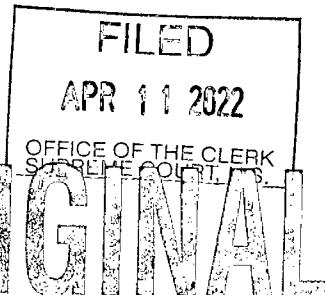


21-7672
No.

In The
Supreme Court of the United States of America
Washington, District of Columbia
Jermaine E. Spence PRO SE / NON ATTORNEY (Petitioner)



vs.

Reemon Bishara , M.D. et al. (25 Defendants total)

AND

Mr. Jermaine E. Spence, (Stakeholder) Plaintiff-in-Interpleader for the claims and benefit of Mr. Jeremiah Spence, John Doe[s] and Jane Doe[s], former and present jail inmates of Dougherty County

vs.
State of Georgia - County of Dougherty County – Dept. of the Sheriff – Kevin Sproul, Sheriff (Defendant in Individual Capacity)

Petition for Writ of Certiorari

Petition for Certiorari

The United States Court of Appeals for the 11th Circuit – Case # 21-13742-C
11th District - Albany 1:20-cv-0230

Jermaine E. Spence, Monk-Emperor - The Holy Triumvirate of the Hellenic Republic, the People's Republic of China, Russian Federation & Soviet Union, the Republic of India and the Catholic Church

r. March 15, 2019
owner/founder of
Spence-Lingo & Co.
d/b/a FreedomTree Asset Management
Λ 81 Black Men of America & the Missionaries, a non-profit trust

The Fair Capitalist, party founder

PO Box 829 Atlanta, Georgia 30301
Tel/Voicemail 912 675 3817
www.FreedomTree-Financial.com
www.81BlackMen.org
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I. Questions Presented

1. Were the causes of action described in the appellant's trial court principal brief of 1:20-cv-0230 against 25 defendants substantiated by the evidence laid forth on the docket of the Clerk of the 11th District Court (Middle District of Georgia -Albany) or was the trial court not error in dismissing the case?
2. Was the trial court judge in error in approving the motion for in forma pauperis but then immediately dismissing WITHOUT Marshal service the case?
3. Should a 11th Circuit court judge deny a completed motion for leave to proceed in forma pauperis if the movant is actually without resources to pay the circuit court filing fee?
4. Is a 28 U.S.C. secs 351-364 complaint filed with the 11th circuit against judge Leslie Abrams Gardner for Gardner's involuntary resignation moot without reason? Mr. Spence did not file the complaint in motion form? *AS 417/22*

II. List of Parties

All parties appear in the caption of the case on the cover page.

III. Statement of Interested Persons and Corporate Disclosure Statement

Mr. Spence is not a corporate filer.

Furthermore the following are parties to this case:

Jermaine E. Spence PRO SE / NON ATTORNEY (Petitioner)

vs.

Reemon Bishara , M.D. et al. (25 Defendants total)

AND

Mr. Jermaine E. Spence, (Stakeholder) Plaintiff-in-Interpleader for the claims and benefit of Mr. Jeremiah Spence, John Doe[s] and Jane Doe[s], former and present jail inmates of Dougherty County

vs.

State of Georgia - County of Dougherty County – Dept. of the Sheriff – Kevin Sproul, Sheriff (Defendant in Individual Capacity)

Mr. Spence has no association with slave holders, Jews, the Klu Klux Klan of the State of Arkansas or Alabama, the Rap or Hip Hop industry or Viacom, Inc., or the worldwide illicit drug trade. I am a proud Homosexual.

