

No _____

IN THE

SUPREME COURT OF THE UNITED STATES

Suzzette Thomas, Tiesha Ortiz, Jose Ortiz,
minor child J O,

Petitioner(s)

v.

Patricia L. Martin-Gibbons., Esq, Judge Robert D.
Mulroy (family), The Children's Law, The City of
New York, The State of New York, Martha
Schneiderman., Esq, Dana J. Wilson-Haynes,
Vinola Wilson, Carl Joseph Haynes,

Respondent(s)

*On Petition For Writ of Certiorari to the
United States Court of Appeals for the Second
Circuit*

PETITION FOR WRIT OF CERTIORARI

Suzzette Thomas, Tiesha Ortiz
Jose Ortiz, minor child J O
Petitioner's

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(i)

QUESTION PRESENTED

- 1.Whether The Second Circuit Court err in the dismissal of the Petitioner(s) claims under the Rooker -Feldman Doctrine, The Rooker-Feldman Doctrine does not apply to this case.
Rooker- Feldman Doctrine does not bar Intrinsic and Extrinsic fraud, legal wrong, illegal act or omission by Respondents, Reverse and remand for further proceedings, the tribunal is likely to be misled by opposing party, 18 U.C 47 fraud, err in suffer prejudice demands on the nature in this case, err in law or fact 28 U.S.C.§1251, 28 U.S.C.§1331, Err in prejudicial error. Err in Respondent(s) dismissal F.R.C.P 55 Default. Err in denying Petitioners the opportunity to challenge Respondent(s). 28 U.S.C.§ 1447, United States v. Throckmorton (98 U.S.61) 1878, Marshall v. Holmes, 141 U.S. 589, F.R. P.60, 28 U.S.C. § 1655. Kougasian v. T- MSL, Inc., Article III § 2, 28 U.S.C. §1251, § 1253.
- 2.Whether the Second Circuit Court err in denying Petitioner minor child J O return from Respondent(s), N.J. Rev. Stat §2c:13-4a, (4,b). N.J Rev Stat 2c: 13-4(3), Err in affirming the Parental Kidnapping by Respondent(s) N.J. Rev. Stat §2c: 13-4 f (2a,b). N. J. Rev. Stat 2c: 13-1 kidnapping, Err in Petitioner Shanequa Ortiz custody order. N.J. Rev stat §2c:13-4 Interference, N.J. Rev stat 2c: 13-4 (2) Knowledge of action, N.J. Rev Stat §2c:29-9 (2015) Contempt, N. J. S. Rule 5:3-7, (a) Violation of Orders Parental Kidnapping Prevention Act of 1979, Article IV §1 Full faith and credit shall be given in each State to the public Acts, Records, and judicial proceedings of every other state. 28 U.S. C. §1738(a), N.J Rev. Stat § 2A: 34-65. Whether Respondent(s) acted “under the color of State law,” 28 U. S. C § 1443.

(ii)

QUESTION PRESENTED CONTINUED

3. Whether err in violation of Human, Civil and Constitutional rights. Judicial abuse by Respondent(s), Title 18 U.S.C. § 241, Title 18 U.S.C. § 242, 42 U.S.C. §(1983), err in locus standi, 28 U.S.C. §1443;

(iii)

PARTIES TO THE PROCEEDINGS

**Suzzette Thomas, Tiesha Ortiz, Jose Ortiz,
minor child J O,
v.**

**Patricia L. Martin-Gibbons., Esq, Judge Robert D.
Mulroy (family) The Children's Law Center, The
City of New York, The State of New York, Martha
Schneiderman., Esq, Dana J. Wilson- Haynes,
Vinola Wilson, Carl Joseph Haynes.**

- * Suzzette Thomas, Tiesha Ortiz, Jose Ortiz, minor child J O, are Pro Se Petitioners. Petitioners are not a part of a corporation. See Sup. Ct. R. 10
Petitioners are not related to Respondents

RELATED CASES CONTINUED

Acknowledgement of Claim

Claim No. 2019P1008571(April 15,2019)

Disallowance Notice/Law

50-H Hearing BLA No.PI032143 015-220 (2018)

Claim No. 2018P1032143 (Mar. 29,2019)

Claim No.2019P1008571 (April 15,2019)

Comptroller Scott M. Stringer

New York State Commission on Judicial

File No. 2017/N-1141 (Jan 24,2018)

Complaint (Oct. 29,2017)

Jean M. Savanyu Dismissed (March 29,2018)

Jean m. Savanyu,

New York State Supreme court:

No. 100027/2019 (Jan. 08,2019)

