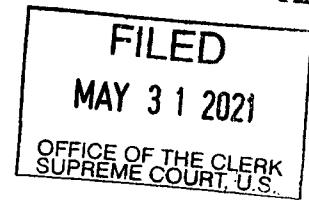


20-8278

ORIGINAL



IN THE

SUPREME COURT OF THE UNITED STATES

L Powers

— PETITIONER

(Your Name)

vs.

Arthur Morburger — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Third District Court Of Appeal

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

L Powers

(Your Name)

1300 Washington Ave.

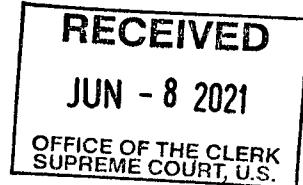
(Address)

Miami Beach, FL 33139

(City, State, Zip Code)

786-339-6335

(Phone Number)



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QUESTION

The Double Jeopardy Clause of the Fifth Amendment is applicable to **any State** proceeding whose sole purpose is punishment. Thus, all trials and such are subject to **Double Jeopardy** protections.

Double Jeopardy was designed to protect *against government oppression*, which is needed; my local government is oppressive.

The Fifth Amendment states, "No person shall . . . be subject for same offense [property fraud] to be TWICE put in **Jeopardy** of life or limb" which I WAS *more than twice* via mail fraud, forgery/ altering/ omitting docs/ switching documents, and, or creating false facts & dockets & not process serving me, as done in my condo and storage cases, where I proved FRAUD But I'm a victim of Syndicate Court Fraud by the Court.

? Can the Double Jeopardy Clause Apply To Innocent Persons

THRUST in 'Criminal' Courts Rendering False Judgments albeit in Civil Court?

When There's no relief, What's the point in going to Court?

? Does Fraud On The Court By Court Violate Citizens' Property

Rights under the 14th & 5th Amendments Due Process Clauses?

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LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page. [x] 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 in U.S. Supreme Court Case 2019-6695. Barry Shevlin Esq was in charge of copying all parties. I will add names to the List of ET ALs from New York and Miami upon this Writ Of Certiorari's Acceptance.

RELATED CASES

RIGWAN VS NEUS, 2005-018381-CA-01 Trial Court 11th Judicial Circuit in Miami-Dade County, Florida. 2nd False Judgement Miami, Florida, Recused Judge. Judgement entered June 20, 2008.

SOUTH BCH BAYSIDE CONDO ASSN I INC VS RIGWAN, 2008-041113-CA-01. Trial Court 11th Judicial Circuit in Miami-Dade County, Florida. \$30k, says \$21k False Mortgage Foreclosure Charge again, Condo Abuses Triple Jeopardy Never Tried again, Neus's name added to parties 2019. Judgement entered Sept. 18, 2009. Satisfied Judgment Sept. 23, 2010

SOUTH BEACH BAYSIDE CONDOMINIUM ASSOCIAT VS RIGWAN, 2013-033946-CA-01, Trial Court 11th Judicial Circuit in Miami-Dade County, Florida. Original Lien Missing and Seen Altered in Future Cases. Neus's name added to parties 2019. Original Deed Missing Years and put back after Proving Fraud 2020. Non Existental Docket Entries Post Aug. 6, 2015 Appear. Forged Order Oct. 21, 2015 Appears and that Lawyer Fired. Res Judicata Judgement entered Aug. 6, 2015.

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RELATED CASES—Pgs 2.

RIGWAN VS SOUTH BEACH BAYSIDE CONDOMINIUM ASSOCIATION I
2017-029902-CA-01, Trial Court 11th Judicial Circuit in Miami-Dade County, Florida. Judgement Denied Writ Prohibition (CG) entered Jan. 22, 2018.

