

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Matthew Jones -PETITIONER

Vs.

Police Captain Alice Brumbley -RESPONDENT

ON A PETITION FOR A WRIT OF CERTIORARI TO

Delaware Supreme Court

APPENDIX TO PETITION FOR A WRIT OF CERTIORARI

Matthew Jones

11366 Sussex Highway

Greenwood, Delaware 19950

(302) 349-5251

AzraelLinusSmith@gmail.com

Appendix

1. Delaware Supreme Court Order.....	1
2. Delaware Superior Court Order.....	5
3. Complaint Filed By Matthew Jones Against Capt. A. Brumbley.....	8



IN THE SUPREME COURT OF THE STATE OF DELAWARE

MATTHEW JONES,

§ No. 546, 2019

v.

§ Court below: Superior Court
§ of the State of Delaware

STATE OF DELAWARE,

§ C.A. No. S19C-10-032

The following docket entry has been efiled in the above cause.

July 6, 2020.

Mandate to Clerk of
Court Below. **Case Closed.**

cc: The Honorable Craig A. Karsnitz
Mr. Matthew Jones
Elizabeth C. Fillingame

Prothonotary
Received Above

By _____

Date _____

Date: July 6, 2020

/s/ Lisa A. Dolph
Clerk of the Supreme Court

M A N D A T E

THE SUPREME COURT OF THE STATE OF DELAWARE

TO: Superior Court of the State of Delaware:

GREETINGS:

WHEREAS, in the case of:

Matthew Jones v. Capt. Alice Brumbley

C.A. No. S19C-10-032

a certain judgment or order was entered on the 3rd day of December 2019, to which reference is hereby made; and **WHEREAS**, by appropriate proceedings the judgment or order was duly appealed to this Court, and after consideration has been finally determined, as appears from the Order dated **June 5, 2020**, a certified copy of which is attached hereto;

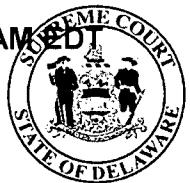
ON CONSIDERATION WHEREOF IT IS ORDERED AND ADJUDGED that the order or judgment be and is hereby **AFFIRMED**.

/s/ Lisa A. Dolph

Clerk of the Supreme Court

Issued: July 6, 2020

Supreme Court No. 546, 2019



IN THE SUPREME COURT OF THE STATE OF DELAWARE

MATTHEW JONES,	§
	§ No. 546, 2019
Plaintiff Below,	§
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware
CAPT. ALICE BRUMBLEY,	§
	§ C.A. No. S19C-10-032
Defendant Below,	§
Appellee.	§
	§

Submitted: April 3, 2020

Decided: June 5, 2020

Before **SEITZ**, Chief Justice; **VALIHURA** and **VAUGHN**, Justices.

ORDER

After careful consideration of the parties' briefs and the record on appeal, we conclude that the judgment below should be affirmed on the basis of, and for the reasons set forth in, the Superior Court's well-reasoned decision dated December 2, 2019. At the appellant's request, we did not consider his reply brief in reaching this conclusion.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Karen L. Valihura
Justice

STATE OF DELAWARE }
 } ss.
KENT COUNTY }

I, Lisa A. Dolph, Clerk of the Supreme Court of the State of Delaware, do hereby certify that the foregoing is a true and correct copy of the Order dated June 5, 2020, in ***Matthew Jones v. Capt. Alice Brumbley***, No. 546, 2019, as the same remains on file and of record in said Court.

IN TESTIMONY WHEREOF,

I have hereunto set my hand and affixed the seal of said Court at Dover this 6th day of July A.D. 2020.

