

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

No. _____

20-7191

COPY MADE ON ADDITIONAL FORM

IN THE
SUPREME COURT OF THE UNITED STATES

CURTIS SHULER

(Your Name)

— PETITIONER

FILED

JAN 03 2021

OFFICE OF THE CLERK
SUPREME COURT, U.S.

KENNETH E. LASSTER, Director et al., vs.
N.C. Department of Public Safety

— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

CURTIS SHULER

(Your Name)

ALEXANDER CORRECTIONAL INSTITUTION

(Address)

633 OLD DANFELL ROAD, TAYLORSVILLE, NC 28681

(City, State, Zip Code)

(828) 632-7331

(Phone Number)

QUESTION(S) PRESENTED

Did the Court of Appeals deprive Petitioner of his Constitutional rights to due process and equal protection of the law, as part of a government conspiracy, by refusing to grant his formal application to proceed on appeal therefrom from the adverse judgment of the district court's dismissal of his 42 U.S.C. § 1983 Complaint, and then later on had subsequently dismissed his appeal for failure to prosecute ^{*} writ:

(a) Despite clearly seeing inside Petitioner's Complaint a truly sufficient amount of evidence showing that his life is presently in jeopardy at the hands of prison officials: the Court of Appeals knew that the district court's wrongful dismissal of his claim because it allegedly did not meet the procedural requirements set forth in 28 U.S.C. § 1215 (a), was really just a mere pretext for a politically motivated decision which was actually made to protect President Trump from being exposed as an actual accomplice in a White House prearranged government conspiracy surrounding (1) Petitioner's known false imprisonment; (2) the present status quo of the state's death penalty; and (3) the Affordable Healthcare Act?

(b) When one of the main reasons for why the Court of Appeals had to also agree with the totally untrue decision was mainly because: it knew just how the district court had been put up under intense political pressure to absolutely refrain from the issuance and service of any summonses with copies of Petitioner's Complaint upon Respondents, because of a very powerful supporting documentary exhibit that he had attached thereto, which had disclosed

^{*} It is very important to note at this time, that although Petitioner did receive a 10/8/2020 dated Local Rule 45 Notice from the Fourth Circuit giving him until 10/23/2020 (15 days) to pay the full designated filing fee after his application had been denied; however, as of to date, technically speaking, he still has not received an official court order saying that his appeal was actually dismissed.

Some very shocking & unwanted to be seen politically explosive information about the said conspiracy for fear of it being openly publicized?

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:

Ken Beaver, Former Superintendent of Alex. Corr. Inst.

Kenneth Potrate, Unit Manager

B. Teague, Sergeant - Mailroom Supervisor

Dennis Seizer, Correctional Officer

R. Johnson, Correctional Officer

RELATED CASES

TABLE OF AUTHORITIES CITED

CASES	PAGE NUMBER
<u>State v. Shuler</u> , 293 N.C. 34, 235 S.E. 2d 226 (1977)	4
<u>Shuler v. Garrison</u> , 631 F. 2d 210 (4th Cir. 1980)	4
<u>Shuler v. Hargrave</u> , No. 13-9799 (No. 13-7957 [3:13-cv-00584- FDW-WDNLC 11/1/13] aff'd 4th Cir. 2/1/14) cert. den. ____ U.S. ____ (6/23/14)	1

STATUTES AND RULES

28 U.S.C. § 1915(g)	13
42 U.S.C. § 1983	4
Local Rule 45	

OTHER

TABLE OF CONTENTS

OPINIONS BELOW	1
JURISDICTION.....	2
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	3
STATEMENT OF THE CASE	4
REASONS FOR GRANTING THE WRIT	14
CONCLUSION.....	15

INDEX TO APPENDICES

APPENDIX A	Copy of Informal Brief filed inside the United States Court of Appeals for the Fourth Circuit
APPENDIX B	Abridged copy of 42 U.S.C. 1983 Complaint with attached copy of 3/12/20 letter to President Trump
APPENDIX C	Copy of 3/12/20 letter to Senator Romney
APPENDIX D	Copy of 6/22/20 letter to Frank G. Johns, Clerk, U.S. District Court WDNC with attached copy of 6/22/20 to President Trump
APPENDIX E	Copy of 7/12/20 letter to Frank G. Johns, Clerk U.S. District Court WDNC with attached copy of 7/12/20 to Senator Romney
APPENDIX F	

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

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

☐ For cases from **state courts**:

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

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

The opinion of the N.A. court appears at Appendix _____ to the petition and is

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

1.

