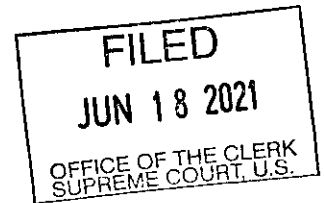


21-5938

No. USCA9 No. 20-36039

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



Prose Brenda M. Johnson PETITIONER
(Your Name)

Consultants Corp, Washington Department of Transportation
Office of Administration — RESPONDENT(S)
Hearings, et, al.

ON PETITION FOR A WRIT OF CERTIORARI TO

Ninth Circuit Court of Appeals In San Francisco
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE) CA

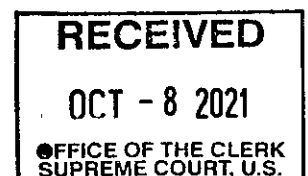
PETITION FOR WRIT OF CERTIORARI

Brenda M. Johnson
(Your Name) Prose

311 South 9th St Apt 501
(Address)

Tacoma, WA 98422
(City, State, Zip Code)

253-289-1174
(Phone Number)



QUESTION(S) PRESENTED

I. Can Plaintiff/Appellant prove Fraud & Rights Violations of Our Constitutional Rights & Bill of Rights were denied to her?

II. Did Brenda M. Johnson Request/serve a Summons and Complaint to the Appropriate Departments in which the parties failed to Defend or make a appearance Timely?

III. Was Brenda M. Johnson Treated differently?

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:

Electronic Transaction
and Administration, Washington
Department of Transportation &
Administration, Office of Administrative
Hearing AdJ(s)

Pages 5 Attached of Parties

RELATED CASES

- 1) 20-36039
- 2) 3:20-CV-06058
- 3) 14-2-12645-5 - Johnson vs. Division of Child Support
- 4) 14-2-12697-8 - Johnson vs. ETC
- 5) 99-2-01715-9 Brenda Johnson (Rembert) v. Terry L. Rembert
- 6) 3:14-CV-05872-RJB - 15-35959; 18-35696, C19-862-RSM
- 7) 2:19-CV-00337-RAJ, 19-35773
- 8) 3:20-CV-06031-RJB
- 9) 3:2021CV05225.BHS
- 10) Johnson vs Miller, Pioneer Human Services
C21-5539-BHS, C19-536-BHS
- 11) Mandate of USCA 20-35473
- 12) 21-2-P5769-3
Case list attached also see

LIST OF PARTIES

- [] All parties appear in the caption of the case on the cover page.
- [~~xx~~] 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:

Terry L. Rembert
601 107th E. Ave
Edgewood WA 98372
cc: Atty Phillip Thornton

Washington Department of Transportation
Electronic Transaction Consultants
Office of administration Hearings
Tacoma Housing Development
Catholic Community Service
Share and Care housing, *Pioneer Human Services*

RELATED CASES

United States et al (3:21-cv-05242), Washington
Western District Court,
3:21-cv-05539-BHS, Ninth Circuit Court MANDATE OF
USCA 20-35473, CASE NO. 3:20-cv-06031-RJB
3:21-cv-05212-bhs, 3:14-cv-05872-rjb

99-3-02048-0 PET

Case 14-2-12697-8

United States District Court Western District of Washington

A CIVIL ACTION: A lawsuit has been filed against you. Defendant's

(1) HHS

Aka . Department of Health and Human Services (HHS)

U.S. Department of Health and Human Services

200 Independence Ave., SW
Washington, DC 20201

(2) Department of Housing and Urban Development (HUD)

451 7th St., SW
Washington, DC 20410

(3) Department of State (DOS)

2201 C St., NW
Washington, DC 20520

(4) Administration for Children and Families (ACF)

370 L'Enfant Promenade, SW
Washington, DC 20447

(5) Internal Revenue Service (IRS)

1111 Constitution Ave., NW
Washington, DC 20224

(6) Judicial Panel on Multidistrict Litigation

Room G-255, North Lobby
Thurgood Marshall Federal Judiciary Building
One Columbus Circle, NE
Washington, DC 20544-0005

(1)

Supreme Court of the United States
Federal Courthouse

1 First St NE
Washington DC 20543

Equal Employment Opportunity Commission (EEOC)

... DSHS Washington State Dept of Social & Health Services ...

