

21-5507
No. 20-40583

ORIGINAL

Supreme Court, U.S.
FILED

AUG 18 2021

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

MICHAEL G. PETERS PETITIONER
(Your Name)

VS.

STATE OF TEXAS — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES FIFTH CIRCUIT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

MICHAEL G. PETERS
(Your Name)

1200 FM 655
(Address)

ROSHARON, TEXAS 77583
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

1. Whether the state stole correspondence addressed to the Central Intelligence Agency (CIA).
2. Whether the state inflicted cruel and unusual punishment by forcing me in unsanitary housing while in transit to federal court.
3. Whether or not I'm allowed to correspond with Prison Watch Dog Groups?
4. Whether or not the state has the right to silencing my exposing state racketeering crimes by having me falsely imprisoned?
5. Whether or not the state has the right to confiscate all my Law books?
6. Whether or not the state has been stealing my legal mail, to cover-up state racketeering?
7. Whether or not the state is preventing my corresponding with the media?
8. Whether or not my being transferred to a Mental Institution was to control my exposing state racketeering?

- SEE ATTACHED -

Questions(s) Presented (Attachment)

9. Whether or not the state was allowed to prevent me from corresponding with "Prison Watch Dog Groups?"
 10. Whether or not the State Prison was allowed to transfer me without a hearing or G-4 me without a hearing. No evidence was presented?
 11. Whether or not the Prison was allowed to steal all my Lawbooks?
-

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:

1. Annalesq M. Frushmerritt (Mail Clerk II)
2. Kimberly A. Dew (Admin. Asst. IV)
3. Nettie J. Scott (Clerk II)
4. Mary L. Linson (Clerk II)
5. Susan King (Mailroom Supv.)
6. Shelly Baldwin (Law Library Supv.) see ATTACHED

RELATED CASES

USCA5#19-20717, 20-46547, 20-40186, 20-46446, 20-20481, 20-40473, 20-20588, 19-20654, 21-46483, 3:21-CV-0124, 3:21-CV-0130, 3:21-CV-0119, 3:21-CV-14, 4:21-CV-02098, 3:21-CV-088, 4:21-CV-01972, 3:21-CV-00166, 4:21-CV-02147, 4:21-CV-02134, 4:21-CV-02181 etc.

LIST OF PARTIES
ATTACHED

7. Bobby Lumpkin (T.D.C.J. Director)
 8. Audrey English (Hodge Unit Warden)
-

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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 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 7-29-2021.

☒ 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

The First Amendment protects freedom of speech, and the right to send and receive letters. The Fourteenth Amendment protects and guarantees everyone "equal protection of the law". The Eighth Amendment forbids "cruel and unusual punishment". Also protects my right to medical care. See Estelle v. Gamble, 429 U.S. 97, 103 (1976). The Fifth Amendment protects my right to due process of the law along with my First and Fourteenth.

STATEMENT OF THE CASE

I.

See Case No. USA5#19-20717 for evidence of state racketeering and collusion crimes. Since 2012, the State of Texas has been involved in cover-ups, conspiracy, collusion, racketeering and other RICO crimes covering-up corporate crimes and liabilities in exchange for taking bribes and political funds. The state using its government departments like the Texas Medical Board, Montgomery County Jail and Prisons as well as all courts have been involved. While the evidence proves these corporate crimes, of the State's witnesses: Dr. Zorn Eckert Dreyer and many professional witnesses, which include a District Court Judge, Child Protection Services, Corporate Nurses and Social workers and prior victims, the cover-up still goes on!

(2) 1.

Evidence proves Gov. Rick Perry was involved
and hired at his discretion; Dr. Irvin Zetler
as Director of the Texas Medical Board, who who
covered the crime-up and he was being funded
by these Corporations, thus racketeering and collusion
criminal. (Exhibits No. 1 thru 16D), show sworn
Affidavits from; Ramon Mendoza who witnessed
these CERT. CORRESPONDENCES being mailed from
the Hodge Unit as many correspondences since
2014 have gone missing due to State interference
covering-up Gov. Perry's involvement, who was
running for President of the United States, but
later became Secretary of Energy. It was my
duty as an American citizen to report crimes.