RJI Notice of Motion (March 08,2019),

(March 29,2019)

Judge Jaffe, Barbara case

(April 2, 2019) (July 26,2019)

dismissed

**United States District Court Southern District of
New York: No: 19cv7695**

**complaint (Aug. 16, 2019) Judge Edgardo Ramos,
Magistrate Judge Barbara C. Moses**

Certificate of Default (Oct. 28,2019)

Opinion & Order (Aug. 25,2020)

Judgment dismissed (Aug. 26, 2020)

Rudy J. Krajick Clerk of Court, David J. Thomas

Deputy Clerk

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RELATED CASES CONTINUED

United States Court of Appeals for the Second
Circuit Notice of appeal No: 20-3124(Sept. 14,
2020) Judgment Dismissed (June 14, 2021)
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CITATIONS OF OPINIONS

1. United States District Court Southern District of New York;
19cv7695 dismissed
2. United States Court of Appeals for the Second Circuit 20-3124
dismissed in its entirety.

(1)

BASIS OF JURISDICTION

1. United States Court of Appeals for the Second Circuit Court, Notice of appeal Sept. 14, 2020, Judgment June 14,2021. This court's jurisdiction rests on Article III Empowers courts to handle controversies arising under federal law, Article III §,(2),The judicial power of the United states, shall be vested in one supreme Court, judicial power shall extend to all cases, in Law and Equity, arising under this Constitution, empowers the courts to handle cases or controversies arising under federal law, U.S. Constitution I Amendment The right of the people to petition the Government for a redress of grievances, U.S. Constitution XIIIII Amendment The Due Process Clause prohibits state and local Governments from depriving persons of Life, liberty, or property without a fair procedure. 28 U.S.C § 1331 District courts shall have original jurisdiction of all civil actions arising under the Constitution, laws or treaties of the United States, 28 U.S.C §1251(a) The Supreme Court shall have original and exclusive jurisdiction of all controversies between two or more states, 28 U.S.C §1253 any party may appeal to the Supreme Court from an order granting or denying, after notice and hearing, an interlocutory or permanent injunction in any civil action, 28 U.S.C§1254(1-2) upon the petition of any party to any civil or criminal case,(2) any question of law in any civil or criminal case as to which instructions are desired, may give binding instructions or require to be sent up for decision of the entire. matter in controversy, Cohens v. Virginia, 19 U.S. 264. Dred v. Scott (1857).

(2)

PETITION FOR A WRIT

The Court should Grant a Writ of Certiorari to elucidate the proper scope and undo wrongful actions. Rule 10. Consideration for a writ. 28 U.S.C § 1257 final judgments or decrees rendered by the highest court of a State. U.S Constitution I Amendment Freedom of speech, right to petition the Government for a redress off grievances. 28 U. S. C § 1651(a) The Supreme Court and all courts established by Act of Congress may issue all writs necessary or appropriate in aid of their respective jurisdictions. U. S. Constitution xiv Amendment rights to equal protection under the law, due process.

**CONSTITUTIONAL PROVISIONS
AND STATUTES**

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**CONSTITUTIONAL PROVISIONS
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STATEMENT OF THE CASE

This is a case of err in the courts from New York City Kings County Family court to the United States Second Circuit Courts. Each court stated no jurisdiction under the Rooker- Feldman Doctrine. The Rooker-Feldman Doctrine does not apply to this case. Human, Civil and Constitution rights, have been violated. Brown v. Board of Education of Topeka 347 U.S. 483 (1854), 18 U.S.C §242 Deprivation of rights. Intrinsic and extrinsic fraud have been endured by Petitioner(s) from Respondent(s). Van Buren v. United States 141 S. Ct. 1648 (2021). Respondent(s) deceived the courts in not answering any of the Petitioner(s) allegations In the Petitioner(s) complaint, motions, brief, and reply brief. At no time have Respondent(s) replied to any given questions. All complaints, Motions, Briefs, and reply briefs were returned unopened by Respondent(s) Dana J. Wilson-Haynes, Vinola Wilson and Carl Joseph Haynes. The Respondents in question are pro se litigants, 28 U.S.C. §1654 parties may plead their own cases. Any motion's written by Respondent(s) was ghost written. I ask the Courts, "How can one answer a complaint, motion or briefs, that one has no knowledge of ?" F.R.C.P 55 Default, Marshall v. Holmes 141 U.S. 59, 18 U.S.C § 47, 18 U.S.S 1515 (3 a-e). Docket # 108 case 1:19-cv-07695-ER page 5, States "Oct. 2018 Respondent Wilson-Haynes petitioned for full custody of his son and permission to relocate to California. **See Exhibit B** in complaint show Respondent Dana J. Wilson-Haynes and Petitioner minor child J O in Kennedy airport with a one-way ticket to California, (Aug. 7, 2018). Petitioner Shanequa Ortiz has Sole, legal and residential custody of Petitioner minor child J O. Petitioner(s) had no knowledge of any alleged custody hearing, which was to take place in Petitioner minor child J O home State New Jersey. Violation of the XIII Amendment, deprived of life, liberty, and equal protection of law. 18 U.S.C § 241 Conspiracy against rights. N.J.S. Rule 5:3-7 (a) violation of order, Parental Kidnapping Act of 1979, N.J Rev. Stat §2C: 13-1 Kidnapping, N.J

