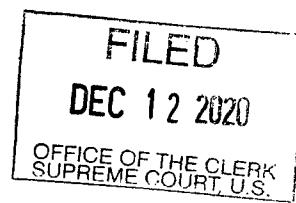


ORIGINAL

20-7513

#



IN THE

Supreme Court of the United States

LORETTA JONES,

Petitioner

V.

NEW YORK POLICE DEPARTMENT et al.

Respondents

On Petition for Writ of Certiori to

The United States Court of Appeals for the Second Circuit

PETITION FOR WRIT OF CERTIORI

Loretta Jones
Pro Se Plaintiff
290 East 3rd Street, 4i
New York, NY 10009
(917)439-2292

RECEIVED

MAR 19 2021

OFFICE OF THE CLERK
SUPREME COURT, U.S.

QUESTIONS PRESENTED

Entities responsible for our country's over incarceration and institutional racism are today taxed with uses of both new and old technologies that fail to provide proof of oversight to the public and I'm suffering them.

Law enforcement are banding together in use of weaponry against us all, including technology that remotely discharges:

1. sound/spoken voice infliction
2. gas, chemical and odor deployment
3. precision cutting and piercing, and
4. muscle and body manipulation.

Shouldn't we have mechanisms in place to guard against the same over-reach and encroachment plaguing communities of color but that today are poised to target every member of the general population falling under category of 'imminent danger' when suspected simply of not washing their hands, for example, during Covid times?

The old saying rings true that if you don't stand against injustice, soon it comes for you.

Today's technologies, remotely launched, like those listed above, need oversight same as an officer's gun or taser. Reports should be written and records retrievable by the targeted and assailed, at least.

Isn't it just as important to one's Constitutional protections as any, regardless of whether their situation be incarceration, accusation or investigation?

Further, public scrutiny always proves to be a safeguard. Mustn't it be afforded 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:

Respondants:

NYC Police Department

New York City

New York State

United States of America

Federal Bureau of Investigation

RELATED CASES

- Jones v. NYPD et.al., No. 19-cv-9979, U.S. District Court for the Southern District of New York
Judgment entered December 20, 2019.
- Jones v. NYPD et.al., No. 20-240 U.S. Court of Appeals for the Second Circuit. Judgment entered August 7, 2020.

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STATUTES AND RULES

OTHER

CITATIONS

On August 7, 2020 the United States Court of Appeals for the Second Circuit ORDERED that motion to proceed in forma pauperis be DENIED and DISMISSED the appeal "because it 'lacks an arguable basis either in law or in fact.'"

On December 13, 2019 the United States District Court for the Southern District of New York ORDERED to authorize "Leave to proceed (in this Court) without prepayment of fees..."

On December 20, 2019 the same court ORDERED to DISMISS as frivolous and stated that any appeal from said order would not be in good faith and denied 'IFP status' for an appeal.

On December 20, 2019 the same court ORDERED, ADJUDGED and DECREED that the action is dismissed as frivolous, CERTIFYING that any appeal from said judgment wouldn't be taken in good faith. It also further "ORDERED that the Clerk of Court note service on the docket".

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 A to the petition and is

[] reported at _____; 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 B+C to the petition and is

[] reported at _____; 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 _____; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

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

[] reported at _____; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

JURISDICTION

[] For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was August 7, 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).

STATEMENT OF JURISDICTION

It seems the orders and decisions rendered in the lower courts, both the district court and that of appeals, bear jurisdiction of the United States Supreme Court since the matter is of high importance to implementation of laws, safeguards and human dignities within our United States of America.

Those lower courts appear to have failed, in error, to employ their own application of the strongest legal argument the case was trying to make, as they otherwise found rightfully compelling to ascertain in a 'Pro se case'.

Even more so, the constitutional questions present in the original complaint, ask that supreme review shore up today's technologies with the overriding and fundamental laws of our land, the United States Constitution, just as this highest court protects and presides.

CONSTITUTIONAL PROVISIONS

U.S. Constitution, 4th Amendment “The right of the people to be secure... against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.”