* Petitioner is unable to provide copies of any of the Court orders of dismissal because he does not have access to a law library nor a photocopy machine, and prison officials have refused to make any for him. See the Heretofore Statement of the Case for more information and total insight about his overall case situation.

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 10/8/2020.

☐ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

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

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

☐ For cases from **state courts**:

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

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

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

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

First Amendment

Fourth Amendment

Eighth Amendment

Fourteenth Amendment

42 U.S.C. § 1983

28 U.S.C. § 1915(g)

STATEMENT OF THE CASE

On April 17, 2020 Prisoner, a North Carolina prisoner housed at Alexander Correctional Institution had filed in the United States District Court for the Western District of North Carolina a 42 U.S.C. § 1983 complaint invoking the "imminent danger of serious physical injury" rule standard out of fear for his life. This was his eighth wrongfully dismissed lawsuit brought against prison officials for various forms of plainly serious hostile acts of aggressive constitutional right infringements which they have made against him in the past. But now it must be specifically pointed out here, that apart from the actual real life-threatening incident which had actually started this here particular one, what had also contributed very much to its filing and that really gets straight to the heart of this whole matter, was the following overall preexisting very disturbing circumstances largely involved way beforehand: That among some of the many various hierarchal officials working inside the prison administration Prisoner is a very well-known talked about politically marked inmate who poses a very big existential real threat to their system. And this here lingering always worrisome threat is constantly kept fueled and ongoing mainly because he continues to be a very outspoken opponent regardless of the heavy odds against him, who is determined to openly tell the truth on paper about how he was falsely imprisoned. That is to say how he has been still actively serving a life-sentence since September 10, 1976, after being convicted by a jury in a wholly illegally had first degree murder trial, which was the sole product of a government prosecutorial conspiracy. And also how the real true facts about what had really happened in this very egregious miscarriage of justice, had been in its various appellate stages altogether distorted and cunningly covered up from being publicly looked at inside the law books by the veneered presence of some very sordid politically influenced harmonizing judicial decisions made by both the State and Federal appeals courts. See: *State v. Shuler*, 293 N.C. 34, 235 S.E. 2d 226 (1977) and *Shuler v. Garrison*, 631 F. 2d 270 (4th Cir. 1980). But then later on in time, because of his

Absolute refusal to sit still and just remain completely silent about the various camouflaged coverings & cover-up right over these manifest injustices, the mostly relied upon long standing, secret cover-up apparatus mainly run by the Governor's Office, which had originally designed and maintained them, was suddenly out of nowhere torpedoed and severely damaged, from which several very costly real burning exposures came out. And so it was while in the very process of trying to clean up one of the most really alarming widespread leaked pieces of real sensitive information therefrom about the whole conspiracy at large, and which had the most wide-range politically detrimental ramifications of them all, that consequently, its main controls had to be officially handed over to the politically much more stronger and very far-reaching substantially more intimidating big bully like powers of the White House itself.¹ And it really should now be specifically brought out right here that this then needed high security move was actually made in immediate response to a very bad glaring mistake personally made by one of the sitting governors while trying to stop an almost full-blown public exposure. So therefore it had to be made extra sure, secure wise, that Perlmutter would never get another chance to cause such a very alarming situation again and thereby make things extremely very bad for the vast political gathered conspiratorial network of high-level government officer holders who are still actively involved in the overall cover-up. And practically all of these herein mentioned real troublesome systematic major problems were created by his almost single-handed attacks on the very unlawfulness of his imprisonment by vigorously pursuing different sorts of legal actions for the main purpose of gaining some very useful documentation/evidence against the government.²

¹ This here transfer of the main controls happened during President George W. Bush's term in office.

