

NOT RECOMMENDED FOR PUBLICATION

No. 20-2158

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

VERETTA BURNETT,

Plaintiff-Appellant,

v.

MERRICK B. GARLAND, Attorney General, et
al.,

Defendants-Appellees.

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FILED

Jun 28, 2021

DEBORAH S. HUNT, Clerk

O R D E R

Before: NORRIS, DONALD, and THAPAR, Circuit Judges.

Veretta Burnett, a *pro se* Michigan litigant, appeals the district court's judgment dismissing her civil action. This case has been referred to a panel of the court that, upon examination, unanimously agrees that oral argument is not needed. *See* Fed. R. App. P. 34(a).

As the magistrate judge put it, Burnett's two-hundred-sixteen-page complaint "can most charitably be described as fanciful." *Burnett v. McGee*, No. 20-12413, 2020 WL 5984370, at *1 (E.D. Mich. Sept. 16, 2020) (report and recommendation). Her meandering pleading is difficult to summarize, but she claims to have worked for or with the FBI on terrorism matters involving various world leaders, and her complaint concerns implausible and incoherent allegations. Burnett's complaint also includes allegations about an assault by Highland Park police officer Stevenson and various actions by her previous attorney Shawn Cabot, and she mentions United States District Judge Marianne O. Battani. The magistrate judge discerned that these allegations were related to a previous lawsuit that Burnett had filed in 2009, settled in 2012, and unsuccessfully

moved to reopen in 2017 and again in 2020. *Id.* at *2; *see Burnett v. City of Highland Park*, No. 2:09-cv-14238-MOB-RSW, 2017 WL 6504003, at *1 (E.D. Mich. Sept. 1, 2017).

Burnett's complaint here also alleged that Wayne County was negligent in removing her children from her custody. But that seemingly comprehensible claim was also based on implausible allegations related to her supposed FBI connection to world leaders and terrorists.

Burnett named several defendants, including the Attorney General and the FBI; Wayne County Department of Health and Human Services; the City of Highland Park, Michigan, its mayor, and its police chief; Detroit Public Schools; and her former attorney. Her claims are unclear, as is her request for relief.

The magistrate judge reviewed Burnett's complaint because she moved for leave to proceed *in forma pauperis* and recommended dismissing it for failure to state a claim on which relief may be granted. *Burnett*, 2020 WL 5984370, at *3; *see* 28 U.S.C. § 1915(e)(2)(B). The magistrate judge noted that most of Burnett's allegations were frivolous and, in any event, "not connected to any federally recognizable claim for relief." *Burnett*, 2020 WL 5984370, at *2. The magistrate judge also determined that Burnett could not raise claims from her prior, settled lawsuit in a new action. *Id.* at *3. Finally, the magistrate judge found that Burnett's allegations about the removal of her children were insufficient to support a claim for relief and, even so, presented only a state-law claim for negligence. *Id.*

When Burnett did not file objections to the report and recommendation in the time required, the district court adopted the magistrate judge's recommendation and dismissed the complaint. The district court noted that it "agree[d] with the findings and conclusions of the magistrate judge." *Burnett v. McGee*, No. 20-12413, 2020 WL 5960697, at *1 (E.D. Mich. Oct. 8, 2020). Thereafter, Burnett filed another two-hundred-plus-page document, docketed as an objection and motion to compel, that continues in the same vein as her complaint. The district court denied the objection, noting that the time to file a motion for reconsideration under the local rules had expired.

Burnett appeals, and her appellate brief also contains incoherent allegations that are not responsive to the magistrate judge's report or the district court's order. She seeks to be paid \$15 million for work done on behalf of the FBI.

We review *de novo* a district court's order dismissing a complaint for failure to state a claim under § 1915(e)(2), using the standard for Federal Rule of Civil Procedure 12(b)(6) dismissals set out in *Ashcroft v. Iqbal*, 556 U.S. 662 (2009). *Small v. Brock*, 963 F.3d 539, 540 (6th Cir. 2020). To avoid dismissal, “a complaint must contain sufficient factual matter, accepted as true, to ‘state a claim to relief that is plausible on its face.’” *Iqbal*, 556 U.S. at 678 (quoting *Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 570 (2007)).

Burnett's complaint is fantastical and therefore lacks “facial plausibility.” *Id.* Her allegations do not contain “factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged.” *Id.* Indeed, it is not clear how her lengthy allegations relate to any claims for relief. Her appellate brief is similarly incoherent and does not speak to the district court's decision or the magistrate judge's recommendation.

Accordingly, we **AFFIRM** the district court's judgment.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk

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NOT RECOMMENDED FOR FULL-TEXT PUBLICATION

No. 17-2170

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

VERETTA BURNETT,

Plaintiff-Appellant,

v.

CITY OF HIGHLAND PARK, MICHIGAN;
BRENDA STEVENSON,

Defendants-Appellees.

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ON APPEAL FROM THE UNITED
STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF
MICHIGAN

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FILED
Apr 17, 2018
DEBORAH S. HUNT, Clerk

O R D E R

Before: SUHRHEINRICH, GILMAN, and SUTTON, Circuit Judges.

Veretta Burnett, a Michigan resident proceeding pro se, appeals a district court order denying her motion for relief from judgment filed pursuant to Federal Rule of Civil Procedure 60(b). This case has been referred to a panel of the court that, upon examination, unanimously agrees that oral argument is not needed. *See* Fed. R. App. P. 34(a).

Burnett filed a 42 U.S.C. § 1983 complaint against the City of Highland Park and Officer Brenda Stevenson, alleging a deprivation of her constitutional rights and various state-law claims arising from her arrest and subsequent detainment at the Highland Park police station. Prior to the case proceeding to trial, the parties reached a settlement and the case was dismissed. Approximately five years after the case was dismissed, Burnett filed a motion to compel, reopen, and reconsider. The district court construed the filing as a Rule 60(b) motion and denied relief. Burnett now argues that the defendants have engaged in an act of war, domestic terrorism, and obstruction of justice. To the extent that Burnett raises new arguments on appeal, those claims

are not properly before this court because they were not raised before the district court. See *United States v. Ellison*, 462 F.3d 557, 560 (6th Cir. 2006).

When reviewing the denial of a Rule 60(b) motion, we do not review the underlying judgment; instead our “review is limited to whether the district court abused its discretion in denying the Rule 60(b) motion.” *Yeschick v. Mineta*, 675 F.3d 622, 628 (6th Cir. 2012) (citation omitted). “[C]ourts must apply Rule 60(b)(6) relief only in unusual and extreme situations where principles of equity mandate relief.” *Moreland v. Robinson*, 813 F.3d 315, 327 (6th Cir. 2016) (quoting *In re Ferro Corp. Derivative Litig.*, 511 F.3d 611, 623 (6th Cir. 2008)). Because Burnett’s allegations are new legal claims unrelated to her § 1983 complaint and are not properly brought in a Rule 60(b) motion, the district court did not abuse its discretion in denying the motion for relief from judgment.

For these reasons, we **AFFIRM** the district court’s denial of Burnett’s motion for relief from judgment.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

VERNETTA BURNETT,	Case No. 17-2170
	DEFENDANT CITY OF
Plaintiff-Appellant	HIGHLAND PARK'S MOTION
vs	TO DISMISS PLAINTIFF'S
CITY OF HIGHLAND PARK et al,	APPEAL
Defendant-Appellee.	

DEFENDANT CITY OF HIGHLAND PARK'S
MOTION TO DISMISS PLAINTIFF'S APPEAL

Defendant-Appellee City of Highland Park hereby moves the Court, pursuant to Fed. R. App. P. 27, to dismiss this appeal. In support of this motion, the Defendant-Appellee states as follows:

1. In 2009, Plaintiff brought before the district court, both state and federal claims against Brenda Stevenson, a police officer employed by the City of Highland Park and another claim against the City of Highland Park.
(Complaint, RE No. 1, Pg ID 1)
2. On October 25, 2012, the district court dismissed this case due to a settlement by the parties. (Order Dismissing Case, RE 87, Pg ID 1481)
3. Plaintiff-Appellant attempted to reopen this case in the district court.
(Motion to Reopen Case, RE No. 88, Pg ID 1483)

4. Plaintiff-Appellant's request was denied because the grounds for her request are not related to the claims she brought in district court in 2009. (Order Denying Motion to Reopen Case, RE No. 89, Pg ID 1571)

5. On September 25, 2017, Plaintiff filed a Notice of Appeal to contest the decision of the district court. (Notice of Appeal, RE No 90, Pg ID 1574)

6. This appeal is improper because the relief that Plaintiff-Appellant seeks is related to "domestic terrorism" and/or mistakes or subterfuges by her attorneys and "she does not dispute that she agreed to settle the case in 2012." (Order Denying Motion to Reopen Case, RE 89, Pg ID 1573)

7. There is no district court decision denying the relief that Plaintiff is seeking on appeal.

8. There is no record below related to the relief that Plaintiff is seeking on appeal.

9. Defendant will be highly prejudiced if it is forced to litigate matters that were never considered below. (See Memorandum in Support.)

For the foregoing reasons, the Defendant-Appellee, respectfully requests that this Court dismiss this Appeal.