Case contends this to mean: transparency and accountability that documentation of an impositional act brings is of utmost importance not just to the influencing of how responsibly the act gets carried out but to the actuals of security/human sanctity. Guaranteed security against unreasonable official encroachment shall not be violated and when reasonably abridged, must be done so with the strictest practice of protocols and report—owing to those persons or things being violated, not solely to government-only, superceding, or systemic forces that don't turn over to the target an accounting. The concept of being secure cannot be a facade, it is written in the law as an actual. On issue of duration, it is no more reasonable to have government set up shop in/against one's body cavities, person, home, computer,... indefinitely, physically by an officer than it is by means of technology by groups of officials that now can invade for years on end as if since the hand, tool, means, has changed, so too their right. That defies the law.

U.S. Constitution, 5th Amendment “No person shall be... deprived of life, liberty or property, without due process of law; nor shall private property be taken for

public use, without just compensation."

Case contends this to mean: *Government does not get to keep their hands in the honey jar of private citizens, so to speak, taking and seizing at will, without due process or just compensation. Both of those notions bear within them inherent parameters. Starts and stops to be well defined. Due process and just compensation hold boundaries. Neither can pertain to limitless official acts, no matter that today's technologies make such actions possible to go on without end and without 'permissions' to enter so 'agents' or actors can come and go as they please. Permissions, like the opening of a door, per se, may not be needed anymore, but the law itself doesn't change. The spirit and intention should withstand the changed times. The obligations and constitutional promises 'to make one whole' again, like that which aimed for by due process and just compensation, remain.*

No one's supposed to feel law enforcement is their Damocles Sword, to borrow the phrase, placed over a life's every move, taking profit and gain unrecorded, freezing liberties and freedoms, intruding by uses of technology that they operate from unprofessional and such auspices that actually include their own bedrooms and other such inappropriate places from which the operating officials and agents impose 24 hours a day, 7-days a week, for years on end. Just because the home invasion, for example, can be carried out by hidden technology, doesn't mean it should. The 5th Amendment demands due process, in order to be reasonable, and compensation, in order it be just, have a beginning and an end, a certainly

particular and specific act/ accounting, as opposed to an open seat in a person's home, for example. Not just monetary for property but closure in the mind, that the property or other has been taken and the take is defined.

U.S. Constitution, 6th Amendment “...the accused...”

Case contends this to mean: a category, and with such, again, parameters. The abusive, hyper-surveillance measures law enforcement is claiming are the new way of incarcerating some in their own homes against one's will or humanity without due process or other, is ludicrous and unconstitutional. By accusing only from sidelines, they're playing cutesy with the law and blatantly breaking it.

U.S. Constitution, 7th Amendment “In Suits at common law... the right of trial by jury shall be preserved...”

Case contends this to mean: the defendants' perversion of the public at large, that they use to invade my home, person, effects, reputation, has made notion of a jury pool practically and probably, impossible, in defiance of this law.

U.S. Constitution, 14th Amendment section 1 “...nor shall any State ... deny to any person within its jurisdiction the equal protection of the laws.”

Case contends this to mean: the way the various groups of law enforcement have denied my rights based on their racial bias and gender maligning, playing at ineffective and wholly illegitimate purposes, like how I do my hair or a look I choose

for my day or myself, has been on their part, unlawful and for me, unacceptable.

STATEMENT OF THE CASE

The New York Police Department, using new and old technologies unknown to the public is harming individuals deemed a 'threat' as well as those they 'question', without asking a single thing, accomplishing nothing more than affirmation of their own hypothetical theories and stories to thrill themselves, as I've unfortunately witnessed. In my case, they've done so by spreading false accusations to those they solicit for assistance in surveilling me, in my bathroom, bed and everywhere, by government and bad actor encroachments upon me cloaked as investigations.

