

21-7649
CASE NO#

THE

SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED

APR 14 2022

OFFICE OF THE CLERK

JAMAAL ANDRE MCNEIL

PETITIONER,

VS.

THE STATE OF NEBRASKA ET. AL.,

RESPONDENTS.

ON PETITION FOR A WRIT OF HABEAS CORPUS TO
NEBRASKA SUPREME COURT AND COURT OF APPEALS

PETITIONER PETITION FOR A WRIT OF
HABEAS CORPUS

JAMAAL ANDRE MCNEIL

PRO SE COUNSEL OF RECORD

P.O. BOX 22200

LINCOLN, NEBRASKA 68542

RECEIVED

APR 19 2022

OFFICE OF THE CLERK
SUPREME COURT, U.S.

= QUESTION(S) PRESENTED =

The petitioner /defendant, would like to ask and request to the Court of Appeals may the ground(s) and grounds presented be denovo reveiw, acknowledged, and determine as stated below =

(A).Can the petitioner /defendant, ask and request to the Court, may the petitioner /defendant, be entitled to; as grounds exist; may the ECCLIESASTICAL COURT, LETTER OF ROGATORY, REGISTERED DEED P-OLL, be admissible to be applied in this herein petition.

(B).Can the petitioner /defendant, ask and request to the Court, may the petitioner /defendant, be entitled to; as grounds exist; to have this petitioner's petition be heard, denovo reviewed, acknowledged, and determined with the additional documents and motions already filed, such as the Supersedeau bond, VACATE motion, Subpoena motion, stay's/etc., New Trial motion, Common Law Writ of Error Coram Nobias, Enforcement liability recovery on the the surety/bond and Etc., as required by law.

(C).Can the petitioner /defendant, ask and request to the Court, may the petitioner /defendant, be entitled to, as grounds exist; to have permission for leave to expand the record, word limits, page limits, 24 lines, and typing and suspend additional rules, as upon of good cause, as to not delay the court, and expedite this appeal, as there is more than one case, and all cases/claims, have merged into questioning to be argued/reversed/granted in this appeal.

(D).Can the petitioner /defendant, ask and request to the Court, may the petitioner /defendant, be entitled to; as grounds exist; to have permission for leave, to VACATE - (modify, dissolve, suspended, terminate, restore), all stay's/injunction's/restraining order's/etc., or the like, that the defendant/ petitioner, did not know about that was issued by any and all the respondent/plaintiffs/Court/or this Court, herein stated, as to the orders,decision, opinion, and judgments, in the criminal case, child support case, Tort claim cases, administration cases, and in this appeal, if the respondent/plaintiffs/Court/or this Court, issued any stay's /etc., herein, as all stay's/etc., shall be vacated/dissolved/- restored, before the determination of the appeal.

(E).Can the petitioner /defendant, ask and request to the Court, may the Appellant/defendant, be entitled to; as grounds exist; for the Court to review the CONSTITUTION PROVISION INVOLVED, as the

petitioner /defendant, U.S. Constitutions, U.S. Constitutions Amendments, Nebraska Constitutions Bill of Rights, Civil Rights, Declaration of Human Rights, Declaration of Independence, and add-Rights, were all violated and damage, and the rights, privileges, immunities, and religious immunities that are being violated as of rigth "NOW", are admissible to be reviewed and to have this criminal case reverse, vacated, and dismissed, and all Tort Claims granted, and etc..

(F). The petitioner /defendant, would like to ask and request to the Court, may the petitioner /defendant, be entitled to, as grounds exist; to have a Advance Hearing, and vacate/dissolve, all the stay's/etc., that should have not been granted, in the Trial Court, as the petitioner /defendant, was not notified by the Trial Court or ~~responsible~~ plaintiffs, and the appellant/defendant, was not notified of any stay's/etc., in the preliminary hearing, criminal case, child support case, both Tort Claims, criminal history case, administration cases, or in this appeal, as all cases /suits/claims, shall be denovo reviewed in this Advance hearing, and all cases/suits/claims, shall be reversed and modified/vacated as this appeal may proceed without beeing interfered, block-ed, or hindered with any stay's/injunction's/restraining order's /etc., as this appeal will not be mooted.

(G). The petitioner /defendant, would like to ask and request to the Court, may the petitioner /defendant, be entitled to, as grounds exist; can the preliminary heraing, and the objection by the petitioner /defendant, of vacating the preliminary hearing, [as showing in the issues presented], be reviewed by this Court, which the District Trial Court loss (would of lost), jurisdiction, if the stay's/injunction's/etc., was not granted, and "NOW", since the stay's/etc., are vacated/etc., the Trial Court should still loss jurisdiction and/as the preliminary hearing, was dismissed, and etc..

(H). Can petitioner /defendant, ask and request to the Court, may the petitioner /defendant, be entitled to; as grounds exist; may the Court review the false testimony, inconsistance statements, perjury, contempt of court, vindictive/sham/selective/malicious prosecution, tortious conduct, unprofessional act, and etc., the plaintiffs and plaintiffs witnesses caused as to violating the BRADY LAW and GIGLIO LAW, in the preliminary, suppression, and

trial hearings and as in the discovery materials, as to why the District Court Judge denied the Defendant/petitioner, impeachment motion, which should of been granted, and the Court of Appeals, shall review the Trial Court record in the Bill of Exceptions of the officers admitting to giving false statements under oath, intentionally and purposely, which is a admission to the Civil Tort Claim case herein, of a admit or deny, and evidence and grounds of causing Perjury and Fraud.

(I). The petitioner/defendant, would like to ask and request to the Court, may the petitioner/defendant, be entitled to; as grounds exist; may the Court review the **SEPARATION OF POWER CLAUSE**, as to the prosecutor attorney violating both branches and evidence of the prosecuting withdrawing from the case, and issuing a fraud motion for stay's/etc., without notice, and review the Trail Court of the **DISTRIBUTION OF POWER CLAUSE**, as the Trial Judge violated both braches of governments, and causing usurapation against the petitioner/defendant, and enforcing laws and also not enforcing laws under the [Quo Warranto], and executing criminal judgments, as the Trial Judge is being a Judicial Officer and being a Executive Officer, at the same time which is violation of the **Clause**, and rights being violated towards the petitioner/defendant, as shown in the record.

(J). The petitioner/defendant, would like to ask and request to the Court, may the petitioner/defendant, may the Court review the **NEB+ RASKS DEPARTMENT OF REVENUE**, Tax Comissioner, records and do a denovo review and inspection of the defendant/petitioner, was paying Drug Tax, and had a Drug Tax Stamp, and the petitioner/defendant, issued the precipe for subpoena at the New Trial Hearing, objecting to the P.S.I. Reports, and post-conviction Relief, and issued a regular motion for subpoena in the begining of the case which still should of been admissible, and etc..

(K). The petitioner/defendant, would like to ask and request to the Court, may the petitioner/defendant, be entitled to, as grounds exist; may the Court review the **Not Guilty Plea**, that had violated the proceedings of the evidence hearing, suppression hearing, and additional hearings all being denied, that was withdraw by the petitioner/defendant, in the middle of suppression hearing, which is a abuse of discretion, prejudice, injustice, bias, and reversal error, caused by the Trial Judge.

(L). The ~~petitioner~~/defendant, would like to ask and request to the Court, may the ~~petitioner~~/defendant, be entitled to; as grounds exist; may the Court review the **Suppression Hearing**, that was not properly handled correctly and plain/reversal error was rendered and the not guilty plea was withdrawn in the middle of the **suppression hearing**, and the hearing was not fully final to suppress the evidence, or all the evidence, as the extension was not granted and trial started, and the stay's/injunction's/etc., was issued, and the ~~petitioner~~/defendant, never got a proper **suppression hearing**, as required, the ~~petitioner~~/defendant would like to rechallenge the **suppression hearing**, as to a accurate and effective hearing without no errors, or stay's/injunction's/etc..

(M). The ~~petitioner~~/defendant, would like to ask and request to the Court, may the ~~petitioner~~/defendant, be entitled to; as grounds exist; may the Court review the **P.S.I. REPORT**, and examine and inspect the records as to the defendant/~~petitioner~~, presenting evidence and **objecting to the P.S.I. REPORT**, and **objecting to the sentencing date**, being issued to early, and the ~~petitioner~~/defendant, requested for the **P.S.I. REPORT TRANSCRIPTS**, and did not receive the transcripts to point out the errors, defects, abuse of discretion, and constitutional violations, and the Court of Appeals need these records forwarded, which is a U.S. Const. Amend., V, and XIV, Nebr. Const. Bill of Right Sec. V and XIV, violation of **DUE PROCESS**, and this matter shall be acknowledge.

(N). The ~~petitioner~~/defendant, would like to ask and request to the Court, may the ~~petitioner~~/defendant, be entitled to; as grounds exist; can the Court review the **EXCESSIVE SENTENCE**, as the sentence is a violation of the U.S. Const. Amend., IV, V, VIII, and XI-V, under the **Cruel and Unusual Punishment**, and Etc., and is to excessive and do not fit the criteria of the punishment, as the ~~petitioner~~/defendant, had evidence on record of the **Drug Tax Stamp**, **ECCLIESASTICAL COURT REGISTRATION**, **Tort Claims/Tort Claim non-response**, and Etc., which is a **Affirmative Defense** to have the sentence reversed, vacated, set-a-side, modified, and terminated.

(O). The ~~petitioner~~/defendant, would like to ask and request to the Court, may the ~~petitioner~~/defendant, be entitled to; as grounds exist; may the Court review **"BOTH"**, **Tort Claims**, that was withdrawn from consideration and requested to be amended/consolidated, with

the criminal case, and the ~~petitifin~~/defendant, would like to request to the Court, may "BOTH", Tort Claims be accepted, approved, granted, and awarded, and be amended/consolidated with the enforcement liability recovery (counter-claim/claim on bond) on the surety/bond, as to be recovered by (and forwarded to the owner) the ~~petitifin~~/defendant, as pursuant to the ECCLIESASTICAL COURT LETTER OF ROGATORY.

(P). The ~~petitifin~~/defendant, would like to ask and request to the Court, may the ~~petitifin~~/defendant, be entitled to; as grounds exist; may the Court review the Child Support Order/Judgment, as from the D. H.H.S., D.H.H.S. Admin. Appeal Hearing Office, County Court, District Court, District Court Administrator, and the Child Support Office, as the ~~petitifin~~/defendant, vacated all stay's/injunction's /etc., in all government agenices, and the ~~petitifin~~/defendant, have evidence that requires the child support to be TERMINATED.

(Q). The ~~petitifin~~/defendant, would like to like to ask and request to the Court, may the ~~petitifin~~/defendant, be entitled to; as grounds exist; may the Court review all the **SEALED DOCUMENTS**, in all the government agenices herein, as to all the data, records, papers, order, judgments, and etc., (as stated in the unsealed documents involved paragraph), as to the ~~petitifin~~/defendant, DRUG TAX/STAMP record, P.S.I. REPORT Transcripts, Bill of Exceptions transcripts, Transcripts, stay's/etc., and in all cases/suits/claims, which the sealed documents, that was never presented to the ~~petitifin~~/defendant, are and is in violation of the Nebr. Const. Sec. V and XIV, and U.S. Const. Amend. V and XIV, and the ~~petitifin~~/defendant, can't receive these sealed document, but shall be inspected, examine, investigated, and denovo reviewed by the Court of Appeals.

(R). The ~~petitifin~~/defendant, would like to ask and request to the Court, may the ~~petitifin~~/defendant, be entitled to; as grounds exist; may the Court review, the **Criminal History Record**, in this criminal cases/Clerk Office, as the ~~petitifin~~/defendant, tried to expunge the record, but was not acknowledge, or granted, and the ~~petitifin~~/defendant, showed irreparable harm, damage, and injury, and the ~~petitifin~~/defendant, is aggrieved by this record, and would like to ask for permission for leave to the Court of Appeal, to expunge the **CRIMINAL HISTORY RECORD**.

(S). The ~~petitifin~~/defendant, would like to ask and request to the Court, may the ~~petitifin~~/defendant, be entitled to; as grounds exist;

may the Court review the **ASSIGNMENT OF ERROR'S** and review the error's that was had and caused the ~~petitition~~ /defendant, to not have a effective proceeding, preliminary, suppression, Trial hearing, appeal, post-conviction, termination hearing in child support, expungement hearing, amendment hearing, and awarded tort claim relief hearing, and additional error's, that are to be render reversal error, and etc..

(T). The ~~petitition~~ /defendant, would like to ask and request to the Court, may the ~~petitition~~ /defendant, be entitled to; as grounds exist; may the Court review **ENFORCEMENT LIABILITY RECOVERY ON THE SURETY/BOND**, and review the awarded relief that is required to be just and fair, with the request to be increased, and to amend/consolidate the (2)-two Tort Claims with this surety/bond, as the requested relief of **\$15,000,000.00 (million dollars)**, shall be awarded to the ~~petitition~~ /defendant, and the ~~petitition~~ /defendant, (3)-three children, **EACH**, as required by law and the **ECCLIESASTICAL LAW**, as this is a private settlement, and return stimulus check.

(U). The ~~petitition~~ /defendant, would like to ask and request to the Court, may the ~~petitition~~ /defendant, be entitled to; as grounds exist; may the Court render a **MANDAMUS ORDER**, to compel the Trail Court, to reverse, vacate, and dismiss the criminal case, issue the levy on the payment (bond/surety), settlement, expunge the **CRIMINAL HISTORY RECORD**, TERMINATE CHILD SUPPORT, Release the ~~petitition~~ /defendant from custody, approve the Tort Claims, and grant additional relief requested, and required by the ECCLIESASTICAL COURT LAW, and a Superseded bond, that is herein attached.

(V). The ~~petitition~~ /defendant, would like to ask and request to the Court may the ~~petitition~~ /defendant, be entitled to; as grounds exist; may the Court review the **stay motions** in the Trial Court as of right **"NOW"**, which the motions may reverse the case also with this appeal, and the Court shall acknowledge these motions, as the Trial Court could of ruled on these motions before the briefing date, and before the determination of this Appeal, which this is the same incident that occurred last time, as a stay/injunction/ etc., was in the record, as the Court of Appeal have been notified and review the evidence by the appellant, in the Court of Appeal order, on Aug. 19, 21, that was denied intently.