/s/ James W. McGinnis

James W. McGinnis
Attorney for Defendant-Appellee

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of February, 2018, a copy of the foregoing, Defendant-Appellee's Motion to Dismiss Appeal and this Certificate of Service were filed electronically with the United States Court of Appeals, and notice will be sent by operation of the Court's electronic filing system to counsel of record.

/s/ James W. McGinnis

James W. McGinnis

Attorney for Defendant-Appellee

ADDENDUM**DESIGNATION OF RELEVANT COURT DOCUMENTS**

Record Entry No.	Description of Document	Page ID #
1	Summons and Complaint	1
87	Order of Dismissal	1481
88	Plaintiff's Motion to Reopen Case	1483
89	Order Denying Request to Reopen Case	1571
92	Motion for Pauper Status	1623
93	Order Denying Motion for Pauper Status	1631
90	Notice of Appeal	1574

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

VERNETTA BURNETT, Plaintiff-Appellant vs CITY OF HIGHLAND PARK et al., Defendant-Appellee.	Case No. 17-2170 DEFENDANT CITY OF HIGHLAND PARK'S MOTION TO DISMISS PLAINTIFF'S APPEAL
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MEMORANDUM IN SUPPORT

Plaintiff-Appellant brought before the district court, both state and federal claims against Brenda Stevenson, a police officer employed by the City of Highland Park and another claim against the City of Highland Park. More specifically, Plaintiff-Appellant brought a federal claim under 42 USC §1983 against the individual defendant for excessive force under the Fourth and Fourteenth Amendments. (Complaint, RE No. 1, Pg ID) Plaintiff also brought federal claims against the individual and municipal defendants for denial of medical treatment under the Fourteenth Amendment. (Complaint, RE No. 1, See Counts III) In addition, Plaintiff sued the individual defendant on state law claims for assault and battery and gross negligence. (Complaint, RE No. 1, See Counts IV and V) Finally, Plaintiff sued the Defendant City of Highland Park for failure to train its employees

in the use of force and the provision of medical care without specifying a statute or law or constitutional violation. (Complaint, RE No. 1, See Count VI)

In addition to the civil claims, Plaintiff contacted the FBI and filed a criminal complaint. She claimed she was somehow connected to the agency. Apparently, the FBI bought her story or decided to maintain its relationship with her. Based on her initiative, the United States Attorney brought this matter before a Grand Jury. An Indictment was brought against Defendant Stevenson. Defendant Stevenson was tried on two criminal counts. She was acquitted on both counts by a jury.

Discovery in the case revealed that Plaintiff has a psychiatric history. She gave fanciful accounts that could not be verified. She claims her ex-husband consorted with Osama Bin Laden. She claims followers of Bin Laden she had seen videos of in a cave in Afghanistan came to visit her at her house in Highland Park, Michigan. She also claims they visited her at a club where she worked and she gave them money.

After discovery was closed, the parties settled the case. On October 25, 2012, the district court dismissed the action and closed the case. (Order Dismissing Case, RE 87, Pg. ID 1481.) Approximately five years later, on July 27, 2017, Plaintiff filed a Motion to Compel, Reopen and Reconsider the case. (Motion to Reopen Case, RE 88). The grounds for relief are unintelligible. She mentions domestic terrorism and seems to blame Defendant Stevenson. She also mentions Kim Jong Un and Vladimir

~~Putin as being involved. It is a stream of consciousness covering 32 pages. It is~~

rambling and incoherent. The district court denied the motion on September 1, 2017.

(Order Denying Plaintiff's Motion, RE 89)

On September 25, 2017, Plaintiff filed a claim of Appeal (Claim of Appeal, RE 90) In the caption, she listed the Highland Park Police Department and FBI agents as Defendants. The issues she intends to raise on appeal are: 1) Kim Jong Un is in Highland Park; 2) Osama Bin Laden is alive and involved with the Defendants in this action; 3) other international figures are in Michigan and somehow related to police brutality against her, and 4) misconduct by her attorney. She requests a new trial. On November 8, 2017, she filed a similar motion in this court.

On September 25, 2017, she filed a Motion for Pauper Status in the district court. (Motion for Pauper Status, RE 92). On October 30, 2017, this court informed Plaintiff that her motion to appeal in forma pauperis was denied. (Order Denying Motion for Pauper Status, RE 93)

On October 1, 2017, Plaintiff filed a document in this court supposedly under Rule 15 of the Federal Rules of Criminal Procedure. She claimed a right to be present at a deposition. She berated the district judge and the Defendants, she mentioned domestic terrorism, and she claimed to be an FBI informant. She railed against Kim Jong Un working in the City of Highland Park. She vented but did not ask for any relief.

On January 16, 2018, this court informed Plaintiff that her motion to appeal in forma pauperis was denied. (Order Denying Indigent Status, Case 17-2170, Document No 9-1)

On November 20, 2018, Plaintiff filed a motion to have this court take judicial notice of pictures of locations in Highland Park. (Motion for Judicial Notice, Case 17-2170, Document No 8) The pictures were supposedly related to domestic terrorism. She accuses Qair Bilal of being a central figure in this domestic terrorism, though he was never mentioned in this case in district court and the subject matter in district court was based on the alleged excessive force against her by the Highland Park police.

This case was dismissed on October 25, 2012 pursuant to a settlement agreement between the parties. (Order Dismissing Case, RE 87) For five years, the matter was dormant. Plaintiff did not initiate any action in the district court disputing or repudiating the agreement or the dismissal. After this interval, Plaintiff returned to the district court and asked to reopen the case. There was not law or court rule cited and the grounds for relief were confusing. The district court construed the motion as a request for relief under Rule 60(b)(6) FRCP. (Order Denying Plaintiff's Motion, RE 89) The district court denied the motion because it could not "discern any basis upon which to reopen this matter." (Order Denying Plaintiff's Motion, RE 89, Pg ID 1571) The district court noted that Plaintiff's allegations were founded on

“domestic terrorism” and/or mistakes or subterfuges by her attorneys. (Order Denying Plaintiff’s Motion, RE 89, Pg ID 1573) These allegations did not pertain to the issues in this case and Plaintiff did not question the settlement. As the district court indicated, “she does not dispute that she agreed to settle the case in 2012.” (Order Denying Plaintiff’s Motion, RE 89, Pg ID 1573)

On September 25, 2017, Plaintiff filed a Notice of Appeal from a “Judgment” entered on September 1, 2017. (Notice of Appeal, RE 90) Presumably, Plaintiff is referring to the Order denying her request to reopen the case after approximately five years on grounds that had nothing to do with the issues in the case. In an attachment, Plaintiff claims she is basing her appeal on “Section 802 of the U.S. Patriot Act” because the President of North Korea “brought 5 females the next day to fight [her].” She also raises claims of domestic and international terrorism. She includes a grievance she filed against her attorney. She also attaches documents related to her complaints against her child’s foster parents.

In effect, Plaintiff has manufactured an issue for appeal. After her case was dismissed she returned to the trial court almost five years later with the bizarre claim that she was the victim of domestic terrorism. Based on these claims, she asked to reopen her case. The district court generously treated her request as a motion for relief from judgment. Rule 60(b) FRCP. The district court denied the motion because it was untimely and it raised issues unrelated to the claims alleged in the case.

below. Most important, the parties settled the case which has not been challenged.

There are no extraordinary circumstances warranting allowing Plaintiff to litigate unpreserved and completely novel issues. *United States v. \$100,375.00 in U.S. Currency*, 70 F.3d 438 (6th Cir. 1995)

Defendant moves for a dismissal of Plaintiff's appeals pursuant to Rule 27(d) of Federal Rules of Appellate Procedure on the grounds that the issues advanced on appeals were not raised, considered, or presented below. There is no district court decision denying the relief that Plaintiff is seeking on appeal. Defendant will be highly prejudiced if it is forced to litigate a matter that was never considered below and, quite frankly, could not have been considered.

Conclusion

The Motion to Dismiss should be granted in favor of Defendant-Appellee. For the foregoing reasons, the Defendant-Appellee, respectfully requests that this Court dismiss this Appeal.

/s/ James W. McGinnis
James W. McGinnis
Attorney for Defendant-Appellee

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

VERETTA BURNETT, LOREATHA
McGEE, CHRISTOPHER BURNETT,
LaDARIUS BRUNETT-SANFORD,
ELIZAH DAVIS-BURNETT, and
FARRAD AL-KINDI,

Plaintiffs,
v.

Case Number 20-12413
Honorable David M. Lawson

WILLIAM BARR, MATTHEW J. SNEIDER,
FEDERAL BUREAU OF INVESTIGATION
HEADQUARTERS, DEPARTMENT OF
HEALTH AND HUMAN SERVICES,
CITY OF HIGHLAND PARK, JAMES
McGINNIS, DETROIT PUBLIC SCHOOLS
HEADQUARTERS, DANNA NESSEL, and
LAW OFFICES OF CHRISTOPHER
TRAINOR AND ASSOCIATES,

Defendants.

ORDER DENYING OBJECTION AND MOTION TO COMPEL

This matter is before the Court on the plaintiffs' combined objection to the Court's order adopting the Magistrate Judge's report and recommendation to dismiss the complaint and motion to compel the Federal Bureau of Investigations to pay \$15 million for the work performed in this case. However, the case was dismissed on October 8, 2020, and the plaintiffs have not filed a motion for reconsideration within the time permitted to do so. *See* E.D. Mich. LR 7.1(h). The Court therefore will overrule the objection and deny the motion to compel.