IV. Related Cases

Mr. Spence has three other cases listed here in order of filing:

Case Number 1:19-cv-5722 11th Dist. (NDGA-Atlanta) presently before the 11th Circuit; 7 parties included

- Jermaine E. Spence, Plaintiff
- SOG-City of Hapeville-Municipal Court- Court Services
- SOG-County of Fulton County- Office of the District Attorney
- SOG-DBHDD
- Monique "Sara" Cook-Favors of the City of Hapeville (Defendant in Individual Capacity)
- Paul Howard former Dist. Atty of Fulton County (Defendant in Individual Capacity)
- Nicole Vaughn of the Dist. Atty office of Fulton County (Defendant in Individual Capacity)
- Elizabeth Correnti of the Dept. of Beh. Health and Dev. Dis. (Defendant in Individual Capacity)

Case Number 1:20-cv-0230 11th Dist. (MDGA-Albany)

- Jermaine E. Spence, Plaintiff
- Reemon Bishara, MD of SOG-DBHDD (Defendant in Individual Capacity)
- David Getachew-Smith, Sr of the Dist. Attorney (Defendant in Individual Capacity)
- Raj Krupa, LLC d/b/a as Relax Inn ex rel. Prakash Patel
- Laura "Lora" Barber, nurse of Aspire [State of Georgia - Albany Area Community Service Board] (Defendant in Individual Capacity)
- Sonia Ann Green, licensed practical nurse of Aspire (Defendant in Individual Capacity)
- Betty Ann Johnson, nurse of Aspire (Defendant in Individual Capacity)
- FALSE ALIAS -- Jane Doe I, nurse of Aspire (Defendant in Individual Capacity)
- FALSE ALIAS – Jane Doe II, nurse of Aspire (Defendant in Individual Capacity)
- FASLE ALIAS -- Jane Doe III, nurse of Aspire(Defendant in Individual Capacity)
- Stanley Ferrell Soles, advanced practice registered nurse of Aspire (Defendant in Individual Capacity)
- Mr. Marc D' Antonio, Judge of the SOG - Probate Court of Muscogee County (Defendant in Individual Capacity)
- Ms. Brooke Bolstead, Chief Clerk of the SOG - Probate Court of Muscogee County (Defendant in Individual Capacity)
- Ms. Ana Kennedy, Judge of the SOG - Office of State Administrative Hearings [SOG-OSAH] (Defendant in Individual Capacity)
- Mr. Greg Bagley, attorney of the SOG-DBHDD (Defendant in Individual Capacity)
- Mr. Ronald Derrick, patient at West Central Georgia Reg. Hospital – SOG-DBHDD

- The State of Georgia Judicial Qualification Commission
- The State of Georgia Medical Composite Board
- Kemaya Lekeece Wilburn of Aspire (Defendant in Individual Capacity)
- Aspire
- G. Gilbert of the SOG - County of Dougherty County – Dept. of the Sheriff (Defendant in Individual Capacity)
- Erving McLain of the SOG – County of Dougherty County -Dept. of the Sheriff (Defendant in Individual)
- Kevin Sproul, Sheriff of the SOG- County of Dougherty County-Dept. of the Sheriff (Defendant in Individual Capacity)
- State of Georgia - County of Dougherty County – Dept. of the Sheriff and State of Georgia - County of Dougherty County – Dept. of the Sheriff – Kevin Sproul, Sheriff (In His Official Capacity)
- Deosha Dark of the SOG-DBHDD (Defendant in Individual Capacity)
- Judy Fitzgerald of the SOG-DBHDD (Defendant in Individual Capacity)

AND

Mr. Spence E. Spence, (Stakeholder) Plaintiff-in-Interpleader for the claims and benefit of Mr. Jeremiah Spence, John Doe[s] and Jane Doe[s], former and present jail inmates of Dougherty County

vs.