(W). The ~~petitition~~ /defendant, would like to ask and request to the Court, may the ~~petitition~~ /defendant, be entitled to; as grounds exist; as a error of the U.S. CONST. AMEND. V and XIV/Nebr. Const.

Sec. V and XIV, was violated, as to the ~~petitition~~/defendant, NEW TRIAL MOTION, was not correctly handled properly and the ~~petit~~ ~~ion~~/defendant, did not have a fair new trial, as the District Court Judge, did not terminate the notice of appeal, and did not nullify the appeal, and did not answer the NEW TRIAL MOTION, before the appeal (as this happen twice before), and the POST-JUDGMENT MOTION, was not answered, as shown on 5/1/17 to 5/10/17, 5/10/17 to 8/26/17, and as shown on 12/1 /19 ~~that was~~ STILL PENDING, the District Court did not say no further rulings will issue, which is grounds that the ~~petit~~/defendant, MOTION FOR NEW TRIAL, has grounds to be issued a NEW TRIAL for further rulings to had and issued, as the District Court vacated/restored the saty's/etc., and this criminal case needs to be finalize in this Court of Appeals.

(x). The ~~petit~~/defendant, would like to ask and request to Court may the ~~petit~~/defendant, be entitled to; as grounds exist; may the Court review the order on Nov. 26, 2019, and Dec. 2, 1019, as the criminal case shall be reversed, vacated, and dismissed, from all the ~~petit~~/defendant, evidence, facts, errors, arguments, grounds, and etc., stated herein, and the ~~petit~~/defendant, would like this Court to review all the pleadings that was filed in the Trial Court on April 2, 2019, as to all the complainants/motions/pleadings/filings/claims/etc., that was admissible to have all the requestes issued, and the pleadings shall be acknowledge and denovo reviewed and reversed and granted with the orders on Nov. 26, 2019, as Habeas Corpus relief shall be granted.

(y). The ~~petit~~/defendant, would like to ask and request to the Court may the ~~petit~~/defendant, be entitled to; as grounds exist; may the Court review the ***SCOPE OF REVIEW ***, and examine and inspect the abuse of discretion caused by the Trial Judge in this criminal case, as the ~~petit~~/defendant, rights were not acknowledged, and the abuse of discretion of issuing the not guilty plea and the motin for stay/etc., caused all all the cases/claims/suits to be void, invalid, and rendered a injustice criminal proceeding that has to be reversed, vacated and dismissed.

(z). The ~~petit~~/defendant, would like to ask and request to the Court may the ~~petit~~/defendant, be entitled to; as grounds exist; may the Court review the traffic stop of the arrest and the discovery material, from the begining of the audio and video and ins-

pect the footage as the defendant, ~~petitioner~~, applied the turn signal and all tail lights were working properly, the ~~petitioner~~/defendant, ask for a lawyer, and stated he is registered with the, ECC-LISASTICAL COURT, and the officers examined the drug tax stamp, at 4:08 am, and the conversations the officers had with their superior supervisor officer, stated Mr. Mcneil can legally possess what he has and shall not be arrested for a felony charge, which the officers did not follow orders from the superior supervisor officer order(WHICH IS THE SAME AS A TRIAL COURT NOT OBEYING A MANDATE FROM THE SUPERIOR COURT OF APPEALS), an the arresting officers made inconsistant statements and violated the FRUIT-OF-THE-POISONOUS-TREE DOCTRINE, as the matter of the traffic stop is illegal, unlawfull, and vindictive, which the arresting officer abuse their police power, and the motion for arrested judgment shall be granted,

(AA).The ~~petitioner~~/defendant, would like to ask and request to the Court, may the ~~petitioner~~/defendant, be entitled to; as grounds exist ; May the Court review the "FOOTNOTES" and examine, the necessary information that is required, protaining to the ~~petitioner~~/defendant, requestes and rights, to have a fair, adequate, and effective appeal, as to have the Court of Appeals to understand appeal, and to prevent the injustice, injustice and usurapation the ~~petitioner~~/defendant, is going against, as there is no cause why this criminal case is pending, the ~~petitioner~~/defendant, is totally innocent and is automatically/affirmatively not guilty, and the herein "FOOTNOTES" have arguements, evidence, facts, theories, and issues to be acknowledge, and the Truth is herein stated in this ~~petitioner~~ Brief.

(AB).The ~~petitioner~~/defendant, would like to ask and reuest to the Court, may the ~~petitioner~~/defendant, be entitled to; as grounds exist ; may the Court review, all the Habeas Corpus, motions herein filed in the record and as on May 8, 2017 thur April 4, 2019, as the ~~petitioner~~/defendant, is entitled to a evidence hearing and a RELEASE ORDER, the Trial Judge denied all the Habeas Corpus motions, which is a violation of the IV,V,VII, and XIV of the U.S. Const. amend. and Nebr. Const., and Habeas Corpus shall not be suspended, as to U.S. Const. Art. 1,sec. 9(2).., as DUE PROCESS, has been violated, the excessive sentence shall be vacated, and the ~~petitioner~~/defendant, shall be immediate released.

= PARTIES INVOLVED =

The Appellant/petitioner/claimant/defendant, in this appeal is = J-
maal Andre Mcneil, #86301, C.C.L.L. P.O. Box 22200, linclon, Nebr. 68542,
(On behalf the ET. AL., DEVION MURRY, DEANDRE MURRY, and DEMARVE MCNEIL,
2002 No. 37th, Street, Omaha, Nebr., 68111, the petitioner (3)-
three' children); Pro'se Attorney for the record, JAMAAL ANDRE MCNEIL, #8-
6301, C.C.L.L. P.O. Box 22200, lincoln, Nebr. 68542.¹

The Appellees/respondants/claimees/plaintiffs, in this appeal is =
STATE OF NEBRASKA, ET. AL., Attorney General, 2115 State Capital, Building,
lincoln, Nebr., 68509.

1 The ~~petititmv~~ /defendant, would like to state that = the Court of Appeals issued a order and opinion in the appeal case No# A-17-463, State v. Mcneil, and stated that " **A FINAL JUDGMENT IN A CRIMINAL ACTION IS NOT THE CONVICTION, BUT THE SENTENCE IMPOSED THEREON, State v. Engleman**, 5 Neb. App. 484, 560 N.W. 2d. 851 (1997)" and if the conviction is not the final judgment, the Trial Court Judge should have not issued a stay on the Judgment on May 10, 2017, when the sentence was not issued yet, and the **NEW TRIAL**, was still pending, and the criminal action was not final till Aug. 26, 2017, even if a injunction was issued, the ~~petititmv~~ /defendant, motions were issued first before stay/ injunction/restraining order/etc., which puts the trial court judge at a abuse of discretion and fault/fraud, of not answering the ~~petititmv~~ /defendant, motions first within the 10 days **NEW TRIAL** limitations, and **before the appeal**.

The ~~petititmv~~ /defendant, would like to state that = In Case No# A-17-1076/S-17-1-076, the ~~petititmv~~ /defendant, issued a appeal in this criminal case, and on 10/25/17 thur 11/1/17, the appeal was overruled as moot, and the appeal may have been granted and reversed/vacated the criminal judgment, and the **appellant/defendant**, was released from the Dept. of Correction Services, and then rebooked and refinger printed, as the stay's/etc., may caused the ~~petititmv~~ /defendant, not to be released, and **"NOW"**, the stay's/etc., are dissolved/restored/vacated, and the ~~petititmv~~ /defendant, would like to request to the Court of Appeals may the released be ordered, and may the Judgment be issued at the ~~petititmv~~ /defendant, brief date, as there is no need for delay, and no need for the ~~Respondent~~/plaintiffs, to respond, as the ~~petititmv~~ /defendant is already in violation of the law of issuing a stay/etc., and the Tort Claim Board not responding within six months, as affirmative defense of a default decision/judgment has already been rendered and the Trial Court modifying the order on 11/26/19, and all cases/suits/claims have to be modified to be amended/consolidate and granted, and the ~~petititmv~~ /defendant, is entitled to a **corrected judgment and a ECCLIESASTICAL COURT JUDGMENT**.

= CORPORATE DISCLOSURE STATEMENT =

The **appellant/defendant**, would like to state that = the Appellant/petitioner own's 100% of stocks, shares, spirit, soul, property, assests, and etc., of the Corporate Debtor; **JAMAAL ANDRE MCNEILE**; and is here to collect all proceeds, interest, assets, awards, property, and etc., and would like to discharge all debt, that is necessary, if possible and required by the Eccliesastial Court.

= ALL CASES & ALL APPEAL CASES =

The **appellant/petitioner**, would like to state that = all cases/suits/claims that shall be denovo review herein are stated below =

- A). The Douglas County District Court criminal case No# **CR-16-3742**, 300 Hall of Justice, 1701 Farnam St., Omaha, Nebr., 68183;
- B). The Douglas County District Court criminal preliminary hearing, criminal case No# **CR-16-23223**, 100 Hall of Justice, 1701 Farnam St., Omaha, Nebr., 68183;
- C). The Douglas County District Court child support case No# **986-4-25**, 300 Hall of Justice, 1701 Farnam St., Omaha, Nebr., 68183; C120-7584
C11092105
- E). The D.H.H.S. Administration Appeal Hearing Office, case No# **19-1172, (C1109210543/986-425)**, P.O.BOX 94728, Lincoln, Ne., 68509;
- F). The City of Omaha/Douglas County Civic Center, Law Dept., Tort Claim Div., case No# **066-19**, 1819 Farnam St., Suite 804, Omaha, Nebr., 68183;
- G). The State of Nebraska Risk Management, Tort Claim Div., case No# **2017-17133**, 1626 "K" St., P.O. Box 94974, Lincoln, Nebr., 68509;
- H). The Douglas County District Court Offices, miscellaneous case No# **_____**, of the Criminal Histroy Records of the Defendants, 300 Hall of Justice, 1701 Farnam St., Omaha, Nebr., 68183;
- I). The Nebraska Court of Appeals, 2413 State Capital Building, P.O. Box 98910, Linclon, Nebr., 68509, of Case(s) No# **A-17-1076, A-17-463, S-17-1076, A-19-391, and A-19-01220, A-21-201, A-21-210**

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Appendix-A. The Court of Appeals order on July 26, 2021, sustaining the summary affirmance, and overruling as moot all the appellant motions, App. Case No# A-21-201

Appendix-B. The District Court order on Feb. 9, and 19, 2021, denying all pending motions and rehearing motions. Case No# CA-16-3742

Appendix-C. The Court of Appeals order on Aug. 19, and Sept. 9, 2021, denying the rehearing as untimely, and post-mandate filings overruled as moot.

Appendix-D. The Letter from the City of Omaha, Law Dept., of the petitioner's Tort Claim, and was not answered within six months. Claim No# 06619

Appendix-E. The Letters from the Risk Management Tort Claim Dept., of the petitioner's Claim, and was not answered within six months, Claim No# Z017-17133

Appendix-F. The State of Nebraska/appellants, stating in their summary affirmance motion in the Court of Appeals case No# A-19-01220, about the appellant, James A. McNeil, having a affirmative defense

Appendix-G. The District Court Order on Sept. 29, 2020, which denied the defendants motions, but the order changed when the defendant vacated all injunctions

Appendix-H. Child Support case No# 986-425/CI204210543, in the District Court, that shall be terminated and paid from the supersedeas/surety bond and discharge & return stimulus

Appendix-I. Child Support case No# CI-20-7584, in the District Court, that shall be terminated and paid from the supersedeas/surety bond and discharge.

= PRELIMINARY QUOTE =

The petitioner would like to request and ask the U.S. Supreme Court my the petitioner have permission for Leave to have all Writs heard and rendered together, if possible and necessary, and the Habeas Corpus Writ, as to 28U.S.C. 2254, shall be entitled to have a hearing, and the petitioner shall be entitled to expand the record and add evidence and issue subpoenas, and have all motions be heard and answered, with all the Writs together, as the petitioner get all 5 writs to go together as the Habeas Corpus got its purpose, the Mandamus got its purpose to compel and etc., and the Prohibition got its own purpose to stop usurpation, the Certiorari got its purpose, to review the records, Common Law Writ of Certiorari got its own purpose and the Extraordinary Writ have its purpose because this matter and issue is Extraordinary and the petitioner can only get this relief herein issued in this Court, as this Court is the only Court, in the Ecclesiastical Court coming up, and the petitioner criminal history record shall be expunge all together, and the petitioner showed, the evidence that he cannot get the relief he is requesting as all courts have denied his requested, or the petitioner would not be in this Court, with all his writs, petitions, pleadings, motions, requests and etc., and petitioner would like to ask the Court if it needs to modify the supersedeas/surety bond amount, for all requested relief/demand, the petitioner have no problems with that and etc.

As the Supreme Court shall acknowledge the Coram Nobis herein filed, as to open the appeal case No# A-21-202/S-17-1076, as all the child support motions were filed, and now since all stay's/etc., have been vacated/dissolved/restored, in the D.H.H.-S., County Court, District Court, District Court Administration Office, and etc., the child support is free to be terminated.

If the stay's/etc., aren't vacated till the end of the expiration of the appeal, in the Trial Court, the plaintiff/defendant, will file another appeal, after this appeal, and the answer from the Trial Court on the motions, as the plaintiff/defendant, would like to request to expedite all issues, matters, and requestes to be handled "NOW", within this appeal, instead of the next (second) appeal, to not cause a delay.

The the plaintiff/defendant, will be issuing a reply brief to vacate all stay's/- injunction's/etc., in this appeal, and etc., after the respondent/plaintiff's, file their brief as this is notice.