For years, they pretend they're seeking to find out a person's state of mind, among other things, as if relevant when impacting others, like with parent-to-child, judge-to-rulings, doctor-to-patient,... and now, with Covid, person-to-public in instances so simple as surveilling hand-washing during bathroom use in individuals' homes to examining how a person wipes themselves each and every time they use the bathroom. They continue such perverse intrusion in the person's workplaces and anywhere frequented(*at the beginning of them telling me they were doing this, and demonstrating their presence and ability to observe, I listened alright and though I had stellar bathroom habits, thought they were none of anyone's business so I took my business to public restrooms, even walking 6 blocks to a hospital emergency room to get a ticket of arrival, with a time stamp to document their ill effect, and even still, they enjoyed showing me they could do all the same intrusions of privacy anywhere*), claiming they have to make sure the target doesn't

stray from the ordinary, use a different hand for example, indicating state of mind, like multiple personality or something. They did this to me until I got a diagnosis, of course, albeit confoundedly, but still, I, same personality, grew same determination to kick their ----- Ridiculous? Yes. Laughable? Not yet. If they'd stopped there one might be inclined to leave such buffoons to their own devices. But they *don't* stop there. They imagine what would be the worst thing they could see in those bathroom stakeouts and then go about trying to create scenarios to look like that were occurring and they even put people in place to observe their stagings and frauds. Dumb people who'd go to such places of other people's business. Who then bear false witness, all too happily taking part in salacious, bathroom business with the NYPD. Since I put soap on a tissue, a better alternative than flushable wipes that really aren't to be flushed, those harassing me stage a viewer as moronic as them to cut in at the moment they deviously choose, to view me in there with only their technology that sees radiating heat waves and such, cutting the new observer out of their other technology loops that include them all--full color, HDTV, X-ray, all... and they leave the person to guess what's happening, or outright lie to be consistent and in line with those setting him/her there, and as I heard and witnessed, they get them as dumb as their Debra Falcone who screamed falsely out the window behind mine that "She's putting it back in!" Don't imagine, I'll tell you like it is. They force me to hear their every fraud so I know them pretty well and the worst part is, I can't get rid of them. 12 years they've been forcing me to hear them.

I wouldn't share Starbucks with them. I'd leave. There's no way I'm going to continue to share my home, workplace and everyplace with these bombastards. I'm taking action here in this case to stop them. I'll tell it like it is and hope and pray you'll see the need that I see to require their uses of technologies and entitlements to be measured, recorded and thereby aimed at being in the very least, dignified. They need you more than I. Before they give us all a bad name. Afterall, they represent New York City, New York State and our country.

And, there's more. With all our domestic land deemed 'war territory' after 9/11, they act with military to release chemical agents into the air of their 'targets' again in the targets' home, workplace and places of frequency, even on open public streets and sidewalks using compliance of landlords and buildings facilitators to perpetrate such allowances as picking apartments to occupy, etc. They claim the right to dispense lethal force with technology that disguises their assaults as if cancer, lesions on the inside of a body. I've had to use plastic drop cloths to block out fumes when first made aware of chemical assaults against my home back in 2005(now I just use fans directing air in and out of my windows) and pots and pan lids to protect myself from remotely inflicted 'prick-of-a-pin' injury while sleeping in my bed. I shouldn't appear to make light of that. They also have a slicing technology that their Vanessa Light threatened to give me a "colostomy bag" by, to which I said I'll label it "Work of the NYPD" and wear it boldly. Honestly though, with facemask and hair scrunchie it's all I can do to not forget my pants, I don't need another

thing to remember.

The fact that the defendants hide does not mitigate their actions or remove the facts from real into imaginary and this lawsuit is *not* frivolous to speak of the atrocities. That takes strength, ownership of the gravity of the situation, to bring it forward to a court. To the public record. This case may not be *easy*, but it *is* true, straightforward, practical, sound and serious.

A) The facts are as follows:

The defendants did engage in conspiracy to defraud—

In January 2009, as numbers of times before and since thru present in a pattern by 2019 discernable, **the defendants placed a person to impersonate me in act to pretend I didn't work where I had worked, falsely.** At Project Enterprise in Harlem, an agent of the defendants known to me only by her e-mail, laughingly told of how she was “an executive at Bloomingdale’s and then went into visual display”(my actual background and unique and unusual career path that I hadn’t yet described to this group of 5 of us at that small organization where others would vote on whether to fund your business venture with a \$1,000 grant. She then, the next week, still before I got to say anything, said she actually was a hosiery salesperson in Bloomingdale’s. I worked at Bloomingdale’s after being recruited out of college into their executive program and left 2 years later for a better

opportunity after being promoted to the buying office as an assistant buyer to a Tony Spring who is now Bloomingdale's president, and he remembers me, though may want to forget me, I had trouble keeping up and he spoke faster than a seasoned auctioneer. The groups of law enforcement defrauding me have for years on end tried to undo my work experience. They make me hear them say things like "No you didn't" while working on my resume, and then make me watch as accomplices of theirs are all too eager to become the bad actors these groups then rely on to perpetrate frauds undermining my work experience or defrauding it altogether. (please see exhibit of evidence A01)

