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No. 21-6983

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
OCT 08 2021
OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN RE SHANID MAJID — PETITIONER
(Your Name)

vs.

PN RICHARD ET AL — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS 4th CIRCUIT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

SHANID MAJID
(Your Name)

K.C.I. 4344
~~████████~~ ~~████████~~ BROADRIVER Rd.
(Address)

Columbia, SC 29201
(City, State, Zip Code)

(Phone Number)

APPENDIX E.

QUESTION(S) PRESENTED

Rule 10, JURISDICTION QUESTIONS IN WRIT OF HABEAS CORPUS

1. (C) A STATE COURT OR A UNITED STATES COURT OF APPEALS HAS DECIDED AN IMPORTANT QUESTION OF FEDERAL LAW THAT HAS NOT BEEN, BUT SHOULD BE SETTLED BY THIS COURT, OR HAS DECIDED AN IMPORTANT FEDERAL QUESTION IN A WAY THAT CONFLICTS WITH RELEVANT DECISIONS OF THIS COURT

2. WHY DID U.S. COURT OF APPEALS 4TH CIRCUIT RULE AGAINST U.S. SUPREME COURT SERVICE OF NOTICE OF APPEAL MAIL BOX RULE CASE HOUSTON VS. LACK 489 U.S. 284 (1988)? NO. 82-5428 / 6/24/88! (SUPREME COURT JUSTICE BRENNAN HELD THAT UNDER APPELLATE RULE REQUIRING HABEAS CORPUS APPEALS TO BE FILED WITHIN 60 DAYS. PRO SE PRISONERS NOTICE OF APPEAL WAS FILED AT MOMENT OF DELIVERY TO PRISON AUTHORITIES FOR FORWARDING TO DISTRICT COURT); (JUSTICE BRENNAN DELIVERED OPINION "THE GENERAL RULE THAT RECEIPT BY COURT CLERK CONSTITUTES FILING IS APPROPRIATE FOR MOST FILINGS IN CIVIL APPEALS, SHOULD NOT APPLY IN PRO SE PRISONER CONTEXT" JUSTICES WHITE, MARSHALL, BLACKMAN AND STEVENS JOINED

APPENDIX F

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:

MAILBOX CASES

RELATED CASES

1. Fallen v. U.S. NO. 210 / 398 U.S. 189 / 845 S.Ct. 1689 / 6/22/1964

2. Houston v. Hack NO. 89-5428 U.S. / 108 S.Ct. 2399 / 6/24/1988

3. Ross v. McKee 46 S.F. Appx. 469, 424-25 (6th Cir. 2012)

4. MANGUS v. HARBZ G. STUMP M.O. NO. 105, 040 / 45 KAN. App. 2d 989 / 6/3/2011

5. Shayden v. SIXTA, 250 Kan. 23 / 29-31, 825 F.2d 119 (1992)

RETALIATION/ADA CASES

1. Booker v. SDC NO. 15-7679 / 855 F.2d 533 / APB / 28-2017

2. Elze Fawly v. PERVIX GROUP, INC. NO. 18-cv-06971 U.S. DISTRICT COURT N.D. ILLINOIS EASTERN DIVISION / 477 F. Supp. 3d 731 / 8/8/2020

3. Schobert v. CSX TRANSPORTATION INC. U.S. DISTRICT COURT S.D. OHIO / 504 F. Supp. 3d / 11/30/21

4. SUMMERS v. ALTAIUM INST. CORP. F.3d 805, 329 (4th Cir. 2017)

APPOINTMENT OF COUNSEL CASE

1. EVANS v. JOHN RUPHINSKI NO. 16-6136 / 713 Fed. Appx. 169 / 11/18/17

2. GREENO v. DALEY / 414 F.3d 645, 6158 (7th Cir. 2009)

II.

RELATED CASES PAGE 2.

MAIL BOX CASES CONTINUED 2.

6) WOLFF VS. McDONNELL 418 U.S. 539, 558, 94 S.Ct. 896 (1974)

7) NGUYEN VS. IBP, INC. 266 Kan. 580, 587, 972 P.2d 747 (1997)

8) MONROE VS. BEARD 526 F.3d 198, 205 (3d Cir. 2008)

JURISDICTION CASES :

1) LUTAN VS. DEFENDERS OF WILDLIFE 504 U.S. 555, 559-60 (1992)

2) BAKER VS. CORR. 369 U.S. 186, 198 (1962)

3) PIERCE-ABOTT VS. KANSAS DEPT. OF REVENUE 279 Kan. 83, 92-93 106 P.3d 492 (2005)

