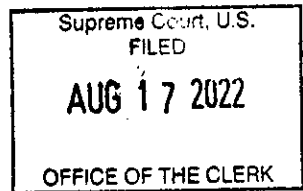


22-5786  
IN THE



**SUPREME COURT OF THE UNITED STATES**

1 First street, NE Washington, DC 20543

Telephone: 202- 479- 3000

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**Foroud Foladpour**

**Petitions**

**V**

**City of Upland in Ca**

**Defender**

**Steven Rothand Luo Dumont  
Katharina Valencia  
Associate**  
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**A Petitions for a Writ of Certiorari**

**the United States Supreme Court of**

*Of Justice  
Appeal Under Rules 13 Discretion*  
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**A Petitions for a Writ of Certiorari**

**Foroud Foladpur**

**POBOX BOX 5584**

**Irvine a 92616**

**Self- Representatives**

**ffolad55@gmail.com**

**Steven Rothand Lou Dumont**

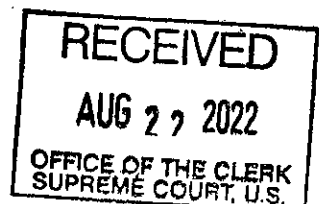
**Katrina Valencia "Associate**

**500 South Grand Aven 19th Floor  
Los Angles Ca 90071**

**Michael Blay City Mangier  
460 N Euclid Ave Upland. Ca**

**Appeal court 2th Div 4th  
3389 12th St Riversides Ca 92501  
Judge Pacheco Soupier court**

**Civil dept  
San Bernardino  
srothand@crlaw.com  
ldomunt@crlaw.com  
kvalimica@crlaw.com**



## QUESTIONS PRESENTED

### judicial discretion

Rearview on a writ of certiorari is not a matter of right Is judicial discretion discretion is abused power of official to act the dictates of their own Judgment and consciences

Cases will be resolved clear Errors conflicts of lowers court of the U.S of Justices  
In Compelling Reasons

Petitions Injury case damages "Physical Emotional Finical "caused by negligent city of Upland city liable because Failed to repair and volitions of government code -

Discretions is abused when Judicial Trail court actions is arbitrary fanciful, or understandable trail court judge has been discretions abused from Oct-18-2019 first final judgment on August- 16-2021- 2th final judge on Feb-02-2022 during five years -Trial court making their own rules power the abused the injure person "petitions "For sure abused the Consultations of law - The United State clear the law. the Citizen affirm that the government of the exists to serve its Citizen of United States - The Consultations assigned to Congress responsivity - for organizing the executive and Judicial branches raising revenue declaring making all laws necessary for executing these powers. Not discretions power -

"judicial discretion "

### AMENDMENT 14- Rights CUARNTTEED Continued

Sections 1. All person born or naturalized in the unite stated m and subject to the jurisdictions thereof are citizens of the united states and the State wherein they readied. No State Shall make or enforce any law which shall abridge the privileges or immunities of citizens if United State; 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 protractions of the law.

### AMENDMENT 14- Rights

Of - 1 Of the Fourteenth Amendment 4 set said the Dred Scott holding in a sentence "declaratory if existing right and affirm tive of existing law. . "

The First Amendment to The Constitution  
Guaranties the right to petition their government.

### BILL OF RIGHT

Trial judges Require to the candid in his Sworn answerers to the trial judge s questioning  
is constitutionally indefensible

Supers court - Legal s process from Oct-20-2018 till last day august -16-2021 - and 2th final Ruling on Feb-2-22 - by appeal court denied on first judgement - Suggestions for 2th judgment defenders made the ruling peppers documents and Trials court Singed the order- Add more martials- Sanctions and attorney fees- Trials court and defender's attorney "all three" city of upland is irregular - Vexations abuse on December 19-2019- there is substantial evidence that fraud - Crime - abused - harassment and irregularity from Agust-21-2018 (Oct-20- 2018) and been continue on a large Scale till august- 16-2021 - Feb-2-22 singed Trials courts- The quality and state of being unusual uneven in During court process Supers courts And appeal court - appealing final judgement - On April -29-2022 a decision that involved the trial court's use of discretion, the abuse of discretion standard is used by the appellate court in its review.

The Justices must exercise considerable discretion in deciding each case -

the Supreme court of Ca on final decisions On June -29-2022 also with same decisions conflicts Error Supers court did not mail the decision to petitions – Petitions call to follow up clerk email to petitions

City of Upland - Negligent Failed to exercise reasonable care and allowed the dangerous conditions to remain in violations government code 835. city liable fault and city of Upland Negligent alleged city of upland did violations of California Government Code 815.2 damaged petitions life

**FACTS - Based on Code of Conducts for U.S Judges effective March 12-2019**

**Conon -1- A Judge should uphold the integrity and independency Conon A 3. Judge should exercise the power of appointment fairly and only basis of merit avoiding unmissably appointment. nepotism and favoritism. A -3 judge should not approve compensations of appointee's value of the of services endeared A. 4 Judge should practice civility by being petition dignified, respectful.**

### **STATE LAWS HELD UNCONSTITUTIONAL**

UNCONSTITUTIONAL or Preempted - by federal laws

UNCONSTITUTIONAL or Preempted locals' laws

Lower courts provisions of constitutions because they Conflict with a federal law

**Rule 13. judicial discretion of judicial discretion**

### **Rule 10. Considerations Governing Review on Writ of Certiorari United**

States court of appeals has entered a decision in conflict with the decision of another United States court of appeals on the same important matter; has decided an important federal question in a way that conflicts with a decision by a state court of last resort; or has so far departed from the accepted and usual course of judicial proceedings, or sanctioned such a departure by a lower court, as to call for an exercise of this Court's supervisory power;

(b) a state court of last resort has decided an important federal question in a way that conflicts with the decision of another state court of last resort or of a United States court of appeals;

(c) a state court or a United States court of appeals has decided an important question of federal law that has not been, but should be, entitled by this Court, or has decided an important federal question in a way that conflicts with relevant decisions of this Court.