Accordingly, it is **ORDERED** that the plaintiffs' objection to the Court's order adopting the Magistrate Judge's report and recommendation and dismissing the case (ECF No. 20) is **OVERRULED**.

It is further **ORDERED** that the plaintiffs' motion to compel the Federal Bureau of Investigations to pay \$15 million (ECF No. 20) is **DENIED**.

s/David M. Lawson

DAVID M. LAWSON

United States District Judge

Dated: November 5, 2020

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

VERETTA BURNETT,

Plaintiff,
v.
Case Number 20-12413
Honorable David M. Lawson
Magistrate Judge R. Steven Whalen

LOREATHA McGEE, CHRISTOPHER
BURNETT, LaDARIUS BURNETT-
SANFORD, ELIZAH DAVIS-BURNETT,
FARRAD AL-KINDI, WILLIAM BARR,
MATTHEW J. SCHNEIDER, FEDERAL
BUREAU OF INVESTIGATION, DEPT.
OF HEALTH AND HUMAN SERVICES,
CITY OF HIGHLAND PARK, JAMES
McGINNIS, DETROIT PUBLIC SCHOOL
HEADQUARTERS, DANA NESSEL, and
LAW OFFICES OF CHRISTOPHER
TRAINOR AND ASSOCIATES,

Defendants.

**ORDER ADOPTING REPORT AND RECOMMENDATION
TO DISMISS THE COMPLAINT**

Presently before the Court is the report issued on September 16, 2020 by Magistrate Judge R. Steven Whelan pursuant to 28 U.S.C. § 636(b), recommending that the Court dismiss the complaint for failing to state a claim upon which relief can be granted. Although the report stated that the parties to this action could object to and seek review of the recommendation within fourteen days of service of the report, no objections have been filed thus far. The parties' failure to file objections to the report and recommendation waives any further right to appeal. *Smith v. Detroit Fed'n of Teachers Local 231*, 829 F.2d 1370, 1373 (6th Cir. 1987). Likewise, the failure to object to the magistrate judge's report releases the Court from its duty to independently review

the matter. Thomas v. Arn, 474 U.S. 140, 149 (1985). However, the Court agrees with the findings and conclusions of the magistrate judge.

Accordingly, it is **ORDERED** that the magistrate judge's report and recommendation (ECF No. 9) is **ADOPTED**.

It is further **ORDERED** that the complaint (ECF No. 1) is **DISMISSED WITH PREJUDICE**.

It is further **ORDERED** that the plaintiff's motion to add credibility (ECF No. 13), which does not appear to ask for any specific relief, is **DISMISSED as moot**.

s/David M. Lawson
DAVID M. LAWSON
United States District Judge

Dated: October 8, 2020

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

VERETTA BURNETT,

Plaintiff,

No. 20-12413

v.

District Judge David M. Lawson
Magistrate Judge R. Steven Whalen

LOREATHA McGEE, CHRISTOPHER
BURNETT, LaDARIUS BURNETT-
SANFORD, ELIZAH DAVIS-BURNETT,
FARRAD AL-KINDI, WILLIAM BARR,
MATTHEW J. SCHNEIDER, FEDERAL
BUREAU OF INVESTIGATION, DEPT.
OF HEALTH AND HUMAN SERVICES,
CITY OF HIGHLAND PARK, JAMES
McGINNIS, DETROIT PUBLIC SCHOOL
HEADQUARTERS, DANA NESSEL, and
LAW OFFICES OF CHRISTOPHER
TRAINOR AND ASSOCIATES,

Defendants.

REPORT AND RECOMMENDATION

On August 28, 2020, Plaintiff Veretta Burnett filed a *pro se* civil complaint [ECF No. 1], along with an application to proceed without paying fees or costs (*in forma pauperis*, or “IFP”) [ECF No. 2]. By separate order, I have granted her petition to proceed IFP. The case has also been referred to me for screening under 42 U.S.C. § 1915(e)(2)(B), which, as a dispositive matter, requires me to proceed by Report and

Recommendation under 28 U.S.C. § 636(b)(1)(B). For the reasons discussed below, I

recommend that the Court *sua sponte* dismiss the complaint because it fails to state a claim and is frivolous.

I. STANDARD OF REVIEW

28 U.S.C. § 1915(e)(2)(B) provides as follows where a plaintiff has been granted leave to proceed IFP:

“Notwithstanding any filing fee, or any portion thereof, that may have been paid, the court shall dismiss the case at any time if the court determines that ... (B) the action or appeal—(i) is frivolous or malicious; (ii) fails to state a claim on which relief may be granted; or (iii) seeks monetary relief against a defendant who is immune from such relief.”

In *McGore v. Wrigglesworth*, 114 F.3d 601, 608 (6th Cir. 1997) (overruled on other grounds by *Jones v. Bock*, 549 U.S. 199 (2007)), the Sixth Circuit held:

“Unlike prisoner cases, complaints by non-prisoners are not subject to the screening process required by § 1915A. However, the district court must still screen the complaint under § 1915(e)(2) ... Section 1915(e)(2) provides us with the ability to screen these, as well as prisoner cases that satisfy the requirements of this section. The screening must occur even before process is served or the individual has had an opportunity to amend the complaint. The complaint must be dismissed if it falls within the requirements of § 1915(e)(2) when filed.”

A complaint fails to state a claim where, accepting the Plaintiff’s factual allegations as true, it does not state a plausible claim for relief. *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009). The Supreme Court in *Iqbal* described the concept of plausibility as follows:

“Determining whether a complaint states a plausible claim for relief will, as the Court of Appeals observed, be a context-specific task that requires the reviewing court to draw on its judicial experience and common sense. But where the well-pleaded facts do not permit the court to infer more than the mere possibility of misconduct, the complaint has alleged—but it has not ‘shown[n]’—‘that the pleader is entitled to relief.’” 556 U.S. at 679 (internal citations omitted).

A complaint may be dismissed as frivolous “where it lacks an arguable basis either in law or in fact.” *Neitzke v. Williams*, 490 U.S. 319, 325 (1989).

While *pro se* complaints are to be liberally construed, *Haines v. Kerner*, 404 U.S. 519, 520 (1972), they must nevertheless satisfy basic pleading requirements. *Wells v. Brown*, 891 F.2d 591, 594 (6th Cir. 1989).

II. DISCUSSION

Having been granted IFP status, Plaintiff’s complaint is subject to screening under 28 U.S.C. § 1915(e)(2)(B). Plaintiff’s complaint is 216 pages long, and it’s narrative can most charitably be described as fanciful. While I will not detail all of Plaintiff’s statements, many of which are difficult to follow, here is a representative sample:

-Attorney Shaw Cabot (who is employed by the Law Offices of Christopher Trainor and Associates) told Plaintiff in the children’s room of the Detroit Public Library that he was going to lie to a federal judge, and that he had been wearing the same suit for seven years. *Complaint*, ECF No. 1, PageID.3.

-There are two Osama Bin Ladens, one of whom apparently poses as Aaron Labarie, who are alive in Plaintiff’s apartment. *Id.*, PageID.5

-Plaintiff was arrested for drug paraphernalia in 2002. *Id.*, PageID.6.

-In 2002, Kim Jong Un was held in a secret detention facility in an abandoned McDonalds restaurant in Detroit. *Id.*, PageID.13.

-The Wayne County Department of Health and Human Services negligently removed Plaintiff's children from her custody. *Id.*, PageID.79.

-Plaintiff has worked with Hamid Karzi at his Boss Boost Mobile store in Pontiac. Hamid Karzi knew that Plaintiff found Osama Bin Laden Nos. 1 and 2 alive in the United States. *Id.* PageID.80.

-The City of Highland Park has allowed Kim Jong Un to operate a nail shop on Woodward Avenue. *Id.*, PageID.94.

And so on. Of course, the statements deriving from world events and the theories that various players such as Kim Jong Un and Osama bin Laden are living and working in the United States are frivolous on their face. Moreover, even if these statements were true, they are not connected to any federally recognizable claim for relief.

On the other hand, Plaintiff refers to an alleged assault by Highland Park police officer Sgt. Stevenson. *Id.*, PageID.94, as well as to actions of attorney Shawn Cabot. So Plaintiff does at least mention that she suffered excessive force at the hands of the Highland Park police. She also mentions attorney Shawn Cabot, the Christopher Trainor law firm, and Judge Marianne Battani. These assertions are clearly related to a previous lawsuit the Plaintiff filed in 2009, based on events that were alleged to have occurred in

November of 2007. See *Burnett v. City of Highland Park and Brenda Stevenson*, E.D.

Mich. No. 09-14238. In that case, Judge Battani dismissed the case on October 25, 2012, based on notification that the case had settled. *Id.*, ECF No. 87. Five years later, on July 27, 2017, Plaintiff filed an 88-page motion to reopen the case. *Id.* ECF No. 88. Judge Battani denied the motion on September 1, 2017, noting that the majority of Plaintiff's allegations had nothing to do with the 2009 lawsuit, and those allegations that did could not support reopening the case under Fed.R.Civ.P. 60(b). *Id.* ECF No. 89, PageID. 1572-1573.