4) U.S. VS. CURRY 6 How. 106, 113 12 LEd 363

5) HANNA VS. PLUMMER 380 U.S. 460, 473, 85 S.Ct. 1186, 1195, 14 L.Ed.2d 8 (1965)

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APPENDIX K, REASONS FOR GRANTING THE PETITION

APPENDIX L, U.S SUPREME COURT, 11/4/2021, CLERK OF COURT
MR. SCOTT S. HARRIS WRIT OF HABEAS CORPUS 60 DAYS EXTENSION

APPENDIX M, TABLE OF AUTHORITIES CITED

APPENDIX N, SEALED SCDC MEDICAL SUMMARY
ADA APPELLANT MEDS

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APPENDIX M.

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

1. HOUSTON VS. LACK NO. 87-5428 U.S. 108 S. CT. 2079 6/24/1988	APPENDIX K, PAGE 1
2. MANGIS VS. HARZ G. STUMP M.D. NO. 105,040 45 KAN. APP. 987 6/9/2011	APP. K, PAGE 1
3. SANDENIS, SIXTH 850 KAN. 231 89-31, 805 F. 2D 119 (1992)	APPENDIX K, PAGE 1
4. ATEF ALKHEFTAN VS. PANIX GROUP INC. NO. 18-cv-0692	APPENDIX K, PAGE 1
U.S. DISTRICT COURT N.D. ILLINOIS EASTERN DIVISION 149 F. SUPP. 3D 18/8/2020	
5. BOEYER VS. SCOR. NO. 15-769 855 F. 3D 533 APRIL 28, 2017	APPENDIX K, PAGE 1
6. SUMMERS VS. ALTERIUM INST. CORP. F. 3D 309, 329 (4 TH CIR. 2014)	APPENDIX K, PAGE 1
7. EVANS VS. JOHN KUPHUSKI NO. 16-6136 713 FED. APPX. 1601/11/17/17	APPENDIX K, PAGES 2
8. GREEN VS. DALE 414 F. 3D 649, 658 (9 TH CIR. 2005)	APPENDIX K, PAGE 2
9. MORAES VS. HABLS 916 F. 2D 268, 272 (5 TH CIR. 1992)	APPENDIX K, PAGES 2

STATUTES AND RULES

1. TITLE 42 U.S.C. § 12102(b)(1)	APPENDIX K, PAGE 1
2. RULE 4	APPENDIX K, PAGE 1

OTHER

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TABLE OF AUTHORITIES

CASES,

PAGE NUMBER

1. Kelvin X SINGLETON CDOR #4-86959 vs.

G. HERNANDEZ CIV. 16-CV-02412

APPENDIX K, PAGE 2

2. MLC AUTOMOTIVE LLC vs. THE TOWN OF SUTHERN PINES ET AL 532

F. 3d 269 U.S. COURT OF APPEALS NO. 07-2059 / 2/13/08

APPENDIX K, PAGE 2

3. MARLUS C. ZINGAMON vs. DARRELL E. BRAD 110 S.Ct. 979 U.S. SUPREME COURT

NO. 88-1965 / 2/22/1990

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LEGAL MAIL ONLY

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 HUSTON VS. BACK NO. 89-5428 / 6/24/1988; 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 MAUGIS VS. HARTZ STUMP NO. 05, 0406 / BPH, or (2011)
 has been designated for publication but is not yet reported; or,
 is unpublished.

For cases from state courts:

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

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

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

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

JURISDICTION

For cases from federal courts:

The date on which the United States Court of Appeals decided my case was 10/20/20.

No petition for rehearing was timely filed in my case.

A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A _____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

For cases from state courts:

The date on which the highest state court decided my case was _____.
A copy of that decision appears at Appendix _____.

A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A _____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).


APPENDIX C

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1 | 1ST AMENDMENT RETALIATION , APPENDIX K.1

2 | TITLE II ADA #2 U.S.C. § 11062(a)(1) , APPENDIX K.1

3 | 14TH AMENDMENT DUE PROCESS , APPENDIX K.1

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APPENDIX D.

