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IN THE

SUPREME COURT OF THE UNITED STATES
DECEMBER TERM 2021

FILED
DEC 13 2021
OFFICE OF THE CLERK SUPREME COURT, U.S.

NO. _____

JAMOR J. DEMBY

PETITIONER

-AGAINST

COUNTY OF CAMDEN et.al

RESPONDENTS

PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES SUPREME COURT

JAMOR J. DEMBY#982910B

E.J.S.P LOCK BAG R.

1100 WOODBRIDGE RD.

RAHWAY N.J 07065

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1100 Woodbridge Rd.

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Jamor J. Demby : Supreme Court of The United States

Vs. :

: Docket _____

COUNTY OF CAMDEN Et al

On appeal from the 3rd
Circuit Court of appeals

Before: JORDAN, RESTREPO
And SCIRICA.

BRIEF AND APPENDIX

BY PETITIONER

JAMOR J. DEMBY

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#982910B

E.J.S.P LOCKBAG R

1100 WOODBRIDGE RD

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TABLE OF AUTHORITIES

CASES

Dittimus-bey v Taylor 244 F.R.D 284 293 (D.N.J.2007) pg..1&3

Am.Pipe&Constr.Co. v. Utah, 414 U.S.538, 554, 94 S.Ct. 756
766, 38 L.Ed.2d 713(1974)pg..3

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JURISDICTION

The jurisdiction of this court is invoked under 28 U.S.C Sec.1254(1) from the 3rd circuit court of appeals who ruled upon petitioner on 10/26/2021.

STATEMENT OF ISSUES PRESENTED FOR REVIEW

Is the petitioner constitutionally entitled to the tolling of the Statute of limitation due to being a class member in a previous class action?.

Is the petitioner constitutionally entitled to the tolling of the Statute of limitation as a result Of uninterrupted incarceration?.

Petitioner ask this court for a full review.

STATEMENT OF CASE

This was a civil rights action under 42 U.S.C 1983 brought by a state prisoner alleges that he was subjected to unconstitutional conditions from 7-18-2004 to 4/2006 while housed at the Camden County Correctional facility as a convicted persons as well as a pre-trial detainee. On 6-26-2006, petitioner was shipped to New Jersey State Prison where petitioner has remained. On 2-25-2021 the District Court for the 3rd circuit dismissed petitioner claim with prejudice as a result of being time barred. On 3/5/2021 petitioner filed a motion to alter or amend the judgement on the basis of entitlement to the tolling of the statute of limitations due to uninterrupted incarceration, as well as being a class member in the case of Dittimus-Bey v. Taylor, 244 F.R.D. 284 293(D.N.J 2007) The 3rd Circuit court of appeals affirmed the Judgement See App.1A

LEGAL ARGUMENT

In the current case, petitioner is constitutionally entitled to the tolling of the statute of limitation as a result of being a class member in the previous case of Dittimus-Bey v. Taylor Supra. Am.Pipe&Constr.Co. v. Utah, 414 U.S. 538, 554, 94 S.Ct 756, 766, 38 L.ed.2d 713(1974) as well as the result of uninterrupted incarceration, which is legally classified as a legal disability, which should also toll the statute of limitations.

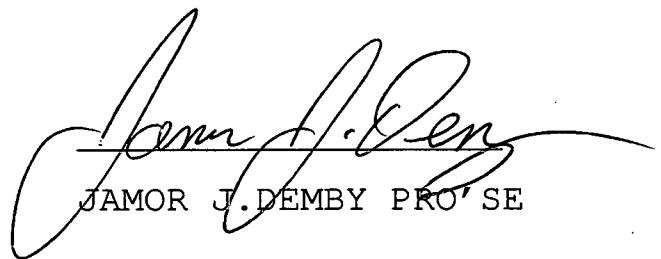
REASONS FOR GRANTING THE PETITION

This petition should be granted in the interest of justice because there maybe other persons similar situated, who may decide to bring suit who were members in a previous class action. Also the issue of uninterrupted incarceration which is not uniform from state to state when it comes to the issue as to whether one should be afforded tolling due to such incarceration

CONCLUSION

The Petition for writ of certiorari should be granted.

Date: 12-12-2021



JAMOR J. DEMBY PRO SE