On January 16, 2018, The Sixth Circuit denied Plaintiff's application to proceed IFP, finding that the Plaintiff "does not have a non-frivolous argument that the district court erred in denying her motion for relief from judgment," and added, "While Burnett does argue that her attorney withheld probative evidence and misled her to settle the dispute instead of proceeding to trial, these allegations do not constitute extraordinary circumstances justifying the reopening of a final judgment." The Court denied IFP "[b]ecause Burnett seeks review of frivolous issues." *Id.*, ECF No. 96, PageID.1634. On April 17, 2018, the Sixth Circuit affirmed Judge Battani's denial of the Rule 60(b) motion. *Id.*, ECF No. 96, PageID.1636-1637.

Undeterred, on August 31, 2020, Plaintiff filed yet another motion to reopen the 2009 case on August 31, 2020. *Id.*, ECF No. 98. Judge Battani denied that motion on September 3, 2020. *Id.*, ECF No. 99.

Again, the allegations regarding Plaintiff's relationship to various international personages are frivolous, and must be dismissed. In addition, her allegations connected to the 2009 case have been rejected by both Judge Battani (twice) and the Sixth Circuit. She settled that case in 2012, and it cannot be revisited in the guise of a separate lawsuit. Moreover, any claims arising out of the actions of Plaintiff's attorney in 2009 or 2012 would be barred by the statute of limitations. And in any event, she has not articulated any federally cognizable claim against her attorney.

Finally, Plaintiff alludes to negligence on the part of the Wayne County in removing her children from her custody. Apart from the fact that this bare-bones allegation is unaccompanied by any facts that would support a plausible claim under *Iqbal*, this Court does not have subject matter jurisdiction to hear a state law claim of negligence.

III. CONCLUSION

I recommend that the Court *sua sponte* dismiss this complaint under 42 U.S.C. § 1915(e)(2)(B).

Any objections to this Report and Recommendation must be filed within fourteen (14) days of service of a copy hereof as provided for in 28 U.S.C. §636(b)(1) and E.D. Mich. LR 72.1(d)(2). Failure to file specific objections constitutes a waiver of any further right of appeal. *Thomas v. Arn*, 474 U.S. 140, 106 S.Ct. 466, 88 L.Ed.2d 435 (1985); *Howard v. Secretary of HHS*, 932 F.2d 505 (6th Cir. 1991); *United States v. Walters*, 638

~~F.2d 947 (6th Cir. 1981). Filing of objections which raise some issues but fail to raise~~

others with specificity will not preserve all the objections a party might have to this Report and Recommendation. *Willis v. Secretary of HHS*, 931 F.2d 390, 401 (6th Cir. 1991); *Smith v. Detroit Fed'n of Teachers Local 231*, 829 F.2d 1370, 1373 (6th Cir. 1987).

Within fourteen (14) days of service of any objecting party's timely filed objections, the opposing party may file a response. The response shall be not more than twenty (20) pages in length unless by motion and order such page limit is extended by the court. The response shall address specifically, and in the same order raised, each issue contained within the objections.

Date: September 16, 2020

s/R. Steven Whalen
R. Steven Whalen
United States Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was sent to parties of record on September 9, 2020 electronically and/or by U.S. mail.

s/Carolyn M. Ciesla
Case Manager

Court received notice that the Parties had reached a settlement, and the case was dismissed on October 25, 2012. (Doc. 87).

On July 27, 2017, Burnett filed the present motion seeking additional "monetary compensation" and various other forms of relief on the basis of alleged "domestic terrorism" by the City of Highland Park. (Doc. 88, pp. 2-3).

II. ANALYSIS

As addressed above, although Burnett fails to specify the law and/or court rule on which her motion is based, the Court construes this motion as a request for relief under Rule 60(b) of the Federal Rules of Civil Procedure. In particular, because more than one year has passed since the entry of the order of dismissal, the motion will be construed as seeking relief under Rule 60(b)(6), which provides that the court may relieve a party from a final order for "any other reason that justifies relief." Fed. R. Civ. P. 60(b)(6). A movant seeking relief under Rule 60(b)(6) must show "extraordinary circumstances" justifying the reopening of a final judgment. Gonzalez v. Crosby, 545 U.S. 524, 535, 125 S. Ct. 2641, 2649, 162 L. Ed. 2d 480 (2005).

The vast majority of Burnett's allegations have no bearing on her 2009 lawsuit against the City of Highland Park and Brenda Stevenson. Whether or not these exogenous claims could form the basis of a separate lawsuit, they provide no support for Burnett's request to reopen the 2009 case. Accordingly, the Court declines to address the merits of allegations unrelated to the 2009 lawsuit.

With regard to the allegations that do pertain to the 2009 lawsuit, Burnett contends that her attorneys (i) withheld probative evidence, such as a videotape of the alleged assault, and (ii) misled her to settle the dispute, as opposed to proceeding to

trial. These assertions cannot support a motion to reopen under Rule 60(b)(6). Although Burnett contends that her attorneys made strategic mistakes, she does not dispute that she agreed to settle the case in 2012. Again, whether the present allegations could support a separate claim against Burnett's former attorneys, they are not the sort of "extraordinary circumstances" that would justify reopening the 2009 case.

III. CONCLUSION

For the reasons set forth above, Plaintiff's motion to reopen (Doc. 88) is **DENIED**.

IT IS SO ORDERED.

Date: September 1, 2017

s/Marianne O. Battani

MARIANNE O. BATTANI
United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Order was served upon counsel of record via the Court's ECF System to their respective email addresses or First Class U.S. mail to the non-ECF participants on September 1, 2017..

s/ Kay Doaks

Case Manager

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

VERETTA BURNETT,

Plaintiff,

Case Number: 09-14238

v.

HON. MARIANNE O. BATTANI

CITY OF HIGHLAND PART, and BRENDA
STEVENSON,

Defendants,

and

BRENDA STEVENSON,

Counterplaintiff,

v.

VERETTA BURNETT,

Counterdefendant.

ORDER DENYING PLAINTIFF'S MOTION

This matter is before the Court on Veretta Burnett's Motion to Compel, Reopen and Reconsider (ECF No. 98). This is Burnett's second such request--the first, made five years after this case was dismissed. The Court construed the first request as a Rule 60(b) motion and denied relief, and the Sixth Circuit Court of Appeals denied her appeal. The Court similarly construes this motion as a request for relief under Rule 60(b) of the Federal Rules of Civil Procedure.

In her Complaint, Burnett alleged a deprivation of her Constitutional rights and various state law violations arising from a November 5, 2007 arrest and detainment at the Highland Park police station. (ECF Nos. 1, 63). The parties eventually settled this action, and it was dismissed on October 25, 2012. (ECF No. 87). On August 31, 2020, Burnett filed the present motion seeking additional “monetary compensation” and various other forms of relief.

Because the Court construes this motion as a request for relief under Rule 60(b), the only subsection available to Burnett, given the passage of time since the entry of the order of dismissal, is Rule 60(b)(6). It authorizes a court to relieve a party from a final order for “any other reason that justifies relief.” Fed. R. Civ. P. 60(b)(6). To satisfy the rule, a movant must show “extraordinary circumstances” justifying the reopening of a final judgment. Gonzalez v. Crosby, 545 U.S. 524, 535 (2005).

Burnett cannot meet the standard. “[C]ourts must apply Rule 60(b)(6) relief only in unusual and extreme situations where principles of equity mandate relief.” Moreland v. Robinson, 813 F.3d 315, 327 (6th Cir. 2016) (quotation omitted). The bulk of her allegations are unrelated to her 2009 lawsuit against the City and Stevenson, and they provide no grounds to support her request to reopen the 2009 case. Therefore, the Court **DENIES** the motion.

IT IS SO ORDERED.

s/Marianne O. Battani
MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE

Dated: September 3, 2020

CERTIFICATE OF SERVICE

Copies of this Order were served upon counsel of record on this date by ordinary mail and/or electronic filing.

Kristen C. MacKay
Case Manager

FILED
CATHY M. GARRETT
WAYNE COUNTY CLERK

2019 DEC -4 A 9:54

1. In the matter of: (name(s), alias(es), DOB)
DOB:

Elizabeth Burnett 9/30/04
Farrah Al-Kindi 10/12/2008

REQUEST

2. I request that a judge review the referee recommendations in this matter entered on

12/4/2019
Date

3. Grounds for review are as follows: *Judge Mona Yossouf abused her judicial discretion by showing judicial notice of my 2 federal cases at the end of my case rather than the beginning of my case. Her/mona yossouf abuse of discretion allowed the social workers to "pre-jure" themselves on record, denying me procedural fairness & substantial due process*
ATTACHED are the records I bought to Judge Mona Yossouf at the beginning of my case, ~~where~~ I was called delusional regarding the facts.

Signature

BB

Date

Name (type or print)

Vera H. Burnett

Address

16660 Greenfield
Detroit, Michigan 48235

(313)675-3565

City, state, and zip

Telephone no.

NOTE: This request must be filed with the court within 7 days after the conclusion of the inquiry or hearing or within 7 days after the issuance of the referee's written recommendation (as stated in item 2 above), whichever is later.

ORDER

IT IS ORDERED that the referee's recommendations referred to above are
 stayed pending decision on this review. modified as follows:

ate

Judge

Bar no.

Do not write below this line - For court use only

88

Eastern District.