In September 2008, as numbers of times before and since thru present in a pattern by 2019 discernable, at a homeless shelter called the New Dawn, **the defendants bullied the staff to change procedure** of allowing residents to sign the attendance log at whatever time they chose, as long as it was daily, to secure their space and not lose their family's beds. Their 'hidden', undercover influence became clear because the first night of the new rule to sign the book at precisely 10PM I witnessed a younger white male dressed in plain clothes who I've now come to recognize stalking me through the years, storm out of the lobby area where he'd been observing me and the others on a single-file line and he yelled "Her neck's too long!" as he went into a shelter staff door, not recognizable as any shelter staff I'd encountered there before. As I casually looked around for answer as to what was irritating

him so much about those I was in line with, I noticed all the people in line looked just like me, wearing their hair like me, face structure like mine, hair and skin color like mine, dressed like me. It was an anomaly not seen before, not in the welfare offices, not in the workers' comp office, not in the Path homeless intake center, not anywhere. Since, I've been coveted by people apparently trying to impersonate me. The groups harassing me take up apartments and spaces next to where I reside, and according to their harassment and claims, they pass the person off as me, having them do the things they wish they could say about me eagerly trying to criminalize me over the course of my lifetime. They want me to look a certain way, for their stories, for their permissions. They seem to really believe their lies about me and appear perfectly at home tampering with evidence that refutes their beliefs. (please see exhibit of evidence A02 to present later)

The defendants did engage in conspiracy to disseminate false information—

In May 2003, as numbers of times before and since thru present in a pattern by 2019 discernable, **the defendants led slander of me as a liar**, causing a librarian behind the desk at the Avon Free Public Library, Avon, a place in Connecticut where I made my home renting an apartment similar to the one I had in Piermont NY where the fire department demanded I and other residents move so they could lower the rents to have young guys move

in and volunteer to become firefighters... to inform me "You have a dark cloud that follows you", after I finished perusing their non-fiction section one afternoon, a routine I took up upon dropping my son off at their chess club, and as I walked away still puzzled I heard her say to another desk receptionist "They say she's a perpetual liar". Having hardly ever talked to anyone, I also certainly hadn't lied about anything but had in fact witnessed a middle-aged white man run in behind me as if begrimed, directing unwarranted angst and hostile expression toward me as he entered the library I was exiting. A later NY Times article showed a Connecticut Library, not this one in Avon, however, to take a stand against undercover police officers compelling them to assist in 'surveillance' of 'suspects', or '*targeted*' individuals without a warrant, and those librarians said "No.", if finally. (please see exhibit of evidence A03 to present later)

In 2007, as numbers of times before and since thru present in a pattern by 2019 discernable, at a Westchester shelter I witnessed another 'resident', who seemed more like one of their planted undercover actors, tell a group of mothers I was a "black widow murderer" after I had organized a 'community group' to help us empower each other and rise above our poverty circumstances into independence. When I make any gains at building a confidence, friendship or camaraderie **the defendants wratchet up their**

things they say about me to more severe, to undo my

'accomplishments', or gain. (please see exhibit of evidence A04)

The defendants did engage in conspiracy to cover-up a crime—

In 2009, as numbers of times before and since thru present in a pattern discernable, when the defendants began forcing me to hear them and their dangerous and vile shenanigans with speaker/microphone technology which I reported to the local District Attorney's office in Harlem, two of their female actors who I've also come to recognize stalking me, walked past me talking about "hearing them too" and added "They're really bad though."