(6)

STATEMENT OF CASE CONTINUES

Rev. Stat § 2C: 13-4 Interference, N.J Rev. Stat § 2C: 34-65 Initial Child custody jurisdiction, N. J Rev. Stat § 2C: 13-4A (4, b) Guilty of interference, crime, knowingly entices person away from lawful custody person, 28 U.S.C §1738 Full faith and credit given to child's custody. N.J Rev. Stat 2C: 13-4 (3) Crime, actual knowledge of final order, N.J Rev. Stat 2C: 13-4 (2) Knowingly detains, entices, or conceal child within or outside state. Alleged relocation, Petitioner Minor child J O is and was always registered in a school in Brooklyn New York. Petitioner minor child J O, never relocated as Respondent(s) alleged. N.J Rev. Stat. § 2C: 29-9 Contempt, 18 U.S.C § 241 Conspiracy against rights, Respondent(s) conspired to conceal Petitioner J. O from the beginning of the court proceedings. No proper measures was taken to preserve Petitioner(s) minor child J.O from any harm. All actions were secretly done. Van Buren v. United States 141 S. Ct.1648 (2021) Respondent Judge Robert D. Mulroy (family) commenced all illegal activities in his chambers, unbeknownst to Petitioner(s). "Extrinsic fraud one not present in a court case, deprives one of the opportunity to be heard or is not involved in the actual issues." There were no court dates or hearings to justify alleged custody. In Complaint it states Respondent "Dana J. Wilson-Haynes was granted sole legal and physical custody of Petitioner minor child J O." Petitioner(s) were not aware of any court proceedings granting alleged custody, due to Petitioner minor child J O is a New Jersey resident, in order to petition for custody, you must petition in the State where the minor child resides in. Sept. 15, 2017, Petitioner minor child J O was kidnapped by Respondent(s). Petitioner(s) have had no contact, no communication, do not know of Petitioner(s).minor child J. O where abouts since Sept. 15, 2017. Violation of Human, Civil and Constitutional Rights, by not permitting the Petitioner(s) to have a voice in the decisions of Petitioner minor child J O. loving v. Virginia 388 U.S. 1 (1967), American for Prosperity v. Bonta. Refusing to let Petitioner(s) have an unbiased and fair case. Article III, "Empowers

STATEMENT OF CASE CONTINUES

courts to handle cases of controversies," 18 U.S.C 47 Fraud and false statements By Respondent(s) during the process of this case. Respondent(s), Judge Robert D. Mulroy(family), Patricia L. Martin-Gibbons., Esq, Martha Schneiderman., Esq, The Children's Law Center, Dana J. Wilson- Haynes, Vinola Wilson and Carl Joseph Haynes, concealed all information and court dates, Lochner v New York, 198 U.S. 45(1905), Due process. 18 U.S.C § 241 conspiracy against rights, §242 Deprivation of Rights. All Evident's given to the courts picture's, video's, police reports, were all denied as allegations and not facts, All cases dismissed. The legal system failed at protecting minor child J O. The City of New York was notified, The State of New York was notified of all actions transpired By Respondent(s). No one protected Petitioner(s) from any wrongful acts perpetrated by Respondent(s). Petitioner(s) Suzette Thomas and Tiesha Ortiz visitation was denied, , Petitioner(s) agreed to supervised visits, Respondent Martha Schneiderman, Esq., said on record "who will supervise the visits and who will pay for the visits" Respondent Patricia Martin-Gibbons Said on record "I spoke to Mr. Haynes, and he do not want Ms. Thomas to have visits and I agree." Both Petitioner(s) did not get a court date to decide the fate of Petitioner(s) visitations. The decisions came in the mail, to no avail Petitioner(s) visitations were denied. Reason for denial fraudulent, failure to prosecute and dismissed with prejudice, Franklin v. Gwinnett County Public Schools, 503 U. S. 60 (1992), Kougasian v. TMSL, Inc. 359 F. 3d, Brown v. Board of Education of Topeka 347 U.S. 483(1954) violation of Constructional Rights. Respondent(s) Dana J. Wilson-Haynes and Vinola Wilson received an order of protection against Petitioner Tiesha Ortiz. Respondent(s) stated Petitioner Tiesha Ortiz "attempted to grab Petitioner minor child J. O from Respondent Vinola Wilson to abscond with minor child." In complaint **See** exhibit C. No crime was committed, **See** exhibit C police report in complaint, **See** exhibit USB video NYPD kidnaps Toddler. Case #1:19-cv-7695-ER Doc.# 108 pg. 5 states Petitioner" Tiesha Ortiz