= TABLE OF AUTHORITIES =

CONSTITUTION -----

Nebr. Const. Bill of Rights Art. I, §§Sec. 1, 2, 3, 4, 5,	
6, 7, 8, 9, 10, 14, 20, 21, 23, and 24,	iv, v, vii, viii, 4, 17, 39, 42, 44;
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§§Art. VI,	3, 17, 39, 42;
§§Art. VIII,	iv, 3, 17, 39, 42;
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West Handbook Series Fed. Ct. App. Manual Second Edition By David' Knibb Chapter 18.4, 12.1 to 12.6, 18.3.....	10;
West Handbook Series Fed. Ct. App. Manual Fifth Edition By David Knibb	10;

1 The petitioner/defendant, would like to request for permission to proceed, with this
~~Writ~~ ^{Writ} ~~new cause~~ ^{new cause}, with additional motions that is on record and filed in the Supreme Court, as would like to ask may some of the rules requirements be suspended/modified, in this Writ, as a good cause is shown, as to expedite and render all matters in all cases/suits/claims, in one appeal/order/judgment, and not to delay time/and delay the Courts, as the petitioner/defendant, is proceeding pro'se and is learning as he goes along, and just found out about the 24 lines, at the last minute, and if the Supreme Court, need the petitioner/defendant, to reissue another corrected Writ, may the Court inform/notify the petitioner/defendant, with a extention of time, as pursuant to Nebr. Rev. Stat.

The ~~petitioner~~/defendant, did not receive the P.S.I. Report, Bill of Exceptions, and Transcripts, and did not receive the transcripts from the begining of the case, and the ~~petitioner~~/defendant, can't point out no error's, find new error's and defects, show documents, find seal documents, and object to the record, in the proceeding, which is a violation of "DUE PROCESS" which the ~~petitioner~~/defendant, can't defend or prosecute the case/appeal, effectively, and the Clerk of the District Court is in violation of office, and causing prejudice, injustice, bias, and injury to the ~~petitioner~~/defendant, "DUE PROCESS" rights, which shall be acknowledge bt the Appeals Court, of these records not being forwarded.

The ~~petitioner/defendant~~, didn't receive the transcripts from the CHILD SUPPORT CASE and the (2)-TWO TORT CLAIMS from the Clerk of the County/District Court and administration Offices, as these cases/claims/suits, shall be amended, to the Criminal cases, as the ~~petitioner/defendant~~, can't point out no error's, defects, show documents, seal documents, statements made on telephonic conference, and objections that was on record in the proceedings, which the ~~petitioner/defendant~~, can't defend or prosecute these cases, and appeals adequately, effectively, and correctly, and the Clerk of the County/District Court and the Administration Offices of the City of Omaha/Douglas County Law Dept. and the Risk Management, shall be liable, and is in violation of the ~~petitioner/defendant~~, "DUE PROCESS"; and the Court of Appeals shall take Judicial Notice of this matter.

The ~~petitioner/defendant~~, would like to state that = In appeal case No# A-17-1076/A-17-1076, the ~~petitioner/defendant~~, issued a appeal on the child support case, with the criminal case, and on 10/25/17 to 11/1/17, the appeal case was overruled as moot, and the ~~petitioner/defendant~~, appeal may have been granted, and terminated the child support order, with the Judgment vacating the conviction and sentence, and the stay's/etc., may caused the child support order not be terminated, and "NOW", the stay's/etc., have been dissolved/restored/vacated, the child support, shall be terminated, with this Criminal case.

The ~~petitioner/defendant~~, would like to request to the Supreme Court, for a INTERLOCUTORY APPEAL to be had, (if necessary), as pursuant to the "DEATH KNEEL DOCTRINE"; as motion are in the Trial Court right "NOW", and shall be reviewed by the Court of Appeals, and the ~~petitioner/defendant~~, would like to request to may the Court of Appeals monitor and watch over the Trial Court, if a mandamus/remanded order, is entered.

2 The ~~petitioner/defendant~~, would like to apply the Nebr. Rev. Stat. 25-2224, if no other adequate remedy is available, in the Appeal, and this statute that is being presenting to the Supreme Court, shall be admissible for the ~~petitioner/defendant~~, and etc..

3 The ~~petitioner/defendant~~, also would like to present the WEST HANDBOOK SERIES FED. CT. APP. MANUAL FIFTH EDITION BY DAVID KNIBB, for evidence, arguement, and defense for this appeal, and all the cases,suits/claims, and etc..

The ~~petitioner/defendant~~, would like to oust, eject, op-out, recuse, remove, terminate, and withdraw from the State of Nebraska and declare his indepence, as a right to local self-government, and terminate all contracts, sentence, convictions, orders, judgments, and debts, as pursuant to the DECLARATION OF INDEPENDENCE JULY 4, 1776, and the ECCLESASTICAL COURT LAW.

The ~~petitioner/defendant~~, do not know if the plaintiff/defendant or trial the Judge put the stay's/imjunction's/etc., in the criminal proceeding, (and in all the cases/suits/claims), as notice was giving, so the plaintiffs/defendant/Court/State of Nebraska, shall all be liable and held accountable under the surety/bond, and etc..

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= PRAYER =

The plaintiff/defendant/petitioner/claimant, would like to pray the Supreme Court acknowledge this Writ and grants the requested relief, as required by law and the ECCLIESASTICAL COURT LAW, and as pursuant to the Certificate of Good Faith, U.C.C.S1-201(b) (19).

= PRELIMINARY INTRODUCTION STATEMENT =

The plaintiff/defendant, is presenting this Appellant Brief, to be issued on the merits, as grounds exist for a reversal of the District Trial Court Judge order/judgment, which is dispositive to this appeal and

= JURISDICTION =

For Cases from State Court

The date on which the Nebraska Supreme Court/Court of Appeal decided my case was, July 26, 2021. A copy of that decision appear a Appendix-A

A timely petition for rehearing was thereafter denied on the following dated: Aug 19, 2021 and Sept. 9, 2021, and a copy of the order denying rehearing at Appendix-C.

An extension of time to file the for the Writ of Certiorari/etc. was granted to and including, Oct. 8, 2021 on, Dec. 8, 2021 in Application A.

The Supreme Court of the U.S. is invoked, as pursuant to Nebr. Rev. Stat. 29-2301 to 29-2308, 25-1901 to 25-1937, 25-2728 to 25-2740, 25-1062 to 25-1082, 25-2224, 25-2001 to 25-2009, 49-101, 29-2102 to 29-2106, 29-28-01 to 29-2824, and the ECCLIESASTICAL COURT LAW, LETTER OF ROGATORY, and U.S. Sup. Ct. R. 10 to 16, 20, 21, 22, 23, 29

= OPINION BELOW =

For Cases from State Court

The opinion of the Nebraska Supreme Court/Court of Appeals appears at Appendix - A, the petition and is = has been designated for publication but is not yet reported.

The opinion of the Douglas County District Court appears at Appendix - B, the petition and is = has been designated for publication but is not yet reported.

= UNSEALED DOCUMENTS INVOLVED =

The Supreme Court shall do Denovo Review, of all the sealed documents, data, papers, records, materials, orders, judgments and etc., in all the government offices of the =

- Clerk of the Douglas County District Court, 1701 Farnam St., 300 Hall of Justice, Omaha, Lincoln, 68111, Case No# Cr-16-3742/Cr-16-232-223/CI109210543/986-425, CI-20-7584, and all cases in the past/criminal history record;
- D.H.H.S Admin. Office H.O., P.O.Box 98914, Lincoln, Nebr., Case No# 191172;
- Tax Commissioner Office, 301 Centennial Mall S., P.O.Box 94818, Lincoln, Nebr., 68509, Case No# Mcneil;
- City of Omaha, Law Dept., 1819 Farnam St., Omaha, Nebr. 68111, Case No#006-19;
- Risk Management, 1526 "K" St. Ste#220, P.O.Box 94974, Lincoln, Nebr., 68509, Case No# 2017-17133;

and all other respondents/claimees /plaintiff/claimee offices, herein stated, as all the government have documents that are sealed and need to be unsealed in all the herein cases/claims/suits, as pursuant to Nebr. Ct. R. 6-1524(D), and 6-1466(D), and the criminal history record felonies and misdemeanors.

= CONSTITUTION PROVISIONS INVOLVED =

As pursuant to the United States Constitution =

Art. I, Sec. 9(2), says = the privilege of the Writ of Habeas Corpus shall not be suspended, unless when cases of rebellion or Invasion the public safety may require of;

Art. IV, Sec. 2(9), says = the Citizens of each state shall be entitled tonall privieges and immunities of citizens in in the several states;

As pursuant to the United States Constitution Amendment =

Amendment I, says = Congress shall make no law respecting and establishment of religion, or prohibiting the free exercise there of, or abridging the freedom of speech, or right of the people peaceable;

Amendment IV, says = the right of the people to be secured in their persons, house, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrant shall issue, but upon probable cause, supported by oath or affirmation and particularly describing the place to be searched, and the persons or things to be seized;

Amendment V, says = Nor shall be compelled in any persons subject for the same offence to be twice put in jeopardy of life or life, nor shall be deprived of life, liberty, or property without due process of law, nor shall private property be taken for public use, without just compensation;

Amendment VI, says = In all criminal prosecution, the accused shall enjoy the right to a speedy and public Trial;

Amendment VIII, says = Nor shall cruel and unusual punishment inflicted;

Amendment XIV, says = Nether slavery nor involuntary servi-

tude, except as a punishment for crime where of the party shall have been duly convicted, shall exist within the United States, or any place subject to their Jurisdiction;

Amendment XIV, says = No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of Law; nor deny to any person within its jurisdiction the equal protection of laws.

As pursuant to the **Nebraska Constitution Bill of Rights** =

Art. I, Sec. 1, 2, 3, 4, 7, 8, 9, 12, 14, 20, 21, 23, 24;

Art. VIII, Sec. 2;

As pursuant to the **Declaration of Human Rights** =

Art. 1 to 30;

The **appellant/ptitioner**, is under all the constitution herein stated and all the herein constitutions and articles are, and was, and is being violated by the **appellees/plaintiffs/respondants**, as shown herein this motion for summery reversal and shown in the lower District Trial Court, as the injunctions/stay's/restraining order's, where put in by the **appellees/respondants/plaintiff's** and by the District Trial Court, which is why the **petitioner/appellant** shall receive a New Trial under these U.S. and Nebraska Constitutions beening violated.

The **petitioner/defendant**, has also been violated by the **respondants/appellees** under U.S.C.A. §§ Art. I, Sec. I, Art. II, Sec. I, and Art. III, Sec. I, as to the **Separation of Power** and the **Distribution of Power Clause**.

The **petitioner/defendant**, **DECLARATION OF INDEPENDENCE OF JULY 7, 1776**, was violated, by the Courts and the plaintiffs/appellee.

The **petitioner/defendant**, **RIGHTS TO LOCAL SELF-GOVERNMENT**, was/were being violated, by all parties and the District Court.

= STATEMENT OF THE CASE/APPEAL =

This appeal shall be a interlocutory appeal, as pursuant to the "DEATH KNELL DOCTRINE", or/and the ~~petitioner~~/defendant, would like to ask for permission for leave to have a interlocutoty appeal , if necessary, as the ~~petitioner~~/defendant, would like to give judicial notice to the ~~Superior Court of U.S.~~ that there are ~~pending~~ motions in the District Court that have not been answered or ruled on, and the forgoing motions that ~~was issued~~ shall be reviewed by this Court, as to not delay time and/or cause another appeal to be issued, as the foregoing motions may reverse this criminal case without this appeal, as the ~~petitioner~~/defendant, had to issue/file/di-charge the **NEW TRIAL/AND ADDITIONAL MOTIONS**, twice or on both accounts, as applied, and District Trial Judge could of answered these motions before this appeal was ruled on, and the ~~petitioner~~/defendant, would like to a-sk for permission for leave for the ~~Extrordinary Writ~~, to issue a mandamus/ order, to the Trial Judge, to answer and rule on the ~~petitioner~~/motions before the determination of the appeal, if necessary, and/or have the ~~petitioner~~/ motions forwarded to the Court of Appeals, ruled on or not ruled on, and have this Court rule on them,(as the ~~infring~~ motion of the vacating all stay's/etc. in the child support case, New trial motion, Arrested Judgment, and etc.,) shall be ruled on before the mandate issue.

= NATURE OF THE CASE =

The ~~petitioner~~/defendant, was invalid and unlawfull arrested, by the Omaha Police Dept./Officers, within the year of 2016, and the arresting officers gave false testimony in all hearings, as to fraud, perjury, malici-ous/selective/sham/vindictive prosecution, contempt of court, tortious violations, and etc., within the year of 2016 to 2017, the ~~petitioner~~/defen-dant, had a void preliminary hearing, a void arrignment hearing with a i-nvalid not guilty plea was issued and later withdrawn, a void suppression hearing, that shall be renewed, and had a void and invalid trial and new trial that should of been a mistrial, as the defendant/~~petitioner~~ was foun-d guilty, on May 1, 2017, a new trial motion was filed, and a error occur-ed and a stay/injuction/etc., was issued, without notice, the Trial Judge did not rule on the new trial motion, as appeal was filed, and the notice of appeal/appeal was not terminated or nullified. The ~~petitioner~~/defendant, was sentence to 10 to 15 years, the defendant/~~petitioner~~, issued 2 Tort Cl-aims, as admissible, against the plaintiffs/~~respondent~~, an the Tort Claims was not answered to within the 6-months extension, disposition, and gave

the ~~petitioner/defendant~~, a affirmative defense, to proceed with suit and to object to the criminal case and etc..

The ~~petitioner/defendant~~, issued mulitple motions and filings on April 2, 2019, and was denied, on April 4, 2019, as the ~~defendant/petitioner~~, issued mulitple motions again on Nov. 25, 2019, and vacated all stay's/etc., and the order was modified, on Nov. 26, 2019 and Dec. 2, 2019, which needs to be dispositive/settled/dispose of, in favor of the ~~defendant/Appellant/claimant/petitioner~~, with all relief granted, as the injunctions/stay's/etc., were issued without notice, is automatic grounds for a immediate appeal, immediate Habeas Corpus relief, and New Trial, shall be required.

= STATEMENT OF FACTS =

The ~~petitioner/defendant~~, is entitled to a affirmative denovo DEATH K-NELL, appeal, as the ~~petitioner/defendant~~, vacated all stay's/injunctions/restraining order's/etc., in all herein cases, as all stay's/etc., were not giving notice and caused injury, damage, and irreparable harm.

The ~~petitioner/defendant~~, had a ordered modified on NOV. 26, 2019, and Dec. 2, 2019, which is grounds for further proceedings to be held and etc.

