

IN THE SUPREME COURT OF THE UNITED STATES

IN RE BARBARA STONE

Petitioner

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**SUPPLEMENTAL BRIEF**

To Petition for a Writ of Prohibition and

Writ of Mandamus to the

Eleventh Circuit Court of Appeals;

Southern District Court of Florida Judge Joan Lenard

Southern District Court of Florida Bankruptcy Non-Article III Judge Laurel Isicoff

Judge Carol Lisa Phillips, 17<sup>th</sup> Circuit Court in Broward County, Florida

Judge Milton Hirsch, 11<sup>th</sup> Circuit Court in Miami-Dade, Florida

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***SUPPLEMENTAL BRIEF TO WRIT OF PROHIBITION***

***AND WRIT OF MANDAMUS;***

***AND SUPPORTING MEMORANDUM OF LAW***

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BARBARA STONE, Petitioner

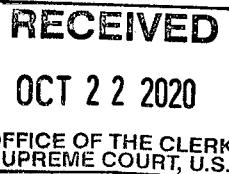
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October 17, 2020



## **SUPPLEMENTAL BRIEF**

### **I. INTRODUCTION**

This Supplemental Brief to Petitions for Writ of Prohibition and Mandamus (the “Petitions”) sets forth newly discovered and occurring extrajudicial acts including:

- a. the void quorum-less 11<sup>th</sup> circuit order (Article V, A) issued with regard to the lawless orders by Southern District Court of Florida Judge Joan Lenard in the Federal matter (Case No: 15-20150) that is the subject of this Petition; and
- b. a newly issued illegal state court order by disqualified Milton Hirsch, a jurisdiction-less judge in State court (Miami-Dade case no 19-4417) that is the subject of this Petition that abets the theft of estate assets by Mark Raymond, a corrupt officer of the court acting in criminal conflict of interest (Article V, B).

**As set forth in Rule 20, the Petitions and this Supplemental Brief demonstrate:**

- a. **the unbridled lawlessness that festers in state and federal courts that require the aid of this Court’s appellate jurisdiction (Article V-VI),**
- b. **the exceptional and extraordinary circumstances whereby Petitioner’s home, life savings and rights are being stolen by illegal acts of judges acting above the law warranting the exercise of this Court’s powers that cannot be discretionary (Article XII);**
- c. **that adequate relief cannot be obtained in any other form or from any other court (Article XIII).**

Moreover, it is unconscionable and immoral that Petitioner is forced to file this Petition and wade through a mountain of crimes and fraud (See *Cox* and *Dodd* cases *supra*) seeking relief from having her home, life savings and rights stolen by lawless judges criminally acting above the law, using fake, farcical, unlawful procedural tactics in a pretense of legitimacy.

This Supreme Court itself should be outraged at the diabolical, conniving schemes perpetrated by the lawless judges involved in this monstrous hotbed of crimes.

## **II. CONCURRENT FILING**

Reference should be made to Article IX and Supplement One filed concurrently herewith whereby Petitioner does not consent to, objects to and does not recognize the jurisdiction of any law clerk, attorney or any other party involved in this matter including any review, recommendation or other involvement in this precedent setting, exceptional matter mired in corruption, fraud on and by the court and criminal activities except the direct and sole review by the Justices themselves. Reference should also be made to Article X and Supplement One regarding Petitioner's respectful request for *sua sponte* recusal of Justice Clarence Thomas.

## **III. CERTIFICATE OF INTERESTED PERSONS**

Pursuant to Supreme Court Rule 14, the following is a list of all parties to the proceeding in the court whose judgment is sought to be reviewed:

Barbara Stone, Petitioner, a former attorney and a woman naturally born in one of these United States.

Respondents are as follows:

- a. the 11<sup>th</sup> Circuit Court of Appeals;
- b. Judge Joan Lenard, Southern District Court of Florida
- c. Magistrate Jonathan Goodman, Southern District Court of Florida
- d. Non-Article III Judge Laurel Isicoff, Southern District Bankruptcy Court of Florida
- e. Roy R. Lustig

Media and other interested parties:

### **A. Prominent Law School Professors**

Erwin Chemerinsky	University Of California, Berkeley
Akhil Amar	Yale University
Mark Tushnet	Harvard University
Jack Balkin	Yale University
Laurence Tribe	Harvard University

Bruce Ackerman	Yale University
Richard Fallon	Harvard University
Reva Siegel	Yale University
Robert Post	Yale University
Eugene Volokh	University Of California, Los Angeles
Michael McConnell	Stanford University
Randy Barnett	Georgetown University
Michael Dorf	Cornell University
Martin Redish	Northwestern University
Sanford Levinson	University Of Texas, Austin
Barry Friedman	New York University
Lawrence Solum	Georgetown University
David A. Strauss	University Of Chicago
Steven Calabresi	Northwestern University
Douglas Laycock	University Of Virginia
Cass Sunstein	Harvard University
Richard Epstein	New York University, University Of Chicago
William Eskridge, Jr.	Yale University
Frederick Schauer	University Of Virginia
Adrian Vermeule	Harvard University
Daniel Farber	University Of California, Berkeley

#### B. Prominent Judicial And Court Watch Organizations and Think Tanks

Judicial Watch	Human Rights Watch
Brookings Institution	Center for American Progress
Freedom House	Aspen Institute
ACLU	Amnesty International
Heritage Foundation	American Enterprise Institute
Cato Institute	Urban Institute
Woodrow Wilson International Center for Scholars	
Citizens for Responsibility and Ethics in Washington	
Manhattan Institute for Policy Research	
Center for Strategic and International Studies	

Petitioner is unable to retain her own personal attorney as he feared for his safety and livelihood and retaliation as a result of Joan Lenard's Ex Parte Illegal Void Rights Extinguishment Order. Other Prominent Counsel and Professors including

many set forth above in communication with Petitioner regarding representation also expressed fear of retaliation and threats to their livelihood.

