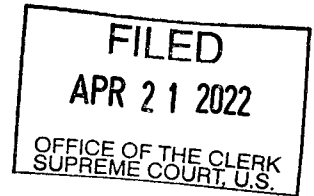


No. 21-8095

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



MR. DENNIS HAY DANIEL JR. - PETITIONER
(Your Name)

vs.

COMMISSIONER - RESPONDENT(S)
CADDO PARISH, ET AL.
ON PETITION FOR A WRIT OF CERTIORARI TO

FIFTH CIRCUIT COURT OF APPEAL
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

MR. DENNIS HAY DANIEL JR.
(Your Name)

158 TREATMENT PLANT DR.
(Address)

TALLULAH, LOUISIANA
(City, State, Zip Code) - 71282.

(318)-574-5740
(Phone Number)

QUESTION(S) PRESENTED

THE CLERK OF COURT FOR U.S. FIFTH CIRCUIT COURT OF APPEAL, ABUSED IT'S DUTY BY FAILING TO SUBMIT, U.S. CITIZEN; MOTION FOR INQUANTION ORDER TO CALDWELL CORRECTION CENTER TO RETURN, APPELLANT'S APPELLATE RECORD FILE ON SEPTEMBER 2ND, 2021, APPLYING PRISON MAIL BOX RULE IN LIGHT OF CLERK'S OFFICE SEPTEMBER 14TH 2021 FILING NOTICE, FAILURE TO SUBMIT BEFORE THE COURT FOR ADJUDICATION BEFORE OCTOBER 1ST, 2021 CLERK OFFICE DISMISSAL FOR THE APPELLANT FAILURE TO FILE BRIEF IS A PREJUDICIAL ERROR RESULTING IN SUBSTANTIAL PREJUDICE OF MEANINGFUL ACCESS TO THE COURT, FOR PROCEDURAL DUE PROCESS OF SUBSTANTIVE RIGHTS RETAINED BY PRISONERS FEDERAL STATUTORY AND CONSTITUTIONAL RIGHT OF ACCESS TO COURT FOR REDRESS OF GRIEVANCE

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

CANTER V. HUTTO,	781 F.2d 1028, 1031-32 [4th 1986]
GREEN V. MCKASKLE,	788 F.2d 1116, 1126 [5th 1986]
BREWER V. WILKINSON,	3 F.3d 816, 825-26 [5th 1993]
SIMMONS V. DICKHAUT,	804 F.2d 182, 184 [7th 1986]
SIMKINS V. BRUCE,	406 F.3d 1239, 1242-43 [6th 2005]
CHAWFORD-EL V. BRITTON,	523 U.S. 574, 572-94 [1988]

STATUTES AND RULES

SUP. Ct. R. 10(a)	28 U.S.C. § 1254(1)(2)
SUP. Ct. R. 13(2)	
SUP. Ct. R. 19(d)(2)	28 U.S.C. § 2350(a)
SUP. Ct. R. 20	
SUP. Ct. R. 16(1)(2)(3)	
SUP. Ct. R. 141(a)	

OTHER - CASES, 5TH Cir. R. 47.5.2(a) - (F)

ALLAN V. SEIVEHLING,	229 F.3d 220, 225 [7th 2000]
SILVA V. Di VITTORIO,	658 F.3d 1090, 1104 [9th 2011]
SIMPSON V. NICKEL,	450 F.3d 303, 305 [7th 2006]
HOUSTON V. LARK,	487 U.S. 266 - [1988] -

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JURISDICTION

☒ For cases from federal courts:

The date on which the United States Court of Appeals decided my case was CLERK OF COURT DECIDED CASE
ON OCTOBER 24, 2021

☐ No petition for rehearing was timely filed in my case.

☒ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: 2/25/2022, and a copy of the order denying rehearing appears at Appendix 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).

☐ For cases from state courts:

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

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

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

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

- (1) UNITED STATES CONSTITUTION FIFTH-
- (2) UNITED STATES CONSTITUTION FOURTEENTH
- (3) UNITED STATES CONSTITUTION FIRST AMENDMENTS

CIVIL RIGHTS STATUTES

42 U.S.C. § 1981

42 U.S.C. § 1982

42 U.S.C. § 1983

42 U.S.C. § 1985

42 U.S.C. § 1986

42 U.S.C. § 1997

28 U.S.C. § 2071

28 U.S.C. § 2072(a)(b)

28 U.S.C. § 1253

28 U.S.C. § 1254(1)(2)

28 U.S.C. § 951

FED. R. APP. P. 27(a)(1)(A)(b)(i)(b)(2)

STATEMENT OF THE CASE

THE PETITIONER, PROCEEDING NON IN FORMA
PAUPERIS ON 6/21/2021 PAID \$505.00 DOCKETING
FEE TO U.S. DISTRICT COURT FOR APPELLATE
REVIEW TO U.S. FIFTH-CIRCUIT COURT OF
APPEAL, PRE-TRIAL DETAINEE FALSE-IMPRISONMENT
CLAIMS DEPRIVING OF RIGHT TO BAIL BEFORE
CONVICTION PURSUANT TO A VALID COURT ORDER-

FIFTH-CIRCUIT COURT OF APPEAL SET A
BRIEFING DEADLINE FOR SEPTEMBER 10th, 2021
RESULTING FROM COURT GRANTING PETITIONER'S
MOTION FOR EXTENSION OF TIME TO FILE BRIEF

ON AUGUST 26th, 2021 (16) DAYS BEFORE BRIEFING-
DEADLINE. CALDWELL CORRECTION CENTER SEIZED
THE; APPELLATE RECORD FROM U.S. DISTRICT COURT
FORWARD TO SELF-REPRESENTED REVIEW OF THE
RECORD