/s/ *Lisa A. Dolph*
Clerk of the Supreme Court

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE



MATTHEW JONES, : C.A. No. S19C-10-032 CAK
Plaintiff, :
v. :
CAPT. ALICE BRUMBLEY, :
Defendant. :

ORDERS ON MOTION TO PROCEED *IN FORMA PAUPERIS*

AND UPON REVIEW OF COMPLAINT

1) Plaintiff Matthew Jones ("plaintiff") has filed a complaint against Captain Alice Brumbley of the Delaware State Police. He has filed a motion to proceed *in forma pauperis*. Finally, because he repeatedly has filed frivolous and malicious complaints, he submitted an affidavit which the Superior Court mandated in *Jones v. Dover Behavioral Health Systems*.¹

2) Plaintiff is indigent. That determination, however, does not mean that the complaint will proceed. Instead, the Court must review the complaint pursuant to 10 Del. C. § 8803(b). If the Court finds the complaint to be legally or factually frivolous or malicious, then it does not allow the action to proceed.

3) In this complaint, plaintiff alleges many dark and disturbing things, and in particular, he asserts Delaware State Police molested and/or raped him repeatedly from shortly after his

¹2017 WL 3493118 (Del. Super. Aug. 9, 2017).

birth in 1986 through high school. He asserts defendant was a Commander of Troop 5 during a portion of this time period; she did not stop these crimes; and she committed unspecified criminal acts against him. He alleges defendant violated a large number of federal and state criminal statutes, case law, and Constitutional provisions.

4) Over the years, plaintiff repeatedly has filed suits in Superior Court and in the United States District Court in and for the District of Delaware against numerous entities and/or persons, including police at Troop 7 (as opposed to Troop 5), claiming they committed sexual and other horrific crimes against him.²

5) The employment of common sense as well as a review of the decisions listed in footnote 2 leads the Court to conclude the claims are factually frivolous because they are based on delusional factual scenarios. A claim is malicious when it is abusive of the judicial process. I find the claims made in the complaint are malicious.

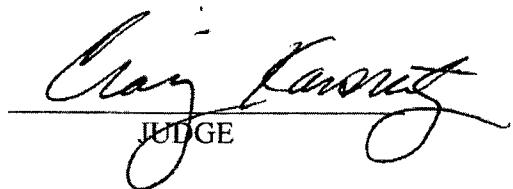
6) Plaintiff has burdened this Court and the District Court repeatedly with suits based

²This list is by way of example and is not intended to be exhaustive: *Jones v. Justice of the Peace Court No. 4, Sussex County*, 2017 WL 1312973 (D. Del. Apr. 5, 2017), *aff'd*, 694 Fed. Appx. 66 (3rd Cir. 2017), *cert. den.*, 138 S.Ct. 455 (2017); *Jones v. Harrington, Delaware Police Department*, 2017 WL 2381271 (D. Del. June 1, 2017), *aff'd*, 731 Fed. Appx. 162 (3rd Cir. 2018); *Jones v. Sussex Correctional Institution*, 2017 WL 2872416 (D. Del. July 5, 2017), *aff'd*, 725 Fed. Appx. 157 (3rd Cir. 2017); *Jones v. Delaware Health*, 2017 WL 6403014 (M.D. Pa. Aug. 9, 2017), *aff'd*, 2017 WL 6403016 (M.D. Pa. Sept. 11, 2017), *aff'd*, 709 Fed. Appx. 163 (3rd Cir. 2018); *Jones v. Justice of the Peace Court No. 3, Georgetown, Delaware*, 2017 WL 4457193 (D. Del. Oct. 5, 2017), *aff'd*, 714 Fed. Appx. 119 (3rd Cir. 2018); *Jones v. Denn*, 2018 WL 1061363 (D. Del. Feb. 27, 2018), *aff'd*, 737 Fed. Appx. 642 (3rd Cir. 2018); *Jones v. Bridgeville Police Department*, 2018 WL 4725280 (D. Del. Oct. 2, 2018), *aff'd*, 758 Fed. Appx. 235 (3rd Cir. 2019); *Jones v. Minner*, 2018 WL 4725284 (D. Del. Oct. 2, 2018), *aff'd*, 752 Fed. Appx. 112 (3rd Cir. 2019); *Jones v. Bauer*, 2018 WL 6040256 (D. Del. Nov. 19, 2018); *Jones v. Delaware State Police Headquarters*, 2019 WL 569823 (D. Del. Feb. 11, 2019), *aff'd*, 779 Fed. Appx. 834 (3rd Cir. 2019) (alleging rapes by Troop 7 police); *Jones v. Delaware State Police*, 2019 WL 6170847 (Del. Super. Nov. 19, 2019) (ORDER).

upon these delusional factual scenarios. I forewarn plaintiff that if he files with this Court another complaint based upon these delusions, he will be subject to the imposition of substantial sanctions pursuant to Superior Court Civil Rule 11.

