. FREDERICK MEYERSON & illicit PAUL A. CROTTY filed and Recorded a Vacate Order in Never-commenced Not Listed stale Index 8700-1981 as to 30 of the 154 Deeds of stolen real properties, including Petitioner's Block 1223 Lot 0001. See, also, Page 13 LIST and Page 28 Petitioner's Block 1223 Lot 0001 Land Records at July 8, 1986.

3. In February 2017, ten years after the fact, during litigation in the United States District Court For the Florida Middle District # 3:16-CV-961 (MMH-MCR), Riley v. Cardozo, et al, Assistant NYS Attorney General, ALISSA S. WRIGHT, attempted to tamper with Never-commenced Index No. 8700-2007 Docket Sheets to show commencement on February 23, 2007.

Ms. Wright, or her accomplice, attempted to insert new court documents into a never-commenced obsolete-stale case for the CITY OF NEW YORK. But the computers at the NYS UNIFIED COURT SYSTEM prohibited her fraudulent acts. So, Wright stopped, but she left the practice letter document by NYS Justice Martin in there anyway to the Left side of the Words "LIST OF DELINQUENT TAXES" of the updated in-person Clerk's Office docket sheets.

13. Evidently, their fraud upon the courts and fraud on black home owners dead and alive, and their Property Thefts are very creative and never-ending for 45 years and they are still At-large. They are too dangerous to be free.

Based on the foregoing, Petitioner's Mandamus/Prohibition Writ Appendix, and Appendix Authorities cited verbatim Pages 34-38, Petitioners Verified Petition For A Writ of Mandamus and or Prohibition must be granted in its entirety, as a matter of great public importance for Petitioner and 32 other NYC elderly black disabled home owners citywide and their statutory heirs citywide and nationwide. United States v. Kis.

WHEREFORE, Petitioner, respectfully, prays that this Court enters an Order:

A. Granting Petitioner's Verified Petition For A Writ of Mandamus and or Prohibition in its entirety. United States v. Kis.

B. Vacating the purchased Void Proposed Class-Action Default Judgment of non-existent 33 Tax-Liens Foreclosures of Brooklyn Kings County Supreme Court Justice LARRY D. MARTIN with damages to each of the 33 black home owners, including Petitioner Riley, who suffered losses and continues to suffer losses of four monthly rentals income of \$10,000.00 per month and loss of home equity in her inherited real estate property; 4-family apartment building; Brooklyn:Block 1223 Lot 0001; for over ten (10) years now. See, Petitioner's Mandamus/Prohibition Writ Appendix at Pages 1 to 5 and Pages 16 to 27.

C. Issue an Order directing respondent as follows:

1. To diligently search for, Locate and Identify 33 Black class-action members and or their surviving statutory heirs, including Petitioner Riley, whose homesteads-income properties and personal property rights had been so wrongfully Taken, without due process, under Never-commenced NYC Reserved Index No. 8700-2007, NYC Brooklyn In Rem Tax Foreclosures Class-Action No. 51 as Filed/Recorded on 12/19/2011 under NYC Brooklyn Office of the City Register CRFN: 2011000439903 DEFAULT JUDGMENT.

2. Return any and all real estate homesteads-income properties so wrongfully Taken to the rightful Black home owners, including Petitioner's Riley Brooklyn: Block 1223 Lot 0001, and or to their surviving statutory heirs. 42 U.S.C. § 1982. Article I §§ 2, 5, 9, 21, 22 of Florida Constitution.

3. Remove all 12 liens, deeds, clouds or incumbrances filed and recorded against the said 33 real estate homesteads-income properties without any further fraud, sales, denial or delay, including but not limited to, void default JUDGMENT CRFN: 2011000439903; \$2,971,424.00 void NYC Mortgage Loan CRFN: 2016000068901 and \$8,817,736.00 void NYC Mortgage Loan CRFN: 2016000068902. See, Pages 28 and 29 of Petitioner's Appendix, for List of all 12 void Liens, Deeds, default Judgment, NYC Mortgage Loans and other incumbrances.