The ~~petitioner/defendant~~, would like the state that BOTH Tort Claims did not respond to or answer within the 6 months extension disposition, which is a avoidance and a affirmative defense, which is a objection to the District Trial Judge Order and Judgment, as to fraud, abuse of discretion, and etc., and all stay's/etc., were vacated in all Tort Claims, as BOTH, Tort Claims shall be amended/approved/awarded/granted and etc..

The child support case/order shall be terminated, as grounds show the 2 children are past the age of 19 years of age, and all stay's/etc., have been vacated, the debt has been paid, and this issue shall be amended with this appeal/case, and shall be terminated.

The ~~petitioner/defendant~~, showed grounds herein this appeal/case as to why the **CRIMINAL HISTORY RECORD**, shall be expunge, as the Officers used it to make a arrest, the prosecutor use it to enhance the sentence, and etc., as this record is causing harm, damage, and injury to the ~~defendant/petitioner~~, as the record shall be expunge, as required by the **Eccliesastical Court Law**. The ~~petitioner/defendant~~, has a affirmative defense also stated by the respondent in Appendix - ~~5~~ F

The ~~petitioner/defendant~~, shall be immediately release, as all relief shall be granted and issued in this criminal, as the **NEW TRIAL** shall be granted, as it was modified, and further rulings need to be granted in favor of the ~~petitioner/defendant~~, and dispose of the case.

= PROPOSITION OF LAW, STATUTES, AND LAWS =

As pursuant to the Ecclesiastical Court, Letter of Rogatory, Registered Deed Poll. shall be applied and applicable to be used by the petitioner/appellant/defendant in this appeal/case/claims herein and herein below.

As pursuant to the Nebr. Rev. Stat. 25-21,121 to 25-21,148, Quo Warranto, shall applied and admissible for the Appellant/petitioner/defendant defense and arguements, as the Court shall acknowledge the Plaintiff/appellee's/respondant's, willfully, failure, neglected, and refused the law of the Ecclesiastical Court Law, requested by the Petitioner/defendant/appellant.

As Pursuant to the Nebr. Rev. Stat. 25-1062 to 25-1082, injunction Law, shall be admissible to be applied by the petitioner/appellant/defendant, as to vacate/dissolved/restore all stay's/injunction's/restraining order's, in this herein appeal and herein all the lower court's and administrative offices, and amend/consolidate the bonds with the (2)-two Tort Claims that was issued by the Appellant/petitioner.

As pursuant to the Nebr. Rev. Stat. 77-4301 to 77-4301, Tax Commissioner Rules and Regulation of the Drug Tax Stamp, and this statute shall be admissible to used by the appellant/petitioner as the petitioner/appellant had a Drug Tax Stamp during the arrest and was valid.

As pursuant to the Nebr. Rev. Stat. 25-701 to 25-705/Fed. Civ. P. Rule 154b(2), shall be applicable for the appellant/petitioner to amend this criminal case with all the other additional cases/claims, as the petitioner/appellant just issued motions and petitions, and application's to vacate all stay's/injunction's/etc., in all cases/suit's/claim's, and a amendment shall be had to render judgments in all requestes by the petitioner/appellant as required by the Ecclesiastical Court Law.

As pursuant to the Nebr. Rev. Stat. 42-371.01, Terminate Child Support, shall be reviewed, by this Court, as pursuant to Nebr. Rev. Stat. 25-2740, Domestic Relation Matter, as the ~~Supreme Court~~'s shall terminate the child support order, in this advance hearing also, as grounds exist to have the child support order terminated.

As pursuant to the Nebr. Rev Stat. 25-2001 to 25-2009, Vacate the Judgment, shall be admissible for the appellant/petitioner to vacate the criminal and civil child support case order/judgment and etc., as grounds exist and are shown in this appeal.

As pursuant to the Nebr. Rev. Stat. 29-824 to 29-826, 29-115 to 29-118, Suppression hearing shall be redonovo determined and reheard, as the petitioner/defendant/appellant is entitled to a new suppression hearing, as the records shows of a abuse of discretion, and violation of due process, and etc., and the new trial motion was also filed with the suppression motion, that was damage by the Trial Judge order on May 10, 2017, as both the Suppression motion and New Trial motion have to be redonovo reinstated, with a motion to Quash, as pursuant to Nebr. Rev. Stat. 29-1808.

As pursuant to the Watson Law; says = Suggested as possible exception on the Watson Rule; The decision of Ecclesiastical tribunals might be subject to Civil Court review as the product of "Fraud, collusion, or arbitrariness!!" As the petitioner/appellant is under this Rule/Law as the petitioner/appellant the respondents/appellee caused fraud and etc..

As pursuant to the Nebr. Rev. Stat. 77-2201 to 77-2215, 25-2916, 77-1623, Fed. Civ. P. R. 16(c)(2), Settlement & Agreement, shall be applied as the petitioner/appellant would to settle all suit and claims, as required by law, and the appellee's/respondant's are already guilty of fraud, unprofessional acts, malicious prosecution and etc. and all awarded amount requested for shall be consolidate/amended in the surety/bond from the invalid and void injunction/stay's/restraining order's that was issued.

As pursuant to the 27 SS C.F.R. 72.11, says = All crimes are civil and all crimes shall be a civil fine, and the appellant/petitioner shall be held only for a civil matter only, which is required for a discharge, and off-set, as petitioner is registered with the Ecclesiastical Court.

As pursuant to the Watson Law; says = Suggested as possible exception to the Watson Rule; the decision of Ecclesiastical tribunals might be subject to Civil Court review as the Product of "Fraud, collusion, or Arbitrariness"!!, As the petitioner/appellant is under this issue.

As pursuant to Expungement of Records, Nebr. Rev. Stat. 29-3523(6) says = Any person arrested due to the error of law enforcement agency may file a petition with the District Court for an order to expunge the Criminal History Record information related to such error. The petition shall be filed in the District Court of the County in which the petitioner was arrested. and petitioner/appellant filed a petition in this criminal case and in the Clerk's Office and was denied, and petitioner/appellant would like to present this matter to the Court of Appeals, to be review and reversed and granted, as petitioner/appellant Criminal History Records and all records herein the agencies, corporations, entities, and all government offices (Nebraska Commission On Law Enforcement), shall expunge and dispose of all records, as pursuant to the Ecclesiastical Court Law.

As pursuant to Expungement of Records, Nebr. Rev. Stat. 29-3528, says = Whenever any officer or employee of the State, its agency's or any police subdivision, or its agencies fails to comply with the requirement of section 29-209, 29-210, 29-3501 to 29-3528, and 81-1423 or of regulations lawfully, adopted to implement section = any person aggrieved may bring an action, including but not limited to an action for mandamus, to compel compliance and such action may be brought in the District Court. As the petitioner/appellant presented this matter and claim to the District Court and was denied, and the petitioner/appellant would the the Court of Appeals

to review this matter and do a denovo review, inspection and reverse this order, as the Omaha Police Officers used the petitioner/appellant Criminal Histroy Records to caused a invalid and void arrest, and the plaintiff/appellees used this record to enhance the sentence against the defendant/appellant, and this issue is causing injury and damage towards the appellant/defendant/petitioner and shall be expunge, and as pursuant to the Ecclesiastical Court Law.

As pursuant to the West Hand Book Series Federal Court of Appeals Manual Second Edition by David G. Knibb, Chapter 18.4/ Page 221 to 222, Enforcing Liability on bonds, Shall be admissible for the petitioner/appellants defense and claim; Chapter 12.1 to 12.6, page 117 to 137, shall be admissible for the appellant/petitioner arguement, defense, and facts, as to the post-judgments motions; Chapter 18.3, Vacating a stay, page 220 to 221, shall be admissible and applied for the petitioner/appellants defense and arguement, as the petitioner/appellant/defendant vacated all stay's/ injucntion's/etc., and the defendant/appellant is entitled to a New Trial to correct the Errors, as the Trial Court modified the order on Nov. 26, 2019, and futher rulings need to be held and the case needs to be dispose of in favor of the Appellant/petitioner/defendant, as the merits and facts have been provided to the court in this ~~Writ of Certiorari and etc~~, and additional attached motions herein. and the Fifth Edition shall be applied also.

As pursuant to the H.J.R - 192, Public Law - 73-10; shall be applied and issued to discharge the herein debt by the appellant/petitioner/defendant, as required by law.

As pursuant to the Nebr. Rev. Stat. 29-2801 et.seq., **Habeas Corpus**, shall be entitled to the appellant/defendant, to be released from his unlawfull confindment, as this matter was presented in the Trail Court, and a evidentiary hearing shall be conducted, and the excessive sentence shall be vacated.

As pursuant to Motion for Domestic Relation Matters, Nebr. Rev. Stat. 25-2740, shall be admissible for petitioner/appellant to have a hearing on the issues for the child support order, as the child support case shall be terminated, and be amended/consolidated with this criminal case.

As pursuant to a motion for judgment against Public Corporation, Nebr. Rev. Stat. 77-1621 to 77-1626 (77-1623), 25-2156 to 25-2169, shall be issued against the appellees/respondants herein this matter.

As pursuant to Cases not provided for in this code; procedure;, Nebr. Rev. Stat. 25-2224 If a cause ever arise in which an action for the enforcement or protection of a right, or the redress or prevention of a wrong, cannot be had under this code, the practice here-to-fore, in use may be adopted so far as may be necessary to prevent a failure of justice, and the appellant/petitioner shall be under matter and shall be admissible to apply this situation in this appeal and all lower cases/claims/suits.

As pursuant to Quo Warranto Law, Nebr. Rev. Stat. 25-21,121 to 25-2-1,148, shall be applied, as the Appellees/respondants willfully neglected and refused to enforce the law of the Ecclesiastical Court and etc. the appellant/petitioner provide to the Courts.

As pursuant to a motion for payment warrant, Nebr. Rev. Stat. 17-711, 17-714, 17-715, 13-903, 16-701, to 16-731, 23-131 to 23-134, 23-160.1, 23-160.02, 77-2201 to 77-2215, shall be applied to the government administration to pay for all cost for the respondents/appellees for compensation and reimbursement, recovery on the bond/surety, and all additional claims.

As pursuant to the Impeachment Law, Nebr. Rev. Stat. 25-1211 and 27-607, shall be admissible to impeach the Plaintiff/appellees witnesses, as false testimony, perjury, contemp of court, and tort claims violation were committed, and the witnesses testified on the stand at trial admitting giving false statements under oath.

As pursuant to a motion for action on official bond, Nebr. Rev. Stat. 25-2101 and 25-2109, shall be admissible for the appellant/petitioner to issue

e lién/garnishment/claim on the respondents bond(s) for compensation for injuries and damages caused by respondents.

As pursuant to a Action under 42S.U.S.C 1981 to 1983, Civil Rights Acts, shall be admissible to petitioner Writ herein as the petitioner shall have the same rights as a white citizens, and shall be entitled the terminate all contracts as to terminate the conviction and sentence contract, and the respondents violated the petitioner civil right, and as pursuant to the Political Subdivision Tort Claim Act/Miscellaneous Tort Claim Act of Nebraska shall be admissible as Nebr. Rev. v. Stat. 13-901 Et.Seq., 81-8,209 to 81-8,39.11 and 81-8,294 to 81-8,301, as respondents are liable under this statute for all unprofessional conduct, malicious prosecution, and etc., and as to §25-21,184 to 25-21,185.12, 25-201et.seq., negligence and §25-201 to 25-225, Commencemnt and limitation of action shall be applied to the respondents as they caused numerous fraud and misbehaviorous acts that is under this statute and petitioner is within the time frame to be admissible issue these claims, §25-21,241 to 25-21,246, Public petition and Participation, shall apply in this matter for the petitioner's arguements, §25-21-201 to 25-21,218, Action in which the State of Nebraska is a party shall be applied and amended with the additional claims, §29-4601 to 29-4608, Unlawfull and Wrongfully Convicted and imprison, shall be applied to the petitioner as the petitioner shall be entitled to compensation and reimbursement, S.U.C.C. 9-102(a)(13), shall be issued to the petitioner for business damages as the petitioner had a successive business under §77-4301 to 77-4316, §25-908 to 25-910, 25-201et.seq. under Quantum Meruit, shall be for the petitioner to be reimbursed by the respondents as the respondents benifited from abusing the petitioner.

As pursuant to Nebraska Revised Statute 25-1920; Appeal injunction cause advanced; when - says "In all actions in which a temporary injunction has been granted and entered in the District Court, which order allowing the temporary injunction is or has been superseded for by law, and in which action the trial Court, on the Merits, determine that the injunction not to be granted and a permanent injunction was refused in such action, such cause shall be advanced by the Court of Appeal/Supreme Court for hearing; as the Appellant/petitioner is entitled to a advanced hearing with this *Supreme Court* and as there is no need for a delay.

As pursuant to nebr. Rev. Stat. 25-1916(1) to (4), "Appeal; superseded; cash or bond; effect, undertakings, amount, terms, and conditions; effect of having corporate surety; is admissible for the petitioner /appellant to issue a claim for damages, recover on bond/liability/surety, and to be entitled to be compensated for the stay's/injunctions that was ineffect, and to be determined and approved by the *Supreme Court* of the petitioner/appellants requested awarded amount.

As pursuant to Nebr. Rev. Stat. 25-1902; Final order - definded; - says; = An order affecting a substantial right in a action, when such order in effect determines the action and prevents a judgment, and an order affecting a substantial right made in a special proceeding or upon summary application in an action after judgment is a final order which may be vacated, modified or reverse, as provided; and the Appellant /petitioner judgment on the New Trial motion was prevented from being granted by the respondents/plaintiff/appellees and District Trial Court order of a injunction/stay/restraining order, was issued and shall be vacated, reversed, modified, and restored in this, *Writ (Citation)*, as the petitioner/appellant rights where affect, final order was affected

final order was affected, and the petitioner/appellant/defendant shall be granted all relief.

As pursuant to Nebr. Rev. Stat. 29-2102 New Trial - Affidavit says = (3) Vacate and set - side the judgment and release the person from custody or grant a New Trial as appropriate", which the petitioner/appellant/defendant is entitled to the New Trial relief.¹

As pursuant to Nebr. Rev. Stat. 25-1918, Appeal bond, approved, by whom made; shall be applied and admissible for appellant/petitioner.

