

No. _____

21 - 6511

IN THE
SUPREME COURT OF THE UNITED STATES

Betty Caitlin Nicole Smith — PETITIONER
(Your Name)

vs.

Zachary Taylor Daniel — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

Betty Caitlin Nicole Smith
(Your Name)

812 Bluebird Court
(Address)

Hopkinsville, KY, 42240
(City, State, Zip Code)

(270) 874-2452
(Phone Number)

QUESTION(S) PRESENTED

- 1.Whether it is acceptable for State courts to ignore the fifth and fourteenth amendments and deny hearings in cases and deny equal protection of the law.
2. If it is acceptable for State courts to ignore Federal Laws.
- 3.If it is acceptable for a State Court Judge to act against a party for requesting a Judge recuse themselves.
4. If Domestic Violence Orders are not going to be enforced, why are they issued.

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:

Hon. Judge Jason Fleming
Hon. Judge James Adams (Jim Adams)

RELATED CASES

2021-SC-0110-DE Kentucky Supreme Court

Case not yet to be given a case number in this Honorable court, involving all the same parties except for Hon. Judge Jim Adams.

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OTHER

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 _____ to the petition and is

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 is unpublished.

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

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 is unpublished.

For cases from **state courts**:

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

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 is unpublished.

The opinion of the Kentucky Court of Appeals court appears at Appendix B to the petition and is

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 is unpublished.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1. The Fourteenth Amendment to the United States Constitution
2. The Fifth Amendment to the United States Constitution
3. The Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)
4. Kentucky Statutes 403.816 – Communication between courts

STATEMENT OF THE CASE

The Kentucky Supreme Court has denied review of a decision of the Kentucky Court of Appeals. The Kentucky Court of Appeals has merged two different case, over two very different matters, the first matter being a request to have a hearing over the issue of possibly have charges sought against the Respondent for violations of a Kentucky Domestic Violence Order, which no state, county, or court would enforce, including the issuing state.

The other issue is the matter of Judge Jason Fleming refusing to recuse himself after his actions and refusing to recuse himself again after taking actions against the petitioner and violating the UCCJEA, and violating Kentucky Statutes 403.816 – Communication between courts (2) "The court may allow the parties to participate in the communication. If the parties are not able to participate in the communication, they shall be given an opportunity to present facts and legal arguments before a decision on jurisdiction is made." By having communications with Tennessee, and closing out the case and deciding Jurisdiction, without giving the parties the opportunity to present facts and legal arguments. The Petitioner could not present facts and legal arguments, with no knowledge that such communications were happening.

There were never any hearings over any matter with Judge Fleming.

The Kentucky Court of Appeals also made numerous mistakes in their order denying the two appeals. And showed a lack of knowledge about the cases and the record and filings. All of this is discussed and can be found in the Motion for Discretionary Review Appendix E

REASONS FOR GRANTING THE PETITION

Granting the petition is important for answering the questions presented. If Petition is not granted Courts will keep entering orders, without ever having a hearing.

The granting of the petition is important for the sake of keeping Judges from violating the law themselves. The granting of the petition is important for ensuring the courts actually review the facts presented and the record before making a decision.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Betty Smith 

Date: November 19th 2021