D. Enjoining respondent as follows:

1. To refrain from placing badges and incidents of slavery upon free black

home owners and black citizens citywide every day.

2. To refrain from usage of Trafficking In facially void ex parte justice's personal proposed class-action default judgments of non-existent tax-liens foreclosures citywide for money in Never-commenced City Reserved Index numbers/Cases not commenced in NYC New York State Supreme Courts.
3. To refrain from unconstitutionally evicting black homeowners and their children and families and friends and black tenants with strong hand at gun point without valid eviction orders citywide.
4. To refrain from stealing homesteads-commercial real estate properties from legal black home owners and their children and families and statutory heirs citywide.
5. To refrain from protecting treasonist officers of the courts from civil liability for their unconstitutional acts, abuses, usages, and property thefts citywide.
6. To refrain from Local and State government usages of Never-commenced Tax Proceedings not commenced in state courts citywide.
7. To refrain from making sold void ex parte justice's personal proposed class-action default judgments of non-existent tax-liens foreclosures valid for the City of New York in order to keep homesteads-commercial real estate income properties stolen away from black homeowners since May 18, 1976 and continuing.
8. To refrain from considering and determining any other civil, criminal

or arbitration cases in any state court while Petitioner's case remains closed; Civil Rights Violations Civil Action No. 3:16-cv-961-MMH-MCR (FLMD, Jacksonville District); Titled: Barbara J. Riley vs. Michael A. Cardozo, Alex S. Avitabile, Inga M. O'Neale, Nancy T. Sunshine, Jay S. Markowitz and the City of New York.

E. Opening the NYC New York State Supreme Courts System to all free black citizens as is provided by the First, Fifth and Fourteenth Amendments of the U.S. Constitution.

F. Remanding Petitioner's statutorily commenced statutory civil action Case No. 3:16-CV-961-MMH-MCR, back to the U.S. District Court For the Florida Middle District, Jacksonville District, for Judgment, without U.S. District Judge Marcia Morales Howard and without Senior U.S. District Judge Harvey E. Schlesinger, and without any further frauds, sales, denials or delays. Felder v. Casey. Owen v. City of Independence. The Judiciary Act of 1789.

G. Issue a declaratory judgment that the usages of respondent as set forth above are in violation of the personal rights and personal property rights of black home owners citywide in violation of the U.S. Constitution, Florida Constitution, New York Constitution, Acts of U.S. Congress and Rulings of the Supreme Court of the United States.

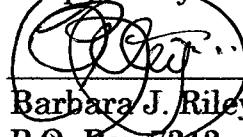
H. Issue a declaratory judgment that the Proposed Class-Action default Judgment of non-existent Tax-Liens Foreclosures No. 51 of Brooklyn Kings

County Supreme Court Justice LARRY D. MARTIN of October 26, 2011,
filed/recorded under NYC Department of Finance, NYC Brooklyn Office of the
City Register, City Register File Number (**CRFN: 2011000439903**)
Lien/Cloud default Judgment Filed/Recorded against Petitioner's real estate
homestead-income property Brooklyn: **Lot 0001: Block 1223**, is null and
void on its face. Case never-commenced with the NYC County Clerk NANCY
T. SUNSHINE and no hearing, no jury trial, no Notice of Entry of the Void
Class-Action Default Judgment No. 51 never-served on the 33 black home
owners or their black tenants *prior to* mass civil rights wrongful gun point
Evictions in NYC Brooklyn, Kings County, New York. See, Petitioner's
Mandamus/Prohibition Writ Appendix at Pages 8 and 9 to 11 for Docket
Sheets.

I. Granting Petitioner such alternative writ and additional relief as appears
to the Court to be equitable and just.

Dated: April 20 , 2021
Jacksonville, Florida

Respectfully submitted,


Barbara J. Riley, Petitioner
P.O. Box 7313
Jacksonville, FL 32238
Phone: 904.316.3698
Non PLRA - Fee Paid

Verification of Petitioner

I, Barbara Riley, declare, under penalty of perjury the foregoing is true
and correct. Executed on the 20th day of April 2021. 28 U.S.C. § 1746.


Barbara J. Riley