Because of the danger to the Constitution and rule of law; massive human rights abuses and threat to the integrity of the American legal system, this matter is submitted to law professors; judicial watch organizations; and media to publish and report the extrajudicial acts and orders herein.

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## **V. SUMMARY OF FEDERAL AND STATE MATTER AND NEWLY DISCOVERED AND NEWLY OCCURRING FRAUD**

This extraordinary matter is being closely watched by the legal community and the global public who routinely contact Petitioner as they are appalled at the lawlessness of judges who are enabling continuing criminal enterprises <sup>1</sup> to be perpetrated in American courts are actively assisting Petitioner in uncovering the swamp of criminal activities and fraud herein.

It is unjust and violates the integrity of the legal system to subject Petitioner to uncover the overwhelming fraud in the continuing criminal enterprises being perpetrated herein. As referenced in the Petitions:

In *Cox v. Burke*, 706 So.2d 43, 46 (Fla. 5th DCA 1998) the court stated:

“The integrity of the civil litigation process depends on truthful disclosure of facts. A system that depends on an adversary's ability to uncover falsehoods is doomed to failure, which is why this kind of conduct must be discouraged in the strongest possible way.”

In *Dodd v. The Florida Bar*, 118 So. 2d 17, 19 (Fla. 1960) the court stated:

“No breach of professional ethics, or of the law, is more harmful to the administration of justice or more hurtful to the public appraisal of the legal system than the knowledgeable use by an attorney of false testimony in the judicial process. When it is done it deserves the harshest penalty”.

**It is lawless and immoral that Petitioner, a crime victim of an Artifice to Defraud, is buried in a mound of fraud on the court in a sham, farcical proceeding where judges act above the law.**

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<sup>1</sup> 21 U.S.C. § 848.

**A-1 SUMMARY OF SOUTHERN DISTRICT COURT OF FLORIDA  
FEDERAL MATTER**

1. This matter is *prima facie* proven to be:

- a. a Machiavellian felony scheme to defraud perpetrated by Respondent (the “Artifice to Defraud”) using U. S. courts to steal Petitioner’s home and life savings resulting in a void, illegal \$1,700,000 judgment (the “Ex Parte Void Illegal Fraudulent Judgment”) by Southern District Court of Florida trial judge Joan Lenard (App B to the Petitions) that is the product of:
  - i. a perjured, falsified, sham lawsuit by Respondent fabricating “injury” by not being hired by a company that does not exist and obscene materials created by Respondent purporting to be “forwarded” emails where it is shown **Respondent perjured himself** by falsely attributing them to Petitioner;
  - ii. extrajudicial conduct of judges who act above the law to facilitate the Artifice to Defraud and civilly and criminally deprive Petitioner access to the court; notice and the right to appear to defend her property.
- b. a **cover up of the Artifice to Defraud** by the extrajudicial illegal void order (the “Ex Parte Illegal Void Rights Extinguishment Order”) by Joan Lenard (App. C to the Petitions) that:
  - i. purports to dismantle this Supreme Court’s jurisdiction and the Constitution;
  - ii. strips Petitioner of her inalienable Constitutional due process rights and access to all courts;
  - iii. illegally gags Petitioner and counsel from reporting crimes;
  - iv. prohibits Petitioner’s counsel from reporting attorney and judicial wrongdoing in violation of attorney ethics;
  - v. misuses her power as a **weapon** to viciously retaliate against and malign Petitioner by conjuring up fabricated “misdeeds” by Petitioner to divert from the theft of her property and rights, and silence her from reporting crimes;

- vi. aids and abets the theft of assets of a vulnerable adult by Respondent to fund the Artifice to Defraud.
- 2. The Ex Parte Void Illegal Fraudulent Judgment and the Ex Parte Illegal Void Rights Extinguishment Order (collectively, the "Ex Parte Fraudulent Orders") constitute criminal conspiracy with the Artifice to Defraud; violate fundamental Constitutional due process; violate civil and criminal Federal laws; and are void on their face.
- 3. The illegal, illiterate, "junk" order by the 11<sup>th</sup> circuit (A-2) is a scandalous reflection to the world of the lawlessness of the American legal system.
- 4. **The failure by any court to vacate the corrupt Ex Parte Fraudulent Orders constitutes collusion and complicity.** See:
  - a. *Rosemond v. United States*, 134 S. Ct. 1240, 1245 (2014) ("[T]hose who provide knowing aid to persons committing federal crimes, with the intent to facilitate the crime, are themselves committing a crime").
  - b. 42 U.S.C. §1986: "Every person who, having knowledge that any of the wrongs conspired to be done, and mentioned in section 1985 of this title, are about to be committed, and having power to prevent or aid in preventing the commission of the same, neglects or refuses so to do, if such wrongful act be committed, shall be liable to the party injured.."
  - c. 18 U.S.C. § 2, 3, and 4 regarding accomplice, accessory and duty to report.
- 5. This matter goes far beyond "fraud on the court" defined by *Kenner v. C.I.R.*, 387 F.3d 689 (7<sup>th</sup> Cir. 1968) to "embrace that species of fraud which does, or attempts to, defile the court itself, or is a fraud perpetrated by officers of the court so that the judicial machinery cannot perform in the usual manner its impartial task of adjudging cases that are presented for adjudication." 7 Moore's Federal Practice, 2d ed., p. 512. *Kenner* stated "**a decision produced by fraud upon the court is not in essence a decision at all, and never becomes final.**"

