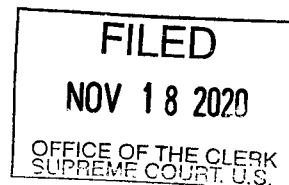


20-6574
No. _____

ORIGINAL



IN THE
SUPREME COURT OF THE UNITED STATES

KEVIN L martin — PETITIONER
(Your Name)

vs.

Ashlynn Ledford — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

united states district court southern district of Indiana
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

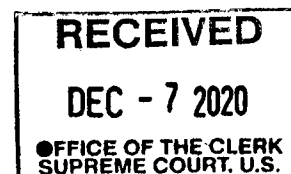
KEVIN L martin # 169789
(Your Name)

4490 reformatory rd
(Address)

persheta IN 46064-9001
(City, State, Zip Code)

n.a.
(Phone Number)

(1-)



QUESTION(S) PRESENTED

(1-) whether the court of appeal
of the seventh circuit abused
of discretion for denying a
review that district judge was
bias against martin for martin
failure complaint with the seventh
circuit about the district judge
treat martin unfair and that
violation martin due process
right here,

LIST OF PARTIES

☒ All parties appear in the caption of the case on the cover page.

☒ All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

Ashlynn Ledford

RELATED CASES

- (1) Tate v Short 28 L ed 130 40 45 395
- (2) Gomez v Toledo 446 45 635, 640
100 Sct 1980.)
- (3) Haines v Kerner 404 45 519 1972.

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INDEX TO APPENDICES

APPENDIX A	order on request to proceed on appeal in forma pauperis
APPENDIX B	order Affidavit accompanying motion for permission to appeal in forma pauperis
APPENDIX C	order petition for rehearing
APPENDIX D	order of final pre trial schedule
APPENDIX E	
APPENDIX F	

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

ERICKSON V PARUS 551 US 89 94 2009.)
GOMEZ V Toledo 446 US 635 640 100 1980)
Haines V Kerner 404 US 519 1972.)
Coleman V Thompson 501 US 722 750 1991.)
Johnson V Foster 786 F3d 501 505 7th Cir 2015.)
BRACY 520 US 41 905 117 set 1793.)
BACHIER ORTIZ V Colon mendoza 331 F3d 193 1st Cir 2003.)

STATUTES AND RULES

USC 1915-g
284 S.C. 1915-g.

OTHER

IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

☒ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix _____ to the petition and is

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

The opinion of the United States district court appears at Appendix _____ to the petition and is

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

☐ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix NA to the petition and is

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

The opinion of the NA court appears at Appendix _____ to the petition and is

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

1.

JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was September 15-2020

☒ No petition for rehearing was timely filed in my case. September 15 2020

☒ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: 9-15-20, and a copy of the order denying rehearing appears at Appendix C.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including NA (date) on NA (date) in Application No. A. NA

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

NA

☐ For cases from **state courts**:

The date on which the highest state court decided my case was NA.
A copy of that decision appears at Appendix NA.

☐ A timely petition for rehearing was thereafter denied on the following date: NA, and a copy of the order denying rehearing appears at Appendix NA.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including NA (date) on NA (date) in Application No. A. NA

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

NA

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

pro, SE complaints such as that filed by the plaintiff ARE construed liberally and held to a less stringent standard than formal pleading drafted by lawyers SEE *ERICKSON V PAROUS* 551 US 89 94 2007.) quotation marks and citations omitted

martin notes the supreme court had recently held that to state a claim under 1983 plaintiff need only allege that some prison staff acting under color of state law that deprive martin of a federal right see *Gomez V Toledo* 446 US 635 640 100 Sct 1920, 1923 64 L Ed 572 1980.) martin complaint met these two requirements and state a valid 1983 claim.

martin also notes good Faith Formula has sufficient discretion to the account of the special circumstances that often a rise in pro, SE situation like martin SEE *Haines V Kerner* 404 US 519 1972.

THE constitution is law and it is the province
and duty of the judiciary to declare what the
law is. Martin crucial piece of, 'of' under
U.S.C 1915-g.) by provide a order to the
department of correction's directing the
withdrawal of percentage usually 20% from
all means incoming into Martin account
and the provision 28 U.S.C 1915-g.) if Martin
don't have the money but still have a
right to justice under Equal protection
Extend to appeal if a district judge name
JAMES A. Sweeney abused of discretion because
the district court judge arbitrarily deny a litigant
his due process only if the judge, in fact
treat Martin unfairly and refusal to
recuse himself and Martin show both
actual bias and the appearance of bias
violate due process principles see Bracy
520 U.S. at 905 117 S.Ct 1793
abuse of discretion, "review standard
sanctions are subject to review under
the "abuse of discretion standard

generally the harshest sanctions for misconduct
that is serious, repeated contumacious extreme
or inexcusable see *Bachier-Oritz v. Colon*
Mendoza 331 F.3d 193 1st Cir 2003)