As pursuant to Nebr. Rev. Stat. 49-101, 25-525, 28SSU.S.C. 1651(A), (b), shall be admissible for a Common Law Writ ~~Off Errrbrh Coram Nobias~~, as all cases/suits/etc shall be reopened, *denovo* reviewed, and redetermined.

As pursuant to Nebr. Code of Judicial Conduct §§5-302.11(A), 5-303(-B)(7), Nebr. Judicial Ethics Committee Opinion 08-3, Cannon 213, 2009, W-484368 §§5-202 to 5-203, Nebr. Rev. Stat 24-724et.seq., as the distinct court Judge shall be removed from this criminal case as the **defendant/appellant**, can have a proper and adequate and efficient hearing without no abuse of discretion or no hinder/deprivation/usurpation/ and etc.

As pursuant to Fed. App. P.R. 2, 32(e), and Neb. Ct. R. §§6-1518, shall be admissible upon of good cause, rules may be suspended in a particular instance in order to avoid a manifest injustice and etc..

As pursuant to Nebr. Rev. Stat. 29-2308 Reduction of Sentence, (1) In all criminal cases that now are or may hereafter be pending in the Court of Appeals or Supreme Court, the Appeals Court may reduce the sentence rendered by the District Court against the accused when in its opinion the sentence is excessive.

¹ As the **Arrested Judgment** motion that is in the APPENDIX - ~~A~~ to ~~B~~, which is shown in the Trial Court, shall be granted with the **New Trial Motion**, as the charge don't constitute as a offense, and the **Arrested Judgment**, motion herein attached shall be granted by the **Supreme Court**.

All the documents stated in the APPENDIX - A to ~~B~~, are admissible to be evident for the petitioner/defendant, burden of proof,

The child support case no# C1109210543/986-425, also had stay's/etc., that was vacated/restored/dissolved, by the ~~petitioner/defendant~~, with a attached **Coram Nobias**, and a request to amended the proceedings, and the Trial Court Judge in the child support case have not answered, but the Trial Court judge in the criminal case have answered, which, is still admissible to have the child support case terminated.

= ISSUED TRIED IN THE COURT BELOW =

The petitioner/defendant, presented facts/evidence/the burden of proof/substantial argument/affirmative defense/errors/discretion/etc., to the District Trial Court, as required by law =

± The issues and pleadings that was presented before Trial was =

- The defendant presented being registered with the Ecclesiastical Court;
- Withdrawing a NOT GUILTY PLEA that was issued under a misunderstanding, that cause errors in the criminal proceeding;
- The defendant presented having a DRUG TAX STAMP, that was admissible;
- The defendant presented a MOTION TO SUPPRESS, which was void from the invalid not guilty plea;
- The defendant presented a MOTION FOR SUBPOENA, which was void from the invalid not guilty plea;
- The defendant presented a MOTION FOR EVIDENCE HEARING, which was void; from the not guilty plea;
- The defendant presented a motion to return property which was denied 3 times and void from the not guilty plea;
- Additional motions were filed and issued, as shown in the transcripts, and were void;
- The defendant had a suppression hearing but was void from the not guilty plea, as the defendant withdraw the not guilty plea, in the middle of the hearing, and change the proceeding, and the hearings had errors in it, that need to be corrected;

± The issues and pleadings that was presented at trial:

- All motions, pleadings, and filings are in the transcripts;

± The issues and pleadings presnted within 10 days of the New Trail:

- The defendant presented a motion for a new trial, arrested judgment, pracie for subpoena, informa pauperis, suppression, vacaete, habaes corpus, expunge, coram nobias, and etc.
- The defendant was not notified of the stay's/injunction's/etc, at this time, and everything became denied as moot;
- Appeal was filed as to case No# A-17-463;

± The issues and pleadings presented after the New Trial hearing:

- The defendant presented a motion to object and vacate the preliminary hearing;
- The defendant presented a motion to object to the P.S.I. Report

and hand delivered to the P.O., and mailed documents to the clerk/court, of presenting evidence;

- Appeal was dismissed as to case No# **A-17-463**, mandate was forwarded, and the Trial Court denied all motions, as to the void stay's/injunctions/etc., that was issued;

• The issues and pleadings that presented after the judgment:

- The defendant persented all the same motions after trial and were all denied, and child support was reinstated at this time;
- The defendant persented a motion to return property and was granted, **but was denied in all other hearings**, and the prosecuting attorney was going to keep the defendant funds, but didn't because the ~~petititmt~~ /defendant, presented evidence of the **TAX COMMISSIONER** records, the funds would of been giving to the prosecuting attorney, as to forfeiture, and this is a affirmative defense as to why the **Appellant/defendant**, shall be released, or should of been released when the funds were release;
- Appeal case No# **A-17-1076** and **S-17-1076**, was issued;
- Appeal Case No# **A-17-1076** and **S-17-1076**, were all overruled;
- The defendant presented a post-conviction motion and was denied;
- The defendant presented multiple motion within Aug. 2017 to May 2019,;
- The defendant presented **multiple motions on April 2, 2019**, which as to all complaints/claims/suits/amendments/coram nobias was issued and to reopen the cases and etc., and was denied on April 4, 2019;
- Appeal case No# **A-19-391**, was issued, and dismissed;
- The defendant presented a notice and motion to vacate/restore/ dissolve all stay's/etc., Motion for New Trial, Claim for Damages, Vacate, Coram Nobias, Subpoena, etc., and was **MODIFIED** on Nov. 26, 2019, and Dec. 2, 2019, (as both Notice to appeal was issued);
- The defendant presented a reconsideration motion within 10 days and was denied on Dec. 10, 2019;
- Appeal Case No# **A-19-01220**, was issued, and Appeal Case No# **A-21-201**.
- The defendant presented motions in the Trial Court, to be issued after the stay's/injunction's/etc., are dissolved/restored/vacated, and the mulitple motions **WERE all denied**.

= SCOPE OF REVIEW =

The petitioner/defendant would like the Court of Appeal to scope the review of:

*** I ***

The District Court Trial Judge, caused a abused of discretion, of not denying the plaintiff/appellee motion for a stay/injunction/restraining order/etc., on May 10, 2017, whether notice or no notice is required, it still cause injury, damage, and violation of the U.S. Const. Amend. I,II,III,IV,V,VI,VIII, and XIV, and the Nebr. Const. Bill of Rights Art. 1, Sec. I,II, III,IV,V,VI,VIII, and XIV, rights towards the defendant/petitioner/appellant, and the sentence is a excessive sentence.

*** II ***

The District Court Trial Judge, caused a abused of discretion, of not answering the defendant/appellant new trial motion before granting the plaintiff/appellee motion for stay/injunction/restraining order/etc., within May 1, 2017 to May 10, 2017, as the new trial motion was filed and issued first.

*** III ***

The District Court Trial Judge, caused a abused of discretion, of granting the plaintiff/appellee, motion for a stay/etc., when the conviction order was not the final judgment, which is a error, defect, and injustice, as the plaintiff/appellee, stay of judgment order, shall have not been granted on May, 10, 2017, and the stay/injunction/etc., that was issued on May 10, 2017, was invalid and void, and caused a violation of due process as pursuant to the U.S. Const. Amend. V,VI, and XIV, and Nebr. Const. Bill of Rights Art. 1, Sec. V,VI, and XIV, rights, towards the defendant/appellant, and towards the prosecution, and all Appeals in all Appellate Courts, and the sentencing judgment is the final order/judgment, that was suppose to be stayed/etc., not the conviction order judgment.

*** IV ***

The District Court Trial Judge, caused a abused of discretion, of not acknowledging the PRELIMINARY HEARING, was reopened, reversed, vacated, and dismissed, and the Trial Judge did not have jurisdiction of the criminal case before sentencing a-

nd this case shall be denovo reviewed, and renewed, at the PRELIMINARY HEARING stages or the New Trail proceedings.

*** V ***

The District Court Trial Judge caused a abuse of discretion, of not acknowledging the plaintiff/petitioner witnesses caused perjury, fraud, and unprofession conduct and acts, that the Trial Judge should have granted the defendants/claimants motion for impeachment and etc., as the BRADY v. MARYLAND LAW/ETC., was violated.

*** VI ***

The District Court Trial Judge Caused a abuse of discretion, of not granting the New Trial motion on Nov. 26, 2019, as the criminal judgment is void and invalid, from after May 10th 2017, which the defendant is still entitled to a NEW TRIAL HEARING on the merits and/or PRELIMINARY HEARING and/or all relief be issued and granted.

*** VII ***

The District Court Trial Judge caused a abuse of discretion, of not granting the BOTH Tort Claims issued by the petitioner/claimant/ appellant, after BOTH withdrawal from consideration, and vacate all stay's/injunctions/etc. all have been issued and all requested awarded relief should have been granted.

*** VIII ***

The District Court Trial Judge caused a abuse of discretion, of not granting the petitioner/appellant request of expunging the CRIMINAL HISTROY RECORD, after the request been requested numerous of times, as being requested NOW.

*** IX ***

The District Court Trial Judge caused a abuse of discretion, of not TERMINATING the child support order as the children are past the age of (19)-nineteen years of age and etc..

*** X ***

The District Court Trial Judge caused a abuse of discretion, of not AMENDING/CONSOLIDATING, the cases/claims/suits, in this criminal case, on April 4, 2019, as not AMENDING/CONSOLID-

ATING the child support case, BOTH Tort Claims, awarded relief with the surety/BOND/recovery on the BOND/enforcement liability on BOND/counterclaim on BOND/claim on BOND awarded relief, and etc., and as to the Superior bond.

*** XI ***

The District Court Trial Judge cause a abused of discretion, when the Trial Judge abuse the DISTRIBUTION OF POWER CLAUSE, of being a Judicial Officer Judge and then executing a invalid and void Judgment, and not acknowledging the petitioner/appellant/defendant request of presenting the SEPARATION OF POWER CLAUSE, against the plaintiffs/appellees/respondants, and etc..

*** XII ***

The District Court Trial Judge cause a abused of discretion, when willfully, refusing and neglecting to enforce the ECCLESASTICAL COURT, LETTER OF ROGATORY, REGISTERED DEED POLL, as pursuant to the Quo Warranto statute, and the Appellee/plaintiff/respondants/Trial Judge, denied to acknowledge the Appellant/defendant/petitioner GOD GIVEN RIGHTS, and the defendant/petitioner RIGHT OF LOCAL SELF-GOVERNMENT, which the Habeas Corpus, shall be admissible and applied in this herein Appeal.

*** XIII ***

The District Trial Court Judge caused a abused of discretion of not rendering a Mistrial, as there was no evidence to convict the defendant and the charges were insufficient, as a motion for arrested judgment should have been granted, as the verdict that was announced by the trial judge was void, the defendant/petitioner, shall be entitled to a ADVANCE HEARING, as the Stay's/injunction/restraining order/etc., should have not been granted as not "NOTICE", was giving and interfered with the prosecutions/proceeding and all stay's/etc., shall be vacated/ restored completely, and the defendant/petitioner, is under the litigeburg Test, Brady Rule, Watson Rule, Bailey Rule, Halper Test, and the Good Faith Exception, as all cases/rule/testes shall be acknowledge and applied, and the defendant/petitioner, presented a subpoena motion, to the TAX COMMISSIONER, to forward defendant/petitioner, tax record, as the defendant.

taxes was and were paid, and the defendant/petitioner, should be exempt and immune from government usurpation as the petitioner/defendant, is "NOW", under "DOUBLE TAXATION" and "DOUBLE JEOPARDY", as all "CRIMES ARE CIVIL" and "ALL DEBTS SHALL BE DISCHARGED", - "DOLLAR FOR DOLLAR", and by the Trial Judge not suppressing all the evidence at the suppression hearing/and new trial hearing, (Whether or not a practice for subpoena or a subpoena motion, was issue as long a subpoena was issued), caused the child support to be reinstated, and caused additional cases/suits/claims, to commence, merged, and snow-balled, into this matter, and all cases/claims/suits, shall be amended, which the appellant/defendant, is entitled to a "DOMESTIC RELATION MATTERS", to terminate the void order of Child Support, and a undertaking hearing to recover on the "ENFORCEMENT LIABILITY ON THE SURETY/BOND", on required awarded amount (AND AMENDED WITH TORT CLAIMS), to the Defendant/claimant/appellant/petitioner, and the claimant, (3)-THREE, children, as herein requested, as required by law and the ECCLIESASTICAL COURT LAW.

= SCOPE OF REVIEW OF THE DEFENDANT LIFE HISTORY =

The ~~offender~~ /defendant, was born in the State of NEBRASKA, and resides in the Douglas County, City of Omaha, and is at the age of 42, has 3 children, all gentleman, the ~~offender~~/defendant, finished school in the 11th Grade, and got his GED, attended college a few times, has a good employment history record, and has employment lined up when confinement is terminated, and has a place to live when released is had.

The defendant/appellant is not on medication, do not do drugs, is well mannered, is in good health, PAYS TAXES TO HAVE RESPECT FOR HIS CITY, COUNTY, STATE, AND FEDERAL GOVERNMENT, AND CONTRIBUTES TO HELP WITH GOVERNMENT FUNDING, has no misconduct reports/or no bad behavioral problems while at the N.S.P. Department of Corrections, and is not a threat to the public or society and has good plans for the future, his family, and helping his community grow, as the defendant/appellant, is registered and employed with the ECCLIESASTICAL COURT, and is "ORDAIN", by the "LETTER OF ROGATORY, REGISTERED DEED POLL..