6. Respondent is an unindicted felon<sup>2</sup> who should be indicted for theft, embezzlement, perjury, filing fraudulent documents, felony fraud and other crimes. This aberration is all the more monstrous as Petitioner is entrapped in a web of Respondent's crimes in inextricably intertwined matters set forth in the Petitions.
7. The foregoing unprecedented acts require mandatory not discretionary relief by Writ of Mandamus and Prohibition.
8. This Supreme Court, the highest court in our country, cannot abet the use of American courts for criminal purposes and destroy any semblance of legitimacy to the legal system and **must vacate the Ex Parte Fraudulent Orders.**

**A-2. SOUTHERN DISTRICT COURT OF FLORIDA**  
**LATER DISCOVERED FRAUD**  
**SET FORTH IN “QUORUM-LESS ORDER”**

9. The August 4, 2020 illegal void order of the 11<sup>th</sup> Circuit Court of Appeals (the “Void 11<sup>th</sup> Order”) is App G to the Petition and App K hereto.
10. The unlawful 2 judge panel (MARTIN and JILL PRYOR) either do not know the fundamental law requiring a three judge panel under 28 U.S. Code § 46 or ignore the law either event making them unfit to hold office. The order is void both on substantive grounds for colluding with Ex Parte Fraudulent Orders that abet the theft of Petitioner's property and criminally strip her rights and it violates Federal law requiring a 3 judge panel. Absent a quorum, no court is authorized to transact judicial business. *See Nguyen v. United States, 539 U.S. 69, (2003).*
11. This bizarre, contradictory Void 11<sup>th</sup> Order would make any reasonable person fear the capacity of judges who contradict themselves on its face:
  - a. The Void 11<sup>th</sup> Order states in the first sentence the purpose of Petitioner's petition/appeal i.e.: “she asks us to “set aside” the district court's December

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<sup>2</sup> Leo's Gulf Liquor v Lakhani, 802 So 2d 337 where Respondent was found guilty of felony crimes including perjury, fraud on the court, repeatedly lying under oath and subverting the court YET NOT HELD ACCOUNTABLE thus masterminding and perpetrating diabolical inextricably intertwined criminal enterprises against Petitioner.

2015 Omnibus Order and its June 2020 filing restriction order and issue an emergency restraining order and orders for production.”

- b. However, on the **very next page**, these disingenuous judges contradict themselves stating “Here, it is not clear what type of relief Stone seeks under the All Writs Act, as she has failed to specify any specific type of writ.”
- c. These two extrajudicial judges cite 28 U.S.C. §1651 whereby they are granted authority to issue the requested writ and state reasons why the district court’s orders are illegal and void, including human rights violations and a filing restriction necessitating equitable and alternate relief, and thereafter they **FAIL TO COMPLY WITH THE LAW OR ADDRESS THE MERITS**;

12. The jurisdiction-less judges cite irrelevant cases having no application;
13. These disingenuous judges denigrate Petitioner by alluding she is a “vexatious litigant” and evidence an appearance of impropriety by attacking her Petition as “rambling and difficult to follow” when by their own statements that is untrue as they clearly state the relief requested by Petitioner.
14. The inane, meaningless recitations in the Void 11<sup>th</sup> Order constitutes “honest services fraud.”
15. The inane, intelligence insulting Ex Parte Fraudulent Orders and Void 11<sup>th</sup> Order abets the Artifice to Defraud; obstructs Petitioner’s justice; defiles the integrity of the American legal system and makes apparent the insidious collusion among the 11<sup>th</sup> Circuit and the district judges.

**A-3 THE “QUORUM-LESS ORDER IS MERELY A DIVERSION  
AND THIS SUPREME COURT MUST REMEDY AND VACATE  
THE TRIAL COURT EX PARTE FRAUDULENT ORDERS  
THAT ARE ILLEGAL AND VOID**

16. The later discovered “quorum-less order” MERELY DIVERSIONS TO THE ONE MILLION SEVEN HUNDRED THOUSAND DOLLAR (\$1,700,000) judgment (the “Ex Parte Void Illegal Fraudulent Judgment”) issued in collusion

with Respondent's criminal scheme to defraud in this extrajudicial farce perpetrated **through and by** the court.

17. What must be remedied by this Supreme Court is not simply the diversionary void orders by the 11<sup>th</sup> Circuit.
18. This Supreme Court must provide mandated remedy and set aside and vacate the illegal, void Ex Parte Void Illegal Fraudulent Judgment and "Ex Parte Rights Extinguishment Order."
19. **The Ex Parte Void Illegal Fraudulent Judgment and Ex Parte Rights Extinguishment Order are and will always be void and illegal.**
20. The Ex Parte Void Illegal Fraudulent Judgment and Ex Parte Rights Extinguishment Order are not subject to discretionary relief as by failing to vacate and set aside this illegal judgment, the Supreme Court would be both:
  - a. setting a precedent authorizing the United States Courts to be used as criminal enterprises to perpetrate schemes to defraud; and
  - b. abetting the theft of Petitioner's home, life savings and rights.