7) For the foregoing reasons, the complaint is DISMISSED WITH PREJUDICE.

IT IS SO ORDERED THIS 2nd DAY OF DECEMBER, 2019.



JUDGE

cc: Prothonotary's Office
Matthew Jones

FILED PROTHONOTARY
SUSSEX COUNTY
2019 DEC - 3 A 10:33

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

COMPLAINT

COMES NOW, the Plaintiff, MATTHEW JONES, in pro se, and complains of the Defendant, TROOP COMMANDER CAPTAIN ALICE BRUMBLEY of DELAWARE STATE POLICE TROOP 5 Barracks, as follows, to wit:

1. Plaintiff, MATTHEW JONES, is a resident of the State of Delaware, presently having an address of 11366 Sussex Highway, Greenwood, DE 19950.
2. Upon information and belief, Defendant, CAPTAIN ALICE BRUMBLEY is the Troop Commander of a municipality of the Delaware State Police, presently doing business at 9265 Public Safety Way, Bridgeville, DE 19933.
3. There are four elements of Negligence. There is a duty of care for police officers to serve and protect me as I am an American citizen. There is a breach of this contract whereas innumerable times the Commander and police officers ignored crimes, refused to enforce them, and even became criminals against me, committing hideous acts. They were the causation of many lifelong and possibly life ending injuries done to me which they wantonly produced. Their actions caused damages, some irreparable, and others that will require large amounts of money to remedy. In an American employer/employee relationship, the agent or employee has duties of performance, due care, diligence, notification, duty to inform the principal, loyalty, and an accounting of profits. The principal or employer has duties of compensation, reimbursement, indemnification, and cooperation. The manager, which would be the Troop

Commander in this Case, would incur unlimited liability in Tort claims. CAPTAIN BRUMBLEY has been the Troop Commander of Troop 5 since 1992. In her time as Troop Commander she has overseen the continuous, neverending rapes, acts of pedophililia, attempted murder, thefts, and frauds committed against me and the murder of my loved ones. She has negligently, wantonly, and maliciously done nothing to stop the criminal activity and violence committed against me by her barracks and has even, at times, lewdly and pervasively committed criminal acts against me herself. Prosecution of a crime defined as a "sexual offense" by section 761, can be commenced at any time. Prosecution of a class A felony (rape in the 1st degree) may be commenced at any time. There is no statute of limitations for these sex offenses in Delaware (*Del. Code Title 11 Subsection 205 (e)*). The actions of the police against me are continual and seemingly never ending. In judging the statute of limitations for various crimes, it is akin and similar to the receiving of stolen goods. The statute does not begin to run on continuing offenses until the offense ends, *State v. Lodermeier* (S.D. 1992). In 1986, shortly after my birth, Delaware State police officers fondled and molested me at my home in Farmington, Delaware. They attempted to fit their penises into my anus but in my infancy it was too small to penetrate. They mistook our family for poor, said that we were garbage, and theirs to devour. We lived in a dilapidated trailer on a dirt road farm. It was where my grandparents kept their race horses, cows, and other livestock. It began the sporadic rapes and attacks on me by the police. To support us, my mother started working at the Division of Child Support in 1988. She placed me in Country Kids Daycare in Greenwood, Delaware. Delaware State Police Officers from the Bridgeville barracks made weekly stops to meet privately with us children. In those meetings, they raped and beat us. They also attacked, injured, and killed daycare staff and citizens who heard about the acts and tried to protect us. This was the first time that I lost my friends to death, when I was too young to remember. They were not identity thieves. Their parents were not identity thieves. It was the intention of all the victims to lead honest, law abiding lives as American citizens. I began to develop a paleness. My belly began to swell. I started to become sick regularly. My hair

