

No.

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IN THE  
**Supreme Court of the United States**

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DONNA M. SMITH,

Petitioner,

v.

REGINA WOODS, Judge, Officially and Individually; MONIQUE E. BARIAL, Judge, Officially and Individually; BERNADETTE D' SOUZA, Judge, Officially; MELVIN C. ZENO, Pro Tempore, Officially and Individually; CHANEL R. DEBOSE, Individually; THOMAS USSIN BROWN, Individually; Law Office of CHANEL R. DEBOSE, Officially; SHARRY I. SANDLER, Individually; Law Office of SHARRY I. SANDLER, Officially; GORDON R. PATTON, Individually,

Respondents

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**On Petition for A Writ Of Certiorari To The United States Supreme Court Of Appeals For The Fifth Circuit And Louisiana Supreme Court**

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**MOTION TO FILE WRIT OUT OF TIME**

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Respectfully Submitted

By: Donna M Smith

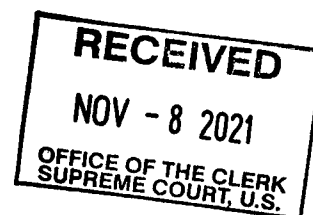
Donna M. Smith

Pro se Litigant

7500 Forum Boulevard

New Orleans, Louisiana 70128

Tel. ph. (504) 428-6336



## **MOTION TO FILE OUT OF TIME**

Petitioner Donna M. Smith submits this Motion to File Writ of Certiorari Out of Time to the Supreme Court for judicial review. Petitioner respectfully requests that consideration is given for filing her writ one day out of time for the following reasons:

1.

Donna M. Smith suffers from Chronic-Heart Failure, Hypertension and Sciatic nerve conditions in the lower back area. As a result of these medical conditions, Petitioner has surgically implanted Pacer and Defibrillator implanted in her chest.

2.

Due to the physical medicine conditions, Petitioner is required to use C-PAP and other monitorization devices for life sustainment.

3.

Petitioner, as based on mandatory evacuation from New Orleans because of Hurricane Ida, was compelled to temporarily take residence in the state of Texas and transfer all medical equipment to assist with relocation.

4.

Petitioner, during the transition to Texas, endured unanticipated complications with her health requiring medical treatment and care, also finding a

**WHEREFORE**, Petitioner prays that this Honorable Court deems the basis for filing this motion is justifiable and exercise its inherent power granting this motion to file writ of certiorari out is time.

Respectfully Submitted

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Respondents

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**PROPOSED ORDER**

Considering the foregoing Motion:

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that  
Petitioner Donna M. Smith's Motion to File Writ of Certiorari Out of Time for the  
reasons set forth therein, is hereby\_\_\_\_\_.

Signed in chambers in Washington, D.C. on this\_\_day of November, 2021.

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**JUDGE/CLERK**

United States Court of Appeals  
for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

July 22, 2021

Lyle W. Cayce  
Clerk

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No. 20-30480  
Summary Calendar

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DONNA M. SMITH,

*Plaintiff—Appellant,*

*versus*

REGINA WOODS, OFFICIALLY AND INDIVIDUALLY; MONIQUE E.  
BARIAL, OFFICIALLY AND INDIVIDUALLY; BERNADETTE  
D'SOUZA, OFFICIALLY; MELVIN C. ZENO, OFFICIALLY AND  
INDIVIDUALLY; CHANEL R. DEBOSE, INDIVIDUALLY; THOMAS  
USSIN BROWN, INDIVIDUALLY; LAW OFFICE OF CHANEL R.  
DEBOSE; SHARRY I. SANDLER, INDIVIDUALLY; LAW OFFICE OF  
SHARRY I. SANDLER; GORDON S. PATTON, INDIVIDUALLY,

*Defendants—Appellees.*

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Appeal from the United States District Court  
for the Eastern District of Louisiana  
USDC No. 2:19-CV-14779

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Before HIGGINBOTHAM, JONES, and COSTA, *Circuit Judges.*

No. 20-30480

PER CURIAM:\*

Donna Smith appeals the dismissal of her claims brought under a variety of legal theories, seeking to redress alleged wrongs arising from her divorce proceedings in Louisiana state court. The district court dismissed Smith's federal claims for lack of subject matter jurisdiction under the *Rooker-Feldman* doctrine and declined to exercise supplemental jurisdiction over Smith's remaining state law claims.<sup>1</sup> In her briefs, Smith reasserts many of the allegations in her complaint, but she fails to offer a reasoned argument for how the district court erred in concluding that it lacked jurisdiction over her claims. Our independent assessment of the district court's ruling reveals no error in that conclusion.<sup>2</sup> We affirm.

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\* Pursuant to 5TH CIRCUIT RULE 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIRCUIT RULE 47.5.4.

<sup>1</sup> See *Rooker v. Fid. Trust Co.*, 263 U.S. 413 (1923); *D.C. Court of Appeals v. Feldman*, 460 U.S. 462 (1983).

<sup>2</sup> See *Exxon Mobil Corp. v. Saudi Basic Indus. Corp.*, 544 U.S. 280, 284 (2005).

**Additional material  
from this filing is  
available in the  
Clerk's Office.**