SOUTH BEACH BAYSIDE CONDOMINIUM ASSOCIATION I, VS
RIGWAN, 2016-005009-CC-25, Trial County Court in Coral Gables (CG) in Miami-Dade County, Florida. False Mortgage Foreclosure. False Fees on My Birthday Apr. 20, 2018. Condo Abuses Never Tried. Incriminating Transcript Uploaded. Morburger Never Informed That Condo Foreclosed On Twice. I learned from record 2019. Judgement entered Apr. 17, 2018.

RIGWAN VS SOUTH BEACH BAYSIDE CONDOMINIUM ASSOCIATION I
2018-017351-CA-01, Trial Court 11th Judicial Circuit in Miami-Dade County, Florida. Case Proves Judgement Over \$15K and Fraud In Other Cases. Rule Nisi entered June 1, 2018. Nunc Pro Tunc False Amended Judicial Joke Order Thanks to Morburger's Unclean Hands entered Aug. 2, 2018.

RIGWAN VS LYNX MGMT ET AL, 2017-020072-CC-05, Trial County Court in Miami-Dade County, Florida. Fraud. Judgement Dismissed Mar. 2, 2020.

RIGWAN VS SOUTH BEACH BAYSIDE CONDO ASSOC, 2018-000137-AP-01, Circuit Court 11th Judicial Circuit Appellate Division in Miami-Dade County, Florida. Fake Case. Morburger Unclean Hands. They copy him though Withdrawn. Judgement Denies Dismissal Oct. 8, 2020 Transfer to 3DCA 21-0012 entered Dec. 1, 2020. 3DCA Appeal entered Jan. 5, 2021.

RIGWAN VS NEUS, 2019-032361-CA-01, Trial Court 11th Judicial Circuit in Miami-Dade County, Florida. 2nd Recusal Order entered Dec. 22, 2020. Open case.

RIGWAN VS JORDAN, 08-1906, Third District Court Of Appeals in Miami, Florida. Judgement entered Sept. 4, 2008.

RIGWAN VS SOUTH BEACH BAYSIDE CONDO, 09-0053, Third District Court Of Appeals in Miami, Florida. Judgement entered Sept. 9, 2009

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RELATED CASES—Pgs 3.

RIGWAN VS SOUTH BEACH BAYSIDE CONDO, 18-0330, Third District Court Of Appeals in Miami, Florida. Judgement entered Feb. 26, 2018.

RIGWAN VS NEUS, 18-1642, Third District Court Of Appeals in Miami, Florida. Judgement entered Apr. 17, 2019. Rush Eviction Anon Order.

RIGWAN VS NEUS, 18-0811, Third District Court Of Appeals in Miami, Florida. Judgement entered May 29, 2019. Fishy Case W/ Skeletons.

RIGWAN VS NEUS, 18-1235, Third District Court Of Appeals in Miami, Florida. Consolidation Case Judgement entered May. 29, 2019.

RIGWAN VS SOUTH BEACH BAYSIDE CONDO ASSOC, 21-0012, Third District Court Of Appeals in Miami, Florida. 0 Judgement. Open Case.

RIGWAN v. NEUS, 2000-21069, Supreme Court, Suffolk County (Central Islip, L.I. though his office is in Riverhead) First Unconscionable, 1-Sided, Fraudulent Judgment. Syndicate Made Docket To Appear Factual. Years Later I See The False Record and Piece All Together Easily. Judge T. Whelan sent my case to Florida 50/50 State, where Miami Syndicate created 2nd False Judgement led by Judge M. Rodriguez. He knew I was in a Homeless Marriage 3+years. I showed Restraining Order where I was attacked to get-out and found they altered the Residency Requirement (which they altered since 2018 officially).Judgement entered Aug. 23, 2003.

RIGWAN v. NEUS, 2017-309696, Supreme Court Of State New York County Judge Katz couldn't overturn fraudulent case transfer to Long Island Court via InterState Mail Fraud Scheme. Judgement entered May 16, 2019

RIGWAN v. NEUS, 2017-6021, Supreme Court, Suffolk County (Central Islip, L.I.) Judge Quinn ET AL Illegally Transferred case from Manhattan to Central Islip Court & Judged Without My Awareness, Mail Fraud, No Process Service, One Legal Assistant Fired. See Appendix _H_ for proof of fake process service. Sabotaged Judgement entered Apr. 5, 2019.