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STATEMENT OF THE CASE

- 1/ U.S. DISTRICT JUDGE MARY GEIGER LEWIS ENTERED ORDER GRANTING APPELLEES SUMMARY JUDGMENT, 10/20/00.
- 2/ ADA-APPELLANT DID NOT RECEIVE ORDER UNTIL FOLLOWING WEEK, 10/26 - 30/00, (5) FIVE DAYS OR MORE LATER IN WHICH, 30, DAY COUNT DOWN BEGINS SINCE RECEIVED MAIL ORDER
- 3/ ADA-APPELLANT DID PLACE NOTICE OF APPEAL IN BROAD RIVER CORRECTIONAL INSTITUTION MAIL BOX ON 11/05/00, (4) FOUR DAYS BEFORE, 30, DAY TIME FRAME WHICH INCLUDED (3) THREE MAILING DAYS TO RECEIVE DISMISSAL ORDER, 10/20/00,
- 4/ SCDC STAFF WAS OFF, 11/09/00, DUE TO THANKSGIVING! THEY ALSO TOOK OFF 26TH THURS.; 27TH FRI. WHICH WERE NOT HOLIDAYS.
- 5/ THERE WAS NO MAIL ROOM OFFICER 1ST, NOVEMBER 2000, BECAUSE MAIL ROOM OFFICER B.P.C. I, MS. KRANTZORA ROBINSON,
- 6/ APPELLEES MOTION TO DISMISS COUNSEL ANDREW F. LINDENMANN, MARCH 13-2000 MADE BELOW FRIVOLOUS CLAIMS MALICIOUSLY TO PERSUADE 4TH CIR. COURT OF APPEALS TO RUL IN THEIR FAVOR
- A/ APPENDIX G, A, page 2 paragraph 2 MOTION TO DISMISS, ANDREW F. LINDENMANN, CITES "THE APPELLANT DID NOT FILE NOTICE OF APPEAL, UNTIL, 10/19/00, WHICH WAS, 50, DAYS AFTER THE JUDGMENT WAS ENTERED)"
- B/ APPENDIX G, B, page 3 paragraph 4. MOTION TO DISMISS, ANDREW F. LINDENMANN, CITES "THE APPELLANT WAS REQUIRED TO FILE HIS NOTICE OF APPEAL BY 11/19/00"

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II. APPENDIX D,
PAGE 2, STATEMENT OF THE CASE,

7. PRIMA FACIE FACTS TO 6(a)(b),

(a) PRIMA FACIE FACT TO 6(a) IS CERTIFICATE OF SERVICE NOTICE OF APPEAL PLACED IN SDC MAILBOX, 11/25/00. ADA APPELLANT NOT IN CONTACT WHEN SDC MAILED NOTICE OF APPEAL AND DOCUMENT IS CONSIDERED MAILED ONCE PLACED IN SDC MAILBOX IN ACCORD WITH U.S. CASE HOUSTON VS. LACK NO. 89-5428 U.S. 6/24/1988, B.R.C. I HAD NO MAIL ROOM WFC. AT TIME OF MAILING;

(b) 11/19/00 IS ONLY 26 DAYS LATER NOT INCLUDING (3) THREE MAILING DAYS TO RECEIVE 10/20/00 ORDER. ADA APPELLANT HAS NO CONTROL OF WHY ETC. SDC DIDNT MAIL NOTICE OF APPEAL TFF UNTIL 11/30/00. DOCUMENT CONSIDERED MAILED ONCE PLACED IN SDC MAILBOX IN ACCORD WITH U.S. CASE HOUSTON SUPRA;

8. 4TH CIRCUIT COURT OF APPEALS CONSPIRED IN RETALIATION WITH APPELLEES BY DISMISSING MERITORIAL NOTICE OF APPEAL 6/28/01

9. THE MAILBOX RULE UNDER UNIQUE CIRCUMSTANCES DOCTRINE TO SERVE APPEAL APPLIES. SEE RELATED CASES 4; 5; 7

10. ADA APPELLANT IS BIPOLAR, SCHIZOPHRENIC AND LEGALLY DISABLED SINCE MARCH 1, 2011, RECEIVING S.S.I. BENEFITS AT TIME, 2/4/11, INCARCERATION IN SDC APPENDIXES, H.A.; B., AND IS THEREBY PROTECTED BY 42 U.S.C. § 19112(a)(1) TITLE II ADA.

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APPENDIX K

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REASONS FOR GRANTING THE PETITION