#### **B-1 SUMMARY OF THE STATE COURT MATTER**

21. As set forth in the Petition:
  - a. Disqualified Milton Hirsch did not file a response within 30 days to Petitioner's Motion for his disqualification as required by Florida Rules of Judicial Administration 2.330 (j) which provides that which provides that if not ruled on within 30 days it shall be deemed granted.
  - b. Disqualified Hirsch illegally and without jurisdiction issues void illegal orders depriving Petitioner of her Constitutional rights and property.
  - c. There has never been an adjudication of any substantive matter in accordance with the Constitution.
  - d. The appellate court is complicit.
  - e. Carl Rosen, a corrupt officer of the court in this matter has a pattern and history of conflict of interest. Carl Rosen is the subject of a lawsuit in

another matter that alleges he has violated attorney ethics and acting in conflict of interest in estate matters.

- f. It is *prima facie* proven that Carl Rosen and Mark Raymond are acting in criminal conflict of interest as they illegally represent the estate, allege a claim against the estate and the estate has a claim against them.
- g. Petitioner is being extra judicially denied of her Constitutional and due process rights by Disqualified Hirsch to have her substantive matters meaningfully heard before a judge acting with jurisdiction.

## **B-2 NEWLY OCCURRING FRAUD IN THE STATE COURT MATTER**

- 22. Disqualified Milton Hirsch illegally and in criminal violation of Petitioner's due process rights continues to issue void illegal orders in this matter.
- 23. On October 16, 2020, Disqualified Milton Hirsch acting without jurisdiction issued an illegal void fraudulent order (the "Disqualified Hirsch Illegal Void Order") App. L.
- 24. In the Disqualified Hirsh Illegal Void Order issued by Disqualified Milton Hirsch without jurisdiction, Disqualified Milton Hirsch steals the assets of an estate and transfers them to Mark Francis Raymond and Carl Rosen who are acting in criminal conflict of interest a meaningless sham farcical proceeding wherein there has never been any hearings.
- 25. The foregoing unprecedented acts require mandatory not discretionary relief by Writ of Mandamus and Prohibition.
- 26. All orders of lawless, disqualified state judge, Milton Hirsch are void and illegal and abet the theft and embezzlement by Mark Raymond of the assets of an estate and this Supreme Court must vacate and set aside these orders.
- 27. This cesspool of corruption evidencing theft; criminal deprivation of due process; obstruction of justice and other brazen crimes epitomizes the perversion of the American legal system that is known as a laughingstock throughout the world.
- 28. The lawless American Courts should be the number one urgent red flag mandate of this Supreme Court.

**B-3 DISQUALIFIED MILTON HIRSCH IS NOT ONLY CIVILLY AND CRIMINALLY DEPRIVING PETITIONER OF DUE PROCESS BUT IS FLAGRANTLY DISPLAYING HIS DISRESPECT FOR THIS SUPREME COURT THEREBY TRAMPLING THE CIVILIZED RULE OF LAW**

29. Disqualified Milton Hirsch, knowing this Petition is pending in this Supreme Court evidences his complete disrespect for this Supreme Court by failing to delay matters in his color of law pending adjudication of this matter by the Supreme Court.

30. Moreover, in this heinously fraudulent matter, Disqualified Milton Hirsch; Mark Raymond and Carl Rosen are criminally depriving Petitioner of her rights and acting *ex parte* as **MILTON HIRSCH IS DISQUALIFIED AND ACTING WITHOUT JURISDICTION AND PETITIONER HAS NO REMEDY AS THERE IS NO JUDGE IN THAT MATTER.**

**VI. GLOBAL CONSTITUTIONAL CRISIS**

29. As set forth in the Petitions and herein, this exceptional matter constitutes a global Constitutional crisis:

- a. The failure to follow and failure to entice the law by Federal and state judges acting above the law resulting in their civilly and criminally depriving Petitioner of both her Constitutional rights and her inherent human rights endowed by birth and obstructing Petitioner's justice; and
- b. The attempts by judges acting above the law to keep their unlawful acts secret by issuance of despicable, self-serving, illegal "gag" orders against Petitioner that prohibit Petitioner and counsel from reporting crimes, thereby intentionally and criminally placing Petitioner and counsel in danger and depriving Petitioner of her first amendment rights to free speech.

30. Petitioner is forced into the immoral and unconscionable position of **LITIGATING UNLAWFUL AND ILLEGAL ACTS OF JUDGES THEMSELVES ACTING ABOVE THE LAW AND UNDER COLOR OF LAW.**

31. The festering lawlessness of public servant American judges and officers of the court and the failure to hold them accountable has resulting in reporting by the media that America has become lawless and a rotten carcass.<sup>3</sup>
32. Thompson Reuters has reported that thousands of judges are violating the law and destroying lives.<sup>4</sup>
33. The bottomless abyss of lawlessness and fraud on, by and in the court is an **international disgrace and blasphemous desecration of America's legal system.**
34. Petitioner reiterates the non-discretionary relief set forth in the Petitions mandated under the Constitution; 42 U.S.C. § 1986; and *sua sponte*. The use of corrupt courts to steal and strip the property and rights of the public are acts of a third world country; render the Constitution meaningless and America lawless.
35. The matters set forth in this matter are unquestionably the most serious, urgent and important matters in our country.
36. In a 2019 Judiciary report, Chief Justice Roberts states:  
“As Federalist No. 78 observes, the courts “have neither FORCE nor WILL, but merely judgment.” “I ask my judicial colleagues to continue their efforts to promote public confidence in the judiciary, both through their rulings and through civic outreach. We should celebrate our strong and independent judiciary, a key source of national unity and stability... we should each resolve to do our best to maintain the public’s trust that we are faithfully discharging our solemn obligation to equal justice under law.