I thought it important to inform the Central

Intelligence Agency (CIA.) of Gov. Perry's involvement in State Racketeering and Collusion crimes in Texas since he was now working in Washington, D.C. as the Secretary of Energy. I felt that if he was racketeering and in collusion with State Corporations to obtain unlawful funds for protections then it would greatly impact our country if he did the same in Washington, D.C. Letters had to be certified since prison documents were involved in their cover-ups. I knew they were being stolen as in Case No. 6:17-CV-595 - also Fifth Circuit No. 20-40180, now appealed in the Supreme Court, wherein several letters containing the evidence of these Corporate crimes were stolen. All addressed to the Harris

County District Attorney; Kim Ogg. Case in

point -

(4)

3.

was reissued this same Corporate crimes evidence. She called Ken Paxton's; Texas Attorney General, who in turn called me at the Strangefellow Prison via a specially scheduled call, asking me to drop the complaint, when I refused, I ~~received~~ received a perpetrator set-off and District Attorney of Houston, Texas, Kim Ogg refused to prosecute. As once the cat gets out of the bag a federal investigation would be mandatory. This run-up involves my ("Intentional/Wrongful Imprisonment") to silence my exposing them. Some if not all of these letters were stolen by Hodge Unit Mailroom staff, reporting to the State Attorney General's Office.

II.

During federal/court hearings at the U.S. Eastern District Court in Case No. 6:17-CV-595

I was forced to house on "F" Wing 2L of the George-Beto Unit. This wing used for inmate meetings. Even though I was just a federal court transfer. I was ~~denied~~ denied commissary (show). The cell stunk, had roaches crawling all over it. A foul smell would enter the cell from 8:30 to 10:30 p.m., which made me sick. (Exhibit No. 6) shows when I was denied my medications. Aspirin 300mg for back pain. The cell had no light; I was refused shower for several days and when I was allowed one (1); the water temperature had to be at least 150°; too hot to "wash." I was refused drinking water, except during meals and contacted the scabbers, due to the nasty environment. This constitutes

~~cruel~~ cruel and ~~un~~unsanitary punishment. There was-

no toilet paper in the cell and Z could not buy any, nor could Z send out letters. DeSpain v.

Uphoff, 264 F.3d 965 (10th Cir. 2001) Prisoners are entitled to sanitary toilet facilities.

Cell lighting: Hoptowitz v. Spellman, 753

F.2d 779, 783 (9th Cir. 1985). The Eighth

Amendment protects a prisoners right to

medical care. To challenge prison conditions

using the Eighth Amendment both "objective" and "subjective" requirements must be met.

Farmer v. Brennan, 511 U.S. 825 (1994).

Wilson v. Seiter, 501 U.S. 294 (1991).

Striking: You must show you were deprived of a

basic human need or exposed to serious harm.

The serious harm was the living in filth. These cells are never cleaned... prisoners leave and come daily without sanitary cleanings, exposing every prisoner to health risks. Subject is harder to prove unless inspections are made. Most cells have exposed light bulbs instead of fixtures enclosed, so prisoners break them or steal them leaving the cells in darkness. Asking if prison guard for cleaning supplies will get you nowhere... However before I went to George-Beto Unit Z had no scabbies, but right after arriving Z started complaining and scabbie medications and clothing were changed daily, and sprayed, both clothes, bed and cell.

The demerol done. The Eighth Amendment!

prohibition of cruel and unusual punishment protects prisoners right to safe and humane conditions in prison. I was subjected to these abuses because I was exposing State Racketeering and Collusion crimes, RICO crimes.

Retaliation

Campaign of harassment; Calhoun v. Hargone, 312 F.3d 730 (5th Cir. 2002): One must look at the "fetality" of abuses all of which can be related to the States Racketeering and Collusion cover-ups and in the furtherance therein. Stealing mail, law books, unsanitary conditions for those prisoners going to federal court trials involving civil actions against prison staff. See Exhibit No 2) wherein I am "excluded" from being G-4ed, losing Good Time and being

(9) 8.

locked down and restricted from commissary purchases etc. (punished). Medical staff at the Bate Unit should have allowed me some pills, while KOPS (Keep on Person) are available, I did not have them.