turned a blondish white. A persistent recurring infection caused my tonsils need to be removed. My grandparents, uncle, and mother complained to the police station. When they got no satisfaction, they called Delaware Senator Thurman Adams, and State Representative Ben Ewing but no relief came. Within the first few days of starting Kindergarten at Woodbridge E.C.E.C. school, I was violently raped by the Delaware State Police. All of the children in my section were lined up in the cafeteria and instructed to pull down our pants and bend over. A crowd of pedophiles that included the police were lined up in the hallway and came in and did their bidding. I was raped so violently that I had to be taken to the hospital. I received stitches in my anus and had a bruised rib. The police followed us to Nanticoke Hospital in Seaford, Delaware, and instructed the staff there to refuse us treatment. When the hospital treated us anyway, the police attacked it. Mom and I moved into our new home in Greenwood, Delaware. We had been living next door with my grandparents, her parents, Cains, for 2 years. On the night of our open house, after dark, the Delaware State Police visited our home and raped me. The rape was exceptionally painful and life threatening because I still had the stitches from their recent previous rape in my anus. This began a period where the police raped me at least once monthly in our home between when I was 5 years old and 12 years old. The rapes usually took place in my mother's bed room while she was kept guarded in my bedroom across the hallway. I was usually handcuffed and forced to bend over a piece of furniture at the foot of the bed. The intercourse usually started with me being forced to perform oral sex. Sometimes the Delaware State Police would bring a very small amount of crack cocaine and force me to smoke it. When I started 1st Grade at Woodbridge Elementary School, in Greenwood, Delaware, I was raped in a similar way to the year before. This time, all of the 1st and 2nd Graders were lined up in the auditorium and instructed to pull down our pants before the police and other pedophiles came into prey on us. This time my rapists tightly held and jerked the back of my head and neck, twisting me. I was very afraid that he, they, were going to paralyze or kill me. Again, I went to the hospital to get checked out. My hair began to darken. I could not develop muscle on my chest and legs. I developed

allergies. My skin remained pale. I had a rapid pulse rate. I began to feel dizzy and black out at random times. I developed a sweat. In 2nd Grade, convinced that the rapes were never going to end, I attempted suicide. A boy on my baseball team visited my house and we were playing in the yard. I said that I wanted to practice catcher while he hit off the T. When he swung, I moved my head into the path of his bat. It knocked me unconscious and made a gash above my left eye. My mother rushed me to Milford Memorial Hospital, where I received stitches and later, neurological testing. I have seen other kids get fat all over from being raped, suffer ghastly wounds from being stabbed and penetrated with objects, and their hair turns orange from the effects. I did not want to die that way. My parents divorced. My dad got weekend custody of me. He introduced me to U.S. Vice President Biden. My late grandmother Jones worked for Mr. Biden in one of his early campaigns. I told the then Senator how I had been getting abused and raped and that I had tried to kill myself. Senator Biden said that it is the will of the country to be pedophilic. We are led by the police, and we must do what they want. When we aren't led by the police, we are led by Africa, the future U.S. Vice President said. In 3rd Grade, my mom wanted me to have friends and set me up with a family who lived near the Woodbridge Elementary School where she now worked as a 1st Grade teacher. I was having fun with the two boys who were about my age for about a semester. My dad became outraged that I was playing with them. One Saturday, I refused my dad's custody and tried to take a stand because he was abusing me. The police were called to the home of my new playmates. The State and local police determined that I had to continue to see my father and could no longer see my new friends. The police instructed that from now on I was to spend after school with a different boy at the other end of the street. His father was a janitor and his mother was a librarian. His best friend was very poor who lived in a run down house made of concrete, next door to him. I knew this friend and did not like him. I did what the police said and I spent the after school hours with him for the next seven years until the end of my sophomore year in high school. The police told my new playmates to report to them about me at given times and they did, diligently working as youth