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<sup>3</sup> [The American Justice System Is Broken | National Review](http://www.nationalreview.com/2016/01/american-justice...)  
[www.nationalreview.com/2016/01/american-justice...](http://www.nationalreview.com/2016/01/american-justice...)

[U.S. heading toward lawlessness - Washington Times](http://www.washingtontimes.com/news/2017/mar/22/us...)  
[www.washingtontimes.com/news/2017/mar/22/us...](http://www.washingtontimes.com/news/2017/mar/22/us...)

<sup>4</sup> [Thousands of U.S. judges who broke laws or oaths](https://www.reuters.com/special-report/usa-judges-misconduct)  
<https://www.reuters.com/special-report/usa-judges-misconduct> Jun 30, 2020  
[With 'judges judging judges,' rogues on the bench have little to ...](https://www.reuters.com/investigates/special-report/usa-judges-deals)  
<https://www.reuters.com/investigates/special-report/usa-judges-deals>

37. The extrajudicial judges herein have no judgment, no morals and no ethics and do not promote public confidence in the judiciary.

## **VII. EXTRAORDINARY AND EXCEPTIONAL CIRCUMSTANCES**

38. As set forth in Blacks' law dictionary:

a. the definition of "extraordinary" is as follows:

"Out of the ordinary; exceeding the usual, average, or normal measure of degree; beyond or out of the common order rule; not usual, or of a customary kind; remarkable; uncommon; rare."

b. the definition of "exceptional circumstances" is as follows:

Conditions which are out of the ordinary course of events; unusual or extraordinary circumstances.

39. This matter is replete with "exceptional and extraordinary circumstances" of unlawful acts that shake the entire foundation of the American legal system starting with the filing of a fabricated sham lawsuit by Respondent built on his own criminal acts, to criminal and civil deprivation of due process by a judges acting above the law and a magistrate acting without jurisdiction to the constant unfurling of undiscoverable ongoing fraud of the court by Petitioner.

40. No amount of technical or administrative procedural tactics can divert or circumvent from the fact that all orders described herein are illegal, void and the product of crimes.

41. The languishing of this urgent matter has exacerbated the unconscionable harm to Petitioner. This matter is a crisis as Petitioner's home and assets have been illegally garnished on the basis of Respondent's crimes.

42. This extraordinary gross miscarriage of justice is shocking and runs contrary to every principle of the American legal system.

43. Petitioner reiterates the following examples of Joan Lenard's illegal conduct that criminally deprives Petitioner of due process; obstructs her justice; and colludes in the Artifice to Defraud including:

- a. her tampering and diverting Petitioner's mail in violation of Federal criminal laws thereby intentionally denying Petitioner access to the court to appear and defend her property;
- b. her illegal order "defaulting" Petitioner when Petitioner was not in default. Reference should be made to the docket wherein Petitioner filed an affidavit under penalties of perjury attesting to the fact that she was not receiving court documents that was ignored by Joan Lenard who issued the illegal void "default" in the very same day. DOCKET ENTRY:

05/07/2015	35	ORDER DIRECTING CLERK TO ENTER DEFAULT AGAINST DEFENDANT BARBARA STONE
05/07/2015	38	AFFIDAVIT signed by: Barbara Stone by Barbara Stone.

- c. her issuing an order that magistrate Jonathan Goodman had no jurisdiction to hold an "injury" hearing yet conspiring in his holding of a jurisdiction-less sham, kangaroo hearing and using the fraudulent "Report and Recommendation" prepared by Respondent in collusion with Jonathan Goodman as the sole basis of her illegal void Ex Parte Illegal Void Fraudulent Judgment against Petitioner.
- d. her issuing the Ex Parte Rights Extinguishment Order illegally depriving Petitioner of access to any court throughout the country and attempting to usurp the jurisdiction of this court and cover up her illegal acts by illegally barring Petitioner from reporting the crimes taking place in this criminal enterprise.

44. Magistrate Jonathan Goodman, acting without jurisdiction conducted an "injury" hearing WHERE HE FOUND NO INJURY.

45. Instead, he illegally ordered Respondent to create a "Report and Recommendation" following the illegal hearing where Respondent made his own perjured findings.

46. Examples of perjured, fabricated statements and testimony by Respondent that was recited by the magistrate, acting without jurisdiction in a "Report and Recommendation" that was taken from the "Report and Recommendation"

illegally prepared by Respondent that was the sole basis used by Judge Lenard in issuing a void judgment includes:

- a. Goodman ignored Judge Lenard's own ruling and 28 USC 636 stating that a magistrate could not hold a "trial" without consent (which consent was not provided by Appellant) and held an illegal "trial" without jurisdiction.
- b. On Page 4, Goodman states: "a member of a limited liability company had accepted Respondent's engagement letter to represent the company". **NO SUCH COMPANY EXISTS.** This is documented by the official certified records of the Florida secretary of state attached to the Petitions. No such member was identified or testified.
- c. On page 8, Goodman states: "Petitioner also used a fake email account to pose as Respondent and direct threats at Respondent and his business partner about investigations against their company along with a homophobic insult at Respondent's daughter's boyfriend"… **IT IS PROVEN THAT THESE EMAILS WERE SENT BY RESPONDENT'S DAUGHTER HERSELF** as shown in direct emails from Respondent's daughter attached to the Petitions.
- d. Goodman's recitations in the fabricated "Report and Recommendation" of perjured statements of Respondent and the suborned testimony of his affiliate were the product of an illegal ex parte hearing wherein he acted without jurisdiction which violated Federal laws prohibiting false statements and false submissions into a court proceeding<sup>5</sup>. There were no forensic reports that such emails even exist as they were simply copies of a document that anyone could create and print and without an iota of proof that tied Appellant to the emails.