= VACATION OF ALL STAY'S/INJUNCTION'S/RESTRAINING ORDER'S/ETC. =

The ~~petitioner~~ /petitioner, would like to vacate (modify, suspend, dissolve, restore), any and all stay's/injunction's/etc., in all cases, suit's, claim's, and in this herein appeal, as all cases, claim's, and suit's are stated below =

- A). The Douglas County District Court criminal case no# **CR-16-3742**, 300 Hall of Justice, 1702 Farnam St., Omaha, Nebr. 68183;
- B). The Douglas County District Court criminal preliminary hearing, criminal case no# **CR-16-23223**, 100 Hall of Justice, 1701 Farnam , Omaha, Nebr. 68183;
- C). The Douglas County District Court child support case no# **986--425**, 300 Hall of Justice, 1701 Farnam St., Omaha, Nebr. 68183; CR-20-7584
CI109210543
- E). The D.H.H.S. Administration Appeal Hearing Office, case no# **19-1172, (CI109210543/986-425)**, P.O.Box 94728, lincoln, Nebr.68509;
- F). The City of Omaha/Douglas County Civic Center, Law Dept., Tort Claim Div., Case No# **066-19**, 1819 Farnam St., Suite 804, Omaha, Nebr, 68509;
- G). The State of Nebraska Risk Management, Tort Claim Div., Case No #**2017-17133**, 1626 "K" St., P.O.Box 94974, Lincoln, Ne.,68509;
- H). The Douglas County District Court Offices, miscellaneous Case no #**_____**, of the Criminal Histroy Records of the defendants, 300 Hall of Justice, 1701 Farnam St., Omaha, 68183;
- I). The Nebraska Court of Appeals, 2413 State Capital Building, P.O. Box 98910, Lincoln, Nebr., 68509, case No# **A-19-01220**, and **A-21-201**

All stay's/injunction's/restraining order's/etc., shall be vacated(Modified, suspended, dissolved, restored), in all the above cases/suits/claims, and if any stay's/etc., were issued again on Nov. 26, 2019, or after Nov. 26, 2019, by the plaintiffs/~~respondent~~, or by the District Trial Judge, shall be vacated and void and invalid, as the appellant/petitioner/defendant was not notified, and the ~~petitioner~~/petitioner objected to all the stay's/etc..

ALL STAY'S/INJUNCTION'S/RESTRAINING ORDERS/ETC., SHALL ALL BE VACATED IN ALL APPEAL CASES NO# A-17-463, A-17-1076, A-19-391, S-17-1076 AND A-20-201 A-19-01220, AS THE APPELLANT/DEFENDANT, WOULD LIKE TO REQUEST TO THE ~~JUDGE~~ ^{prpmt Conf of the U.S.}

= ASSIGNMENT OF ERRORS =

The District Trial Court caused a error, in not granting the multiple motions on Dec. 02, 2019, as the District Court Trial Judge modified the order on Nov. 26, 2019, which the Trial Judge should of let the defendant/appellant/claimant/petitioner proceed with the multiple motions and claims, whether or not stay's/injunction's/restraining order's/etc., were vacated/restored, as the petitioner/defendant/claimant, should of been able to proceed with the suits/claims, that was withdrawal from consideration, and presented in the herein criminal cases, to be amended/consolidated, and be amended/consolidated with any and all surety/bonds of the requested awarded relief, as required by law, and if the District Trail Court Judge modified the order on Nov. 26, 2019, the Trial Judge should of had modified the order on Dec. 02, 2019, and on Feb. 1, 2021, Feb. 19, 2021

The District Trial Court caused a error, in not acknowledging the plaintiff/~~complainant~~ being in violation of the **Brady v. Maryland**, and **Gilio v. U.S.**, law, and plaintiff's/appellees, shall be Impeached and terminated from the case, as to the matter of perjury, false testimony, contempt of court, withholding evidence from the Grand jury/court, and fraud, being issued to prosecute the defendant/

The District Trial Court caused a error, in not acknowledging the plaintiff's/~~complainant~~ causing a **Separation of Power** and **Distribution of Power**, against the defendant/~~petitioner~~, in this criminal case.

The Trial Court caused a error'd, in issuing a not guilty plea and caused the proceedings to a malicious prosecution and all the defendant/~~petitioner~~, motions were void and invalid.

The Trial Court error'd in conducting the suppression hearing ~~incorrectly~~, as the not guilty plea that was not requested to be issued, caused the suppression hearing to not function accurate and the suppression hearing was corrected before the trial but was not clear of the 30 days of the appeal expiration to have everthing suppress, and the ~~petitioner~~/defendant, corrected the suppression hearing within the **MOTION FOR NEW TRIAL**, but the stay's/etc., were issued, and made the suppression hearing invalid and void again.

The Trial Court Error'd in not **EXPUNGING** the **CRIMINAL HISTORY RECORD**, as the defendant/~~petitioner~~, showed grounds and evidence of injury, damage and harm being committed by the **CRIMINAL HISTORY RECORD**, being used by the government agencies and entities.

The Trial Court error'd in not impeaching the officers fales test-
imony and false statement's, and lied stating Mr. Mcneil automobile
back light's where not working, which this matter is a error, and
the officers also used the petitioner's Criminal History Record
to harrass the petitioner as to issue the petitioner criminal history
shall be expunge and terminated, as the petitioner showed this court
that this court that the criminal history record caused injury to the
petitioner's life, and the petitioner has God Given Rights establish-
ed by the Ecclesastical Court, to not be detain, harass, imprisoned,
arrested, investigated, and all license granted, records shall be ex-
punged, and etc., and this . . Court, shall review the record, aud-
io, and video in the trial court discovery, as the petitioner made s-
tatements of requesting for a lawyer, did not consent to be search, a-
nd stated that he is registered with the Eccleisastical Court, and sh-
howed his tax stamp, as the omaha police officer did not acknowled-
ge the petitioner status, and plain error and defect to this caes and
in this . . court.

The trial court error'd in not acknowledging the defendahts/pet-
itioners perliminary hearing that was vacated and reversed, as the d-
efendant/petitioner brought this issue to the trial court befor s-
entence, and the preliminary hearing case No#: Cr-16-23223, should be an
should of been dismiss, as defendant/petitioner vacated the case wit-
hin 6 months,as pursuant to the motion to vacate statute, as the case
should of never been bonded up, as the petitioner showed evidence of
the tax commissioner records, false testimony, and etc., and the prel-
iminary hearing was modified to a dissmissal, in the county court but
the district court never modified the judgment of a dismissal in the
district court which is a error, and trial court loss jurisdiction to
proceed with the criminal case, and the sentence date should of never
been had, as the U.S. Supper Court, shall review this issue of the prelim-

-inary hearing, as this is a violation of the defendant/petitioner, constitutional rights, due process and etc.,

The Trial Court error'd in rendering a P.S.I. Report, when the Trial was not finished, and the Trial Judge should have entered the P.S.I. Report after the ten days of the trial being over with and after the clerk file stamp and after the motion for new trial was over with and expired and the defendant/petitioner, never had a fair trial, as P.S.I. Report caused a violation of Due Process and Right of the Accused, as the P.S.I. Report Court Date was not admissible and interfered with the defendant/petitioner, trial and New Trial, as the trial and New Trial was not finalized, and the P.S.I. Report court date was not requested by the defendant/petitioner, and if the P.S.I. Report court Date was waived or not issued the conviction would of been vacated, by the New Trial. As this matter shows it is too many laws that are in conflict with each other, that causes error's, as this P.S.I. Report court date caused a error by being issued too early, the trial judge should of issued the P.S.I. Report during the suppression hearing if that is the case.

The Trial Court caused a error in the P.S.I. Report and as pursuant to 18SSU.SSS.G. 6A. 3(a), the P.S.I. Report rules, the defendant/appellant, can present evidence to the Courts or the Probation Officer, and the defendant/petitioner, hand delivered the probation officer paperwork of documents of evidence, and mailed to the Clerk of the District Court the same documents and evidence, the Trial Court sealed the documents and did not knowledge the evidence and documents, as the conviction order should of been dismiss and vacated and sentencing date should of never been issued or had, as this matter was a abuse of discretion.

The Trial Court error'd in not acknowledging the defendant/petitioner did not sign the P.S.I. Report, which is grounds to vacate this judgment, as the defendant/petitioner, did not agree with the P.S.I. Report contract and what is the point of signing something, as it got to mean something when not signed, as this incident shall be reviewed by this U.S. Supreme Court.

The Clerk of the Douglas County District Court Caused a error'd in not issuing the record to the defendant/petitioner, on May 10, 2019, as on the time line of the motion for New Trial, as shown in the transcript, and the defendant/petitioner, never received the documents from the clerk, which were the stay's/injunction's/etc., that was probably issued, which is grounds to vacate the criminal judgment\$ 25-2001 to 25-2009.

The Nebraska Court of Appeals caused Error in not acknowledging the appellant/defendant/petitioner to bring to the attention to the Court of Appeals of the Appellee's/plaintiffs/respondents, stating the defendant/appellant/petitioner had a affirmitive defense on record.

The District Trial Court Judge caused a error, in granting the injunction, or iussing a injunction/stay/restraining order on May 10, 2017, and other injunction's the appellant/petitioner did not know about, that the injunction caused injury, and prevented the petitioner/appellant to have a fair trial, a fair New Trial, a fair Appeal (in all Appellate Court's in different forum's) and caused extraordinary damages and violations of Due process, and etc..

The District Trial Court Judge caused a error, in not answering the defendant/petitioner/appellant, New Trial - post judgment motion before the appeal, and by the Trial Judge answering the motion after the appeal, caused the appeal to be moot and denied as moot, and caused the defendant/appellant/petitioner to be ineffective as a Pro'se Attorney Jamaal A. Mcneil, could not perform his legal counsel representation for the petitioner/appellant/defendant in the case and in the appeal.

The District Trial Court Judge caused a error in not terminating and nullifing the notice to appeal and the appeal, the defendant/petitioner/appellant had issued before the motion for New Trial.

The Distric Trial Court Judge caused a error in not acknowledging the petitioner/defendant/appellant God Givens Rights established by the Eccliesastical Court, Letter of Rogatory, which shall be applied and issued, as the defendant/petitioner/appellant is registered with.

The District Trial Court Judge caused a error in not granting the New Trial Motion on November 26, 2019, which is Modified but shall still of been granted, due to the stay's/injunction/etc., being dissolved/restored, and the petitioner/defendant/appellant not having a fair New Trial, is a abuse of discretion.

The Trial Court cause a error in not amending/consolidating/all the cases/claims/suits, in this criminal case which is admissible.

The Court of appeals cause a error in not granting the reharing, as the petitioner/appellant had evidence of the filing being late, due to no staff at, c.c.c.c.t.

The District Court caused a error in the matter of not answering the New Trail motion of the defendant/appellant before the judge rule on the plaintiff's/appellee motion for stay/injunction/etc., which is a abuse of discretion, as the defendant motions should of been answered first before the plaintiff motions.

The City of Omaha, Law Dept., Tort Claim Div. and Risk Mangement Tort Claim/Miscellaneous Tort Claim Div., Board caused a error of not responding, answering, of failing to enter a determination on the Tort Claims, filed by the petitioner/claimant when the petitioner/claimant had a valid suit regardless of any matters, in the Claim No# 066-19, and in the claim No# 2017-17133.

The City of Omaha, Law Dept., Tort Claim Div. and Risk Management Tort Claim/Miscellaneous Tort Claim Div., Board caused a error of noncompliance of failing to enter a disposition on the claim within (6)-six months statute of limitation extention, and did not state a affirmative defense, and not settling the claims and not awarding the required requested corrected relief amount and additional seperate awarded fee's amount to the petitioner/claimant/defendant/appellant, and to the claimant/petitioner/defendant/appellant, (3)-three children for a loss of consortiumship, as both the Tort Claim Boards could of handle this settlement and dispute within the Tort Claim Division Department.

The District Court Judge in the Criminal Case and the District Court Judge in the Child Support Case caused a error, in not reversing, vacating, or terminating the child support order, as the children are past the age of (19)-nineteen years of age.

The D.H.H.S. Appeal H.O., caused a error, in not reversing, vacating, granting, and terminating the child support order, and not acknowledging the petitioner/defendants/appellants God Given rights established by the Ecclesastical Court.

The Trial Court error'd in not acknowledging the ~~petitioner~~/defendant evidence of complying with the **TAX COMMISSIONER**, rules and regulations, as this is abuse of discretion, and the **defendant/appellant**, is in violation of Constitution, of "DOUBLE JEOPARDY AND DOUBLE TAXATION", as taxes was paid and the ~~petitioner~~/defendant, was exempt and immuned, from prosecution and criminal charges.

All lower Administration Offices and County Court all error'd in not acknowledging the **defendants/petitioners**, pleadings and filings of vacating all stay's/etc., Coram Nobias, Vacate, and etc., and **GOD GIVENS RIGHTS**, established by the **ECCLIESASTICAL COURT LAW**, all entities herein stated is a abuse of discretion, and this Appeal Court shall do a **DENOVO REVIEW** of the child support orders and expungement of the records.

the Trial Court error'd in not granting the **Habeas Corpus** relief.

The Trial Court error'd in not granting the **increase/amendment/enforcement liability recovery on bond**, awarded relief, with the **tort claims**, awarded relief to the ~~petitioner~~/defendant, and three children, as required by law, and the "**ECCLIESASTICAL COURT, LETTER OF ROGATORY**, and etc..

The Trial Court error'd in issuing a **excessive sentence**, and is void.

= SUMMARY ARGUMENT =

The Defendant/appellant, would like to state that = the respondent/-appellee, have no evidence, defense, facts, proof, arguements or objections to this ~~Writ of Habeas Corpus~~, as the ~~respondent~~/plaintiff, caused the injunctions/stay's/etc., to be had and issued and a surety/bond, to pay for the damages caused by the ~~respondent~~/plaintiffs, and the Tort Claim Board in the Risk Management Admin., and in the City of Omaha, Law Dept., Division of the Tort Claims, already made a ruling, decision, determination that that appellee/plaintiffs, caused **fraud, perjury, contempt of court and malicious prosecution**, and etc., which is grounds stipulation exist.

The ~~petitioner~~/defendant, would like to state = the plaintiff/appellee, did not cooperate with the Attorney General of presenting a defense or objection, in **"BOTH"** Tort Claims, as pursuant to Risk Management Tort Claim Nebr. Rev. Stat. 81-8,239.06 et.seq., which the Attorney General rejected the plaintiffs/appellee, representation, defense, objections, evidence, and etc..

The plaintiffs/respondents stated the ~~petitioner~~/defendant has a ~~affirmative defense in the~~ ~~petitioner~~/defendant, Appeal case No# A-19-01220, as shown in the appendix ~~F~~, which is evidence to have this petition rejected.