State of Georgia - County of Dougherty County – Dept. of the Sheriff – Kevin Sproul, Sheriff (Defendant in Individual Capacity)

Case Number 4-21-cv-00117 11th Dist. (MDGA-Columbus)

- Jermaine E. Spence, appellant
- STATE OF GEORGIA - Dept. of Beh. Health and Dev. Dis. - West Central GA Reg. Hospital (SOG-DBHDD-WCGRGH) ex rel.,
Mr. BENJAMIN W. WALLACE, Special Asst. Atty Gen
MS. EMILY HARISS
and Mrs. Elizabeth Correnti MD, appellees/respondent (In Their Official Capacities)

Case for Criminal Arrest Warrant DENIED filing by asst. Magistrate judge Victoria Johnson:

<http://81blackmen.org/Cases/magDougherty/JermaineSvsVGilbert.pdf>

- Jermaine E. Spence, complainant
- Vincent Gilbert, RN
- Stanley Ferrell Soles, APRN of Aspire
- Laura "Loria" Barber, nurse
- Kristen Marie Brown, nurse
- Floyd Jones, tech of Aspire
- Erving McLain, deputy

Case for Criminal Conviction before the Holy Triumvirate, a court superior to the United States Supreme Court, to the United Nations and to the Apostolic Signatura of Vatican City-State.

<http://www.81blackmen.org/81/crim/crim2.pdf>

- Jermaine Ezekiel Spence for the Holy Triumvirate for the benefit of Jeremiah E. Spence in case number SUR 2019 0000 285 before the Superior Court of Dougherty County, PLAINTIFF
- Victoria M. Johnson, present Assistant Magistrate judge of Dougherty County
- Gregory W. Edwards, present District Attorney of Dougherty County
- Harold R. Moroz, present Assistant District Attorney of Dougherty County
- Kevin Sproul, present Sheriff of Dougherty County
- Gary Dorminy, present Albany Police Department Detective, DEFENDANTS

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|-------|-----------------------------|------|--------|
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| XI. | Conclusions | | Pg v |

Please remand the case to 11th District-MDGA and instruct the Clerk that Gardner's name be removed from the wheel of choices.

XII. Certificate of Service

Prepared this 6 day of April 2022 by



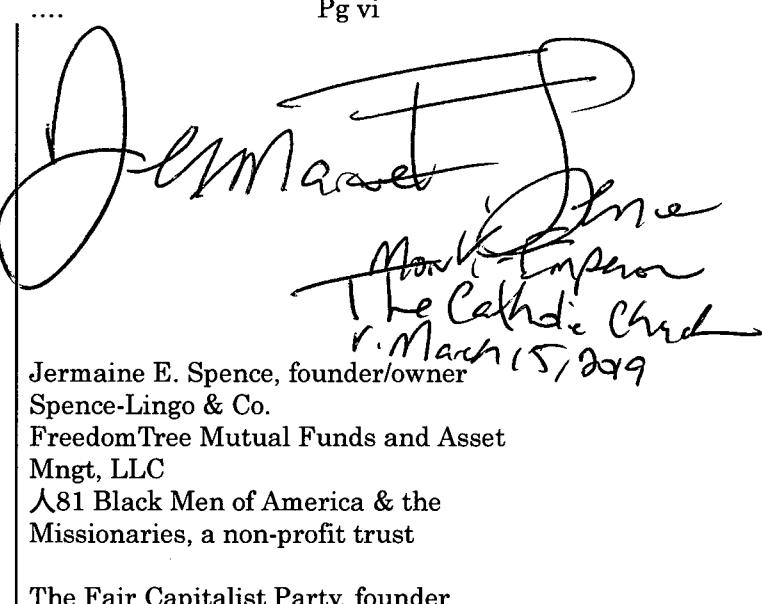
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Index to Appendices

Appendix A – An Order of the 11th Circuit.

Appendix B – The 11th District Court's one 15-page judgment that was made erroneously without Marshal Service or Trial. Appellant's motion for pauper's affidavit *proceeds this petition*; *see also proof of service*
email of the principal brief in 1:20-cv-0230 and a 28 USC 351 to 364
complaint.