STATEMENT OF CASE CONTINUES

confronted Wilson-Haynes grandmother Vinola Wilson, on the street." All allegations were fraudulent, United States v. ThrockMorton (98 U.S. 61) where the purportedly fraudulent evidence has already been considered and a decision reached. Which it called intrinsic and extrinsic fraud. 28 U.S.C. 47 Fraud and false statements. 18U.S.C 42 § (1983) Civil rights, deprivation of rights, alleged confrontation led to the false allegations and an order of protection. Respondent Dana J. Wilson-Haynes in 2016 made false allegation's on Petitioner Jose Ortiz in New Jersey which led to Petitioner Jose Ortiz hiring a New Jersey lawyer Jason Foy., Esq. The case was dismissed due to Respondent had to appear in court to plead his case. Respondent did not show up for the court date, which led to the case being dismissed. See exhibit C in complaint. Respondent(s) commit unlawful acts knowingly, willfully. Committed fraud to obtain Petitioner minor child J O. Petitioner(s) are praying for justice, the justice only the highest court can give, 28 U.S.C § 1257 Final judgments or decree rendered by the highest court. Petitioner(s) are praying Respondent(s) will be brought to court to answer all questions presented, from complaint to writ. 28 U.S.C § 1447 Bring all parties whether served by process issued by the Supreme Court, 28 U.S.C § 1655. Petitioner(s) ask for a jury trial, due to Petitioner(s) history dealing with Respondent(s) U. S. constitution VII Amendment, The Rooker-Feldman Doctrine does not apply to this case. Petitioner(s) judgment was procured through fraud, deception, accident or mistake. Violation of Human, Civil and Constitutional rights, Plessy v. Ferguson 163 U. S.537 (1896).

(9)

REASON FOR GRANTING A WRIT

Petitioner(s) Suzzette Thomas, Tiesha Ortiz, Jose Ortiz, minor child J O, respectfully request the matter in question of a writ certiorari to review the judgment of the United States court of Appeals Second Circuit.

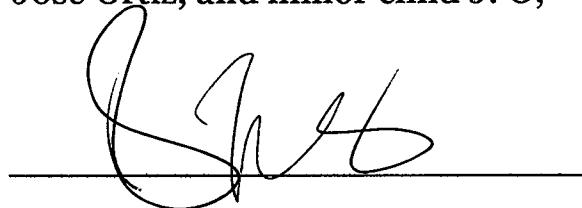
(10)

CONCLUSION

Petitioner(s) respectfully requests this Court issue a writ certiorari to be granted.

Respectfully submitted,

Suzzette Thomas, Tiesha Ortiz,
Jose Ortiz, and minor child J. O,



Suzzette Thomas, Tiesha Ortiz,
Jose Ortiz, and minor child J. O,
Petitioner(s)
P.O Box 156
Bronx, N.Y 10452

Date: 5/18/22

CERTIFICATE OF COMPLIANCE

No.

Suzette Thomas, Tiesha Ortiz, Jose Ortiz
and minor child J.O

Petitioner(s)

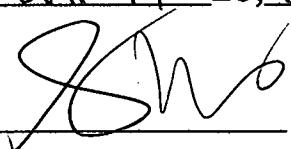
V.

Patricia L. Martin-Gibbons Esq, Judge
Robert D. Mulroy, The Children's Law Center,
The City of New York, The State of New York,
Martha Schneiderman Esq, Dana J. Wilson-
Haynes, Vinola Wilson, Carl Joseph Haynes

As required by Supreme Court Rule 33.1(h), I certify that the petition for a
writ of certiorari contains 1500 words, excluding the parts of the
petition that are exempted by Supreme Court Rule 33.1(d).

I declare under the penalty of perjury that the forgoing is true and correct.

Executed on Jan 14 2022



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