III.

Evidence already submitted shows that I wrote The Prison Watch Dog Group, but Hodge, mail room staff returned it, stating it was not "privileged mail" and they wanted to inspect it. To date I've never been allowed to write them.

IV.

Seen in (Supreme Court Case No. USCA5 #17-20717) the evidence is conclusive that since 2012 I've done nothing but expose the state's witness crimes (Dr. Zoeyn Eckert Dreyer)

who all State courts have been covering-up
for as well as the Fifth Circuit. As Judge
Gress Costa was and has an office in Houston,
Texas also is more my.

1. Actual Innocence.

2. State witnesses crimes, making the billion
dollar Houston, Texas Corporations liable to 2
multi-million dollar lawsuit the State has
protecting.

3. Constitutional rights deprivations. This
means Z was denied.

A. NY Defense

B. All Defense Evidence submittals

C. Jury Selections

D. Fair Tribunal

E. Bail

F. Change of Venue

G. All Defense Witness subpoenas etc. etc.

The question is why nobody ever mentioned these things? The answer is the State's cover-up for Political, Judicial and Corporate Racketeering crimes, protecting Gov. Rick Perry and those funding corporations... Racketeering!

IV.

(Exhibits No. 19 & 20) show correspondence to O'Conner Law Books, in Houston, Tex. (Exhibit No. 21) shows wherein Hodge Unit Staff confiscated them all. Sixteen (16) law books, costing approx. \$85.00 to \$145.00 each. Stolen due to the collections I filed against Warden England and his staff. Evidence submitted shows wherein Stelly, Warden the Law Library Supv. refused me Legal Intelligent Supplies (previously submitted) (12) 11.

I'd filed this civil action against Shelly
Beldwin. Evidence proves that she submitted
Lewbox Applications wherein I had applied
for a Lewbox storage and struck out the word
"offender" wherein I had to sign the application,
Shelly Baldwin made no complaint, yet the 2nd
"second time", she complained and gave me a "Major
Disciplinary Case because I had filed a civil
action against her, in this one. This is why
I was G-4ed (Exhibit No. 2) and transferred
to the Texas Penitentiary, knowing a pending
court order forbidding me to "Kosher meals"
I was to be transferred here to Spring Valley
Unit in retaliation for the filing of said civil
action.

Under the First, Fifth and Fourteenth Amendments
I have the right to petition the government for
the redress of my grievances. The refusal to
allow me Indigent Legal Supplies, the theft of
my lawbooks, legal documents and supplies, or having
Access to the law library and the stealing of the
Harris County District Attorney evidence and the
subsequent selective prosecution of District
Attorney Kim Ogg all violated these rights.
Every court in Texas is urged for evidence to
protect the "Republican Party" and Gov. Rick
Perry bid to become United States President.
Stealing the C.Z.A's letters. The Supreme Court
established that prisoners have a fundamental
right to access the courts. Ex parte Holt, 312
U.S. 546 (1941); Johnson v. Avery, 383 U.S.

483 (1969) and Bounds v. Smith, 430 U.S. 817 (1977).
These case state: This right allows you to file a Sec-
tion 1983 or Bivens claim, habeas corpus petition, or
work on your criminal case. The right is so funda-
mental that it requires a prison to fund a
way for meaningful access to the court. In
Lewis v. Casey, 518 U.S. 343 (1996) states that
a prisoner must prove "actual injury". In this
case, USCA5 #19-20717, the evidence proves my
"Actual Innocence", thus in proving so, I also
prove that preventing me from Law Library Access,
indigent supplies (Legal), Legal mail theft, the
stealing of my law books etc. etc. etc. incurred
an "Actual Injury". Causing me to languish in
prison as an innocent man.

VI thru VII.