⑥ A REBUTTAL from the United States Court

ME AM EXTENDING ON MY WRIT OF CERTIORARI.

STATE'S SUPREME COURT - JUSTICE KAGAN - GRANTING

ASIANA B70 LADER. ⑦ A LETTER from the United

OF MICHIGAN SOUTHERN DIVISION DEPARTMENT REGARDING

⑧ UNITED STATES DISTRICT COURT + EASTERN DISTRICT

EVIDENCE WAS PRESENTED TO MUNA YUSEF IN THE FORM

IN JULY 7, 2018 WHEN FOR THE 3RD TIME EQUITY

MUNA YUSEF'S FAILURE TO TAKE JUDICIAL NOTICE

THE DEFENSE (COURT, AND SOCIAL WORKERS IN THIS CASE).

GENSTITUTIONAL DUTY TO REVEAL EQUITY/EQUITY EVIDENCE OF

AS A MOTHER OF DUE PROCESS, THE "STOLE" HAS THE

(WHICH WAS PROVIDED TO THE COURT AND JUDGE KARANOOGH)

DUITY IS TO DISCLOSE EQUITY/EQUITY EVIDENCE

THE GATE'S PROSECUTOR (IN THIS CASE THE JUDGE)

IN UNITED STATES V. KUZ 536 U.S. 622 -

RIGHTS, OF DUE PROCESS, IS PROCEEDED DUE PROCESS.

ACQUAINT MUNA YUSEF, FOR DENYLING MY SUBSTANTIAL

I VERE THE BUREAU AM HAVING THIS APPEAL

②

Mona Yusef didn't take judicial notice of my TERRORISM CASES Regarding: OSAMA Bin Laden, Kim Jong Un, & Vladimir Putin until Sept. 2019. HER FAILURE to direct the Social WORKER ^{Federal} presiding over my CASE to USE my Deposition about OSAMA bin Laden, and my CASE 17-2170 AS EXONERATORY EVIDENCE to my mental Health. INSTEAD, Mona Yusef allowed THE psychiatrist and THE social workers to deny EXONERATORY EVIDENCE into my mental Health.

Under these circumstances I'm asking for a new trial and my children be returned to me. Mona Yusef abuse of Discretion has severely injured my CASE in the matter of: Elizah Burnett & Farrah Atkindi..

In fact Judge Cavanaugh also showed ABUSE OF DISCRETION, when I Filed a Request and Order for Review of Referee

3. Attached to the Request and Order for Review
of Referee Recommendation was a Federal
United States District Court Eastern District
of Michigan - Deposition about Osama bin Laden
Taken by Highland Park Municipality.

Mona Yusef abused her Discretion by
Failing to Direct the Social Workers, & Psychiatrist
to USE my Exculpatory Evidence when it
comes to my Mental Health.

THE Court stated it took my kids, because
"I WAS talking about Osama bin Laden,
Kim Jong Un. THE Court stated I WAS "delusional"
for those reasons, when in fact I had
Exculpatory Evidence to prove I HAVE 2
Federal CASES Regarding Osama Bin Laden

& Kim Jong Un. Mona Yusef abuse of discretion
caused me to ^{lose} ~~lose~~ ~~my~~ children.

The Judge Mona Yusef said I was delusional
when she had Exculpatory Evidence to "Doubt" ~~the~~

④ I was telling the truth about Kim Jong Un
being in America & Osama Bin Laden.

In which case Ms. Dennis, Ms. Winters, &
Angela Lewis written therapy meetings need to
be thrown out or re-called before the court.
BECAUSE mona yusef failure to introduce
Exculpatory Evidence to the "WORKERS" over my case
Each worker was allowed to call me "Delusional"
although I GAVE them exculpatory evidence on
behalf of my mental Health, mona yusef is violating
my 14th Amendment right to substantive due
process which is protection from Arbitrary &
unreasonable action ~~by~~ state officials.
and procedural due process which is procedural
fairness (Geddes v. Northwest Missouri State College
4973d 426 (8th Cir. 1995)

BECAUSE THE exculpatory evidence showed
factual innocence to my mental Health, it should have
been disclosed at the beginning of the trial, with
Judge mona yusef taking judicial notice of my
federal cases at the beginning of the case, instead
she waited until the end of the trial, allowing
every worker to come to court and say I'm
delusional Because I'm fighting ~~the~~ 2 federal cases

and a Kidnap case involving Qari Bilal when Vladimir Putin was in Highland Park Michigan.

THE WORKERS WERE IN FACT MIS-INFORMED
BY MONA YUSEF ABOUT HOW TO HANDLE MY CASE.
WHILE AS A FACT FINDER WILL PROVE MY MENTAL
HEALTH TO BE IN GOOD CONDITIONS, AS MY CASE MOVED
TO THE UNITED STATES SUPREME COURT, IN WHICH
ONE CASE #14238 POLICE SRGT. BRENDA STEVENSON
WAS INDICTED FOR LYING TO THE F.B.I. AND USING
EXCESSIVE FORCE, WHICH RESULTED IN THE DEPOSITION
ABOUT OSAMA BIN LADEN, WHICH RESULTED IN
FEDERAL CASE #17-2170 FINDING KIM JONG UN
SECRET DETENTION. BECAUSE MONA YUSEF VIOLATED MY RIGHT TO DUE
PROCESS SHE VIOLATED WHAT IS KNOWN AS:
THIS IS KNOWN AS INCORPORATION DOCTRINE, IS A
CONSTITUTIONAL DOCTRINE THROUGH WHICH THE FIRST
TEN AMENDMENTS OF THE UNITED STATES CONSTITUTION
ARE MADE APPLICABLE TO THE STATES THROUGH
THE DUE PROCESS CLAUSE OF THE FOURTEENTH
AMENDMENT, WHICH IS GROUNDS FOR A NEW TRIAL,
AND RETURN OF MY CHILDREN BACK TO MY CUSTODY
I COMPLETED ALL THE CLASSES, & DRUG TEST.



Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001

June 29, 2018

Scott S. Harris
Clerk of the Court
(202) 479-3011

Ms. Veretta Burnett
701 Covington #E2
Detroit, MI 48203

Re: Veretta Burnett
v. City of Highland Park, Michigan, et al.
Application No. 18A9

Dear Ms. Burnett:

The application for an extension of time within which to file a petition for a writ of certiorari in the above-entitled case has been presented to Justice Kagan, who on June 29, 2018, extended the time to and including October 18, 2018.

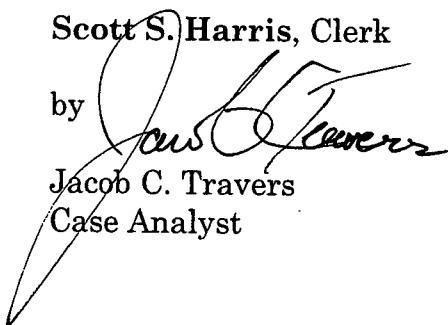
This letter has been sent to those designated on the attached notification list.

Sincerely,

Scott S. Harris, Clerk

by

Jacob C. Travers
Case Analyst



UNITED STATES DISTRICT Court
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

COPY

VERETTA BURNETT,

Plaintiff Counter-Defendant,

vs.

Case No. 2:09 cv-14238

CITY OF HIGHLAND PARK,

Defendant,

and

BRENDA STEVENSON,

Defendant Counter-Plaintiff.

DEPOSITION OF VERETTA BURNETT

Taken by the Defendants on the 16th day of February, 2011,
at the law offices of James W. McGinnis, 985 E. Jefferson,
Suite 100, Detroit, Michigan at 1:00 p.m..

APPEARANCES:

For the Plaintiff:

SHAWN C. CABOT, P-64021
Christopher Trainor & Associates
9750 Highland Road
White Lake, Michigan 48386
(248) 886-8650

For the Defendants: JAMES W. MCGINNIS, P-29323
James W. McGinnis, P.C.
985 E. Jefferson, Suite 100
Detroit, Michigan 48207
(313) 446-9582

REPORTED BY:

Debra D. McGinnis, CSMR 2995
Certified Stenomask Reporter
(313) 570-4410

1 BY MR. MCGINNIS (continuing):

2 Q Residing with you on a permanent basis?

3 A No.

4 Q Okay.

5 You had occasional male visitors, is that
6 correct?

7 A Yes.

8 Q And who was that?

9 A People that's in the Bin Laden video.

10 Court REPORTER: I'm sorry. The people?

11 WITNESS: In the Bin Laden video.

12 MR. MCGINNIS: In the Bin Laden video.

13 WITNESS: Yes.

14 BY MR. MCGINNIS (continuing):

15 Q They were staying at your house? I mean, they would
16 come and go at your house?

17 A Yes.

18 Q And the Bin Laden video, what is that?

19 A The terrorists video, the Bin Laden videos, you know,
20 when Bin Laden come on and they got the people lined
21 up, with him, sitting on the floor, while he giving his
22 speech.