informants. My dad continued to rape and molest me sporadically into my teenage years. Many people visited my house to rape me, have sex with me, saying that they were told by the police to do so. I had sex with some very attractive women who said that we were forced by the police to have sex. I also had to have sex with people of different professions, boys and girls from other Delaware schools, students and adults from out of state, diseased people, and clergy. I can remember three different short term prostitution stints that I had to endure between 2nd and 7th Grades. I spent the Winter Breaks of 3rd Grade-6th Grade in the Milford Memorial Hospital, because each of those years, the police visited my house at night and violently raped me. I was always hooked to an IV. I always spent more than a week in the hospital. The churches of Bridgeville Church of God and Greenwood United Methodist prayed for me. More than once, I was read my Last Rights. Nurses and doctors told me that it was okay to "let go and die." My fever was always over 103 degrees Fahrenheit. I never got to enjoy Christmas as a kid, for sake of the illnesses caused by the Delaware State Police raping me. In 4th Grade, mom bought me a dog. I house trained it and trained it to walk without a leash. It was sadly struck and killed, crossing the highway, in front of our home, because it chased a bitch in heat. On several occasions, a State Trooper parked his vehicle across the dual highway and blew a dog whistle while my dog and I were playing in the yard. This year was the second time in my life that I lost all of my friends to death by violent rapes by the police and others. Dr. Luis David, M.D. Pediatrician of Milford, had to surgically remove my sphincter because he determined that it was too badly damaged and I was unable to have normal bowel movements. I worked hard to succeed despite my weakened health and the juggernaut that I was up against. I fed the pigs in the morning and at night at my grandparents farm next door. I pulled the weeds around the house and in the garden. I worked with the pony they bought me. I got good grades in school. I made the Honor Roll in 28 consecutive marking periods between 3rd Grade and Ninth Grade. I scored in the top 1% of Delaware students on the State Test in 3rd, 5th, 8th, and 10th Grades. I won the President's Education Award in 1998. I got to meet President Clinton and Vice President Gore. I met with them

privately at the mayor's house in Millsboro, Delaware. I told them that the police had always been raping and beating me. They said they would stop it, but it continued. In 7th Grade, school shifted to Bridgeville, at the Woodbridge Middle and High School. The school had hired two new female 7th Grade teachers who were on my schedule. I entered puberty. I had sex with the two teachers at different times, early in the school year. My emotions bested me and I became irrational, jealous seeing them with other men and other students. The police intervened and spoke to my parents after I made a lewd phone call to both teachers and wrote a sexually explicit letter to one. I was told to avoid them from now on. They continued to teach. My grandfather Noah Cain died from cancer on Christmas Eve of 8th Grade. He had been battling it painfully for four years. Local Senator Adams and Representative Ewing visited him regularly. I was often there. On more than one occasion they raped me. They said it was the will of the police. In 9th Grade, my body hair grew in. Hair fell off of my legs in patches. It did not grow on my chest. A beard did not grow, only dark hair on my neck. My mustache grew in orange and white. I was getting fatter. The hair on my head became a mix of brown, black, red, and gray. I was born a blond. Police now had a presence in the school because of the Columbine shootings. Some police officers attended school as students with fake identifications. They spread a rumor that I should be avoided sexually. They said that I had sexually transmitted diseases and am violent. They ridiculed, beat, raped, and took for their own, girls who dated me. They plagued the entire high school. Before long, they reduced our class population to 86. Everyone, except me and a couple other boys, were identity thieves. The female population was too short to date, pale white, and mostly foreign. There were shootings and bomb threats. The police crashed and terrorized numerous parent-supervised parties in middle school and high school. Many lives were ruined by obscene charges. Many were beaten and raped. High school Prom's average age male was 35 years old. Other social events resembled NAMBI meetings. In 10th Grade, I transferred to Milford High School to see if it brought a change. The police followed me there, and a high school that was peaceful before I came, now had violent rapes, shootings, and bomb threats. I got a B in Drivers Ed.