² Some of these systematic internally widely known operational damages that Perlmutter had mostly initiated are widely undeniable and yet they are entirely true. Like one for instance had so greatly impacted and rocked the state's whole judiciary to such an extent that it mainly had forced into the publicly totally unexpected early retirement from the Bench of a very distinguished real famous and legendary superior court judge. And while in another, its real scarring very hard-hitting para-

And then these here very some startling real problems were made yet even increasingly worse still, by the added weight of his repeated attempts at trying to directly correspond with certain leading members of Congress; as well as with a number of news media agencies and various civil rights legal organizations and religious groups. Ever while they were indeed themselves quite very instrumental, however, they were absolutely completely unsuccessful in actually trying to get Petitioner both the powerful congressional intervention alongside with the professional legal help that he still so desperately needs to finally break up the vicious tyrannical political ring of close conspirators, which has been steadily holding him in prison, and then finally gain his freedom at last. And this all-around very unfruitful negative result was most certain without doubt, mainly due to the very outright thefts throughout the passing years of every last single one of these various kinds of earnest letters of his by the ever vigilant miratory workings of the repressive apparatus. And by the way, most of these here very outrageous court approved constitutional

lying blow had actually stopped all of the then ongoing state executions in steady progress at the time. And it was this altogether complete systemic operational shutdown, which had eventually led to the Governor's Office being forced into having to eat some real bitter tasting humble pie, by having to impose the present-day still in effect indefinite de facto moratorium on its own death penalty. So the actual bottom line here, is that the whole general public audience had been entirely hoodwinked and purposely misled by the Governor's Office into believing that something else had basically triggered the stoppage. Whereas in all actuality, it was this said real crippling very powerful incident severely affecting the primary executive powers of the Governor's own office the most, mainly as it pertains to its principal assigned final role in death penalty cases, which had actually created the still existing and unsolved real problematic underlying reason for why there has not been anymore state executions now, since August of 2006. And not anything else at all period.

violations actually committed, had been some of the very main & weighty matters of intense discussion inside many of Petitioner's previously dismissed lawsuits, which he had so very much complained about.³ Unquestionably real void genuine cases they were, in the same manner as this one was also. And which even this here very Court itself, had deep overall foreknowledge of and ample warnings about way before the majority of them had finally reached its own jurisdiction. Moreover, this here specific knowledge of awareness is most of all especially very true, as it happens to apply to Chief Justice Roberts, as far back in time as July of 2012. See for a prime example the information disclosed in Shuler v. Hargrave, No. 23-9799 (No. 23-7957 [3:23-121-00584-EDW WDN 11/7/23] aff'd 4th Cir. 2/7/24) Let. den. U.S. (6/23/24).⁴ And so in sum: it was the totality of the

³ Petitioner's ruthless political antagonists have taken cold advantage of the very known fact that he is from another state, without him ever having had while being in prison an immediate family located anywhere to look after his well-being; and to provide him with the necessary outside help he needs to get out.

⁴ As this Court already knows, this is actually referring to the one limited exposure which had posed the most fearful and biggest of them all real threatening politically catastrophic widespread looming danger still alive today. One which had, in total essence, leaked out some very overwhelmingly shocking and literally damning revelations about the most greatest in magnitude political crime deeply involved in the overall conspiracy cover-up of Petitioner's false imprisonment. For it had provided in actual substance a firsthand tiny view of a real very breathtaking shadowy people glimpse behind the closed doors of the Oval Office at the under-the-table political business transaction which had at one time taken place between the then President Obama and the former President Bush in a very homing and absolutely coldblooded blackmail deal. A dirty rotten deal indeed.

wherein all of the negotiated terms agreed to for the ultimate fulfillment thereof had been basically conditioned on maintaining Petitioner's own false state of imprisonment at all cost in return for the absolutely demanded extortion price intended payoff. And this here real abhorrent very gangsterlike transaction wholly arranged by President Obama came into the actual picture only later on after he had taken office and had found out for sure that his Republican targeted rival President Bush had been beforehand - as briefly mentioned earlier - secretly involved in helping the Governor's Office out in the overall systemic cover-up. But among this here dirt, what then was actually shown to be an even more treasureable discovery for him: was that Petitioner himself had in his very own personal possession some very strong well-documented evidentiary proofs bearing some actual White House officially stamped postal certified mail receipts and officially signed letters directly tying this very same president to a good number of various suspicious cover-up crimes that were personally committed by him. So once he saw, as a whole, that he did in fact have for available usage inside his extortion blackmail scheme the very seemingly right kind of real big fireworkslike very explosive scandal some hot stuff really needed to score the ruling daggers out of his political opponent. And then mostly along with that: to be quite able to stemly make his prey do exactly just what - from the very outset - he had wanted him to accomplish for him personally inside this here very Court. Thereafter, like a true Machiavellian, President Obama had therefore definitely decided that the very time had now come for him to make his real cunning ideal strategic actual political power-grab golden move. A very strongly designed twofold power-play move made specifically for him to not just only make positively sure that he would get a favorable ruling from this here knowing Court on the Affordable Healthcare Act itself. But then again a move that would also more than very likely at the time help increase his very own chances altogether towards being reelected for a second term in office. And so when taking into account every-