Apparently not doing anything to stop the brutal assault onto my privacy and life, merely using it as gossip, all the while acknowledging the wrongfulness. As long as it's to someone like me, who they can believe such terrible things as the groups were spreading about me, then it's ok to allow a crime to take place, a home and life invasion of sorts. As long as it's to someone of color, I contend, then they don't have to act against the crime being perpetrated. (please see exhibit of evidence A05 to present later)

In 2009, as numbers of times before and since thru present in a pattern by 2019 discernable, a group of actors of the defendants' who came to occupy apartments aside the shelter I was housed in with my then 15 year old son, yelled from across the street as I walked round the corner of 110th

Street and Broadway, "Daaaddy, Daaaaddy!" "*That's not rape Lorettaaaaa!*" about Order of Protection I'd gotten against their Ciro 'Junior' Barone years and years earlier when my son was 3. Their Junior Barone, a former NYPD and mafia felon who took my right to say no to him, told me non-stop to call him things like "Daddy", in my home where the groups stalking and harassing me claim to have surveillance footage of, and since I complied, and chose not to put my life on the line to fight him off/resist him until he assaulted our son while a toddler, my son and I survived. **I rightly got said Order of Protection from Staten Island Richmond County Family Court which these groups of defendants / respondents try to reverse outside of court.** Though I never called what Junior Barone did to me 'rape' per se, saying the fact simply that "he took my right to say no to him" in all intents and purposes, it most definitely was rape. Anyone listening to the "Daddy" parts also had to hear him telling me to call him that, over and over, and had to hear his threats against my life if I tried to get away from him or embarrassed him. They had to hear it or at least had to know they were hearing half the exchange. They knew painting it as if they were authorities on the subject, trying to wipe out what I said and say about it, was a cover-up. And one I couldn't answer because they did it from across a street and shirked taking responsibility for their own words when I looked at them that first day on my shelter's block. They looked away as if only talking to themselves. They were recognizable, one a childhood friend I named here

earlier now known to be being paid by the defendants and even having received a NYC apartment from them where she yells frauds about me out her windows and gives false 'witness' to watching frauds and proclaiming lies about them, right behind my now lower eastside apartment which I love and for which I pay affordable rent; and another a former co-worker and U.S. Marine though the two had on wigs, and they immediately looked straight ahead of themselves on their stretch of sidewalk across the street on 111th Street between Broadway and Riverside Drive, where I was walking to my shelter located at 640, same block, leaving me nothing to do but continue on down the block or look like a crazy person and start addressing their lewd and lascivious, masqueraded 'cover-up'. (please see exhibit of evidence A06)

The defendants did engage in conspiracy to disenfranchise—

In 2006, as numbers of times before and since thru present in a pattern by 2019 discernable, while I was dependant on Workers' Compensation the defendants did influence the board not to carry out lawful obligations and were heard saying behind a plexiglass partition at the Harlem New York City wcb office "Don't help her!" They did the same at places of my medical care where they were heard saying "She was a dancer! Now she's saying..." and other incidents where **the defendants used their status to gain access to behind-the-scenes entrusted to blatantly**

discourage rightful action that would otherwise have aided my stance, health, abilities and wholeness. (please see exhibit of evidence A07)

Thru present, some people acting for the defendants are just plain jealous. Jealous when the truth, or God's blessings, don't match up to their pre-conceived notions of me, their theories, and where they say they would like to see me and then I see their acts against me escalate. **For every good thing for which I can be grateful, they want to harm me threefold.**

Jealous individuals should never have that kind of reach into a person's innermost life nor workings. They don't simply try to undo benefit or gain unto my life/standing wherever they see it, they want and do, take those things for themselves and theirs, engrandising themselves with things as simple as hours of pay, same photography shots and art angle I used in my work so intellectual property and processes, and so on. (please see exhibit of evidence A08)

The defendants did engage in conspiracy to mislead other law enforcement by performing equivalent of a stop and frisk in attempt to criminalize my innocent actions—