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RELATED CASES—Pgs 4.

RIGWAN v. NEUS, 2018-???, Supreme Court Of New York Appellate Division: First Department (Manhattan). Denied Poor Person's Relief. 2018

RIGWAN v. NEUS, 2019-07711, Supreme Court Of New York Appellate Division: Second Department (Brooklyn). I Proved Interstate Fraud; Chief Judge Scheinkman Wouldn't Recuse; He Left Office. A Main Lawyer Left Without Notice. Showed Religious Wedding Proof, Res Req Altered, And Rest. Order. Delaying Now. Open Case

RIGWAN V NEUS, 2019-6695, U.S. Supreme Court in Washington D.C. Neus ET AL Lied to U.S. Supreme Court; Neus *brought zero contracts, said otherwise*, and was represented. Judgement entered Apr. 20, 2019.

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INDEX TO APPENDICES

APPENDIX A Decision of Florida Court of Appeals Dated 01/20/2021

APPENDIX B Decision Of Florida Trial Court

APPENDIX C Decision of Florida Supreme Court Denying Review

APPENDIX D Order of Florida Court of Appeals Denying Rehearing

APPENDIX E Order (Rule Nisi)

APPENDIX F Amended Fraud Order (Morburger Cited Nunc Pro Tunc)

APPENDIX G Morburger Cited Fraudulent Transfer Bankruptcy Court

APPENDIX H Fictitious Proof Process Service re: Manhattan Transfer

APPENDIX I Omitted Hearing (Claims Zero Hearings, Tampered)

APPENDIX J 1994 Original Condo Deed (No Mortgage)

APPENDIX K Quick Claim Deed (Clouds, Legal Description Defect)

APPENDIX L Residency Req. Not Met. New York UNDER A YEAR.

APPENDIX M Biased Judges set case to CONFIDENTIAL IN RED INK.

APPENDIX N Biased Judges Order To Get Rid Of Me & Uphold Crimes

APPENDIX O Proof Chief/Court Fraud ET AL, Response To Appendix N

APPENDIX P Religious Wedding Proof (Intent Condo Gift For Children, not homelessness NYC 3-Years or rent out condo.)

APPENDIX Q False Mortgage Fees (example in Distributing Funds)

APPENDIX R Forged Lien (Taken from 2013 Case, Not Orginal)

APPENDIX S Res Judicata Order missing 2017-2021. Returned.

Lawyer got fired. All in on it.

TABLE OF AUTHORITIES

CITED CASES	PAGE NUMBER
Burbrooke Mfg. Co. v. St. George Textile Corp.	
283 AD 640 (1 st Dept. 1954) pg. 641.....	Pg. 6
"fictitious writings and false testimony <u>to advance or to consummate the fraudulent scheme.</u> The distinction is based upon the principle that a fraudulent scheme which is <u>greater in scope than the issues</u> that were determined in the action or proceeding may become the basis of an action."	
Verplanck v. Van Buren 76 N.Y 247 (1879), pgs. 260-261.....	Pg. 5
"The false testimony is not the sole moving factor in the cause of action. The <u>fraudulent purpose or intent</u> , formed before the accounting and trial, the fraudulent <u>concoction of the unreal contracts, and the false entries in the books of account</u> , are the chief bases of the cause of action. The acts of the defendants upon the trial are but a part of an entire transaction."	

STATUTES AND RULES

Domestic Relations Law 7 (4) Pg. 8

- “marriage is void ... consented to ... fraud.”

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TABLE OF AUTHORITIES- Pg. 2

Domestic Relations Law 239 (4) Pg. 8

- residency requirement not met 2003. Learned of Fraud 2018.
For this petition, I noticed they changed the rule 2021.