1949 S State St floor #1

Tacoma, WA. 98405

Washington Division of Child Support DCS

1949 S State St #3

Tacoma WA 98405

(10)

Commissioner- Social Security Administration (SSA)

6401 Security Blvd.

Baltimore, MD 21235

(11)

Department of Transportation (DOT)

1200 New Jersey Ave., SE

Washington, DC 20590

(12) Pioneer Human Services , Karen Lee

7440 W Marginal Way S, Seattle, WA 98108

(13) ETC/Electronic Transaction Consultants

4554 9th Avenue NE, Suite 100

Seattle, WA 98105

Headquarters: Electronic Transaction Consultants Corporation (ETC). Corporate Headquarters 1600

N. Collins Blvd., Suite 4000. Richardson, Texas 75080

C T CORPORATION SYSTEM

Address: 711 Capitol Way S STE 204, Olympia, WA 98501

(14) CATHOLIC COMMUNITY SERVICES OF WESTERN WASHINGTON

100 23RD AVE S, SEATTLE, WA, 98144, UNITED STATES

INFO@CCSWW.ORG TIMOTHY MAY 100 23RD AVE S, SEATTLE, WA, 98144-2302, Registered agent

tim@ccsww.org, and Attorney of record Cesar O Velasquez covcmv@vlgps.com,

Cesar.Velasquez@wecentury.com

(15) OAH, OFFICE OF ADMINISTRATIVE HEARINGS, Lorraine Lee Chief Administrative Law Judge

2420 Bristol Court SW PO Box 42488 Olympia, Washington 98504-2488

(16) City of Tacoma

The City of Tacoma - Tacoma Washington. ... Contact the City, City of Tacoma, 747 Market Street, Tacoma, WA 98402, (253) 591-5000 ...

(17) Tacoma Police

Address: 3701 S Pine St, Tacoma, WA 98409

(18) Department of Justice (DOJ)

950 Pennsylvania Ave., NW

Washington, DC 20530

(3)

(19) Washington Department of Transportation,

4554 9th Avenue NE, Suite 100
Seattle, WA 98105

(20)Amazon

410 TERRY AVE N, SEATTLE, WA, 98109-5210, UNITED STATES
COMPLIANCE@CSCGLOBAL.COM MICHAEL D. DEAL

Registered agent : CORPORATION SERVICE COMPANY

300 DESCHUTES WAY SW STE 208 MC-CSC1, TUMWATER, WA, 98501, UNITED STATES

(21) Terry Lee Rembert and Saasa Rembert formally Carpenter

Formal Attorney Phillip Thornton last known address: Address: 705 S 9th St #301,
Tacoma, WA 98405

(22) Robert J. Bryan

(23) Tacoma Housing

tacoma housing authority Address: 902 S L St, Tacoma,
WA 98405

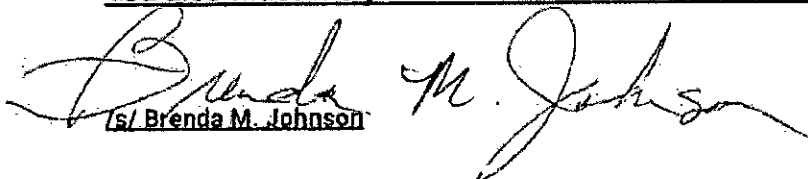
Registered agent : KENNETH SHALIK

dstrom@tacomahousing.org, 902 S L ST, TACOMA, WA, 98405-4037,
UNITED STATES

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Brenda M Johnson 311 South 9th St. Apartment 501 Tacoma WA 98402

You also must file your answer or motion with the court.