VII. Table of Authorities

- With regard to Bishara's destructive intentions a key word search of 'patient property' on Google revealed that the database did not hold a precedent that was identical in case details. However in Lucero v. Mayberg et al., No. CIV S-10-2132 GGH P. Google Scholar (E.D.N.Y. Jan. 25, 2012) Lucero sued due to the destruction of his property occurring while transferred. In this case 1:20-cv-0230 / 21-13742-C Mr. Spence was not allowed to recover property ~~transferred over a 4 year forced civil commitment. Bishara threatened Mr. Spence, and stated that Mr. Spence would be mandated to a voluntary commitment should Mr. Spence be the same hospital to recover property.~~
- In Conshaw v. Money Life Ins. 6318 F. Supp. 2d 1015 - Dist Court, SD California, 2004 - Google Scholar ~~He found~~. "It is only 'Procedures' must be used in certain limited formal communication. David Gutierrez Smith was not empowered to disclose a false mental health diagnosis."
- Like the Indian Sheth v. Sheth v. Webster 145 F.3d 1231 - Court of Appeals, 11th Circuit, 1998 - Google Scholar, Raj Kishor as owner of Webster, Albany denied Mr. Spence a refund on a note signed. Police were not called. However because Mr. Spence did not leave the room in dispute the Uniform Commercial Code, § 2814-212 allows refund.
- Barber v. Green, Johnson, Suler and the others v. City of El Paso must suffer in the same manner as Appellants v. NCED Mental Health, Inc. who employ ~~clerk~~ unlicensed nurses who in NCED Mental Health, Inc. v. City of El Paso 214 SW 3d 28 - Tex: Court of Appeals, 8th Dist, 2006 - Google Scholar was found liable for negligent hiring. Wilburn and Aspire must be liable by 064643-34-25, and Wilburn calls Summer 2020 in Natl. Westminster Bank v. NY 76 NY 2d 807 - NY: Court of Appeals 1990 - Google Scholar the Court of Appeals of the State of New York found that clerks who "act as an officer of the court when exercising jurisdiction which was properly filed."
- Moreover "the clerk act as a state officer in that respect", without sovereign immunity. Bulstand and D'Antonio are liable for ^{Page 2} ignoring the Paid copy requests and providing incorrect direction, or applying from the Probate Court of Muscogee Co.

VI.
IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.
OPINIONS BELOW

[X] For cases from federal courts:

The opinion of the United States court of appeals appears at Appendix A to
the petition and is

[X] reported at Pacer.gov cs# # 21-13742-C

[] has been designated for publication but is not yet reported; or,

[] is unpublished.

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

[X] reported at Pacer.gov cs# 1:cv-cv-0230

[] has been designated for publication but is not yet reported; or,

[] is unpublished.

[N/A] For cases from state courts:

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

[] reported at ; or,

[] has been designated for publication but is not yet reported; or,

[] is unpublished.

NOT APPLICABLE The opinion of the court appears at Appendix to the petition and is

[] reported at ; or,

[] has been designated for publication but is not yet reported; or,

[] is unpublished.

VIII.
JURISDICTION

[X] For cases from federal courts:

The date on which the United States Court of Appeals decided my case
was February 10, 2022 .

[N/A] No petition for rehearing was timely filed in my case.

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

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

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

IX. Statement of the Case

1. There were some 25 Defendants and many associated causes of actions. Firstly Reemon Bishara prevented the return of property and documents Mr. Spence had amassed while incarcerated; Mr. Spence seeks 10,000 from Bishara. The Jewish Klu Klux Klansman David Getachew-Smith 5,000,000 debt to Mr. Spence was due to his unauthorized and untruthful disclosure of a medical diagnosis that violated HIPAA—a violation that was in great detail explained with references to the lengthy Privacy Rule. Raj Krupa, owner of the Relax Inn, refused a \$80.00 dollar or so refund. An estimated \$500 monetary sum is due from Relax Inn of Albany whose Indian owner attempted to lock Mr. Spence behind a motel room card access room door. Four nurses Barber Green, Johnson, Soles and three with false aliases who are suspected Pentagon employees used a irritating tranquilizer against Mr. Spence resulted in \$300,000 punitive monetary damages. Chief clerk Brooke Bolstead of Muscogee Co./Columbus and Judge D 'Antonio refused to reply to mailed paid requests for documents from the clerk's office and should suffer by way of a Writ of Mandamus and permanent 11th District district-wide government employment ban. Bagley placed Mr. Spence on a March 2020 photocopy ban. Judge Kennedy extended the involuntary treatx. confinement without jurisdiction as the panel was without quorum—lacking one physician—before its recommendation to Kennedy's employing court, the Office of State Administrative Hearings. The Latin or Spanish Kennedy did not sustain Mr. Spence's objection to the supposed diagnosis being entered by Bagley and the state's physician. Bagley and Kennedy owe \$5,000 each for their misconduct. Ronald Derrick, a Jewish Klu Klux Klan member beat me twice and owes \$100,000. The Judicial Qualifications Commission did not process my written complaints against D'Antonio Kennedy because Mr. Spence is African-American. The State of Georgia Medical Composite Board received written complaints concerning Bishara, Elizabeth Correnti (1:19-cv-5722), Sauls and Morten and were ignored. Both the JQC and composite board should pay \$1 million each.

