

No. 21-5298

ORIGINAL

Supreme Court, U.S.  
FILED

JUL 23 2021

OFFICE OF THE CLERK

**SUPREME COURT OF THE UNITED STATES**

In re Rayfield Joseph Thibeaux, Petitioner

Rayfield Joseph Thibeaux

Plaintiff – Petitioner

V

UNKNOWN PSYCHIARTIST, Eastern Louisiana Mental Health Systems;TOM DESPORT, Psychologist, Eastern Louisiana Mental Health Systems;Darrel Vannoy,Warden, Louisiana State Penitentiary;Jason Kent, Warden, Dixon Correctional Institute, Respondents

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Petition for Writ of Mandamus

Appeal is being taken from the Fifth Circuit Court of Appeals

case file : 20-30200;

U.S.District Court for the Western District of Louisiana;

case file 5:20-CV-207

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Rayfield Thibeaux

1800 M Street NW

Unit 33572

Washington, DC 20033

## Question Presented For Review

1. I presented new evidence in this filing to the District Court which included the files of the Social Security Administration on the claim I filed with its office. It is the very same complaint I filed with the District Court .
2. The manual of the State of Louisiana Department of Health and Hospital Office of Behavioral Health-Provision on Forensic Services at Eastern Louisiana Mental Health Systems states that there are several levels of forensic care at that hospital.
3. There were never any records found by the Social Security Administration on me being in any mental health hospitals in the State of Louisiana, but a thorough search was done and I have the records on file to prove it. I did not state that I suffered from a mental illness when I filed my claim; but it was assumed that I did by the state;
4. The Doctors on record for the Social Security Administration implies that, what I complain of, is a medical practice in Psychiatry;
5. This complaint has never received a trial or an order of dismissal from the District Court;
6. I was denied access to the court.

## **Parties**

1. Rayfield Joseph Thibeaux
2. Unknow Psychiartist
3. Tom Desport
4. Darrel Vannoy, Warden
5. Jason Kent, Warden

## **Table of Contents**

<b>1. Question Presented for Review-----</b>	<b>2</b>
<b>2. Parties-----</b>	<b>3</b>
<b>3. Jurisdiction-----</b>	<b>5</b>
<b>4. Statement of the case-----</b>	<b>5</b>
<b>Argument-----</b>	<b>5</b>
<b>5. Certificate of Service-----</b>	<b>6</b>

## **Table of Authority**

- 1. 28 USC 1651(a)**
- 2. 28 USC 1331**
- 3. Federal Rules of Civil Procedure Rule 60 (b)(2)(4)(6)**

## **JURISDICTION**

1. The court's jurisdiction lies within the Federal Rules of Civil Procedure rule 60 ;
2. I have never present the files of the Social Security Administration's determination to any District Court and it is the exact same claim I filed in this complaint;
3. The files of the Social Security Administration confirms my complaint with the District Court;
4. I was denied access to the court.

### **Statement of the Case**

I was illegally implanted with a surreptitious monitoring device while at Dixon Correctional Institute, which I believe should have never came out of a mental health hospital.

### **Argument**

The District's Court for the Western District of Louisiana was presented with new issues when two doctors from the Social Security Administration was included with that filing.

The first and only time I filed a claim with the Social Security Administration was on the benefits I am receiving now. That office search every mental health hospital in the state except Eastern Louisiana Mental Health Systems and it is only two miles from Dixon Correctional Institute.

For a patient to get into that hospital they had to be court-ordered .

The records of the Social Security Administration Doctors will show that it is implied that I was treated in that way but know records were found.

Doctor James B. Brown filed in his consultation based on my claim that there were insufficient evidence to come to a conclusion.

Doctor Cheryl A. Kennison wrote in her consultant notes that I may have been in a mental hospital many years ago but don't remember anything about it.

They both implied that they know of the practice.

### **Certificate of Service**

I, Rayfield J. Thibeaux certify that parties to the complaint and appeal has not been served with notice of the filing.

A handwritten signature in black ink, appearing to read "Rayfield J. Thibeaux". The signature is fluid and cursive, with a horizontal line drawn underneath it.

No. \_\_\_\_\_

**In The United States Supreme Court Of  
The United States**

In re Rayfield Thibeaux, Petitioner

v.

Unknown Psychiatrist, et al

**APPENDIX**

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT DIVISION

RAYFIELD JOSEPH THIBEAUX

CIVIL ACTION NO. 5:20-cv-207

VERSUS

JUDGE S. MAURICE HICKS, JR.