/s/ Brenda M. Johnson

311 South 9th St Apartment 501

Tacoma, WA 98402

253-732-7996

brendajitacoma@aol.com

Date: April 2, 2021 CLERK OF COURT

Signature of Clerk or Deputy Clerk

(5)

TABLE OF CONTENTS

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APPENDIX C	AFFIDAVIT OR DECLARATION IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IFP 2, 2, 2-6
APPENDIX D	Copy of Mandate 20-3 5473
APPENDIX E	Question(s) Presented I, II, III
APPENDIX F	Exhibits DSHS Letter 9/13/2021, Food computation copy EBT card, OSHA Fact sheet

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

U.S. Department of Labor 0-1960-14-076 /or
 2014 NTS-00006
 3:2020CV
 3:20-CV-05548
 3:16-CV-05727-RJB - No. 17-35197
 C176009-BHS
 20-36039
 3:20-CV-06058
 14:2-12645-5
 14:2-12697-8
 99:2-01715-9
 3:14-CV-05872-RJB 1535959, 18-35696

2:19-CV-00337-RAJ
 19-35773
 3:20-CV-06031-RJB
 3:2021-CV-05225
 C21-5539-BHS
 C19-536-BHS
 20-35473
 21-2-05769-3
 3:20-CV-05857-MJP

STATUTES AND RULES

FRCP 4(C)(3)

42 USC § 2000e 1st Amend, 5th Amend, 7th Amend
 42 USC § 1983 14th Amendment U.S. Const
 Equal Pay Act of 1963
 29 USC 182 6 USC § 1142 and 6 USC § 1131(5)
 42 USC § 1981 Jury Demand FRCP 38
 Title VII of the Civil Rights Act of 1964 Volume 42
 Title 18 Section 242 - Civil action for deprivation of
 Rights RAP 1:11, RAP 1:12, RCW 42, 40, 050, RCW 42.40.020
 (RCW 48.30.230)(a) 31 USC § 3729
 28 USC § 351-364 Judicial Conduct
 LCR 1, 28 USC § 2702 shall not abridge or modify any
 Rule 55, Judiciary Act of 1789, sect 1, 6, 8, 10, 12, 13, 19, 20,
 21, 22, 27, 31, 32, 37

OTHER

Consolidation Rule 42(a)(1)(2)(3)(b)
 28 U.S. Code § 2635 Filing of official documents
 (a), (b)(1)(A)(B)(2)(i)(C), (d)(1)(A)(B)(1)(2)(3), Rule 30
 III 2.

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 Dkt 17 to the petition and is

☒ reported at United Dist Court of WA; or,
☐ has been designated for publication but is not yet reported; or,
☒ is unpublished.

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

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

☒ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix Dkt 17 to the petition and is

☒ reported at United Dist Court of Western WA; or,
☐ has been designated for publication but is not yet reported; or,
☒ is unpublished.

The opinion of the United States Court of Appeals court appears at Appendix Dkt 17 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 May 3, 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 May 3, 2021 (date) on June 10, 2021 (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 Oct 31, 2024.
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

1. 29 U.S.C. § 660(c)(1) section 11(c)

No person shall discharge or in any manner discriminate against any employee because such employee has filed any complaint or instituted or caused to be instituted any proceeding under or related to this Act

29 U.S.C. § 660(c)(2)(1), (3)

2. 28 U.S. Code § 602 Employees (a)(b)(c)(d)

(a) The director shall appoint and fix the compensation of necessary employees of the Administrative Office in accordance with the Administrative Office of the United States Courts Personnel Act of 1990.

3. Title VII of the Civil Rights Act of 1964, which banned employees from discriminating on basis of race, color, religion, sex, or national origin. (Equal Pay Act of 1963) To prohibit discrimination on account sex in payment of wages by employers engaged in commerce or in the production of goods for commerce.

4. 1st Amendment U.S. Const, 14th Amendment U.S. Const, 7th Amendment Bill of Rights U.S. Const, 5th amend U.S. Const, 14th Amendment Right of the U.S.

Const. Right to be secure in their persons, houses papers, & effects, against unreasonable search

5. Civil action for deprivation of Rights
Title 18 Sec 242 p. 14.

STATEMENT OF THE CASE

This matter comes to Supreme Court in accordance to status stating Johnson is a employee under definition of the law. The U.S. Department of Labor stated Johnson filed within a timely manner on August 22, 2014.

Johnson work in the Judiciary department of Washington Department of Transportation. Plaintiff/Appellant was hired by Electronic Transaction Consultants Corporation a Federal Contractor failure to disclosed a collective bargaining agreement between Parties (CBA).