= ARGUMENT =

The ~~petitioner~~/defendant, would like to state that The District Trial Judge modified the judgment/order on ~~Nov. 26, 2020~~, as shown in Appendix - ~~Not 19~~, where it does not say, no further rulings will issue and this disposes of the cases, as it does not show as the order in the Appendix ~~Not 19~~, as Appendix--~~Not 19~~, says, no further ruling will issue and this disposes of the case, and by the ruling on the New trial motion, is grounds the ~~petitioner~~/defendant, is entitled to a NEW TRIAL, or entitled to set-a-side the judgment and release the ~~defendant~~/plaintiff, and this ~~brief~~ ^{Waiver of appeal} Brief shall dispose of the case in favor of the ~~petitioner~~/defendant, with futher rulings to be had on the merits and the additional relief and awarded relief to be ruled on and granted, as both orders on Nov. 26, 2019 and Dec. 2, 2019, shall be granted together, and Sept. 9, 2021.

The ~~plaintiff~~/defendant, would like to state that once the stay's/- injunction's/etc., are vacated/dissolved is affirmative grounds of the ~~petitioner~~/defendant, was being injured/damaged/harmed, was showed and committed, and a reversal got to be had to correct the errors that was caused by the stay's/etc..

The ~~appellant~~/defendant, shall be entitled to amend the surety/bond with the two Tort Claims, as all the claims/suits, shall be entitled to be recovered, and the ~~petitioner~~/defendant, is the Owner/Secured Party Creditor/claimant, as by the ECCLIESASTICAL COURT.

The ~~plaintiff~~/defendant, would like to state that the trial judge issued a sentence that is inordinate, extravagant, immoderate, exorbitant and too excessive against the ~~defendant~~/plaintiff, and the trial judge went beyond the limit, and discretion, of usual and unnecessary great of prejudice, as a reversal error is had, for the reason the stay's/etc was ineffect and caused the sentence to be void as to the U.S. Const. Amend V and XIV, and Nebr. Const. V and XIV, if the stay's/etc., were not issued, the sentence would of been vacated or modified down, from the P.S. I. REPORT, beeing objected to, New Trial Motion, and Evidence presented by the ~~petitioner~~/defendant, and the Suppression Hearing, would of vacated the sentence.

The Appendix - ~~6~~, shall be admissible to be reviewed, as this is NOTICE to the Court of Appeals, that the child support was sent a motion to vacate all stay/etc., and was sent to trail court for a ruling to vacate the stay's/etc., and is still pending, with a arrested judgment motion, and etc., and needs to be ruled, by this Court, and the petitioner shall receive ~~his~~ stimulus check back, becaust the child support/plaintiff was at a strict and dissant order not to take no more funds and took the ~~plaintiff~~'s funds any way.

The Court of Appeals errored in not granting the rehearing as the State exhausting period was expired on Dec. 28, 2018, and the Court of Appeals ruling of the judgment was on Dec. 27th, 2018, and the petitioner issued a rehearing after the Court of Appeals Judgment of denying the certificate of appealability and dismissed the appeal, and the rehearing was proper to be filed, issued and granted as the state expiration was expired on the exhaustion period, which the U.S. District Court judgment of dismissal was void and invalid and the Court of Appeals judgment was void and invalid, as the rehearing period from Dec. 29th, 2018 to Feb. 08, 2019 was clear from all proceedings and should of been admissible to be granted.

The Court of Appeals errored in not granting the Certificate of Appealability and Certificate of Probably Cause because there was no record provided by the Clerk of the U.S. District Court, as there was no record or receipt in and on the Docket Report that the Clerk of the U.S. District Court forwarded the record, which is violation of due process, and etc. of the U.S. Const. Amend., and the U.S. Court of Appeals entered a order to the U.S. District Court Clerk to forward the record and didn't, which the Court of Appeals never reviewed the record and the Appeal as to acknowledge any and all errors by the U.S. District Court, as the U.S. District Court Judgment is void, and the U.S. Supreme Court shall review the record where the U.S. Court of Appeals did not review the error's and defects caused by the U.S. District Court and petitioner mailed a letter to the U.S. Court of Appeals, U.S. District Court, Nebraska Supreme Court/Court of Appeals, and the Douglas County District Court Clerk's to forward all records to the U.S. Supreme Court, if possible, as all letter are shown in the Appendix.

A errored occurred during the U.S. District Court Judgment, on the year of 2018, as the U.S. District Court issued a judgment of dismissal, and a dismissal is stayed suspended till the U.S. Court of Appeal Court Judgment is over and final and/or till the Supreme Court of the U.S. judgment is over and final, and if the State exhaustion period was not expired when the U.S. District Court entered a dismissal, but, NOW, is expired when the U.S. District Court dismissal is still pending and suspended, puts the U.S. District Court judgment of dismissal invalid and void, and the U.S. District Court judgment has to be reversed, vacated, modified and recalled because the exhaustion period expired before the stayed suspension of the judgment of dismissal, and the U.S. District Court Judge dismiss the Habeas Corpus Application because the reason of the State exhaustion period was not expired at that time, but, is NOW, expired, and the U.S. Supreme Court shall correct this error as to vacate the U.S. Court Appeals and the U.S. District Court Judgment's and enter the correct judgment that is suppose to be entered as to vacate the conviction and sentence and release

the petitioner from custody, and grant all other additional requestes and relief.

The Trial Court in Douglas County errored in not releasing the petitioner /Appeallant from custody after granting a new trial on May 8th, 2017, and sealed the records, and the trial court did not vacate the conviction and sentence eightier, as the trial court had (10) ten days eightier to grant or deny the new trial motion, and the only order within the ten days was granted and sealed.

The Trial Court in Douglas County errored in not granting the petitioners subpoena motions, as trial court caused a abuse of discretion and prejudice, as t- the petitioner had to issue subpoena thur precipie, which the trial court could of still have the documents forwarded to the courts from the Tax Commissioner, before trial started.

On May 8th, 2017, to May 10th, 2017, the petitioner motions where granted, including a suppression motion, subpoena motion, return property motion, informa pauperis motion, and new trial motion, which the defendant evidence was admissib- le to have the petitioner's suppress, and trial court seal the motion and trial court still convicted the petitioner with no evidence, which is a error and abus- e of discretion and malicious prosecution and etc., as the suppression motion was granted after trial, and in the new trial as shown in the record.

The Trial Court error'd in entering a plea of not guilty, and violated the defendants/petitioners trial and suppression hearing and the petitioner withdrew the plea, but the speedy trial time clock was too damage to finish, as the defendant shall be entitled to a new trial for errors caused by the trial unnecessary invalid and void plea of not guilty.

The trial court error'd in rendering a mistrial, in the middle of trial or at the end of trial, or at the cause of a new trial, which is a error of abuse of discretion on the matter of the Omaha Police officers admitting at trial, the officers admitted to giving false statements, and lieing in the courtroom under oath at the preliminary hearing and the suppression hearing and trial, of stat- ing that he did say Mr. Mcneil Drug Tax Stamp was expired, when on camera in d- iscovery in the Audio and video patrol cruiser, the Omaha Police Officer admi- tted in trial, that he gave false statements under oath and stated that Mr. Mc-

Neil Drug Tax Stamp was not expired, and petitioner let the court know, and the record reflect that this is a violation of due process rights, and perjury and etc. against the omaha police officers administration, which is a error that is defective, and the petitioner would like to state that if false testimony in Court is not admissible, then why did the officer have to give false testimony in court, the police officer should of told the truth at all the hearings, and at the preliminary hearing which is grounds for a vacated of judgment due to agencies error's and court proceedings error's and trial judge shall be issued a complaint for not issuing a perjury and contempt of court charge for people lieing in her courtroom.

The Trial court error'd in not impeaching or excluding the Omaha Police Officers, and didn't suppress the testimony of the Omaha Police Officers, as the petitioner's motions to impeach was denied, as the omaha police officers were not creditable and the records show the officers are fraud, and caused a malicious prosecution and etc., as the trial court caused a error and defect, which the trial acted on the error intentionally and did not try to stop the abuse os constitutional violation error, and now the petitioner is issuing a complaint/indictment/claim/charges for perjury, contempt, and etc., which shall be admissible for another hearing for impeachment.

The Omaha Police Officers made an illegal search and seizures that caused a error, on the Omaha Police Officers Dept. that put the petitioner in a due process violation of the U.S. Constitution, as the officers obtain fruit from the poisionous-tree-doctrine, and the defendant/petitioner was never prosecuted for committing a crime or committing a traffic stop, which the audio video shows the petitioner automobile back tail lights where all working properly and the petitioner's blinker's where working , and the trial judge, stated on record that the petitioner's tail light's were working, and were functioning, and once again the officers , gave false test-

imony and false statement's, and lied stating Mr. Mcneil automobile back light's where not working, which this matter is a error, and the officers also used the petitioner's Criminal History Record to harrass the petitioner as to issue the petitioner criminal history shall be expunge and terminated, as the petitioner showed this court that this court that the criminal history record caused injury to the petitioner's life, and the petitioner has God Given Rights established by the Ecclesiastical Court, to not be detain, harass, imprisoned, arrested, investigated, and all license granted, records shall be expunged, and etc., and this U.S. Sup. Ct shall review the record, audio, and video in the trial court discovery, as the petitioner made statements of requesting for a lawyer, did not consent to be search, and stated that he is registered with the Ecclesiastical Court, and showed his tax stamp, as the omaha police officers did not acknowledge the petitioner status, and plain error and defect to this caes and in this U.S. Sup. Ct.

The trial court error'd in not acknowledging the defendants/petitioners preliminary hearing that was vacated and reversed, as the defendant/petitioner brought this issue to the trial court befor sentence, and the preliminary hearing case No#: Cr-16-23223, should be an should of been dismiss, as defendant/petitioner vacated the case within 6 months,as pursuant to the motion to vacate statute, as the case should of never been bonded up, as the petitioner showed evidence of the tax commissioner records, false testimony, and etc., and the preliminary hearing was modified to a dissmissal, in the county court but the district court never modified the judgment of a dismissal in the district court which is a error, and trial court loss jurisdiction to proceed with the criminal case, and the sentence date should of never been had, as the U.S. Sup. Ct. shall review this issue of the preliminary hearing.

inary hearing, as this is a violation of the petitioner's constitutional rights, due process and etc..

The Trial Court error'd in rendering a P.S.I. Report, when the trial was not finished, and the trial judge should of entered the P.S.I. Report after the ten days of trial being over with and after the clerk file stamp and after the motion for new trial was over with and had expired and defendant/petitioner never had a fair trial a did not have a fair new trial, as the P.S.I. Report caused a violation of due process and rights of the accused, as the P.S.I. Report Court Date was not admissible and interferred with the petitioner's trial and new trial as the trial was not done and not finalized, and the P.S.I. Report court date was not requested by the defendant/petitioner and if the P.S.I. report court date was waived or not issued the conviction would of been vacated, by the new trial. as this matter shows it is too many laws that are in conflict which each other, that causes error's, as this P.S.I. Report court date caused a error by beening issued too early, the trial judge should of ordered the P.S.I. Report Date at the suppression hearing if that is the case, as the U.S. Sup. Ct. shall review this issue as required by law.

The trial Court Caused a error'd in the P.S.I. Report And as Pursuant to the P.S.I. Report rules, the defendant/petitioner can present evidence to the Courts or the probation officer, and the defendant/petitioner hand delivered the probationer officer paperwork of documents of evidence and mailed the clerk of the District Court the same documents and evidence, and trial court sealed the documents and did not acknowledge the evidence and documents , as conviction should have been dismiss and vacated and sentencing date should of never been had and situation is a violation of the defendants/petitioner constitution rights and a abuse of discretion as this issue shall be re-

viewed.

The trial Court error'd in not acknowledging the defendant/petitioner did not sign the P.S.I. Report, Which is grounds for a vacate of judgment, and evidence hearing, and a review hearing, as the petitioner/defendant did not agree with the P.S.I. report contract, and the petitioner/defendant did not agree with the contract, and what is the point of signing something, as it got to mean something when not signed, as the U.S. Sup. Ct. Shall acknowledge this matter.

The trial court error'd in not acknowledging the defendant/petitioner evidence of complying with the Tax Commissioner Rules and Regulations and ther is a error of the defendant/petitioner beening penalized twice, as pursuant to double jeopardy, as the taxes was already paid, as the defendant/petitioner was exempt, and the trial court render a void and invalid judgment of conviction, which in conflict with the petitioner/defendant U.S. Const. Amend. Rights of double jeopardy, rights of the accused, cruel and unusual punishment and etc. as the U.S. Sup. Ct. Shall acknowledge the Tax matter as it is admissible to be review as required by law and the Ecclesiastical Court Law.

The Clerk of the Douglas County District Court error'd in not issuing the record to the defendant/petitioner on May 10th, 2017 on the motion for new trial, and on the record of the transcripts say the defendant was mailed the order of the court on May 10th, 2017, and defendant/petitioner did not receive no order or no document from the court or clerk, which is a error and defect, and a violation of due process, because the defendant/petitioner by not receiving the document from the court the petitioner/defendant can't object, or could have not filed a appeal, or the defendant/petitioner can't defend or prosecute his case properly.

The petitioner would like to state that= The Omaha Police Officer's made a void and invalid traffic stop, made a void arrest, made an unlawfull search and seizer, obtain legal evidence that was not admissible to charge the petitione/appealant, the Officers gave bogus, fraud, and false information/complaint to the Grand Jury/Clerk/County Attorney and gave false statement and false testimony in court under oath at the preliminary hearing, suppression hearing, and trial and the Omaha Police Officers Mr. Nicholas#_____, gave statements at all the hearings and admitted to it, on oath on camera after being cross-examined at trial as the police video showing that both officers Mr. Nicholas#_____, and Mr. Meade#_____, was fully aware:an knew that Mr. Mcneil had a Drug Tax Stamp, that was not expired after having a discussion with their higher superior commander officer Mr. Antwone Finch#_____, at the time of 4:08 a.m. on the police video, which is grounds for perjury, contempt of court, conspiracy, false reporting, false testimony, tort claim, new trial, impeachment, and etc, and giving inconsistant statements cause the Omaha Police Officers not creditable and etc., and the Omaha Police Officers used the criminal history record to damage, injury and harm the petitione/appeallant, for an illegal arrest, illegal detainment, and harassment as the petitioner/appeallant criminal history record shall be expunge, as pursuant to the Ecclesiastical Court Law, Letter of Rogatory, Registered Deed Poll.