To this day the Texas Dept. of Criminal Justice
steals all my Media correspondences. See (Exhibit
No. 22) A recent letter to U.S.A. Today dated
July 19, 2021. I sent a copy to the Supreme Court
to secure the fact that it had been sent, know-
ing it will never make it. I was sent by
Cert. Mail No. 7020 0640 0001 8431 4837.
Another Cert. Mail No. 7014 2120 0003 0420 2031
sent ~~July~~ June 14, 2021 to the National
Whistleblower Legal Defense. These correspondences
and "Logs" of others have been submitted
into evidence in Cases No. 20-40547, 19-20654,
20-20588, 3:21-CV-0124, 3:21-CV-0130 and
3:21-CV-14, all having to do with the theft of

my Legal, Media and Government mail trying to
expose state collusion and racketeering, crimes.

VIII.
It must be said that Shelly Baldwin, the House
Unit Law Library Supv., did ask me: "Why are you
here on this unit." Since "only" prisoner support
workers, doing the cooking and cleaning etc. and those
prisoners in Mental Health Programs so to the House
Unit, the questions not unreasonable. The answer
would be for "supervision", to keep an eye on
me and my mail, who I'm writing to seek
help, what I'm saying wherein the State of
Texas can better "thwart" my efforts to expose
the "Texas Republican Party" for false imprison-
ment to silence my freedom of speech ex-
posing the state crimes. See (Exhibit No. 5)

I must literally threaten the Ma'am with
a civil action to help them stealing
id. (Exhibit No. 7) To the High Court Prop-
erty Officer. I'm asking for my Landau,
hypervisor and legal papers confiscated from
me when they made me G-4 Status, meaning

locked, down, restricted. Also see (Exhibit No. 8)

(Exhibit No. 9 & 9A) My required extradition guarantee
with their (40) day extension, they now answered.

(Exhibit No. 12) A letter to Human Rights Watch,
a lot of "hundreds" of letters sent, I never receive

a reply, for years this has been the case. (Exhibit

No. 14) Yet another letter to U.S. A. Today un-

answered. (Exhibit No. 13) Eastern District,

Special Motion" complaining about the con-

ditions at the George-Isle Unit.

(18)

7

(Exhibit No. 16) Complaint about the Hodge Unit
refused to mail my correspondence to the
'Prison Watch Dog Group'. Also it relates inform-
ation about Gov. Rick Perry's Reckless, George-
Beto Unit abuses and yet on (page 2) Judge John
D. Love who also presided over Case No. 6:17-CV-
595 allowing the State 4 out of 5 points, also
ignoring everything about Gov. Rick Perry, now
ex-secretary of energy for other 'stupid acts'
he has a history of doing. He states: ("A review
of Peters lawsuit shows that he lacks sufficient
factual specificity to show that he has the
basis for a potentially meritorious civil
rights lawsuit"). This is a big lie and cover-up.
Judge Nicole originally presided over this
case, but later Judge Love took over. I have

sent every court a copy of the evidence and
twice I sent it to the Supreme Court, Texas
Medical Board who covered-up Dr. Dreyer's crimes
the stakes witness. This is all I've done for the
past nine (9) years! They "all" have knowledge
of this evidence. See USCA5 #19-20717, hence they
all covered-it-up! Looking at (Exhibit No. 17)
Sept. 11, 2020, still having Mail room problems
respecting the same thing. Year after year I'm
faced with this cover-up.

IX

Looking at Appendix "B". Underlined in red
ink the court dismisses stating a "failure to
effect service of process." See (Exhibit No. 18)
wherein Texas Attorney General, Ken Paxton was
duly served a copy of this civil action.
(20) A.

All the parties listed in this civil action work for the State of Texas. Ken Paxton is the State Attorney General. Since there are State employees I duly served process upon the State and these parties & Attorneys. Furthermore there are "First Amendment violations". Under the Prison

Litigation Reform Act (P.L.R.A.) Section 14.6.1 The Ninth Circuit held that restrictions of the (P.L.R.A.) do not apply to First Amendment claims, regardless of the form of relief sought, or deprivations of First Amendment rights entitle a "prisoner" to judicial relief wholly aside from any physical, mental or emotional injury incurred"). All Republican judges in Texas

whether state or federal failed to acknow-

ledge this. The three-strike provision does not
apply to First Amendment rights. I guess
all these courts challenge this Ninth Circuit ruling?
Although they make no claim so. (Exhibit No
22) tells the U.S.A. Today all about it.