Johnson duties included setting up hearings, assisting clients with Evidence Filing, enter data on Computers, Saling Passes, Training the Public on Placements, Collection of Fee's for bridges as Good to Go Taxi, Cars, Trucks, buses would cross to borders border.

A customer was denied due process and Johnson having prior experience assisted the client with a hearing package. Johnson having worked for Pierce County Superior Court was familiar with applicable laws.

The Appellee stated that the judge was biased and prejudiced in a pleading. Johnson didn't understand why the counsel had made the statement because the Judge had not made a ruling at that time. Later , The judge called me stupid and allowed a none attorney from a different state plead. Appellant gave notice of the error by investigation. It was determined Matt Holley was not licensed from the Bar Association . Johnson appealed and made a Judicial complaint in which they agreed the judge Robert J. Bryan acted improperly in Ninth Circuit 1535959, C176009,

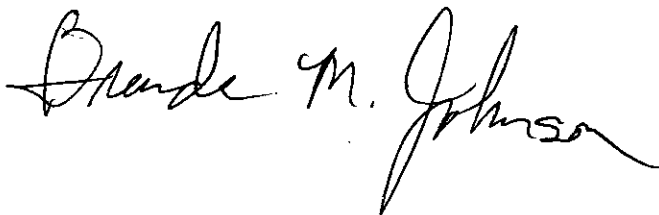
Additional damages occurred by the negligent willful actions such as loss of housing, injuries physically and Ms. Johnson's life was threatened for failure to perform duty and non-compliance to order accountability. This was notified to authorities and is considered willful actions against a custom agent, another one of my duties in which it stated from the Department of Labor Electronic Transaction is a federal agent covered under 6 u.s.c. 1142 and 1131 . The Secretary of Department of Labor included it in it's letter addressed to me and Electronic Transactions Consultants and FTA. The law is applicable to Brenda M. Johnson as well . Electronic Traction hired Brenda M Johnson and was the one who placed the complaint without a timely answer from Electronic Transaction Consultant. The fact is they never answered the EEOC complaint nor the OSHA complaint Submitted in late June of 2014. The evidence was never placed in District Court . Therefore, it was illegally seized without a warrant . Johnson wore a uniform which is the opposite from the hiring information with the Washington Department of Transportation.

Brenda M. Johnson Statement

p. 3

Supreme Court

August 21. 2021

A handwritten signature in black ink that reads "Brenda M. Johnson". The signature is written in a cursive, flowing style.

P. 16

STATEMENT OF THE CASE Continue

Fee's were coming out of a debit card of the wrong pass for another person and the customer confessed the error. Both passes were inside the car, but the other person's pass was in the glove department.

Johnson started to suffer retaliation from previous complaints about May 2, 2014 . Improper talk about "Black woman and naming their children stupid ass names"

The new lead didn't have experience and didn't know how to handle the matter named Kayla White. Kayla White was like a daughter to me. Johnson tried to explain in simple terms . It was the wrong SOP. Ms. Brenda Johnson had a talk with Human Service and Ms. Kayla White and they stated that they were wrong, but nothing could be done to change the situation. Ms. Brenda M. Johnson called Ms. Alice privately and told her what occurred. Ms. Alice stated that Johnson had properly handled the situation.

Johnson had noticed that others were being trained on other duties while she continued without additional training . Appellant was not too concerned due to her past experience in the field. Johnson and other employees noticed the bias and unfair treatment .

Johnson's health started to deteriorate due to the hostile treatment she was receiving. The Appellant reported to OSHA and EEOC. in a complaint and on July 25, 2014. Johnson was terminated while under protective activity in which the employees were aware. Johnson had made complaints about wrong deductions and monies not paid with her benefits before the termination.

Johnson supplied a declaration to work from Philip Thorton which was from my ex husband in which it stated an order for Child Support was not ordered.

Brenda M Johnson was shorted vacation and 401k benefits and shorted on pay in which she asked the Supervisor named Patrick at that time.

Appellant filed a lawsuit with Pierce County Superior Court and it was removed by Appellee Electronic Transaction Consultants Corporation to District Court Western Washington with an entry of default moved on October 31, 2014 without prior notice or a motion for removal.