47. Reference should be made to the Petitions setting forth in further detail the mountain of fraud on and by the court perpetrated herein.

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<sup>5</sup> 8 U.S. Code § 1324c; 18 U.S. Code § 1038. False information and hoaxes;  
18 U.S. Code § 1001. Statements or entries generally; 18 U.S. Code § 1623. False declarations before grand jury or court.

48. This unconscionable, manifest injustice continues to escalate and perpetuate such that Petitioner is tasked with expending extraordinary time, attention, detail and incur cost, expenses and financial hardship to file documents in this and other courts; all the result Petitioner being subjected to a sham lawsuit masterminded by Respondent that is the product of his own crimes.

### **VIII. ADEQUATE RELIEF CANNOT BE OBTAINED IN ANY OTHER FORM OR FROM ANY OTHER COURT**

49. Pursuant to the illegal void Ex Parte Rights Extinguishment Order:

- a. Petitioner is denied remedy in any Federal, state and appellate court anywhere in the country in violation of her fundamental, inalienable Constitutional rights;
- b. Petitioner is denied access to any Federal, state and appellate court anywhere in the country and this Supreme Court in violation of her fundamental, inalienable Constitutional rights;
- c. This jurisdiction of this Supreme Court has been attempted to be stripped;
- d. Petitioner is denied counsel in violation of her fundamental Constitution rights;
- e. Petitioner is in danger as she is illegally prohibited from reporting crimes;
- f. Petitioner is being threatened, extorted and intimidated to appear in extrajudicial courts of extrajudicial judges acting without jurisdiction;
- g. The foregoing unprecedented acts require mandatory not discretionary relief by Writ of Mandamus and Prohibition.

### **IX. PETITIONER RESPECTFULLY OBJECTS AND DOES NOT CONSENT TO REVIEW OTHER THAN BY THE JUSTICES THEMSELVES**

50. Article III, Section I of the Constitution states: "The judicial Power of the United States, shall be vested in one Supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish."

51. The Constitution vests the Supreme Court justices with exclusive judicial power.

52. Just as in 28 U.S.C. §636 where consent is required for a magistrate, so too, Petitioner objects and does not consent to review of this matter by any attorney or law clerk but only by the Justices.
53. Supplement One, filed concurrently, sets forth this objection and no consent to the review of this matter by anyone other than the Justices.
54. This extraordinary matter of illegal use of the Courts; massive Constitutional; due process and judicial power abuse threatens the integrity of the legal system and affects the entire American public.
55. Equitably, morally and legally, this matter mandates sole and exclusive review by the Supreme Court justices.
56. Article XII D. of the Petitions is reiterated providing that law clerks and attorneys are bound by Federal laws and legal ethics to report the illegal acts set forth herein to the proper authorities.

## **X. PETITIONER RESPECTFULLY REQUESTS SUA SPONTE RECUSAL OF JUSTICE CLARENCE THOMAS**

57. Petitioner has set forth illegal, unconscionable and retaliatory conduct of judges in the 11<sup>th</sup> district who are overseen by Justice Clarence Thomas.
58. Petitioner has referenced secretive, insidious relationship among the judges in this district.
59. Petitioner respectfully seeks the sua sponte recusal of Justice Clarence Thomas to avoid any appearance of bias or impropriety.

## **XI. CONCLUSION**

As set forth herein, as illustrated by exceptional and extraordinary and unbridled lawlessness wherein Petitioner's home, life savings and rights are being criminally extorted under color of law by judges acting above the law and the lack of remedy in any other court, it would be a breach of office, a breach of this Court's duty to protect Respondent and the public and undermine the integrity of the entire legal

system for this Court to fail to remedy the manifest injustice and irreparable harm that is virulent in this matter.

WHEREFORE, Petitioner seeks this Court provide the relief set forth in the Petitions as follows:

- a. issue the Writ of Prohibition to the 11th Circuit and Joan Lenard prohibiting the jurisdiction-less enforcement of the extrajudicial Ex Parte Void Illegal Fraudulent Judgment and Ex Parte Rights Extinguishment Order and issue the Writ of Mandamus mandating the 11th Circuit and Joan Lenard vacate the Ex Parte Void Illegal Fraudulent Judgment and Ex Parte Rights Extinguishment Order and ordering the return of all assets illegally seized by Respondent;
- b. issue the Writ of Prohibition prohibiting jurisdiction-less enforcement of the extrajudicial orders relating to the fabricated, fraudulent claim of lien filed by Roy R. Lustig using the fabricated, fraudulent Ex Parte Void Illegal Fraudulent Judgment by Southern District Court bankruptcy judge, Laurel Isicoff and issue the Writ of Mandamus mandating Laurel Isicoff to vacate all such orders and ordering the return of all assets illegally seized from Petitioner by Lustig, the trustee, the attorney for the trustee and all other involved parties; and
- c. issue the Writ of Prohibition prohibiting disqualified Judge Carol Lisa Phillips, and Judge Milton Hirsch from presiding in cases in which they are disqualified and from exercising extrajudicial powers and issue the Writ of Mandamus mandating Disqualified Hirsch return all assets fraudulently transferred by the Disqualified Hirsh Illegal Void Order.

Respectfully Submitted,



Barbara Stone

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## CERTIFICATE OF COMPLIANCE

I, Barbara Stone hereby certify that, according to the word-count tool in Microsoft Word, the Writ of Mandamus and Prohibition consists of 4,491 words, including footnotes and excluding the sections enumerated by Rule 33. 1(d). The Brief therefore complies with Rule 33. 1(g).