and got my license. 11th Grade was uneventful. It was the first year that I was unpopular with the ladies and I struggled to find a date. I worked at Peebles Department Store in Milford, and mostly hung out with the new male friends at Milford that I had made. I was awarded a scholarship for my performance on the 10th Grade Delaware State Test (DSTP). I spent most nights at a pool hall called Billiards in Rehoboth Beach. I didn't want to be home. My mother had moved in, and become engaged to, a low class drunken construction worker and they often fought. The police stopped at the pool hall at least twice a week, looked for me, and talked to the owner before they left. I filed a Civil Complaint in the Superior Court in Georgetown. I told this story, that I had been raped and attacked all of my life by the Bridgeville State Police. It was Dismissed citing that I was underage and could not file. I submitted my complaint again, pleading for emancipation. This time, my claims were called delusional, and I was told that the police are totally immune, above the law, and protected by sovereign immunity, *Nietzke v. Williams*, and the *11th Amendment*. In 12th Grade, I did not attend high school. I took my classes at the Georgetown Delaware Technical and Community College. I had been taking one class per week there, since 8th Grade, as a member of the Academic Challenge Program. This year, I took a full schedule. When I returned to high school, for a Senior steak lunch, I was attacked. A barrage of almost 30 students: gang members, enemy cliques, and members of the football team all tried to hold me down and beat me. The police separated us, but finally raped me before they left. With the exception of one more instance, that occurred when I was being released from a hospital, years later,-this was the end of the rapes. The scars from the rapes and beatings show over my whole body. I have had a persistent cough since Kindergarten. Hair will not grow fully on my face and chest. I have lost hair on my head and legs. I have gained over 200 pounds, which has taken me more than six years to lose. I have been at risk for diabetes, heart disease, stroke, and sexually transmitted diseases. As an adult, I have filed civilly to sue the police for rape and attempted murder, in the past. My cases were dismissed, deciding that I failed to state a claim for which relief could be granted. I have since taken up Paralegal studies at Del Tech and completed two

semesters. I hope now that my lawsuit is feasible for relief. I am told, although I don't agree, that a lawsuit must be written in this form to be accepted by the court. The National Security Agency and IBM created a total and constant nationwide surveillance of all United States citizens in 1958. My entire life has been saved on their satellites for viewing mainly, if ever needed, by government agents. With the permission of the Court, I would like to Discover the materials necessary for viewing my life and the actual recordings from these groups. The evidence could give the exact number of times that I was illegally sexually or otherwise encountered by the police. It would take stem cells to heal me from my life of persecution. Medicine like that is valued at several million dollars. The U.S. Code civil remedy for a sexual violation is \$150,000 per time, per violation, *18 U.S. Code § 2255*. At a minimum, the police raped me 84 times between 3rd Grade and 9th grade, 72 times between 4 years old and 3rd Grade, and sporadically at various other times. Nothing can bring back to life my late loved ones, family, and friends who were murdered via sexual abuse, and other ways, by the police. I have never had the benefit of receiving help from the State Police, nor have they made any effort to rectify, make amends, or grant relief for what they have done to me. There is no statute of limitations for violations of civil rights under *42 U.S. Code § 1983*. The actions of the police against me are continual and seemingly never ending. In judging the statute of limitations for various crimes, it is akin and similar to the receiving of stolen goods. The statute does not begin to run on continuing offenses until the offense ends, *State v. Lodermeier* (S.D. 1992). The U.S. Supreme Court ruled in *Ex Parte Young* (1908) 209 U.S. 123 that police officers and precincts may be sued. *Martin v. Voinovich* 840 F. Supp. 1175 (1993) and *Clinton v. Jones*, 520 U.S. 681 (1997) maintained that government employees, even the highest ranking, are not immune to being held to our laws. 28 U.S. Code § 2674, 28 U.S. Code § 1442, and *Delaware Code Title 10 Chapter 40 (c)* establish that government employees including police officers and police stations can be held liable to tort claims. *Article 1 Section 9 of the Delaware Constitution* explicitly writes that the State can be sued. It is supported by Delaware Case Law in *Doe v. Cates* 499 A.2d