The petitioner would like to state that= the petitioner/appeallant child support civil case was dismiss in the Douglas County District Court, but was reinstated, from the void and invalid judgment of the herein criminal case, which is a contract of the petitioner/appeallant being a Ward of the State and the child support civil case No# CI109210543/986-425, will not terminate till the criminal case No#Cr-16-3742, has terminated, which this child support case shall be joined and consolidated and be reversed, set-a-side, vacated, terminated and all accounts/cases closed as pursuant to the Ecclesiastical Court Law, Letter of Rogatory, Registered Deed Poll.

The petitioner would like to state that= As to the Complaints/Information, there is grounds for all claims and tort claim to be issued and granted, as required by, law. The petitioner was found guilty on May 1, 2017, in a trial, and issued a new trial within the ten day limitations, and was granted but sealed, and the petitioner never received the order from the clerk on May 10th 2017, The petitioner received a 10

15 years at sentencing on July 26th, 2017, the petitioner appeal the decision and was denied by the Nebr, Sup. Ct./Court of Appeals, the petitioner did not know about the U.S. Sup. Ct. appeal, but issued a habeas corpus application to the U.S. District Court and with a rehearing and was both denied and appealed in the 8th Cir. Appeals Court and with a rehearing and was both denied, as shown in the appendix A to L

Statement of Facts

The Petitioner would like to state that= the petitioner/appellant had evidence of a Drug Tax Stamp, as the Tax was paid already, the petitioner/appellant stated at the traffic stop that he would to speak to a lawyer and he is registered with the Ecclesiastical Court jurisdiction and is immune and exempt, from this matter, the petitioner/appellant just proved the officers gave false testimony and false reporting on and under oath and shall be impeached, and the criminal case no#Cr-16--3742, shall be vacated due to a invalid and void statements, void testimony, void imprisonment, fraud, and etc., the petitioner/appellant presented this matter to all the lower courts and nothing was heard or acknowledge, the petitioner/appellant issued a compliant/information/charges and is now waiting for the matter to be heard, as all the cases herein requested shall be reopened and redetermine, as to the false testimony caused a error and defect and a void conviction and sentence, and violation of all the Constitutional Rights and Due Process, and if the Officers is found guilty of the charges in the Compliant/information it shall be admissible to have the Judgment of the conviction and sentence terminated and vacated, the child support civil case terminated and vacated, all tort claims granted and criminal history record expunge as pursuant to the Ecclesiastical Court Letter of Rogatory Registered Deed Poll.

The petitioner would like to state that= since the Officer Mr. Nicholas#_____, already testified on oath, and stated that; He gave false testimony and this whole case was a lie and fraud, the evidence is already shown and proved and there is no need for a trial, the settlement agreement shall be granted in the appendix, shall be granted as there is no need to go any further with this case, as the burden of proof has been shown, and petitioner/appellant shall be granted all relief, and all claims/motions/pétitions/complaints in the appendix shall be granted and issued, and as pursuant to the Ecclesiastical Court Letter of Rogatory Registered Deed Poll.

The petitioner can not receive no adequate requested relief and for no awarded relief in a State Court or in a State of Nebraska Jurisdiction, so the petitioner would like to present and request this matter of relief, in this court and in a different Jurisdiction, as to the U.S., and would like the U.S. Supreme Court and U.S. Solicitor General to answer _____, this petition, and not the State of Nebraska Attorney General.

The U.S. Supreme Court shall review any and all documents in the record of the Criminal case No# Cr-16-3742 and on May 8th, 2017 to May 8th, 2017, and the child support Case No# CI109210543/986-425, ^{and CI-20-7584} and Nebr. Tort Claim Division Case No#17133, and City of Omaha/Douglas Civil Center Case/Claim No# 066-19, as requested by the petitioner, as all the government agencies have documents sealed in these Cases/Accounts/Claims/etc..

The petitioner is registered with Ecclesiastical Court, Letter Rogatory Registered Deed Poll, and is the only law, that shall be acknowledged, issued, applied, ineffect and admissible and shall be used in this petition, for all cases, claims, complaints, and requestes, as the petitioner would like to ask and request to the Supreme Court may the petitioner have permission for leave to proceed with the Ecclesiastical Court Law.

The Quo Warranto Law, shall be admissible, as all government agents/groups/agenices/employee's/instrumentalities/etc., shall all not willfully, not neglect or refuse any law that the petitioner would like to request, as the petitioner would like to request the Ecclesiastical Court law, shall be applied, and which all claims, cases, accounts, charges, information, and Bonds have to be discharge, vacated, set-a-side, reversed, terminated and released, as the Quo Warranto law shall be issued and directed to the Government administration to enforce the charges against the respondants for perjury, false testimony, contempt of court, malicious and vindictive prosecution, harassment, false arrest, false imprisonment, and etc., and as to the violation of the Ecclesiastical Court law. Nebr. Rev. Stat. 25-21.121 to 25-21.148.

The petitioner would like to state that as pursuant to 28S.U.S.C.1257, State Courts, Certiorari (a), Final Judgment or decree render by the highest court of the State in which a decision could be had, may be reviewed by the Supreme Court by Writ of Certiorari where the validity of a treaty or statute of the U.S. is drawn in question or where the validity of a statute of any state is drawn in question on the grounds of it's being repugnant to the Constitution, treaties, or laws of the U.S. or where any title, right, privilege or immunity is specially set up or claimed under the Constitution or the treaties or statutes of, or any commission held or authority exercised under, the U.S., and the petitioner shall have his rights, immunities, privileges, and claims all granted herein, by the Supreme Court, as required by law, as established by the Ecclesiastical Court Law.

The petitioner complied with the Nebraska Revised Statute 77-4301 to 77-4316, of the Tax Commissioner rules and regulations of the Drug Tax Stamp, and shall be admissible, that all taxes was paid, as required law, and the petitioner had the Drug Tax Stamp on him at the time of the arrest.

The petitioner issued a superseded bond.

As pursuant to Fed.App.P.R.32(e), Local Variation Law, shall be applied and issued in this writ, as the petitioner is trying to keep up with the rules, procedures, laws, regulations, and statutes, the best way he can, and to file the proper motions correctly as shown herein, as the law states; that every Court of Appeal/Supreme Court must accept documents that do not comply with the form requirements of this rule, by local rule or order in a particular case, a Court of Appeals/Supreme Court may accept documents do not meet all of the requirements of this rule; and as pursuant to Fed.App.P.R. 2, "Suspension of Rules"; as the petitioner would like to request that this Supreme Court accept the herein documents, as required by law. Ne. Ct. R. 6-1461, 6-1519.

As pursuant to 28U.S.C.2106, Determination, says= The Supreme Court or any other Court of Appellate jurisdiction may affirm, modify, vacate, set-a-side, or reverse any judgment, decree or order of a court lawfully brought before it for review, and may remand the cause and direct the entry of such appropriate judgment, decree, or order or require such further proceedings to be had as may be just under the circumstances, and all the claims herein presented by the petitioner shall be reversed, vacated, recalled, set-a-side, closed and property released, all lower courts orders and judgments shall be recalled as pursuant to the Ecclesiastical Court Law, as all the petitioners evidence, facts, defense, and arguments are stated in the appendix.

As pursuant to 28U.S.C.1292(e), Interlocutory decision; The Supreme Court may prescribe rules, in accordance with section 2072 of this title to provide for an appeal of an interlocutory decision to the Court of Appeals that is not otherwise provided for under subsection (a) (b) (c) or (d), as petitioner would like to request to the U.S. Supreme Court does this statute apply for a interlocutory appeal to the U.S. District Court or the Douglas County District Court, as the petitioner would like to put notice on the U.S. Supreme Court that the Douglas County District Court Case may be pending, but the petitioner needs the U.S. Supreme Court to watch over the Douglas County District Court so there won't be no error's or prejudice, caused by the respondents or Court's as both the U.S. Supreme Court and Douglas County Distirict Court need to be in the same interlocutory decision of the Ecclesiastical Court Letter of Rogatory Registered Deed Poll Law.

As pursuant to the Brady Law; Says= There are 3 components of a true Brady violation: the evidence at issue must be favorable to the accused, either because it is exculpatory, or because it is impeaching; the evidence must have been suppressed by the state, either willfully or inadvertently and prejudice must have ensued. U.S.C.A. Const. Aend. 5, 14,, and the petitioner is under all the components.

issued, and the ~~petitition~~/defendant, would like mention that the Trial Court has ~~not~~ motions in the Court right "NOW", and the motions need to be render on before the mandate is issued, as the ~~"if"~~ motions have merits and evidence to go with this appeal, as required by law, and the ~~defendant/petitioner~~ brought the matter to the Appeals Court, as the Appeal Court shall take ~~ACKNOWLEDGMENT~~ and ~~NOTICE~~, of this issue.

The ~~petitition~~/defendant, would like to request for the recovery on the ~~bond/surety~~, and shall be amended with all ~~tort claims~~, and the amount increased to the requirements, as the requested amount of \$15,000,000.00 (fifteen Million Dollars), and additional attorneys fee's, and etc., and awarded amount to the #3)-three children, of \$15,000,000.00 (fifteen Million Dollars), as required to the LOSS OF CONSORTIUMSHIP, each what is just and fair, as required by law and the ~~ECCLIESASTICAL COURT LETTER OF ROGATORY, REGISTERED DEED POLL, LAW, and shall be issued and forwarded, to owner/claimant/secrued party creditor/petitioner/defendant, as all within this appeal, and grant the Spposed new bond~~

The Appeal Court shall do a Denovo Review, of the excessive sentence, which is in violation of the Nebr. Const. Sec.V, VIII, XIV, /U.S. Const. Amend. V, VIII, and XIV, ~~ECCLIESASTICAL COURT LAW, State v. Garza, 242 Neb 543, Nebr. Rev. Stat. 77-4301et.seq., and the stay's/etc., blocked, interfered, distorted, and misstated the P.S.I. Report, incorrectly, as the petitioner/defendant, could not object to the void sentence, from the abuse of discretion, bad faith exception, judgment, which shall be vacated.~~

The Court shall do a Denovo review, of the traffic stop and discovery materials, as the traffic stop was unlawfully and a selective arrest.

The Court shall do a Denovo Review, of the P.S.I. Report that was objected to, and misstated, and void, from the invalid stay's/etc..

The Court shall do a Denovo Review, of all the seal documents that need to be unseal, which is a violation to defendants/petitioners, rights.

The Court shall do a Denovo Review, of the plaintiff witnesses/officers, that caused a unlawfull arrested, violated the FRUIT-OF-THE-POISONOUS-TREE DOCTRINE, perjury, fraud, (should of been impeach), and was found liable in "BOTH", Tort Claims, and violated the ~~petitition~~/defendant rights.

The Court shall do a Denovo Review, of the NEW TRIAL MOTIONS, that was issued on May 8, 2017 to May 10, 2017, which the ~~petitition~~/defendant, corrected all errors, and should of been granted all relief, or had a mistrial, and the NEW TRIAL MOTION, on Nov, 26, 2019, and the NEW TRIAL MOTION, pending in the Trial Court as of right "NOW".

REQUESTED RELIEF

The petitioner /defendant, would like to request to the U.S. Supreme Court to inspect, examine, investigate, and review the Lower Courts records on the merits, theories, evidence, proof, constitutional violations, plain and reversal error, affirmative defenses, abuse of discretion, grounds and additional facts that will cause a reversal and vacation to this criminal case, and vacate the void conviction and vacate the excessive sentence, as the petitioner /defendant, shall be entitled to a release order, from his confinement, as this Advance hearing, shall be granted an vacate/restore all the stay's/injunction/restraining order's/etc., in the Trial Court and in this Court, ~~the petitioner is going against the state and cannot receive relief in a state Court.~~

The petitioner /defendant, would like to request to the U.S. Supreme Court to amend all cases/suits/claims and terminate the child support order/judgment, accept, approve, and grant the awarded relief, from Both Tort Claims, and amend the Tort Claim, with the Recovery on the Enforcement liability surety/bond, as all request awarded relief shall be granted and forwarded to the claimant/appellant/defendant/petitioner/secured party creditor/owner, and the (3)-three children of the petitioner /defendant, who is to the entitlement, as the criminal history record shall be expunge, and in all the other cases/claims/suits, herein stated and all additional requested relief requested in the Trial Court as pursuant to the ECCLIESASTICAL COURT LAW, LETTER OF ROGATORY, REGISTERED DEED POLL, and return stimulus check

The petitioner /defendant, would like to request to the U.S. Supreme Court to monitor and watch over the Trial Court, if a mandamus/remanded order, is issued, as no abuse of discretion, errors, (or stay's/etc., reinstated again), or injustice won't occur.

The petitioner /defendant, would like to request to the U.S. Supreme Court that may the U.S. Supreme Court judgment be issued at the petitioner /defendant, brief date, as there is no need for DELAY, and ~~dependent~~/plaintiff have no response, and the petitioner /defendant, is entitled to a corrected judgment and a ECCLIESASTICAL COURT JUDGMENT.

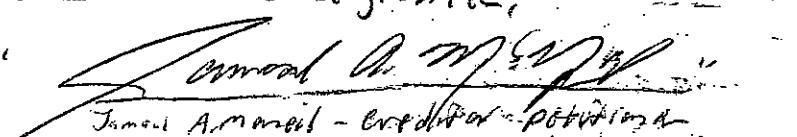
The petitioner sent this Writ of ~~Habeas Corpus~~ to the Solicitor General of the United States, and the petitioner is not going to received the requested relief from the State of Nebraska Attorney General, or the State of Nebraska Courts, or its Jurisdiction, ~~Habeas Corpus~~

The petition for Writ of ~~Habeas Corpus~~ should be granted.

Respectfully, submitted,

12/21/21

Dated


Jameson A. Maronil - Esquire - Notary Public
C.R.C.L. P.O. Box 22200, Lincoln, NE 68546
No Fax, No Phone, No E-mail, Prost Attorney