23 Q Oh, okay.

24 These same people in the people would come
25 through your house?

1 A Yes.

2 Q To visit whom?

3 A Me.

4 Q Okay.

5 And what is your connection with the
6 terrorists who associated with Bin Laden?

7 A I use to dance at 007. I use to be a dancer. Oh, I
8 forgot about that. I'm sorry.

9 That was one of my employments in 2001.

10 Q Okay.

11 A Sorry.

12 Q That's fine.

13 And where did you dance?

14 A 007.

15 Q And where is that located?

16 A Detroit, 7 Mile, Outer Drive.

17 Hot Tamales, All Stars.

18 Q The what All Stars?

19 A All Stars.

20 Q All Stars.

21 A Uh-huh.

22 Q And what kind of dancing --

23 A The Tycoon.

24 Q Tycoon is another establishment?

25 A Yes, sir.

1 MR. CABOT: I'll just object to relevance.

2 Go ahead and answer.

3 BY MR. MCGINNIS (continuing):

4 Q What type dancing was this?

5 A Topless entertainment.

6 Q And how long were you employed by 007 and Tycoon?

7 A Well, for all of my -- I had to dance, maybe about, a
8 year. Maybe a year, maybe on and off for a year and a
9 half, something like that. But I know I didn't dance
10 no more than two to three years. I didn't dance that
11 long.

12 Q All right.

13 I'm trying to see how the people in the video
14 with Bin Laden --

15 A Because they --

16 Q -- got to be visitors at your home. Explain that.

17 A Okay.

18 I'm a Muslim, with the Nation of Islam. I
19 really was, use to be a good girl. I use to go to the
20 church, go to the Mosque, but somehow or another I got
21 -- I started dancing when somebody had beat my baby's
22 father and put him in a coma. We was together for
23 seven years, but then once somebody had beat him almost
24 half to death, I didn't have no way to take care of me
25 and my three kids. So, I started dancing.

1 Q Okay.

2 You had economic motivation to do that.

3 Who beat your child's father?

4 A I have no idea.

5 Q And who is the child's father that was beaten?

6 A Christopher and Darios. We was together from, like, I
7 was seventeen to twenty-four. For some -- he went to
8 Mt. Clemens and --

9 Q How do you spell Mr. Darios' last name?

10 A Sanford.

11 Q Oh, Stanford?

12 A Sanford, Christopher Sanford, is the father.

13 Q Okay.

14 All right.

15 So, the terrorists in the video with Bin
16 Laden, how did they get to your house?

17 A Because when I was first dancing at Hot Tamales, some
18 man came in and he was drawing pictures of me and I
19 asked him what was he drawing. And he say he was
20 drawing my aura, and I didn't know what that mean. And
21 then the next day they came in again and they was
22 showing me a picture of some men in the cage, in the
23 cage, and he asked me would I take care of the fathers?
24 And I said, yeah. And I gave him thirty dollars off my
25 G-string, and then they just kept coming back.

So, -- because they would come to Hot Tamales, I would go to another club, like 007 or Tycoon, but eventually, there was no more clubs for me to go to, so, I stopped dancing.

By that time, I was using drugs.

Q You would give them drugs?

A I was using drugs.

Q Oh, you were using drugs.

MR. CABOT: Objection, relevance.

BY MR. MCGINNIS (continuing):

Q Okay.

A Sorry.

Q I don't know how you could object to the relevance, if I didn't ask the question.

MR. CABOT: I know you're going to though,
Jim.

I'll just put the objection out there right now.

MR. MCGINNIS: Okay.

MR. CABOT: My crystal ball may not always work, but, I think it probably will.

BY MR. MCGINNIS (continuing):

Q I'm still struggling with --

Now, when you say the Bin Laden tape, you mean the tape, allegedly, or supposedly, made in the

1 caves over in Afghanistan? That Bin Laden?

2 A Yes.

3 Q Okay.

4 So, the people in the tape with Bin Laden in,
5 perhaps, Afghanistan, would come to the club and ask
6 you for a donation, is that correct?

7 A He asked me would I take care of the fathers? And I
8 told him, yeah, and I gave him some money off of my
9 belt.

10 Q The fathers? Did you know -- what did you interpret
11 the fathers to mean?

12 A Well, he showed me a picture of some men in a cave,
13 like, it was, like, it was, like, towels and stuff or
14 garments wrapped around they waists, and stuff. They
15 asked me would I take care of the fathers and I looked
16 at them. I'm a Muslim and they looked, you know, like
17 Arabs or something. So, I said yeah, and I gave them
18 some money.

19 Q Okay.

20 How many different occasions?

21 A Just one. Just that once.

22 Q Just the one time?

23 A Yes.

24 Q Now, how did the people get to your house though?

25 A Oh, this has been a long duration.

MR. CABOT: I've already objected to relevance. Can I get a continuing objection or just nail that down?

MR. MCGINNIS: Yeah.

BY MR. MCGINNIS (continuing):

A So what?

MR. CABOT: Go ahead and answer.

BY MR. MCGINNIS (continuing):

9 A Since 2001, when I was dancing, they had been following
10 me and that's why in 2005, I had called Christopher
11 Hess. I was telling him about the video tapes and
12 everything that I had knew.

o Okay.

14 So, the men in the tapes would -- Bin Laden
15 had been following you?

A Yes.

Q Or some different persons?

A I'm going to say both.

Q Okay.

20 But how did they get to your house, is the
21 question?

A Because they been following me.

MR. CABOT: Object, speculation.

If you know, don't --

BY MR. MCGINNIS (continuing):

1 Q Okay.

2 How many times did they come to your house?

3 A On different occasions?

4 Q Yes, how many times?

5 A Maybe four or five.

6 Q Okay.

7 Did you give them money?

8 A No, they gave me money to sleep with them.

9 Q Oh, I see. Okay.

10 So, taking care of the fathers, had to do
11 with sex or donation for some cause?

12 MR. CABOT: Object to the form.

13 BY MR. MCGINNIS (continuing):

14 A They didn't explain.

15 Q They didn't explain.

16 You don't know?

17 A No.

18 Q Okay.

19 Okay.

20 Now, you mentioned Hot Tamales, is that
21 another topless club?

22 A Yes, sir.

23 Q I assume you also worked there, is that a fair
24 assumption?

25 A Yes, sir.

1 Q Okay.

2 How long did you work at Hot Tamales?

3 A Well, I didn't there, like, on a consistent basis, you
4 know. When you have a dance license, you can go to any
5 club you want to go to. You don't have to work there
6 every night. So, I worked there some nights, some
7 nights I didn't. Maybe on a total of nine months.

8 Q Okay.

9 And Hot Tamales is on Eight Mile in Detroit?

10 A Yes, sir, Eight Mile and, I think, Livernois.

11 MR. MCGINNIS: Just for the record, I get my
12 car washed there, next door.

13 MR. CABOT: And for the record, I was
14 wondering how you knew that it was there.

15 MR. MCGINNIS: The car wash next door.

16 BY MR. MCGINNIS (continuing):

17 Q Okay.

18 Let's go to the incident of November the 5th
19 of 2007, correct?

20 A Yes.

21 Q Now, you got into an altercation with someone earlier
22 that day, is that correct?

23 A Yes.

24 Q Okay.

25 Now, from the records that I've read, it

Court Name: Eastern District of Michigan
Division: 2
Receipt Number: DET110647
Cashier ID: rbogges
Transaction Date: 01/30/2018
Payer Name: VERNETTA BURNETT

APPEAL NOTICE

For: VERNETTA BURNETT
Case/Party: D-MIF-2-09-CV-014230-000
Amount: \$505.00

Paper Check Conversion

Remitter: VERNETTA BURNETT
Check/Money Order Num: 6981233177
Amt Tendered: \$500.00

Paper Check Conversion

Remitter: VERNETTA BURNETT
Check/Money Order Num: 6981233178
Amt Tendered: \$5.00

Total Due: \$505.00

Total Tendered: \$505.00

Change Amt: \$0.00

Only when bank clears the check or
verifies credit of funds is the fee
or debt officially paid or
discharged. A \$53.00 fee will be
charged for any payment returned or
denied for insufficient funds.

Federal appeal regarding terrorism

Shawn C. Cabot
Amy J. DeRouin
Ryan A. Ford
Susan J. Fronrath
Timothy M. Hartner
Thomas F. Norton
Gary B. Perkins
Christopher J. Trainor

Of Counsel:
Shawn J. Coppins
Vincent M. Farougi

LAW OFFICES OF
**CHRISTOPHER TRAINOR
& ASSOCIATES**



9750 Highland Road
White Lake, Michigan 48386

Tel (248) 886-8650
Toll Free (800) 961-8477
Fax (248) 698-3321
MichiganLegalCenter.com

January 9th, 2012

Veretta Burnett
900 Whitmore, Apt. 203
Detroit, Michigan 48203

RE: Veretta Burnett v City of Highland Park
09-14238

Dear Ms. Veretta Burnett:

Enclosed please find a copy of your deposition transcript in regard to the above-referenced matter.
Thank you for your attention to this matter.

Very truly yours,
CHRISTOPHER TRAINOR & ASSOCIATES

s/ Robin Woodhull

Robin Woodhull
Legal assistant to Shawn C. Cabot, Esq.