In 2019, as numbers of times before and since thru present in a pattern by 2019 discernable, the defendants did run up on me to within half an inch of me, the middle-aged man and woman then standing upon my back,

forcing me from the spot I'd just stood in, in public while I was taking a photograph and effectually pushing me with bodily force that impacted me mentally, of course engaging my wherewithal to move away. Away from the photography work I was there to achieve. The 2 law enforcement actors are recognizable to me as part of the groups harassing, stalking and abusing me. On every level, what they did was wrong and ineffective. While I didn't get the angles for which I went to the Freedom Tower that day, working on a series of postcards showing Greenery in NYC, I did still get the picture they interrupted. If law enforcement has to run up on individuals taking picture of the Freedom Tower, in the name of protecting it, it seems to me they have a management problem failing on every front. If a picture is dangerous, then don't allow them or put up a sign telling the public "No Pictures". Let those of us in the trade, like me as a licensed NYC Sightseeing Guide since 2017, register for permission to take a photo. Register for a time slot. **Law enforcement, even and especially when in the puffery of disguise, behaving lawlessly against my rights harms not just me, but them and anyone witnessing the egregious act. I'm quite sure they wouldn't have run up on me and stood against my body if I were a male, and certainly wouldn't have taken such liberty of overreach if I weren't a person of color.** If all this money later, and all the entitlements they've used, haven't gotten our law enforcement agencies further than having to run up on a person taking a picture, then they have failed and are

culpable of the harm it caused me, my work, my reputation and my psyche.
(please see exhibits of evidence A09)

In 2007, as numbers of times before and since thru present in a pattern by 2019 discernable, **the defendants did pervade my human resources administrations, as I witnessed and heard, and led agencies to put in writing wrong amounts of my income, same as they were forcing me to hear them claim. When agencies inflated my workers' comp for example, and now my unemployment/social security, I'm not only left with a lower welfare or other amount with which to live, but I'm smeared as if wrongdoing, when innocent.** (please see exhibits of evidence A10)

For the following legal issues and facts, please allow me to define them during the course of the case, if you should so decide to accept this request for a Writ of Certiorari:

The defendants did engage in conspiracy to squander public resources and betray entitlements—

(please see exhibits of evidence to be presented)

The defendants did engage in conspiracy to stage a crime in order to feign vigilante justice—

(please see exhibits of evidence to be presented)

The defendants did engage in conspiracy to steal and peddle stolen intellectual property.—

(please see exhibit of evidence to be presented)

The defendants did engage in conspiracy to commit malice and mischief—

(please see exhibit of evidence to be presented)

The defendants did conspire to violate me with sound inflictions—

(please see exhibit of evidence to be presented)

The defendants did engage in conspiracy to commit sexual assault—

(please see exhibit of evidence to be presented)

The defendants did engage in conspiracy to commit bodily injury and violence—

On..., the defendants did threaten to "Give (me) a colostomy bag" and did violate me with inflictions of remote technologies that

(please see exhibits of evidence to be presented)

The defendants did engage in conspiracy to commit gang assault and outnumbering—

(please see exhibits of evidence to be presented)

The defendants did engage in conspiracy to against law commit self-engrandisement for themselves, cohorts and individuals I had cause against,—

(please see exhibits of evidence to be presented)

The defendants did engage in conspiracy to take up a government position in and occupy my home, workplace, grocery store, etc. claiming law enforcement entitlement to do so—

(please see exhibits of evidence to be presented)

B) The arguable basis of law, *whether against United States Constitution*, is as follows:

That defendants actions, as outlined above, in 2009, 2010, 2011, 2012... plus in the further past and of recent thru today in a pattern finally now recognizable violate 4th Amendment laws of the U.S. Constitution—

By denying me the right to be secure "in my person(s), house(s), papers and affects..." as is guaranteed by the 4th Amendment, the defendants are behaving unlawfully. Violations, when given to such law enforcement should at the very least be brief and always warrant documentation retrievable in stringent report and record. (please see exhibit of evidence B0)

That defendants actions, as outlined above, in 2009, 2010, 2011, 2012... plus in the further past and of recent thru today in a pattern violate 5th Amendment laws of the U.S. Constitution—

By "depriving (me) of life ... liberty, or property, without due process of law." (please see exhibit of evidence B0)

That defendants actions, as outlined above, in 2009, 2010, 2011, 2012... plus in the further past and of recent thru today in a pattern violate 6th Amendment laws of the U.S. Constitution—

By deeming me "the accused" but not confronting me, doing it just out of reach of the arms of law, so I can't "enjoy ... impartial(ity) ... inform(ed)... knowledge of who my accusers are... stop of unnecessary delay... right to a lawyer..." (please see exhibit of evidence B0)