The court of appeal was told by Martin
explain his fundamental constitutional right
to use the court system; Martin first
Fifth and Fourteenth Amendments to the
constitution, under all this case number
pending in Southern District of Indiana, and
the court, let the defendants file motion
for summary judgments by put together
they provisions and Martin can't response
or it send back to Martin pay the
fine, (1) 218-CV-385-JPH-DIP (2)

219-CV-134-JAS-DIP (3) 219-CV-268-JAS-DIP
(4) 219-CV-279-JPH-DIP (5) 219-CV-280-JAS-DIP
(6) 219-CV-298-JAS-DIP (7) 219-CV-552-JAS
DIP (8) 219-CV-559-JAS-DIP I can't

response unfair treat because I'm
black. SEE APPENDIX-D.) speak for
itself here?

mean martin do not have the opportunity
 to prepare no defense or call witness because
 martin cant use the court mean this violated
 martin First Amendment right HERE
 martin demonstrate cause and actual prejudice
 as a result of the alleged his federal
 right been violation because he cant use
 the court or attached document because
 the prison lost a lot of martin property
 more martin from prison to prison with
 malice intent work with the attorney
 general office against martin SEE
 coleman v Thompson 501 US 722 750
 1991.) cannot fairly be attributed
 to martin.) see Johnson v Foster
 786 F3d 501 505 7th Cir 2015
 interference with martin follow
 federal civil rules to prepare for
 trial is unfair, and hindrance
 martin access to the court?
 is a federal violated First
 amendment HERE?

STATEMENT OF THE CASE

THE district court judge sanctions
martin because martin filed a
tent claim against his lawyer
Can not do his job? mean
I do not have First Amendment
right Free speech HERE?

REASONS FOR GRANTING THE PETITION

Based upon the constitutional
violation martin First Fifth
and 14 Amendment martin
entitled to relief because martin
have a First Amendment Free
speech HERE was deny by the
district court and court of
appeal.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Kevin Martin Kevin Martin

Date: 11-6-20

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

KEVIN MARTIN — PETITIONER
(Your Name)

VS.

ASHLYN LEFFORD — RESPONDENT(S)

PROOF OF SERVICE

I, KEVIN MARTIN, do swear or declare that on this date, NOV-6, 2020, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:
Attorney General of the United States Bldg 950 Pennsylvania Ave
NW Ste 5137 Washington DC 20530
Deputy Attorney General Bldg 950 Pennsylvania Ave NW Ste
4141 Washington DC 20530
State of Indiana Office of the Attorney Curtis T Hillier
302 West Washington 5th Floor Ind Gov Center South Indianapolis
Indiana 46204

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 11-6, 2020

KEVIN MARTIN

Kevin Martin

(Signature)

IN THE
SUPREME COURT OF THE UNITED STATES

KEVIN L. MARTIN
your name

PETITIONER

VS

ASHLYNN LEE FORD

RESPONDENT(S)

DECLARATION OF KEVIN MARTIN, IN SUPPORT MOTION FOR
LEAVE TO PROCEED IN FORMA PAUPERIS.

KEVIN L. MARTIN TO U.S.C. 1746 DECLARES AS FOLLOWS

(1) I KEVIN L. MARTIN AM OVER 18 YEARS OF AGE
AND COMPETENT TO TESTIFY IN THIS MATTER.

THE STATEMENT CONTAINED IN THIS DECLARATION ARE
BASED ON MY PERSONAL KNOWLEDGE AND MY REVIEW
THAT I AM IS A POOR-MAN AND COURT OF APPEAL
SEVENTH CIRCUIT SHALL ALLOW MARTIN TO PROCEED
ON THE APPEAL.

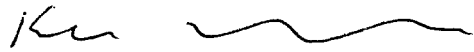
(2) I KEVIN MARTIN NOTES APPLICABLE OF LAW IS
THE STATUTE THAT SHALL BEEN FOLLOW AND
APPLY UNDER 28 U.S.C. 1915-b. 28 USC 1915-g.)
GOOD FAITH MEAN IF YOU DONT HAVE THE
MONEY YOU DONT HAVE THE MONEY BUT
MARTIN STILL ENTITLED TO JUSTICE?

THE supreme court has required A
waiver of government fee's when the
imposition of A fee would deny A
Fundamental right to the indigent.

Respectfully submit

I Affirm under the penalties for
perjury that the foregoing representations
are true

DATE 11-6-2020



KEVIN L Martin
169789

4490 reformatory ad
pendleton IN 46064-
9001.

(AFFIDAVIT)

is competent to testify on the matters stated
Fed R CIV P 56(c)(4)