Domestic Relations Law 140 (e)Pg. 8

- “An action may be brought during lifetime of offending party ...
at any time.” Must be shown that the fraud would deceive
ordinarily prudent person, and consent given due to the fraud

Florida Statute 720.306, 6 (5) Notice Of Meetings:Pg. 9

- Building Was Transferred Illegal Meeting Hurricane Irma

OTHER

I pray this Court upholds the 14th Amendment's guarantee that the **Due Process Clause** is a fundamental right essential to a fair trial and, as such, clarifies that the Double Jeopardy Clause in the Fifth Amendment to the U.S. Constitution applies to Judges ET AL Syndicates involved in crimes, albeit, fraudulent transfers to reward guilty parties, as the sole purpose of the Clause is punishment. This would make this case Equal for The People.

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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 _____; 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 _____; 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 _____; 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 _____.

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 4/21/21 and A copy of that decision appears at Appendix C. 4/22/21

A timely petition for rehearing was thereafter denied on the following date: 3/25/21, and a copy of the order denying rehearing appears at Appendix D.

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

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

Petitioner Seeks Review of Disposition decided on 1/20/21. A copy of that decision appears at Appendix A.

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CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

* 14th Amendment Due Process Clause

fair application law wasn't rendered before properties seized. guarantees "due process of law." Courts Held Mock Trials On Mock Judgments & Orders. put me/my life/ my properties in danger = **due process violation**, offends rule of law. not their only victim. adversaries court connected politics & wealth violation **Equal Protection Clause**.

* 5th Amendment

This petition sets out to uphold no one "deprived of life, liberty or property without due process of law." says must be given notice; stopped my mail service 2017: Mail Fraud to miss Court dates, which I did. Morburger Et AL non-neutral decision makers, who ultimately made deadly decisions on both my storage & condo properties vs Double Jeopardy Clause.

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CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED- Pg.2

* **Procedural (fundamental fairness) Due Process Violation**

deprived of my name on my storage property 2018; therefore, deprived of my storage units properties. Judgments & Orders Altered Biasedly Favoring Defendants Making All *Constitutionally Inadequate--against Bill Of Rights & 10 Commandments.*

* **Takings Clause (5th Amendment):**

“Nor shall private property be **taken** for public use, without just compensation.”

* Violated Florida **Statute Of Frauds**: **Fraudulent Transfers**- Title XLI

* Violated Florida **Statute Of Crimes**: **Fraudulent Practices**- Title XLVI, Chapter 817, Part I- **False Pretenses And Frauds** and **Bribery, Misuse Of Public Office**- Title XLVI, Chapter 838.

* Violated Florida **Statute Of Real And Personal Property**: Title XL, Chapter 720.401, 720.402, Part II- Home Owners Associations Disclosure (Hotel Conversion) Prior Sale Of Residential Parcels (at Auction).

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STATEMENT OF THE CASE

This storage unit property case opens a can of worms to a world of PROPERTY Interstate FRAUD BY JUDGES ET AL. I'd like you to revisit the Double Jeopardy Clause as these Judges criminally took my Condo in Two-(2) States. Morburger Esq (my attorney) and a Judges Syndicate switched out a document from a rule nisi (Appendix E) to a nunc pro tunc illegally (Appendix F) to assume my condo. Morburger and that Court Syndicate ET ALS, who then Put My Storage Property In Double/Triple Jeopardy after they STOLE MY CONDO, should be held accountable as per the 14th Amend's Lack Of Due Process Clause and "No person shall ...be subject for the same offense to be twice put in jeopardy of life or limb [which I am literally] ...", the 5th Amendment to the U.S. Constitution Double Jeopardy Clause. I am more than Twice Suffering and I Am Innocent. They Are Criminals by Evidence. Look!

An 1879 Precedential case states that the "fraudulent concoction of the unreal contracts, and false entries in the books of account, are the chief bases of the cause of action. The acts of the [judges] upon the trial are but

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a part of an entire transaction” Verplanck v. Van Buren 76 N.Y 247, “to advance or consummate the fraudulent scheme ... greater in scope than the issues”, Burbrooke Mfg. Co. v. St. George Textile Corp. 283 AD 640.