STATEMENT OF THE CASE

Brenda M Johnson had made several complaints against workers for Pioneer Human Services with HUD and a tort with atg. The employees made false accusations stated Ms Brenda Johnson pushed Heather which happen on property from exsley apartment from the report of incident that I read unsigned by Heather Mustapha and Police. The Attorneys brought a false claim which cause defamation and other damages of compensation in which parties never paid. The other report stated that failure to appear on parties. Johnson called and cancelled proceedings and confirmed by replay the recording had been placed on Sunday September 12, 2021 7:26 am 253-289-1174

Johnson started acting against the business for failure to disclose, perform duty, breaching contract along with personal injury on property in January 31, 2020 in District Court of Western Washington.

The Business has a history of surveillance, entering property without permission, Theft of property and mail.

Federal Subject-Matter Jurisdiction Sources

The two primary sources of the subject-matter jurisdiction of the federal courts are diversity jurisdiction and federal question jurisdiction. Diversity jurisdiction generally permits individuals to bring claims in federal court where the claim exceeds \$75,000 and the parties are citizens of different states. See 28 U.S.C. § 1332. So, if a citizen of New York sues a citizen of California for more than \$75,000, a federal court would have subject-matter jurisdiction to hear that claim. Under federal question jurisdiction, a litigant—regardless of the value of the claim—may bring a claim in federal court if it arises under federal law, including the U.S. Constitution. See 28 U.S.C. § 1331. Federal question jurisdiction requires that the federal element appears on the face of a well-plead complaint, is a substantial component of the complainant's claim, and is of significant federal interest. Federal question subject-matter jurisdiction is frequently derived from federal statutes granting a cause of action to parties who have suffered a particular injury. Furthermore, it is important to note that 28 U.S.C. § 1367 provides for supplemental jurisdiction in federal courts. Supplemental jurisdiction allows a federal court to adjudicate a claim over which it does not have independent subject-matter jurisdiction, on the basis that the claim is related to a claim over which the federal court *does* have independent jurisdiction.

• Date petition for review filed June 05,2021 10:47 pm order was made on May 03,2021 by Ninth Circuit Court of Appeals

2. WHAT ARE THE FACTS OF YOUR CASE?

Plaintiff Brenda M Johnson originally filed a complaint under protective activity in which the litigant Electronic Transaction Consultant Corporation Etcc/ or Etc had not responded nor did dol have investigation between parties. The case arrived in Pierce country Superior Court pleadings and was served . The defendant appeared but didn't serve an answer on plaintiff or seek a counter claim. The defendant removed the case without joining all parties. The defendant had failed to perform contractual agreement and disclosure a collective bargaining agreement between parties. The defendant ~~was~~ summons and complaint was served again for Constitution violation due process of law violation, fair and equal treatment, violation of plaintiff Brenda M Johnson six and seventh amendment rights. Plaintiff Brenda M Johnson was granted a right to sue wages EPA 1963, sex, disability and retaliation from EEOC . The defendants failed to mitigate or arbitration.

Johnson is under protective activity 6 u.s.c. 1142 and 1131 by u.s. dol Secretary of

Rule 5.1. Constitutional Challenge to a Statute

- (a) Notice by a Party. A party that files a pleading, written motion, or other paper drawing into question the **constitutionality** of a federal or **state statute** must promptly:
- (b) Certification by the Court. The court must, under 28 U.S.C. ...
- (c) Intervention; Final Decision on the Merits. ...
- (d) No Forfeiture.

Fed R. Civ 20 (a)

Rule 20. Permissive Joinder of Parties

(a) PERSONS WHO MAY JOIN OR BE JOINED.

(1) Plaintiffs. Persons may join in one action as plaintiffs if:

(A) they assert any right to relief jointly, severally, or in the alternative with respect to or arising out of the same transaction, occurrence, or series of transactions or occurrences; and

(B) any question of law or fact common to all plaintiffs will arise in the action.

(2) Defendants. Persons—as well as a vessel, cargo, or other property subject to admiralty process in rem—may be joined in one action as defendants if:

(A) any right to relief is asserted against them jointly, severally, or in the alternative with respect to or arising out of the same transaction, occurrence, or series of transactions or occurrences; and

(B) any question of law or fact common to all defendants will arise in the action.