**That defendants actions, as outlined above, in 2009, 2010, 2011, 2012... plus
in the further past and of recent thru today in a pattern violate 7th
Amendment laws of the U.S. Constitution—**

By perverting all of my local communities and pools of the public, part of the
“Bill of Rights ... right to a jury trial in (this) civil case” (please see exhibit of
evidence B0)

**That defendants actions, as outlined above, in 2009, 2010, 2011, 2012... plus
in the further past and of recent thru today in a pattern violate 14th**

Amendment laws of the U.S. Constitution—

By “deny(ing) (me) equal protection of laws... discriminat(ing) on differences
irrelevant to a legitimate government objective... such as (my) race; gender...” in
wholly ineffective and nonsensical practices (please see exhibit of evidence B0)

REASONS FOR GRANTING THE WRIT

Please hear this case, it's important to all people of our United States.

It's important that the laws of our land, its NYC, my birthplace and home, keep up with the technologies of today and those being spread by 9/11 hypotheses and now rigid paranoia of the agencies tasked with protecting us, and stop those very agencies from now in fact harming us. These agencies harbor and deploy weapons they're using fallaciously as just surveillance. **Same as a police officer's gun, traditional or the stun-gun variety, requiring report and disclosure of its use/discharge, so too are their weaponry of**

- 1. sound-infliction**
- 2. gas, chemical and odor deployment**
- 3. cutting and piercing via remote**
- 4. and muscle, body and mind manipulation**

in need of oversight, documentation, accountability and most of all public scrutiny. It is only with public scrutiny that imbalances like racial discrimination and hate crimes can be at some time, if only ultimately, cured. And here, there's the chance that harm to the wider United States population may be avoided. A spotlight is needed, with attention to the subject of lethal or other life altering and without oversight, report and record, *unlawful* technologies deployed remotely onto a person with expectation then of some healthy doses of reigning in those actions and curbing

their policies with modest measures of accountability.

Supplying the public with no means of reasonable assuredness against harmful remote reach by current technologies, no records to retrieve, no end nor conclusion to invasions onto a person's reputation, and no defense against government encroachment just because it's hidden by means of current technologies, while just as unlawful as it ever was, is as dangerous as exposure to cancer-causing substances when prolonged and acute, and should thereby be grounds enough to bring a case. Just like the late and endeared justice Ruth Bader Ginsburg found in Norfolk & Western Railway v. Ayers, 538 US 135 (2003), I believe, where she articulated that the *fear* of cancer from asbestos poisoning is enough to bring a claim. Samely here, specifically, *fear*, of detriment from harm.

Please understand those incidents outlined above that describe how I've been harmed and those reasons for this case. Please see its national importance and even further as we are more a global society than ever before and may still play role as a world example. Our very system of Constitutional Law that well defined us in the past, as a fair and free nation, is under threat by wanton, unchecked and reprehensible uses of technology by government/law enforcement that are failing to inform the public nor respect already established law and boundaries.

I've brought suit against the defendants twice before this over the past 3 decades and each time merit was found by the courts and appearances got underway.

Unfortunately, with homelessness then ensuing and taking grip of my life, I lost ability to continue each process. Now, with much firmer footing of having a home for 6+ years now, having overcome serious health issues and disabilities, and with good know-how on handling the ongoing and now recognizable patterned encroachments and offenses by these supposed-to-be law enforcement actors complaining of here, I have every confidence modest that I can and determinedly will, see this case through, should you decide to hear it.

CONCLUSION

With the NYPD training other police forces around the country, also since 9/11, the so-called though possibly planned ‘success’ they’re claiming of these new and awful, unlawful practices is poised to be repeated elsewhere. While it’s true the 9/11 attacks haven’t occurred again, they were indisputably ‘enabled’, perhaps by negligence, perhaps by construed coordination, but in no case by some masterminded rocket science. The crime perpetrated was plain, right? I don’t think it took magnification and x-ray bastions to detect or deter. A simple observation would have been good, right? Land then a mere interference, straightforward, like, “Wait a minute,” “You want to fly a what, with a who, and the Saudis are paying you?...” I bet they weren’t even paying taxes, but affording pilot lessons? I can’t even buy coconut milk without these groups smearing my name all around my local Wholefoods market as if they’re figuring out where I get the funds, and the 9/11 hijackers? They hijacked planes. By learning to fly planes. That’s not momentary or overnight. Why are those of us in the general public having to be now dissected in real time of each and every way conceivable under 24 hour a day 7 days a week ‘surveillance’ that really in actuality is a forging and defrauding of a person’s life, agency, body and abilities while the officials perpetrating such ills exploit rights and permissions afforded for trusted levels of sound use and judgment?