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## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing U.S. Supreme Court Supplemental Brief is filed in Pacer for filing with the 11th Circuit Court of Appeals and Roy R. Lustig, mailed to the Clerk of Southern District Court of Florida at 400 N. Miami Ave, Miami, FL 33128 for filing with Joan Lenard and Jonathan Goodman, emailed to FLSB-EMERGENCY-FILINGS@flsb.uscourts.gov as required by the Southern District Court of Florida Bankruptcy court for filing with Laurel Isicoff and filed in the Florida e-portal for filing with Carol Lisa Phillips and Milton Hirsh on this 19th day of October, 2020.



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## APPENDIX

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

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No. 20-12510-J

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In re:

BARBARA STONE,

Petitioner.

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On Petition from the  
United States District Court for the  
Southern District of Florida

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Before: MARTIN and JILL PRYOR, Circuit Judges.

BY THE COURT:

Barbara Stone, a private citizen proceeding *pro se*, has filed an “All Writs Constitutional Crises Petition and/or Appeal” relating to a civil lawsuit filed against her in 2015 in the U.S. District Court for the Southern District of Florida. Stone’s petition is rambling and difficult to follow, but she asks us to “set aside” the district court’s December 2015 Omnibus Order and its June 2020 filing restriction order and issue an emergency restraining order and orders for production. Stone also filed an “Emergency Supplement” to the amended petition, alleging that the district court’s orders amounted to a human rights violation.

The All Writs Act provides that federal courts “may issue all writs necessary or appropriate in aid of their respective jurisdictions and agreeable to the usages and principles of law.” 28 U.S.C. § 1651. It gives a “residual source of authority to issue writs that are not otherwise covered by statute,” and, “[w]here a statute specifically addresses the particular issue at hand, it is that

authority, and not the All Writs Act, that is controlling.” *Pa. Bureau of Corr. v. U.S. Marshals Serv.*, 474 U.S. 34, 43 (1985). The All Writs Act is an extraordinary remedy that “invests a court with a power that is essentially equitable and, as such, not generally available to provide alternatives to other, adequate remedies at law.” *Clinton v. Goldsmith*, 526 U.S. 529, 537 (1999).

In a civil case, a plaintiff may appeal a district court’s judgment by filing a notice of appeal within 30 days of the judgment’s entry. 28 U.S.C. § 1291; Fed. R. App. P. 4(a)(1)(A). An injunctive order restricting a vexatious litigant’s ability to file documents in the district court may be immediately appealed as the entry of an injunction under 28 U.S.C. § 1292(a)(1). *Procup v. Strickland*, 792 F.2d 1069, 1070 n.1 (11th Cir. 1986) (*en banc*).

Here, it is not clear what type of relief Stone seeks under the All Writs Act, as she has failed to specify any specific type of writ. Nevertheless, to the extent Stone challenges the district court’s entry of a final judgment in the plaintiff’s favor, as well as the filing restriction it placed on her, she had, and has taken, the adequate alternative remedy of appealing both orders. See 28 U.S.C. § 1291; Fed. R. App. P. 4(a)(1)(A); *Pa. Bureau of Corr.*, 474 U.S. at 43; *Clinton*, 526 U.S. at 537; *Procup*, 792 F.2d at 1070 n.1. Accordingly, Stone’s petition is hereby DENIED.

## **APPENDIX I**

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL  
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

CASE NO: 2019-004417-CP-02

SECTION: PMH06

JUDGE: Milton Hirsch

**IN RE: Stone, Helen**

Decedent

**ORDER AUTHORIZING PAYMENT OF ATTORNEY'S FEES AND EXPENSES**

**THIS CAUSE** having come before the court on Nelson Mullins Broad and Cassel's Petition for Order Authorizing Payment of Attorneys' Fees and Expenses, and the court having reviewed said Petition and the Personal Representative's consent thereto, and being otherwise fully advised in the premises, it is

**ORDERED AND ADJUDGED** as follows:

1. The sum of \$36,911.00 is a reasonable fee for the services of Nelson Mullins Broad and Cassel and expenses in the amount of \$92.59 for the period of December 2, 2019 through August 31, 2020;
2. Nelson Mullins Broad and Cassel is entitled to payment for fees in the amount of \$36,911.00 and expenses in the amount of \$92.59; and
3. IberiaBank, as depository for the Estate of Helen R. Stone, is authorized to issue a check in the amount of \$37,003.59 to Nelson Mullins Broad and Cassel and to deliver said check to Nelson Mullins Broad and Cassel, One Biscayne Tower., 21<sup>st</sup> Floor, 2 South Biscayne Boulevard, Miami, FL 33131.

**DONE** and **ORDERED** in Chambers at Miami-Dade County, Florida on this 16th day of October, 2020.

2019-004417-CP-02 10-16-2020 6:53 PM

2019-004417-CP-02 10-16-2020 6:53 PM

Hon. Milton Hirsch

**CIRCUIT COURT JUDGE**

Electronically Signed

IN THE SUPREME COURT OF THE UNITED STATES

CASE NO: 20-269

IN RE BARBARA STONE, PETITIONER

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**SUPPLEMENT ONE  
TO THE EMERGENCY EXTRAORDINARY  
PRECEDENT SETTING PETITION AND SUPPLEMENTAL BRIEF  
SUBMITTED CONCURRENTLY HEREWITH**

1. This extraordinary precedent setting matter sets forth the *prima facie* unlawful use of the U. S. Courts, massive Constitutional and human rights violations, and abuse of power, a dangerous constitutional crisis and is of manifest and overriding public importance mandating its oversight and review solely by the Honorable Justices in the Supreme Court, not any law clerk or attorney.
2. The U.S. Court website <sup>1</sup> provides:

“Each Justice is permitted to have between three and four law clerks per Court term. These are individuals **who, fairly recently**, graduated from law school, typically, at the top of their class from the best schools. Often, they have served a year or more as a law clerk for a federal judge. Among other things, they do legal research that assists Justices in deciding what cases to accept; help to prepare questions that the Justice may ask during oral arguments; and assist with the drafting of opinions.”