(3) Extent of Relief. Neither a plaintiff nor a defendant need be interested in obtaining or defending against all the relief demanded. The court may grant judgment to one or more plaintiffs according to their rights, and against one or more defendants according to their liabilities.

4. PROCEEDINGS BEFORE THE NINTH CIRCUIT:

- What issues are you raising in this Court? What do you think the agency did wrong? Due process of law enforcement, denial of trial before peers, denial of default judgment and abstract Judgement . The court failed to seek justice fairly and impartial governed by State and Federal laws.

The Judge denied plaintiff Brenda M Johnson a lawyer, Robert J. Bryan.

They arrested Brenda M Johnson under protective activity without probable cause which cause redness and lost of property and dismissal of charges. 3:2016-cv-05127-RJB

It appears that a writ of certiorari was administered in proceedings for common law. This denied plaintiff rights in District Court Western District Court of Washington. 3:2014-cv-05872
Without being Released from DATH by Magistrate Judge & Decision

- What legal arguments support your position? 29 USC § 660 (C), David Christel, EPA 1963, EPA
No person shall be discharge or in any manner discriminate against any employee because of Complaint Filed.
Elements for Establishing a Claim Title VII

United States law allows an individual who believes that his or her constitutional rights have been violated to bring a civil action against the government to recover the damages sustained as a result of that violation. Specifically, 42 USC §1983 "provides a cause of action for the deprivation of any rights, privileges, or immunities secured by the Constitution and laws by any person acting under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory." Gomez v Toledo, 446 US 635, 638 (1980)

Fraud 31 USC 3729, Denial of FHA, & Social Services & Retaliation

In Gomez, the United States Supreme Court determined that only two elements must be pled to properly assert a cause of action under 42 USC §1983. First, the Plaintiff must specifically identify the constitutional right of which he or she was deprived. *Id.* at 640. Second, the Plaintiff must assert that "the person who deprived him of that federal right acted under color of state or territorial law." *Id.*

In other words, the individual who deprived the Plaintiff of the right must have been acting for or on behalf of a governmental entity at the time the right was denied. However, an agent of the government who is abusing his position or the power conferred upon him is still acting under the "color of law" and is thus subject to §1983 actions. *Monroe v Pape*, 365 US 167, 172 (1960). There is no constitutional violation if the individual who denied the Plaintiff's right as a private citizen unless that individual was working in conjunction with a governmental entity.

Procedurally, §1983 is a stand-alone action which does not require the exhaustion of all state claims before it may be brought. In this regard, the Supreme Court has stated that "the federal remedy is

supplementary to the state remedy, and the latter need not be first sought and refused before the federal one is invoked." Monroe, supra, at 183.

However, despite this holding, there is a significant body of both state and federal case law creating abstention doctrines, which require a Plaintiff to pursue state-based claims prior to filing a §1983 action in certain situations. For example, a Defendant in a criminal proceeding who has an illegal seizure defense available to him may be required to raise that defense in the state action before being allowed to proceed with his own independent §1983 claim. This case law is fact and jurisdiction-specific and should always be considered prior to filing any claim.

Marbury v. Madison, 5 U.S. (1 Cranch) 137 (1803), was a landmark U.S. Supreme Court case that established the principle of judicial review in the United States, meaning that American courts have the power to strike down laws and statutes that they find to violate the Constitution of the United States. Decided in 1803, Marbury remains the single most important decision in American constitutional law.[1] The Court's landmark decision established that the U.S. Constitution is actual law, not just a statement of political principles and ideals, and helped define the boundary between the constitutionally separate executive and judicial branches of the federal government.

Defendants failure to appear and answer Summons and Complaint under FRCP 4 within 60 days and failure to disclose under frcp 37 . The defendants were given time to request a jury trial under FRCP 38 in which the defendants failed to request . This alone is admitting guilt. the allegations were true in a court of law submitted by Johnson. The facts were presented and provided exhibits of evidence for summary of judgment for the default which took place at hearing in which a request to consolidate cases for special damages was requested and mitigated by the court of law instead of defendants which could not defend it's retaliations towards Brenda M. Johnson a employee under the definition of the law.