constant mental pressures and unusual stresses of actually being right smack dead in the bull's eye of these herein described real scary naked governmental buildings. Combined with the overall distressful prison environmental circumstances that he has been forced to live in the midst of everyday as a real-life true political prisoner. Which had altogether made Petitioner feel naturally fearful of, and instinctively very unsafe living around. So being as such, it was therefore this here overall predeveloped real state of fear, which in all had literally gave rise to the main reason why, by his very own volition, he has continued to remain even today living in a solitary confinement single cell for self-protection purposes on various prison facilities now, for over ten (10) straight years. And he continues to remain there mostly out of fear of actually being politically assassinated inside a regular prison population by some hidden somewhere therein lived weaponized inmate hitman. And then in the immediate aftermath thereof, already knowing full well that his murder can be so very easily covered completely up by the politenesses of the overall prison administration.

So in the very end: it was at the very center stage associated with this whole herein shown very menacing and wary looking backdrop that Respondents in the case Sub judice had maliciously sought to very seriously endanger Petitioner's life while in a solitary confinement segregation unit, and then afterwards, had tried to cover their

thing which has been said thus far, it becomes quite very obvious as to what President Obama had actually did. That he had point-blank threatened President Bush with the heavy menacing pressures of facing the tar and feather of a very disgraceful wide-open public exposure of his crimes. And he would have most likely done it, had not President Bush succeeded in personally persuading Chief Justice Roberts - his very own, political, Court appointment, to cast the very famous decisive "swing vote", which had ultimately upheld the whole constitutionality of what is now actually known today as "OBAMA CARE".

own very reprehensible misconduct completely up. And they had mainly committed this here really foul act, by plainly trying to manipulate and abuse the whole cell-block of other segregational inmates whom he was specifically housed with during that time, to get extremely angry with him to the very point, of actually wanting to do him serious bodily harm. And this death provoked endangerment was, in its entirety, the actualization of a vindictive retaliatory attack launched against Petitioner by some of the Respondents, in open response to a real legitimate administrative grievance that he had filed against them.⁵

⁵ Some of the really very substantial grounds that were raised inside Petitioner's prior lawsuits and mentioned in some of his letters that were sent to Congress had also - in point of fact - openly complained about past attempts which had been made on his life by some ~~misnamed~~ segregational officers. In one way, they were actually disguised to be very sly, sending him contaminated meals for him to choke down. Their main purpose for doing this was to hospitalize him, so that they could then get rid of all of his real valuable collection of documentary corroborating evidence against so many government officials in back of their immediate superiors; as well as to mostly impair and degrade his overall writing skill capabilities... And then in another even more devious way: they had tried to get Petitioner up on more than one occasion to get brutally stabbed to death by putting gang affiliated inmates inside this locked room, his own to later on combust; mainly at the usually expected time when he would have normally been handcuffed and then taken out of his cell by an officer to be escorted to the shower. And such a type of assassination more employed would have most certainly known just how to very skillfully jam the whole complex locking mechanism device on this remote remote opened cell-door to very consciously be in wait. But by the ~~divine~~ present obscure saving grace of God, all of these here said real very wicked and dastardly underhanded plots of theirs, were altogether completely thwarted by his help in convincing the hearts of some very compassionate and really upright uniform wearing various insiders who knew very well just what was actually going on, and had tipped Petitioner right off in time.

1. The first thing I noticed when I stepped out of the car was the
 smell of the sea. It was a salty, fresh scent that I had never
 experienced before. The air was cool and crisp, a stark contrast to the
 hot, humid air of the city. I took a deep breath, savoring the moment.
 The sun was shining brightly, and the waves were crashing against the shore.
 I felt a sense of freedom and adventure. This was my chance to
 explore a new world, to see things I had never seen before. I was
 going to make the most of this trip, to create memories that would last
 a lifetime. I was going to live!