Respondent Morburger, my attorney, fraudulently transferred his name alone to my 5 storage units of property via a Procedural Due Process Violation instead of putting my name on them, in this case presented for Writ of Certiorari, upon being *falsely evicted to the streets with my storage items as a condo owner by conniving Morburger ET AL (w/in a Judges Syndicate) on both storage case + condo case.*

See Miami Bankruptcy case Tabas v. First Consultant Services, Inc., #1:20-ap-01071: Morburger is cited a §548 fraudulent transfer (in an unrelated case) against Amends 14 & 5 (Appendix G). He's a bad guy. I lost my condo home + now storage possessions due to Morburger Esq Providing Fraudulent Transfers within a Judges Syndicate Playing Both Sides Endangering People having nothing to do with law.

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STATEMENT OF THE CASE- Pg. 3

Morburger/Syndicate (in my storage unit case) appear via a Taped.
Televised Oral Argument (in condo case) With False Facts for review upon
acceptance of this case where There is No Relief in Double Jeopardy by
Criminal Morburger Esq/ Judges Syndicate ET AL Frauding the Court
TWICE in Storage & Condo Criminal Cases to get paid on my *Building's*
'Secretive' Construction Hotel Deal "civilly". Never went before the Miami
Beach Commission either. They fixed books, records, dockets, law to win!

Miami Appellate Judges intentionally didn't process serve me
(storage case) by E-Mailing Orders via Miami Court's E-Portal Service--so
I'd miss deadlines. NY Courts illegally transferred condo case from
Manhattan back to corrupt Long Island Court via Interstate Mail Fraud
(Appendix _H_ with affixed labels not even addressed to me) making me
miss the hearing so couldn't reverse 1st Unconscionable Fraud Judgment.

This Storage Property Case for certiorari, Miami Docket Omitted
Original storage Payments + Claim Zero hearings (Appendix _I_ of Set
Hearing). I scrambled to replace proof quickly. Morburger lied/ claimed no
jurisdiction lack of process service, I proved false w/photos & receipts.

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STATEMENT OF THE CASE- Pg. 4

In Condo Case, Miami Judges intentionally changed long-standing legal descriptions law Jan. 2019 against the Other State Courts and Florida Real Estate Law (Appendix J Original 1994 Deed, Appendix K Quick Claim 1999 Deed w/ different legal descriptions). NY Judge ET AL changed residency requirement to divorce (Appendix L)--though we were in NY less than a year--to uphold larger scheme: property fraud, TWICE, Two States: New York + Florida. Making homeless2x. Judges 2020 set this case aside as CONFIDENTIAL to uphold FRAUD (Appendix M).

Interestingly, as a result, in Miami 3DCA Judges got promoted to FL Supreme Court (Lagoa & Luck), Emas to Chief Justice + Hendon to 3DCA *while* in NY Chief Justice Scheinkman 2nd Dep. in Brooklyn didn't return all together after I motioned for his recusal/ proved he/they Falsified Orders there too and are also Unfit Legal servants/defenders of law not equally protecting the people (Appendix N & O). Lawyers Miami/ NY Syndicate Double Jeopardy Case got fired *and the alike*; case is cracked but there is no recourse for Double Jeopardy on an Innocent Person in civil court by the courts. I went to FBI, Secret Service, DOJ, Others. Help!

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STATEMENT OF THE CASE- Pg. 5

Morburger/ Syndicates Interstate Mock Trials based on Lies Altered Truths in Judgments/ Orders they created/ upheld for YEARS against DRL-239 (4), 140 (e), and 7 (4) until they sold Demolished Building@AUCTION with Lies, Forgery & Cyber Hacking against F.S.-720.306 (6)(5) + 14th/5th Amendments. THEY Never discussed Condo's Defects/ Clouds in Quick Claim, Wedding Gift by promise exchange for children (Appendix: Religious proof _P_), or Lengthy Abuses endured by Corrupt Condo Associations ET AL—who wielded truth into false foreclosures/ liens more than TWICE—they are Criminals Literally! I'm holding on barely 4U!