SCC/rrw
Enclosure (193 pages)

P011683 C000612

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

Deborah S. Hunt
Clerk

100 EAST FIFTH STREET, ROOM 540
POTTER STEWART U.S. COURTHOUSE
CINCINNATI, OHIO 45202-3988

Tel. (513) 564-7000
www.ca6.uscourts.gov

Filed: February 7, 2018

Ms. Veretta Burnett
701 Covington Drive
Apartment E2
Detroit, MI 48203

Mr. James W. McGinnis
Law Office
985 E. Jefferson Avenue
Suite 100
Detroit, MI 48207-0000

Re: Case No. 17-2170, *Veretta Burnett v. City of Highland Park, MI, et al*
Originating Case No. : 2:09-cv-14238

Dear Ms. Burnett and Counsel:

The briefing schedule for this case has been reset and the briefs listed below must be filed with the Clerk's office no later than these dates. The appellant must serve his brief by mailing it to all opposing counsel.

Appellee's Brief
Appendix (if required by 6th
Cir. R. 30(a) and (c))

Filed electronically by **March 9, 2018**

Appellant's Reply Brief
(Optional Brief)

Mailed 17 days after
the appellee's brief

**Do not staple, paper clip, tab or bind pro se motions or briefs sent to the Clerk's office --
these documents are scanned and staples etc. create paper jams.**

I Veretta Burnett am filing this Writ of Certiorari because the Domestic Terrorism is still continuing . Just as I had reported Osama Bin Laden whereabouts and was deposition in accordance to the whereabouts of Bin Laden , now its Mullah Krekar and 36 other said terrorists that are in Detroit Michigan and most of them I worked alone side them in the Grocery stores .

In 2007 I faced a police brutality because I went to the FBI about Osama Bin laden . Because the chief of police in Highland Park was living in the same apartment building complex as Bin Laden . Officer Stevenson was indicted by the FBI for lying to the FBI and using excessive force. What we've heard about Bin laden being in Pakistan is a complete falsehood. I am pleading my case because for 10 years I have been reporting to the FBI the whereabouts of Mullah Krekar and his associates , he works at Farmer John Grocery store at 9731 Gratiot and Harper in Detroit Michigan. He is no longer in Norway. The same incidents have been repeating themselves over and over again in Highland Park Michigan, with Kim JONG UN at 12027 Woodward . Whereas I am left indigent because of the police brutality and because of the willful misconduct of my lawyer Sean Cabot I accepted a bold and fraudulent settlement based off the word of the my lawyer . Sean Cabot lied to me saying we were coming back to court in the matter of the police brutality and that the settlement was just for now until he came back with the copy of my brutality on Disc. The reason the copy of my brutality is important is because the police knew that Terrorism was going on , and that Chief Caldwell had been living in the same apartment complex as Osama Bin laden , and because I went to the FBI regarding the issue I was brutality beaten in the face and handcuffed in a crucifix as If I was a Guantanamo bay prisoner . This case is not just about money it's about the continuing

Terrorism that exist in Detroit and Highland Park Michigan. Also , moreover Kim Jong UN mother opened a Beauty Supply store in Detroit called the UN beauty supply store . She told me Kim JONG UN just shit all over the floor , because in 2002 I was arrested for coming out of his secret detention in an abandoned McDonalds on Conner's and Peck. The Nation is facing grave terrorism because its being covered up by Police officers like srgt. Stevenson and Highland park Police and Detroit police – The ones that arrested me for coming out of KIM JONG Un secret Detention. Kim Jong UN has been in America every since former President George Bush 43 gave the 7 state sponsors of Terrorism speech . North Korea was on the list . As far as I know the KKK had invested in the UN beauty Supply store as far as my information goes to how he got into America . I have a Bachelor degree in Criminal Justice as I should be with my peers dealing with this case instead Im treated like a criminal of Guantanamo bay . I've been forced out of work because I reported Mullah Krekar – that's a whistle blower lawsuit yet I cant find any attorney to help me because of the way Ive been blackballed in Detroit Michigan . You cannot under-estimate the KKK because they have enslaved Black people for 400 years as the White Anglo Saxon Protestant(WASP) . I am asking that my case be re-opened and compel Highland Park to pay me justly for the work I have done -finding KIM JONG Un and Mullah Krekar - Whom the FBI is looking for as we speak . The Meat of my case is finding most wanted Terrorist in Detroit and Highland Park Michigan and I did my part as a citizen of this country . But as a citizen I should not be dirt poor with the work I have done . I have faced poverty head on as I still report to the FBI the whereabouts of these terrorist , without becoming a terrorist . I can go on and on but I would rather stick to the facts of what I am asking the United States Supreme Court to do . Legally Highland Park and Detroit Michigan

should be paying me for cleaning up their mess : Instead I'm looked at as a criminal and treated as such .

US code 18 ss 2331 Grand Jury is looking to me .
Everyone wants to cover up the truth but the facts are here in this writ . The willful misconduct of my lawyer has left me poor . Although the work I've done I should be rich in

spirit and as a citizen of America the United States of America . You can call me the cleaner . I go in after obtaining jobs and find these men out of place and they are most wanted Terrorist .

The FBI gets paid to do this job . But me I'm suppose to work for free . Like I'm still a slave . Slavery ended some 50 years ago , but I find myself being a slave to the FBI and to the KKK . I was born in 1975 in Highland Park Michigan everyday for 12 years . I have 5 children to care for . I would have never accepted that deal that Sean Cabot came to me with had I known we was not coming back to court . US code 18 ss 2331 sub (4) The term act of war means any act occurring in the course of declared war armed conflict whether or not war had been declared between 2 or more nations . Highland park and Detroit Police are committing that crime . They know Kim Jong Un was in that abandoned McDonald's yet they covering it up .

US code 18 sub 2331 sub (5) domestic Terrorism involves acts dangerous to human life that are violations of the criminal laws of the United States or of any state . (Like whats going on in Detroit and Highland park Michigan) if it appears to intimidate or coerce a civilian population or to influence the government by intimidation or coercion to affect the conduct of the Government by mass destruction or kidnap , and assassination - if it occurs primarily within the territorial jurisdictions of the United States .

FAMILY CARE NETWORK

This is to certify that

Veretta Burnett

August 27, 2018

Cherylna Lewis

Vice President

Ms. B

Facilitator

Court address: 1025 East Forest, Detroit, MI 48207

Court telephone no.: 313-833-5600

1. In the matter of: (name(s), alias(es), DOB Farrad Ali Al-Kindi; Elizah Burnett-DOB 10/12/2008; 09/30/2004

REQUEST

2. I, VERETTA BURNETT,
Name declare my intent to appeal from the order entered on

12/4/2019 in the Third Judicial Circuit Court by Hon. CAVANAGH

54872
Bar no.

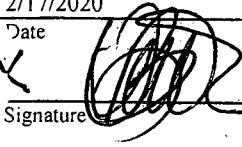
3. I understand I have the right to be represented by an attorney. I am unable to pay fully for the services of an attorney and for the cost of transcripts and have completed the Financial Schedule on the other side of this form.

4. I request an attorney be appointed by the court and the cost of transcripts be waived. I understand I may be ordered to reimburse the court for all or part of the attorney fees and transcript costs.

5. I authorize the court to investigate and obtain any further relevant information from my employer, creditors, the Department of Human Services, the Social Security Administration, and others who have knowledge of my financial circumstances for purposes of aiding the court in determining my eligibility for the appointment of an attorney and waiver of costs of transcripts.

2/17/2020

Date

Signature 

VERETTA BURNETT

Name (please print)

16600 GREENFIELD

Address

DETROIT, MI 48235

City, state, and zip

2020 FEB 21 A 9:29
CATHY GARNETT, ED
WAYNE COUNTY CLERK
313-675-3565
Telephone no.

ORDER

IT IS ORDERED:

6. The request for appointed counsel is denied because _____.

7. _____ is appointed to represent the requesting party to conduct an appeal. The court reserves the right to order reimbursement for attorney fees and transcript costs.

8. _____, court reporter/recorder, R number _____, shall furnish the transcript required by counsel for these appellate proceedings and the reporter/recorder shall be compensated for the transcripts as provided by law.

9. IT IS FURTHER ORDERED: _____

ate

Judge

Bar no.

Do not write below this line - For court use only

USE NOTE: This form is not to be used for
quests and orders for appellate counsel after
termination of parental rights. See form JC 84.

APPENDIX 47a

Complete this Financial Schedule if you are seeking a court-appointed attorney.

FINANCIAL SCHEDULE

RESIDENCE

Rent Own Live with parents Room/Board

MARITAL STATUS

Single Married Divorced Separated Dependents:

Number _____

3. INCOME a. Employer name and address

b. Length of employment

c. Average of pay

weekly monthly every two weeks

Gross: _____

Net: _____

Other income State monthly amount and source, such as DHS, VA, rent, pensions, spouse, unemployment, child support, etc.

4. ASSETS State value of car, home, bank deposits, bonds, stocks, etc.

OBLIGATIONS Itemize monthly rent, installment payments, mortgage payments, child support, etc.

REIMBURSEMENT I understand that I may be ordered to reimburse the court for all or part of my attorney and defense costs.

I declare under penalty of contempt of court that the above information is true to the best of my information, knowledge, and belief.

e

Signature

KAREN Y. BRAXTON
JEROME C. CAVANAGH
CHRISTOPHER D. DINGELL

LISA M. NEILSON
JUDGE OF PROBATE

FRANK S. SZYMANSKI
JUDGE OF PROBATE



TIMOTHY M. KENNY
CHIEF JUDGE

EDWARD J. JOSEPH
PRESIDING JUDGE

RICHART L. SMART, III
DEPUTY COURT ADMINISTRATOR
JUVENILE SECTION

**THE CIRCUIT COURT
FOR THE THIRD JUDICIAL CIRCUIT OF MICHIGAN
FAMILY DIVISION - JUVENILE**

3/13/2020

CASE NAME In The Matter Of Elizah Burnett
CASE NO. 09-151180-DS; 07-474207N-Jacket

Dear VERETTA BURNETT:
16600 GREENFIELD
DETROIT MI 48235

Your request for appellate counsel has been granted. The following Attorney has been appointed to represent you.