“While it is the prerogative of every Justice to read each petition for *certiorari* himself/herself, many participate in what is informally known as the “cert pool.” As petitions for *certiorari* come in on a weekly basis, they are divided among the participating Justices. The participating Justices divide their petitions among their law clerks. The law clerks, in turn, read the petitions

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<sup>1</sup> <https://www.uscourts.gov/about-federal-courts/educational-resources/about-educational-outreach/activity-resources/supreme-1>

assigned to them, write a brief memorandum about the case, and make a recommendation as to whether the case should be accepted or not. The Justice provides these memoranda and recommendations to the other Justices at a Justices' Conference."

3. It is reported that an estimated 16,000 pleading are filed each year with the Supreme Court.
4. Clearly, there is a huge crisis in adherence to and enforcement of the law by all state, Federal and Appellate Court judges.
5. The America legal system is glaringly not working.
6. American lives are being destroyed by Judges themselves, the very public servants who are responsible to protect the public and provide remedy.
7. It is apparent that few members of the public would go to the extraordinary effort and expense required to file in the United States Supreme Court to seek justice and remedy unless they have been subjected to grave injustice.
8. Moreover, by the time most matters reach the U.S. Supreme Court, they have accumulated countless layers of contradictory orders and obstruction of justice such as the mountain of fraud on and by the court in Petitioner's matter, as exemplified by and not limited to the following:
  - a. The perjured fabricated lawsuit filed by Respondent wherein he fabricates "injury" on the basis of not being hired by a company that does not exist;
  - b. Respondent's obscene materials he himself created that he fraudulently attributes to Petitioner;
  - c. The interference and tampering with Petitioner's mail by Respondent and the extrajudicial acts of judge Joan Lenard in criminal violation of Federal law;
  - d. The fraudulent order of Joan Lenard holding Petitioner in default when Petitioner is not in default, having been intentionally and criminally deprived of her mail by Respondent and extrajudicial acts of Joan Lenard;

- e. The illegal ex parte hearing by a magistrate, Jonathan Goodman, acting in violation of an order of Joan Lenard and Federal law 28 U.S.C. 636;
- f. The finding of no injury by Jonathan Goodman at the illegal, ex parte, fraudulent hearing who thereafter criminally colluded with Respondent in the issuance of a scam “report and recommendation” fabricated by Respondent.
- g. The use of the scam, fabricated “report and recommendation” criminally prepared by Respondent by Joan Lenard to issue a fraudulent void judgment against Petitioner that is the product of crimes by Respondent.
- h. The issuance of a fraudulent void order stripping Respondent of her rights to access any court in the United States to seek remedy.
- i. The attempt to usurp the power of this Supreme Court by Joan Lenard.
- j. The attempt of the 11<sup>th</sup> Circuit judges to rule without a quorum resulting in an illegal void order; thereby violating an elementary, basic rule of law.

9. It is unconscionable and shocking that the outcome of these life destroying cases are left in the hands of freshly graduated, inexperienced law clerks who have no experience in dealing with the actual court proceedings and trials and the myriad of activities taking place in the courts by judges and attorneys violating the law, acting with bias and prejudice, fabricated the facts and law and the many tactics used by public servants acting under color of law.

10. Furthermore, these freshly graduated law clerks have no experience in handling the cases filed in the Supreme Court that by their very nature have been subjected to multiple layers of contradictory, illegal and/or

11. In addition, these inexperienced law clerks and attorneys are not judges or magistrates and acting without jurisdictional authority under the Constitution.

12. In addition, these inexperienced law clerks and attorneys have less authority than even magistrate judges as they are not judges or magistrate judges yet they are acting in the capacity of magistrates and predisposing the outcome of the cases by their “report and recommendations” that are not authorized by the Constitution or by law and without consent of the parties.

13. Petitioner respectfully sets forth grave objection and no consent to any review and/or recommendation by any law clerk; attorney or party other than the Justices themselves as this matter involves:

- a. the most important matters in our country: i.e. the failure to follow and enforce the law by judge resulting in an American legal system that is reported as lawless;
- b. precedent setting matters regarding the use of the courts to perpetrate criminal enterprises and artifices to defraud;
- c. massive Constitutional and human rights abuses and violations.

14. It is imperative that these matters are known to and redress made by the Justices as they threatened the integrity of the entire legal system and affect the entire American public.

15. Petitioner requests any law clerks and attorneys involved identify themselves below and acknowledge they have not participated or been involved whatsoever in this matter:

Names of Law Clerks and Attorneys:

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16. In addition, Petitioner has documented concerns about complicity by the Eleventh Circuit Court of Appeals and improper and hidden relationships between all judges.

17. Petitioner respectfully seeks the sua sponte recusal of Justice Clarence Thomas so to avoid any perception; semblance or appearance of impropriety and/or taint to the reputation of Justice Clarence Thomas by reason of his assignment as the Justice to the Eleventh Circuit Court of Appeals.

Respectfully Submitted,



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Barbara Stone