Morburger never informed me of two (2) published foreclosures + applied mortgage fees (Appendix _Q_) aka kickbacks. Crazy since I BOUGHT MY CONDO FREE & CLEAR 1994, first/ only owner w/ Uncle. Never jury tried on condo abuses by associations vs. false monetary claims & lien forgery (Appendix _R_). I paid maintenance, special assessments alone, w/o H20 shower water during/ after cases 18+ yrs. They attacked me on my Birthdays & on 9/11s': NY, Miami, DC.

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STATEMENT OF THE CASE- Pg. 6

Maria Garcia another Miami victim.

Make It Equal for People. Revisit the Double Jeopardy Clause, Your Honor. Syndicates don't allow fair trials and want me/others dead. If first Unconscionable One-Sided Trial was Fair, I wouldn't have Pages Of Related Cases, and more. I shouldn't have been rendered homeless even once or my condo or my storage stolen by dishonest law keepers.

Morburger Esq/ Judges Syndicate TWICE unclean hands both storage & condo fraudulent transfers. I won res judicata (Appendix S); They ET AL Omitted Order 2017, put it back 2021 w/ lawyer fired. I should have my name on my storage alone and be justly compensated. Please look at the Double Jeopardy Clause for innocent people vs Criminal Courts. *I proved it more over!*

Morburger w/ accomplices 2019 tried to kill me, stated on separate occasion they want my storage on street [too] after condo seizure.

U.S. Supreme Court case#19-6695 stated *brought many sales condo contracts (LIE); BROUGHT ZERO, AND Morburger DIDN'T OBJECT TO*

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STATEMENT OF THE CASE- Pg. 7

THIS either at Oral Arguments (Miami) w/ Syndicate on Court TV. He has 2-other property cases w/ this Syndicate.

Styling of *Old & All Cases* FALSELY INCLUDE NAMES on parties list, to convey false representation of who fought in Rigged Courts to save my condo; unjustly added lawyers, a clerk, it's a mess. *Falsified notices of appearance. Tampered with my docket labeling to throw off reader/ confuse Morburger played both sides ... I can prove it.* Worst, Tampered Orders are placed in Format to Upload Docs; look special/ formatted page w/ added book #.

I deserve(d) a declaration of nullity due to marriage fraud. Had fraudulent reps who sided with powerful courts with a *disregard for my life, the truth and justice (I seek)*. Why else would an 83-page Notice Of Appeal sent from Suffolk County to the 2nd Department on 6/7/19 go missing, and more. I gave him my all, moved to NY, he stole all and said I couldn't pay rent. Morburger Esq stole my condo & storage properties.

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Reasons for Granting the Petition

- Judges Syndicate Violated Laws of Due Process & Committed Federal Crimes: Falsifying Judgements & Orders, Mail Fraud & More Schemes Putting Me In Double, Triple & Quadruple Jeopardy Without Relief.
- Respondent is Conspiring with Courts ET AL regarding *Fraudulent Transfers* of Condo & Storage = Double Jeopardy + Unconstitutional.
- This is a Great Cause!
- The LC case only has 22 docket entries, which were cyber hacked. It says it has zero (0) hearings, which is untrue. See Appendix I
- It's Uncomplicated.
- 3DCA Judges Conflict with Other Florida Appellate Courts and the Florida Real Estate Law regarding the 2019 Omissions Of Legal Descriptions.
- Evidence in Contracts, Statutes, and Laws are in Petitioner's Favor.
- THE PEOPLE DESERVE RELIEF, FINALITY, AND JUSTICE.
- WE HAVE A RIGHT TO FAIR JUDICIAL TREATMENT.

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CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

L Powers

Date: 5/29/21