ON SEPTEMBER, 2ND, 2021 - PRO'SE LITIGANT FILE
MOTION FOR INJUNCTION ORDER TO CALDWELL
CORRECTION CENTER TO RETURN APPELLANT
APPELLATE RECORD, SEE *APPENDIX OF (EXD-(E)).*

STATEMENT OF THE CASE

ON OCTOBER 1, 2021, CLERK OF COURT OFFICE OF THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL UNDER 5th Cir. R. 42.3 DISMISSED APPEAL FOR WANT OF PROSECUTION, LEGAL REASONING

POINT IN ORDER, THE APPELLANT FAILED TO TIMELY FILE APPELLANT BRIEF ON SHOWING OF SUBSTANTIAL PREJUDICE OF PRISONER RIGHTS TO PETITION ADDRESS GRIEVANCE, MEANINGFUL ACCESS TO THE COURT

PREJUDICIAL ERRORS CLERK OF COURT OF U.S. FIFTH-CIRCUIT FACTUAL MATERIAL - ISSUES POINT OF SEPTEMBER 2ND, 2021 CLERK OFFICE, DEPUTY MONICA H. WASHINGTON COGNIZANCE OF MOTION FOR INJUNCTION ORDER CALDWELL CORRECTION CENTER TO RETURN RECORDS AND LEGAL PAPERS

SHOWING PREJUDICIAL ERRORS OF THE CLERK'S DISMISSAL ON OCTOBER 1, 2021 ON THE MERITS OF CLERK'S OFFICE FAIL TO SUBMIT MOTION FOR INJUNCTION ORDER TO THE COURT JUDGES, BEFORE DISMISSAL

REASONS FOR GRANTING THE PETITION

THE PETITIONER, ASSENTING THE COMPELLING
LEGAL REASONS EXISTING FOR U.S. SUPREME
COURT DISCRETIONARY JURISDICTION, AS MATTER
OF NATIONAL IMPORTANCE FOR SUBSTANTIVE
RIGHTS RETAINED BY PRISONERS; RIGHT
OF MEANINGFUL ACCESS TO THE COURTS
APPLYING SCOPE OF REVIEW; CIRCUIT
COURT CLERK, JUDGES, ABUSE OF DISCRETION
POINT IN PREJUDICIAL ERRORS; FAILURE TO
ADJUDICATE ON OUTSTANDING. PENDING -
MOTION FOR INJUNCTION ORDER CALDWELL -
CORRECTIONS CENTER TO RETURN RECORD
ON APPEAL AND LEGAL PAPERS -
PLAIN ERRORS OF COURT FAIL TO
PERFORM THE COURT'S MINISTERIAL -
DUTY ADJUDICATION ON PENDING PLEADINGS.

REASONS FOR GRANTING THE PETITION

THE CLERK OF COURT DEPUTY, MONICA
H. WASHINGTON, FIFTH CIRCUIT COURT OF APPEALS
PROCEDURAL DEFAULT IN PROVIDING THE
COURT WITH MOTION FOR INJUNCTION ORDER
TO CALDWELL CORRECTION CENTER, RETURN APPEAL
RECORD, BEFORE THE CLERK'S DISMISSAL
ON OCTOBER 1ST FOR WANT OF PROSECUTION
OF APPELLANT FAIL TO TIMELY FILE BRIEF
RESULTED IN SUBSTANTIAL PREJUDICE OF THE
U.S. CITIZEN, PRISONER CAPABILITY FUNDAMENTAL
CONSTITUTIONAL RIGHT OF ACCESS TO THE COURT
"MEANINGFUL ACCESS" U.S. D.A. 1ST PROHIBS
*
RIGHT OF THE PEOPLE TO PETITION, *
JUDICIAL BRANCH OF GOVERNMENT FOR REDRESS
OF GRIEVANCES, PETITIONER APPEAL RECORD IN
CIVIL RIGHT SUIT WAS SEIZED (16) DAYS BEFORE
BRIEFING DEADLINE, MOTION FOR INJUNCTION ORDER.
FILE (8) DAYS BEFORE BRIEFING DEADLINE -

STANDING ON THE FACE OF APPENDIX OF (F) ORDER
OF THE COURT GRANTING EXTENSION OF TIME
FOR FILING PRO'SE APPELLANT BRIEF SEPTEMBER
10th, 2021; PRISON OFFICIALS AT CALDWELL CORRECTION
CONFISCATED ALL APPELLANT, APPELLEE RECORDS
ON AUG 26th, 2021 (16) DAYS BEFORE DEADLINE
CITING: * CARTER V. HUTTO 781 F.2d 1028-1031 [1985]
SEE ALSO: * GREEN V. MCKASKLE, 788 F.2d 1116 [1986]
WITHOUT ANY JUSTIFICATION PLACE APPELLANT IN
ADMINISTRATIVE SEGREGATION, ON SEPTEMBER 2nd, 2021 THE
MOVIE FILED MOTION INQUIRY ORDER, OCT 2, 2021 CLERK DISMISSED
CONCLUSION CASE

THE CLERK OF COURT FIFTH - CIRCUIT CAUSE
SUBSTANTIAL PREJUDICE RIGHT OF ACCESS TO THE COURT

The petition for a writ of certiorari should be granted. PETITIONER PRAYS

THIS CASE BE REMAND BACK TO COURT WITH THE
INSTRUCTION TO FILE MOTION FOR INQUIRY ORDER, AND

Respectfully submitted,

FILING OF APPELLANT BRIEF

4/21/2022.

Date: APRIL 21, 2022

SEE: APPENDIX OF EXB (E), (F) (D).