• Do you have any other cases pending in this Court? If so, give the name and docket number of each case. 3:21-CV-05242-MJP, 21-35761, 3:2021-CV05212-BHS
3:21-CV-05225-RJB, 3:21-CV-05339-BHS, 21-2-05769-3
19-35773,19-5529-rjb,19-36079,20-35629,15-35959,

14-2-12697-8, 15-cv-35959, 3-2019-cv-05529-rjb, 0:18-cv-35696, 3:19-cv05174, 0:19-cv-35609, 3:17-cv-06009,

Cv- 19-862-rsm, 19-35630, 18-35319
20-35473

19-35773,19-5529-rjb,19-36079,20-35629,15-35959,14-2-12697-8, 15-cv-35959, 3-2019-cv-05529-rjb,
0:18-cv-35696, 3:19-cv05174, 0:19-cv-35609, 3:17-cv-06009,

Cv- 19-862-rsm, 19-35630, 18-35319

• Have you filed any previous cases that have been decided by this Court? If so, give the name and docket number of each case. CV-19-862-rsm

department of Transportation letter sent was August 22, 2014 . The agency did not object or answer DOL nor make a appearance with notice. In Administration but maintain business under Etcc with a different Ubi number.

2014-NTS-00006 294.5C.182

3. PROCEEDINGS BEFORE THE AGENCY

• What forms of relief did you request? Petitioner is requesting Charges due to administration for retaliation , obstruction of justice and abuse of power , denied Monetary recovery for injuries , and reinstatement from a entry default Judgment which was not entered and enforced . The defendants failure to make payment of past wages and injuries sustained by the lack of following laws for a employee under protective activity caused negligence and was in noncompliance for remedies sought for a a clerk working in adjudication.

• What did the agency do? Held pay , benefits ,wages, denied constitutional rights, and retaliation

. This following caption shall also include denial of entitlement:

1. non-appearance by defendants , answer to complaint and summons was not administered by defendants with a dismissal under frcp 12 . right to sue was granted by EEOC. 551-2014-01557: 551-2018-03147, 551-2020-02648 Office of Administrative Hearings in which trial was waived by Defendants. 2014NTD-00006

Labor dispute 490 collective bargaining agreement between parties EPA 1963, protective activity position wages , hours, benefits in which a hate crime occurred and obstruction of justice occurred with prejudice and bias by a involved party which had something to gain by the ruling.

The **Civil Rights Act of 1964** (Pub.L. 88-352, 78 Stat. 241, enacted July 2, 1964) is a landmark **civil rights** and labor law in the United States that outlaws discrimination based on race, color, religion, sex, or national origin.

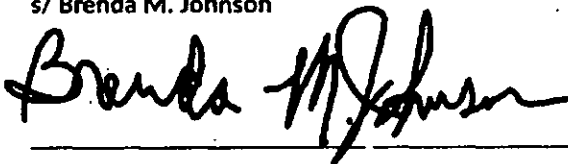
Title vi

*Title VI, 42 U.S.C. § 2000d et seq., was enacted as part of the landmark **Civil Rights Act of 1964**. It prohibits discrimination on the basis of race, color, and national origin in programs and activities receiving **federal** financial assistance. ... Title VI itself prohibits intentional discrimination.*

Deformation of character

Personal injuries sustained

s/ Brenda M. Johnson



Name Signature Brenda M Johnson

Address 311 South 9th Street #501 Tacoma WA. 98402

Date June 05, 2021

I Brenda M Johnson having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, willfully and contrary to such oath states or subscribes any material matter which he does not believe to be true.

18 U.S. Code § 1621 (1) executed on June 5, 2021 by email and mailed by U.S. postal services.

I certify that a copy of the petition writ of certiorari

_____ (title of document you are filing)

and any attachments was served, either in person or by mail, on the persons listed below. June 5, 2021

A handwritten signature in black ink, appearing to read "Brenda M. Johnson". The signature is fluid and cursive, with the first name "Brenda" being more prominent than the last name "Johnson".

Signature /s/ Brenda M. Johnson

Address 311 South 9th Street #501 Tacoma WA. 98402

Date June 05, 2021

cc: molly_dwyer@ca9.uscourts.gov

REASONS FOR GRANTING THE PETITION

Plaintiff argues an error occurred
one a default entry in Superior was not entered.
Secondly Johnson was not given a choice to
Consent a Trial by Consent. 28 U.S.C. § 636(c)
& Record can not be shown, Plaintiff
Consented. 28 U.S.C. § 636(c)(5), Making a
person appear on a certain date not a choice.