[Faint, illegible markings]

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1801. It is a formal address, and it begins with the words "I have the honor to acknowledge the receipt of your letter of the 28th inst."

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861. It is a copy of the original letter, and is signed by Abraham Lincoln. The letter is addressed to the Congress, and is dated January 1, 1861. It is a copy of the original letter, and is signed by Abraham Lincoln.

[illegible]

Plus in addition to this, Respondents, in their absolute boldness, had gone on to transgress the bounds even a step further, by also deliberately withholding from being formally processed at all, Petitioner's follow-up special emergency grievance inherently connected to his basic standard original one, which they had already beforehand just simply thrown right away themselves. And so then it was right at the very time when he had decided to sue them altogether, for their very outrageous and really obvious constitutional right openly real world trespasses made against him, that he had also decided to write President Trump first, before taking any immediate action. Petitioner's decision to do this, was actually based primarily upon two most very important reasons. The first had to do with his need to know for sure, if whether or not the White House - despite President Obama's own departure therefrom - was still now directly involved under this here new president's own watch, in enforcing the secret intimately arranged overall political policy used to keep him secretly imprisoned. And then the second reason, was his actual need to then have such very vital information stored inside his own documentary records for the set purpose of basically using it later on in his planned futuristic social media Internet graphic presentation of the whole still very much alive monstrous ongoing government conspiracy. So as a released formality for his probe, Petitioner had sent out a March 12, 2020 dated notarized letter to President Trump, explaining to him practically everything which has been clearly laid out in plain view for everybody to see inside this here petition. And then of course, he had asked him very straightforwardly to conduct a full-scale investigation to thereby determine its very all in all truthfulness. A matter that would undoubtedly be proven so much so, that if he was not in actual fact a real live ghost seat passenger riding high on the very top of the conspiracy's undercover political bandwagon, then it would be his most bounden duty, as the President of the United States, to actually put a stop to it from going any more further at once. But unsurprisingly, as it had turned out, he most certainly did not stop anything whatsoever. Instead, he went right on himself to perpetrate a very clearly felonious real cover-up crime, by actually creating a notarized copy of his letter that Petitioner had also sent on the very

Selfsome day to Senator Mitt Romney. Yes, this here self-professed suppose to have been a law and order president did it. And actual tangible and really indisputable evidence proving that he had indeed committed this amazing crime against one of his very own Republican colleagues, can be readily found preserved inside the district court's own official files of this whole case. So to now casually sum right up in an amorphous nutshell, the actual good common-sense meaning drawn mostly from out of what all that has been said above with regard to the judgment of dismissal rendered in this herein very self-evident politically controlled case. It is clearly plain to see that wholly contrary to what each of the individual lower courts below have held, it strongly appears that Petitioner's complaint was not automatically thrown out because he had failed to adequately show that he was actually under any "imminent danger of serious physical injury." But instead, the whole main of the matter was this: Because Petitioner had attached onto his originally filed complaint another notarized copy of the same very revealing Trump letter as a major overall supporting exhibit, that Judge Reidinger, out of fear of possibly creating or incapable of being stopped very disastrous public exposure, could not be allowed in anyway, to risk letting such a very huge scandal-filled powder keg, jam-packed with some very extremely dangerous politically highly explosive confidential government guarded information about the conspiracy, to be so indiscriminately released and entrusted to prison officials in general. To take the serious risk of the actual Trump letter being so very loosely talked about with various other unknown people; and for it to be spreaded around in various unknown places everywhere, with the strong possibility that some of the very shocking news disclosed therein, could by accident wind up reaching absolutely the wrong ears. Therefore the said judge had to - even assuming for arguendo purposes only, that he may have had some sincere intentions of doing justice - outright deny Petitioner due process and equal protection of the law, by having to refrain from ordering the usual issuance and service of the actually warranted summonses, alongside with some full authentic copies of his complaint upon each Respondent, in order to then avoid altogether such an unforeseen like exposure. And so

as a result of the foregoing, on July 22, 2020 Petitioner's lawsuit was dismissed with once again, another 28 U.S.C. § 1915 (g) masked court order, just like many of his past ones had been.

For some more factual details giving a more vivid descriptive account on what Respondents had openly did see Appendix B.

REASONS FOR GRANTING THE PETITION

The Petitioner hereby submits that all of the reasons have already been clearly stated above for granting his petition.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Vivian S. Ruler

Date: 7/3/2021