And now we have Covid. I don’t even get the regular flu. Bird flu went right over my head and I don’t much comprehend the perplexity of washing hands. Some weren’t washing their hands? Even more so, I haven’t spent time in China. Maybe

all the bathroom euphonics would serve well in laboratories in China, but here?

Anyway, we're all suffering now, we shouldn't have to suffer fools. That should earn us a reverse tax wherever money is accepted.

But this case won't ask for that, it simply asks for technologies, and those using them, to reflect the currency of the day. In 2020, now into 2021, none of us want to be infected with some deadly virus or the equivalent. This case contends that government encroachment, the kind the Constitution defends us, the people, from; and the kind I'm complaining of, are dangerously and definitely akin to cancer from injurious exposure. As the nation's beloved justice, your Ruth Bader Ginsburg determined when considering asbestos exposure/injury and whether the fear of cancer from it is enough to bring a case, fear of detriment from harm is most certainly enough to bring a case in similarly suffered hazards, is it not? I hope I'm not misconstruing her words, because when I came across them in writing my papers to the lower court, they brought me great comfort and solace. To know someone in the highest court of our land, cared enough to consider that among a person's most innate rights, is the right to be free from avoidable fear when a little prudence is insisted like not using hazardous elements in building materials. Like in the sentiments and oaths of public service that concur "first do no harm."

Even an above-board investigation taking 12, now 13 years of impacting the 'accused', would be too long. That in itself is detrimental.

The lower courts were erroneous in their determination of lack of facts and arguable basis. Those were laid out plainly, in writing. Those two courts just needed

to apply the strongest argument of law, like their own Triestman case supplied them in *Triestman v. Fed. Bureau of Prisons*, 470 F.3d 471, 474(2d Cir.2006) and hear the case. Not every case is going to be a slam-shut occurrence, like the one cited here, where the actors are identified and culpability clear. Our government uses undercover and hidden technologies and tells certain actors/agents they're undercover and hidden too. That's not enough nor ok. They need to tell those players that their actions, however, will still be monitored, reviewed and subject to public oversight.

The United States District Court for the Southern District and its United States Court of Appeals dismissed this case of index number 19-cv-9979 and 20-240, respectively, on December 20, 2019 and August 7, 2020 on grounds of having no factual or arguable basis. Your clerk's office has extended deadline to be 150 days, to which I needed an extra 5, this week requesting, before the deadline, such 5-day extension. Please order up all the papers from their records and see the facts and legally arguable basis that I tried to report in my original complaint and subsequent appeal. Please accept this case.

The failure of the lower court here to apply their own found requirement in a pro se case to consider strongest legal argument, was I'm convinced, wrong. Since it is involving of such nationally impactful merits, won't you best hear the case and reinforce reliable laws of constitutional protections against unreasonable

government encroachment to each of us citizens, prisoners, officials or other, even when under attention of *hidden* law enforcement activities? They are activities none-the-less and as I contend and as I've seen, are twice as impactful as those openly perpetrated.

Body-cam videos are one source of accountability that technology can employ to better police/law enforcement interactions with the public, suspects, prisoners,... however, there need to be guidelines and requirements, with those and any technologies used, even if only of reports and records retrievable. The video of an officer's interaction with and/or against the public has been measurably positive. (please see exhibit of evidence C0 to be presented later). Hidden interactions can and should be monitored/recorded with today's capabilities, as well.

Thank you for your time and most supreme consideration. As a litigant without a lawyer I promise to remain succinct, factual, prudent, true and reliable. To tell my case squarely. I'll follow all rules and procedures. With faith in God and your trusted jurisdiction, I pray for your soundest, nationally needed judgement and ruling on this matter.

Most sincerely,



Loretta Jones

December 11, 2020

and March 11, 2021 to correct filing