Complaint

This civil action addresses the State abuse and
cover-up, cruel and unusual punishment, deprivations
of all constitutional rights. Violations of due
process of the law, Access to the courts, stealing of
Federal mails, organized crimes of the Republican
Party to cover-up Political, Judicial and Corporate
Reckless crimes. The denial of Media and
self help groups like the Prison Watch Dog Group,
etc. etc. for years. Stopping my exposing crimes

to United States Government Departments. The
theft of all my "lawbooks" to thwart my efforts
exposing them, Criminal/Charges Conspiracy by
the State and all State Departments.

Relief

I ask for thirty-five million dollars (\$35,
000,000.00) for this intentional cover-up and
denial of my First, Fifth and Eighth and Fourteenth
Amendment rights

Respectfully submitted

Michael G. Peter

Plaintiff, Michael G. Peter

August 16, 2021

REASONS FOR GRANTING THE PETITION

Since 2012 I have been trying to expose the corporate crimes of the State witness, Dr. Zoenn Eckert Dreyer as seen in Case No. 19-20717 or USCA5 # 19-20717, "First Filing". Her crimes of fabricating the Texas Children's Hospital's medical records to unlawfully steal away my only son Dalton Geoffrey Peters had to be exposed if I were to ever get him back, but through a Statewide cover-up of her crimes all the courts, Texas Medical Board and the Fifth Circuit protected these billion dollar corporations for "bribe" and to protect the Texas Republican Party's involvement in collusion crimes with

said corporations offering protection from corporate crimes and liabilities in exchange for political fundings for Gov. Rick Perry's Presidential Campaign in 2012. Under Supreme Court Rule No. 10, ("Imperative Public Importance") this case takes precedence because the entire State government no longer exists, but rather puts their political agenda before the law. Harris County District Attorney Kim Ogg and Texas Attorney General, Ken Paxton are both involved and I was called by Ken Paxton's Office to drop my complaint concerning State / Corporate Racketeering crimes on March 31, 2021 at the Prison Law Library. (25) 2.

It is of the Public's importance, when a person cannot file a medical complaint with the Texas Medical Board or the Harris County District Attorney's Office in Houston, Texas or even submit the evidence in a court of law to expose the State's witnesses crimes and prove state collusion crimes or write the C.Z.A. informing them of them. I have been intentionally wrongfully imprisoned without constitutional rights to protect Gov. Rick Perry's bid to become United States President. The entire state of Texas is keeping me "silenced", to avoid a scandal. The evidence speaks for ~~itself~~ itself.

The Texas people and the American public
need to know that they will be wrongfully
imprisoned in Texas, without benefit
of Constitutional rights, public trial or
being allowed Defense or evidence and
witnesses, if they expose 2 Corporations
crimes who are funding the Texas Republ-
ican Party. They must be aware that 2
state wide cover-up will ensue to keep
them in prison and deny them judicial
relief.

Conclusion

The Jailhouse Lawyer's Handbook 2012 (page 93)

States: "A terrible but common consequence of prisoner education is harassment by prison officials. Officials have been known to block the preparation and filing of lawsuits, refuse to mail legal papers, take away legal research materials, and deny access to law books, all in an attempt to stop the public and courts from learning about prison issues and complaints."

If continues to state prison officials have been known to punish prisoners who become proficient in filing civil actions or try to help others. "Texas Prisons" use this book as

2 text of how to stop and that a pri-

sents ability to bring forth this evidence.

They have done everything within the State of Texas power and control to stop my exposing Gov. Rick Perry's corruption, and R.I.C.O. crimes with these Corporations, their cover-up for the State's witness to protect these Corporations funding the Republican Parties Presidential/Candidate in 2017. See Evidence Case No ~~20~~ 19-20717.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,



Date: August 16, 2021