Attorney SHARON JONES P57113
Phone No. 313/309-7021

Respectfully,

(s) QUESHIA WILSON
Clerk

c: File

LINCOLN HALL OF JUSTICE
1025 E. Forest
Detroit, Michigan 48207
(313) 833-5600
FAX: (313) 833-1787

4202-3CC Client Letter

CLINIC FOR CHILD STUDY
1025 E. Forest
Detroit, Michigan 48207
(313) 833-2800
FAX: (313) 833-2841

**COLEMAN A. YOUNG
MUNICIPAL CENTER**
2 Woodward Avenue
Detroit, Michigan 48226
(313) 224-5260
FAX: (313) 224-6070

UNITED STATES DISTRICT Court
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

COPY

VERETTA BURNETT,

Plaintiff Counter-Defendant,

vs.

Case No. 2:09 cv-14238

CITY OF HIGHLAND PARK,

Defendant,

and

BRENDA STEVENSON,

Defendant Counter-Plaintiff.

DEPOSITION OF VERETTA BURNETT

Taken by the Defendants on the 16th day of February, 2011,
at the law offices of James W. McGinnis, 985 E. Jefferson,
Suite 100, Detroit, Michigan at 1:00 p.m..

APPEARANCES:

For the Plaintiff:

SHAWN C. CABOT, P-64021
Christopher Trainor & Associates
9750 Highland Road
White Lake, Michigan 48386
(248) 886-8650

For the Defendants: JAMES W. MCGINNIS, P-29323
James W. McGinnis, P.C.
985 E. Jefferson, Suite 100
Detroit, Michigan 48207
(313) 446-9582

REPORTED BY:

Debra D. McGinnis, CSMR 2995
Certified Stenomask Reporter
(313) 570-4410

1 BY MR. MCGINNIS (continuing) :

2 Q Residing with you on a permanent basis?

3 A No.

4 Q Okay.

5 You had occasional male visitors, is that
6 correct?

7 A Yes.

8 Q And who was that?

9 A People that's in the Bin Laden video.

10 Court REPORTER: I'm sorry. The people?

11 WITNESS: In the Bin Laden video.

12 MR. MCGINNIS: In the Bin Laden video.

13 WITNESS: Yes.

14 BY MR. MCGINNIS (continuing) :

15 Q They were staying at your house? I mean, they would
16 come and go at your house?

17 A Yes.

18 Q And the Bin Laden video, what is that?

19 A The terrorists video, the Bin Laden videos, you know,
20 when Bin Laden come on and they got the people lined
21 up, with him, sitting on the floor, while he giving his
22 speech.

23 Q Oh, okay.

24 These same people in the people would come
25 through your house?

1 A Yes.

2 Q To visit whom?

3 A Me.

4 Q Okay.

5 And what is your connection with the
6 terrorists who associated with Bin Laden?

7 A I use to dance at 007. I use to be a dancer. Oh, I
8 forgot about that. I'm sorry.

9 That was one of my employments in 2001.

10 Q Okay.

11 A Sorry.

12 Q That's fine.

13 And where did you dance?

14 A 007.

15 Q And where is that located?

16 A Detroit, 7 Mile, Outer Drive.

17 Hot Tamales, All Stars.

18 Q The what All Stars?

19 A All Stars.

20 Q All Stars.

21 A Uh-huh.

22 Q And what kind of dancing --

23 A The Tycoon.

24 Q Tycoon is another establishment?

25 A Yes, sir.

1 MR. CABOT: I'll just object to relevance.

2 Go ahead and answer.

3 BY MR. MCGINNIS (continuing):

4 Q What type dancing was this?

5 A Topless entertainment.

6 Q And how long were you employed by 007 and Tycoon?

7 A Well, for all of my -- I had to dance, maybe about, a
8 year. Maybe a year, maybe on and off for a year and a
9 half, something like that. But I know I didn't dance
10 no more than two to three years. I didn't dance that
11 long.

12 Q All right.

13 I'm trying to see how the people in the video
14 with Bin Laden --

15 A Because they --

16 Q -- got to be visitors at your home. Explain that.

17 A Okay.

18 I'm a Muslim, with the Nation of Islam. I
19 really was, use to be a good girl. I use to go to the
20 church, go to the Mosque, but somehow or another I got
21 -- I started dancing when somebody had beat my baby's
22 father and put him in a coma. We was together for
23 seven years, but then once somebody had beat him almost
24 half to death, I didn't have no way to take care of me
25 and my three kids. So, I started dancing.

1 Q Okay.

2 You had economic motivation to do that.

3 Who beat your child's father?

4 A I have no idea.

5 Q And who is the child's father that was beaten?

6 A Christopher and Darius. We was together from, like, I
7 was seventeen to twenty-four. For some -- he went to
8 Mt. Clemens and --

9 Q How do you spell Mr. Darius' last name?

10 A Sanford.

11 Q Oh, Stanford?

12 A Sanford, Christopher Sanford, is the father.

13 Q Okay.

14 All right.

15 So, the terrorists in the video with Bin
16 Laden, how did they get to your house?

17 A Because when I was first dancing at Hot Tamales, some
18 man came in and he was drawing pictures of me and I
19 asked him what was he drawing. And he say he was
20 drawing my aura, and I didn't know what that mean. And
21 then the next day they came in again and they was
22 showing me a picture of some men in the cage, in the
23 cage, and he asked me would I take care of the fathers?
24 And I said, yeah. And I gave him thirty dollars off my
25 G-string, and then they just kept coming back.

So, -- because they would come to Hot Tamales, I would go to another club, like 007 or Tycoon, but eventually, there was no more clubs for me to go to, so, I stopped dancing.

By that time, I was using drugs.

Q You would give them drugs?

A I was using drugs.

Q Oh, you were using drugs.

MR. CABOT: Objection, relevance.

10 BY MR. MCGINNIS (continuing):

Q Okay.

A Sorry.

Q I don't know how you could object to the relevance, if I didn't ask the question.

MR. CABOT: I know you're going to though,

I'll just put the objection out there right now.

MR. MCGINNIS: Okay.

MR. CABOT: My crystal ball may not always work, but, I think it probably will.

BY MR. MCGINNIS (continuing):

Q I'm still struggling with --

Now, when you say the Bin Laden tape, you mean the tape, allegedly, or supposedly, made in the

1 MR. CABOT: I've already objected to
2 relevance. Can I get a continuing objection or just
3 nail that down?

4 MR. MCGINNIS: Yeah.

5 BY MR. MCGINNIS (continuing):

6 A So what?

7 MR. CABOT: Go ahead and answer.

8 BY MR. MCGINNIS (continuing):

9 A Since 2001, when I was dancing, they had been following
10 me and that's why in 2005, I had called Christopher
11 Hess. I was telling him about the video tapes and
12 everything that I had knew.

13 Q Okay.

14 So, the men in the tapes would -- Bin Laden
15 had been following you?

16 A Yes.

17 Q Or some different persons?

18 A I'm going to say both.

19 Q Okay.

20 But how did they get to your house, is the
21 question?

22 A Because they been following me.

23 MR. CABOT: Object, speculation.

24 If you know, don't --

25 BY MR. MCGINNIS (continuing):

1 Q Okay.

2 How many times did they come to your house?

3 A On different occasions?

4 Q Yes, how many times?

5 A Maybe four or five.

6 Q Okay.

7 Did you give them money?

8 A No, they gave me money to sleep with them.

9 Q Oh, I see. Okay.

10 So, taking care of the fathers, had to do
11 with sex or donation for some cause?

12 MR. CABOT: Object to the form.

13 BY MR. MCGINNIS (continuing):

14 A They didn't explain.

15 Q They didn't explain.

16 You don't know?

17 A No.

18 Q Okay.

19 Okay.

20 Now, you mentioned Hot Tamales, is that
21 another topless club?

22 A Yes, sir.

23 Q I assume you also worked there, is that a fair
24 assumption?

25 A Yes, sir.

1 Q Okay.

How long did you work at Hot Tamales?

3 A Well, I didn't there, like, on a consistent basis, you
4 know. When you have a dance license, you can go to any
5 club you want to go to. You don't have to work there
6 every night. So, I worked there some nights, some
7 nights I didn't. Maybe on a total of nine months

8 Q Okay.

And Hot Tamales is on Eight Mile in Detroit?

10 A Yes, sir, Eight Mile and, I think, Livernois.

13 MR. CABOT: And for the record, I was
14 wondering how you knew that it was there

15 MR. MCGINNIS: The car wash next door.

16 BY MR. MCGINNIS (continuing):

17 Q Okay.

18 Let's go to the incident of November the 5th
19 of 2007, correct?

20 A Yes.

21 Q Now, you got into an altercation with someone earlier
22 that day, is that correct?

23 A Yes

24 || Q Okay.

Now, from the records that I've read, it