3:14-cv-05872-rjb

The defendant(s) has started or made false claim in which bias and prejudice did occur under RAP 1:11. Johnson is considered a employee under definition of law and has suffered irreparable harm through retaliation. 29 u.s.c. 182, 29 U.S.C. 660
2014 NTS-00006 Secretary statement August 22, 2014 u.s.d.o.L.

Johnson actions started as plaintiff in US District Court Western Washington with phs and Tacoma Housing Authority due to actions of violations of rights.

RCW 7.16.040

Grounds for granting writ.

A writ of review shall be granted by any court, except a municipal or district court, when an inferior tribunal, board or officer, exercising judicial functions, has exceeded the jurisdiction of such tribunal, board or officer, or one acting illegally, or to correct any erroneous or void proceeding, or a proceeding not according to the course of the common law, and there is no appeal, nor in the judgment of the court, any plain, speedy and adequate remedy at law.

P. 1 of 3

REASONS FOR GRANTING THE PETITION

Davis-Bacon Act Fraud

The Davis Bacon and Related acts (DBRS)

Requires Contractors and Subcontractors

Performing work on Federally funded or
Federally assisted construction projects to Pay

Laborers and mechanics not less than the

Prevailing wages and fringe benefits for

Similar work performed in the Area.

employees can submit inaccurate or False
Payroll Records to the government under
Federal False Claims Act.

also recognizing non-contractual basis of Tucker Act
Jurisdiction which includes those Claims "founded
either upon the Constitution, or any Act of Congress, or
any regulation of a department; Testan, 424 U.S. at 398,
96 S. Ct. 9, 48

REASONS FOR GRANTING PETITION CONTINUE Brenda M. Johnson APPELLANT

Appellant Brenda M. Johnson constitutional has challenges raised not addressed by the merits panel, and Federal Circuit prevented plaintiff from fully presenting her case that no contest occurred would be sufficient to set aside a prior judgment; UNITED STATES v. THROCKMORTON, 98 U.S. 61 (1878), and denial to a "full and Fair defense"; Toledo Scale Co. v. Computing Scale. CO

Obstruction of Justice By Agencies

18 U.S. C. S 1505" Whoever Corruptly ...influence, obstruct, or impede the due and administration of law under which any pending proceeding is being had before any agency of the UNITED STATES", see e.g. Fraud against the UNITED STATES or person 18 U.S.C. S 371

Plaintiff is due mandamus relief 28 u.s.c. S 1361 remand to Federal District Court Jury Trial Demand, or default proceeding, or the alternate Final determination by Supreme Court S. Ct. Rule 19.2 on motion {constitutional challenges} timely asserted.

Reason For Granting Petition Brenda M Johnson p. 2

Supreme Court

August 21, 2021

A handwritten signature in black ink that reads "Brenda M. Johnson". The signature is written in a cursive, flowing style.

PX. Exhibit (8), U.S. Department of Labor
Pg 1 of 2

PX Exhibit (9) "

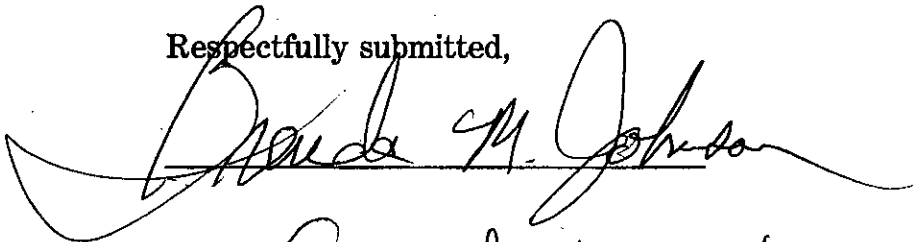
" Pg 2 of 2

PX Exhibit (45)
OSHA Fact Sheet

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

A handwritten signature in cursive script, reading "Brenda M. Johnson". The signature is written in dark ink and is positioned above a horizontal line.

Date: August 31, 2021