UNKNOWN PSYCHIATRIST,  
ET AL.

MAGISTRATE JUDGE HAYES

ORDER

On October 16, 2019, pro se Plaintiff Rayfield Joseph Thibeaux ("Plaintiff") filed in the United States District Court, District of Columbia, a Complaint, Motion to Proceed *In Forma Pauperis*, Motion for Appointment of Counsel, and Motion to have the Summons and Complaint served by the U. S. Marshal's Office. (Document Nos. 1, 2, 3 and 4.) Plaintiff names the following defendants ("Defendants"): Unknown Psychiatrist and Tom Desport, both from the Eastern Louisiana Mental Health System, and Burl Cain and Warden Van Buren, both from the Dixon Correctional Institute. Plaintiff alleges that while he was incarcerated at the Dixon Correctional Institute in Jackson, Louisiana, the defendants implanted a monitoring device in this body. Plaintiff files this suit "for a Court ordered release from the monitoring system" and seeks damages. This matter was transferred from the District of Columbia to the Western District of Louisiana on February 14, 2020. (Document #8)

Plaintiff is known for frequently filing in this Court and in other courts. A review of Plaintiff's previously filed cases indicates that on February 1, 2019, the United States Court of Appeals for the Fifth Circuit, ordered Plaintiff to pay a monetary sanction of \$100.00 in Thibeaux v. Unknown Psychiatrist, et al., No. 18-30457 (5<sup>th</sup> Cir. 2018). The Court stated that, "Until the sanction has been paid in full, he is BARRED from filing in this court or any court subject to the jurisdiction of this court any pleading relating to the subject matter at issue in this matter, unless he first obtains leave from the court in which he seeks to file such a pleading." Plaintiff has failed to pay the

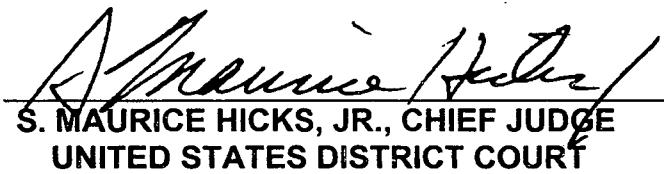
sanction fee as ordered by the Fifth Circuit Court of Appeals and has failed to seek leave to file his complaint.

**ACCORDINGLY,**

**IT IS ORDERED** that Plaintiff Rayfield Joseph Thibeaux's Complaint (Document #1) be and is hereby **STRICKEN** from the record and this case **CLOSED**.

**IT IS FURTHER ORDERED** that Plaintiff Rayfield Joseph Thibeaux's Motion to Proceed *In Forma Pauperis* (Document #2), Motion for Appointment of Counsel (Document #3) and Motion to have the Summons and Complaint served by the U. S. Marshal's Office (Document #4) are hereby **DENIED as MOOT**.

**THUS DONE AND SIGNED**, in Shreveport, Louisiana, this 17th day of March, 2020.



S. MAURICE HICKS, JR., CHIEF JUDGE  
UNITED STATES DISTRICT COURT

United States Court of Appeals  
for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

July 8, 2021

No. 20-30200  
Summary Calendar

Lyle W. Cayce  
Clerk

RAYFIELD JOSEPH THIBEAUX,

*Plaintiff—Appellant,*

*versus*

UNKNOWN PSYCHIATRIST, EASTERN LOUISIANA MENTAL  
HEALTH SYSTEMS; TOM DESPORT, PSYCHOLOGIST, EASTERN  
LOUISIANA MENTAL HEALTH SYSTEMS; DARREL VANNOWY,  
WARDEN, LOUISIANA STATE PENITENTIARY; JASON KENT,  
WARDEN, DIXON CORRECTIONAL INSTITUTE,

*Defendants—Appellees.*

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Appeal from the United States District Court  
for the Western District of Louisiana  
USDC No. 5:20-CV-207

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Before SOUTHWICK, GRAVES, and COSTA, *Circuit Judges.*

**J U D G M E N T**

This cause was considered on the record on appeal and the briefs on  
file.

IT IS ORDERED and ADJUDGED that the appeal is  
DISMISSED as frivolous.

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No. 20-30200

**IT IS FURTHER ORDERED** that Thibeaux is sanctioned in the amount of \$200 payable to the Clerk of this court. Until the sanction has been paid in full, he is barred from filing in this court or any court subject to the jurisdiction of this court any pleadings unless he first obtains leave from the court in which he seeks to file such a pleading.