Mr. Spence amended the principal brief: Nurse Wilburn had Mr. Spence admitted to a state hospital although he had not been violent while under observation. While residing at a faith-based residential arrangement Wilburn called Mr. Spence to force a readmission although Wilburn was not the attending physician. Wilburn's Winter 2021 transfer order of Mr. Spence to a state facility resulted in lost income, and Mr. Spence is seeking \$3,000 from both Wilburn and her employing entity Aspire. Dept. G. Gilbert and E. McLain transported Mr. Spence from Dougherty County to the state facility without the required OCGA 37-3-41 Probate Court order of the Probate Court. Surely Sheriff Sproul of Dougherty County received notice of the transport by way of DBHDD Form 1013.

On arrival at the state facility D. Dark refused to make photocopies, did not arrange housing outside of the faith-based and homosexual intolerant mission, indeeding saying untruthfully that she—Dark—would complete an apartment application. Judy Fitzgerald does not respond to urgent telephone calls or to the written complaint process all while DBHDD staffers deny necessities such as paper towels, razors for shaving, excessive and unnecessary medical regimens.

2. The trial court judge Abrams in this case 1:20-cv-0230 dismissed/denied a February 2021 Motion to Amend: Plaintiff's requests to add Defendants; administrative remedy attempted. Unfortunately Mr. Spence omitted the Certificate of Service; however the case was without frequent deficiencies. Kindly this motion should be granted. Defendants did receive the bulk of this motion that was sent on a prior date as the administrative remedy, and Mr. Spence and made web form and postal mail submissions on February 20, 2021 (SEE ATTACHMENT). The trial court clerk should have notified me of the Certificate of Service deficiency.

- J. F. Fitzgerald's statement in charging specific
Individual Privileges just months after Mr. Spencer's
July 2020 release speaks of a mean-spirited attempt
at torture because conditions at the confinement became
intolerable. In January 2021 when a gentleman began to
rub his blister and wipe the pus on for individual
allowed acts. Fitzgerald charged the policy and dis-
solved individuals from obtaining Paper towels and
soap.

* Torture violates the Eighth Amendment of the U.S.
Constitution.

With regard to this dismissed motion to amend in this, kindly Gardner must know that in *Lucero* "A pro se litigant is entitled to notice of the deficiencies in the complaint and an opportunity to amend, unless the complaint's deficiencies could not be cured by amendment. See *Noll v. Carlson*, 809 F. 2d 1446, 1448 (9th Cir. 1987)."

X. Reasons to grant Certiorari

Please remand this case to the 11th District (MDGA) to any judge except Gardner or any having prior or current affiliations with national guard or the U.S. Department of Defense.

Gardner and others are acting on false beliefs that Mr. Spence, a brave Homosexual, does not deserve rights to Due Process, police services, grants and a host of other government rewards.

Gardner dismissed this case and did not allow Marshall Service or Trial upon her approval of the motion to proceed in forma pauperis. Therefore this case should be sent REMANDED to the 11th District-Albany, GA.