ADA APPELLANT HUMBLY MAKES U.S. SUPREME COURT TO GRANT PETITION

BASED ON PRIMA FACIE COMPELLING REASONS IN ACCORD WITH

QUESTIONS IN ACCORD WITH RULE 10, 11, 12, THIS 4TH CIRCUIT COURT

OF APPEALS HAS DECIDED QUESTION IN CONFLICT WITH RELEVANT PRIMA FACIE

CASES OF THIS U.S. SUPREME COURT HUSTON VS. LACK SUPRA. THE HONORABLE

JUSTICE BRENNAN DELIVERED OPINION HUSTON (GENERAL RULE THAT RECEIPT BY

COURT CLERK CONSTITUTES FILING IS APPROPRIATE FOR MOST FILINGS IN CIVIL

APPEALS, SHOULD NOT APPLY IN PRISON PRISONER CONTEXT) AND HONORABLE

JUSTICES WHITE, MARSHALL, BLACKMAN, STEVENS JOINED. DUE TO SOME

MAILING DELAYS (5) FIVE DAYS OR MORE LATER ADA APPELLANT ALSO HUMBLY

MAKES U.S. SUPREME COURT TO ADOPT KANSAS SUPREME COURT OF APPEALS

"UNUSUAL CIRCUMSTANCES DETRIMENT" MARCUS SUPRA, SANDERS SUPRA BASED

ON PRIMA FACIE FACTS (1-10) STATEMENT OF THE CASE, AS WELL AS ATTACHED

APPENDIXES ETC. THE 4TH CIRCUIT COURT OF APPEALS MADE ERRONEOUS DECISION

TO DISMISS COMPLAINT IN CONSPIRACY AND RETALIATION WITH APPELLEES

MOTION TO DISMISS APPENDIX G (b) LAWYER ANDREW F. HINDEMANN VS. Q.

PREJUDICIAIY AGAINST ADA APPELLANT THAT IS MATERIALLY WILL VIOLATING RULE 11;

TITLE II ADA 2 U.S.C. 11913 (b)(1) A.T.F.A. ELZEFTANY VS. PERNIX GROUP INC.

SUPRA; DOKER VS. SOFC SUPRA; SUMMERS VS. ALTONUM SUPRA. THE 4TH CIRCUIT

COURT OF APPEALS MALICIOUSLY DID NOT EVEN MAKE THEIR LAWYERS TO CHECK

COMPUTATION OF TIME IN APPELLEES MOTION AND ADA APPELLANTS MOTIONS

FOR TRUTH. THIS ERRONEOUS DECISION OF 4TH CIRCUIT COURT OF APPEALS MAY

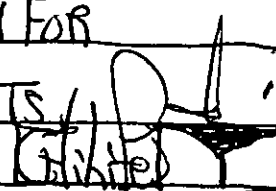
EFFECT ALL OTHER PRISON APPELLANTS INCARCERATED IN PRISONS THAT HAVE NO

CONTROL OF WHEN SOCG MAKS COURTS THERE LEGAL DOCUMENTS.

ADA APPELLATE HUMBLY MAKES U.S. SUPREME COURT TO GRANT PETITION FOR

CERTIORARI DUE TO ABOVE, ATTACHED PRIMA FACIE FACTS, DOCUMENTS,

U.S. CASE LAWS ETC.


C. H. H. H.

II.

HEREBY ADA APPELLANT HUMBLY ASK U.S SUPREME COURT TO :

① REMAND CASE BACK TO 4TH CIRCUIT COURT OF APPEALS
SO ADA APPELLANT CAN FILE "INFORMAL BRIEF" IN TIMELY
MANNERS PRESCRIBED BY COURT.

② APPOINT COUNSEL FOR MENTALLY ILL APPELLANT DUE TO COMPLEXITY
OF ARGUMENTS INVOLVING MEDICAL RECORDS, EXPERT TESTIMONY,
AND ADA APPELLANT IS MENTALLY ILL EVANS VS. JOHN KURLINSKI
SUPRA; GREEN VS. DALE SUPRA; MANDRE VS. HABUS SUPRA
SINGHETAY VS. G. HERNANDEZ SUPRA APPENDIX H (A)(B); APPENDIX I (A)(B)(C)

THE 4TH CIRCUIT COURT OF APPEALS CONSPIRED WITH APPELLEES
TO DENY APPELLANTS DUE PROCESS 14TH AMENDMENT TO CHALLENGE
U.S DISTRICT COURT'S ADOPTION OF REPORT & RECOMMENDATION FOR
ADA APPELLANTS PRIMA FACIE MEDICAL MALPRACTICE CLAIM. COUNSEL
WILL BE NEEDED SO ADA APPELLANT DUE PROCESS RIGHTS
WILL BE PROTECTED. MLC AUTOMOTIVE LLC VS THE TOWN OF

SOUTHERN PINES ET AL 582 F.3D 869 U.S COURT OF APPEALS / NO. 07-2039 /
7/3/08 ; MARKUS C. ZIEBERMAN VS. DARRELL E. BURCH 110 S.Ct. 925 U.S
SUPREME COURT / NO. 82-1965 / 2/09/1990

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CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Shahid Majid
WITHOUT PREJUDICE

Date: JAN 15 2008