A vexatious litigant is subjected to a pre-filing order under Section 391.7. Also, a defendant may move the court, upon notice and hearing, for an order requiring the plaintiff to furnish security or for an order dismissing the litigation under Section 391.1. (Full text of CCP391 in Appendix.

United States Court recognizes that the access to court is a fundamental right to liberty within the meaning of the Privileges and Immunities Clause, but it is declined to arbitrary chosen In Pro Per litigants in California courts by application of the controversial, broadly defined and unrestrained Statutory Law of Vexatious Litigant; In this Court supervisory powers is to review and protect this essential rights to all individuals, including Petitioner to this Court.

United States Courts entered incompatible decisions on application of California Vexatious Litigant Statue and profiling order under California Code of Civil Procedure - CCP § 391.7 to the same defendant who is proclaimed as Vexatious Litigant by Superior Court in the civil law disability injury case.

It has decided an important federal question in a way that conflicts with Court of Appeal. Escaping Rules of court chapter 1 chapter 2 chapter 3. Request unreasonable Sanctions

from court - Court punish petitioner by Vexatious more worry abused create more stress for petitioner.

CHAPTER 4. Forging, Stealing, Mutilating, and Falsifying Judicial and Public Records and Documents [112 - 117] (*Chapter 4 enacted 1872.*)

115.

Harassments and abused for this Civil code from Oct- 18-2018  
Extremely was Sanative abused - defenders city of Upland trying so hard to creating  
accident in freeway- 215-91 west and reediestioal streets for petitions

California Code. Code of Civil procedure - CCP 527.6 Codes

Against - Valencia defenders attorney and 7 ganging people

Private investigations - hired by defenders - city of upland

abused and harassing - petitions that was suffering from pain and poor health

(a) Every person who knowingly procures or offers any false or forged instrument to be filed, registered, or recorded in any public office within this state, which instrument, if genuine, might be filed, registered, or recorded under any law of this state or of the United States, is guilty of a felony. (b)

Each instrument which is procured or offered to be filed, registered, or recorded in violation of subdivision (a) shall constitute a separate violation of this section

. Cal. Code Civ. proc 437 a (2) motions must be served motions and Supporting party must Shall be served on all others parties to the actions at least 76 days before the time be serve with other party. (b) 3 - (6)

Sections 1005 relating to the method of serving of Oppositions

Reply papers Sedations 1005 and 1013 extending the time with witch a right mat be exercised. (

(d) Objections based on the failure to comply with requirements of this subdivisions

(1) (A) (I) A (ii) A (2) (t) of Sections 437 C of the Code of Civil procedure. Court shall here the motions that resolution of this motions will further the interest of judicial economy

All Sections. California Rules of court

3.1350. Motion for Summary Judgment or Summery adjudications

(a) Definitions as Used in this rule

(1) Motions refers to either a motion for summary judgment of the motions for summary adjudication (2)": Materials facts" are facts that relate to the cause of actions claim for damages issue of duty or affirmative defense that is the subject of the motions and that could make a difference in the depositions of the motions. (b) Motions for Summery adjudications

(c) Document in support of motions Except civet l Sections 437 c (r) and rules 3.1351 the motions (1) Notice of motions by moving party for summary judgment or adjudication or both (2) (3) (4) (5) (e) Documents in oppositions to motions (1) (2) (3) (4) (g) evidence d documents. (1) Notice of motions by moving party for summary judgment or adjudication or both (2) (3) (4) (5) (e) Documents in oppositions to motions (1) (2) (3) (4) (g) evidenced documents. g) evidenced documents.

(1) Notice of motions by moving party for summary judgment or adjudication or both (2) (3) (4) (5) (e) Documents in oppositions to motions (1) (2) (3) (4) (g) evidenced documents.

Based on Ca Civil code Rule Cal. Code Civ. proc 437 a (2) Rule 56. Federal rules of Civil procedure Us Law Rule 56 (b) and process and judge conduct Judge shall so conduct the judge's extrajudicial activities as a minimize the risk of conflict with judicial obligations.

The Court shall grant Summary Judgment of the moving shows that there are no genuine disputes. Motions and Exhibits are disputes by defender's city of upland

" Defenders city of Upland -Motions Scammer judgments and all exhibits martial's is Scam

## **Dishonest Scheme a Fraud - Crime**

**Trials judge and defender's city of upland did not follow the "Title 3. Civil Rules" Summary Judgment - Must Serve properly - Must timely 30 days after finish discovery and interrogatory -**

## **Proof government liability Municipal**

**dangers sidewalk allegations negligent and dangers If conditions of public property under Government Code Sections 835 - city liable fault and city of Upland Negligent - alleged city of upland did violations of California Government Code 815.2 Failed to exercise reasonable care and allowed the dangerous conditions to remain in violations government code 835.**

**PUBLIC WORKS - CITY UPLAND WEBSITE - Residential Priority 5 calls are municipal from 2015- 2016- 2017- 2018 - regarding the danger's sidewalk - Proof government liability Municipal dangers side walk Size of holed and of Liability - city fault and city of Upland is Negligent -**

**petitions had a instances cementation with resident's neighbors 144 - 867 and crass street house 867 - he did not allow me to put his information's they were afraid from city and attorneys' that for**

**past 5 years they been contacting with city of upland to fix the side walk has Major hold Concrete Large Crack. City Violations Side walk dangers caused by. Code violations 835,**

***Sanctioning Process 67 N. 130 (Federal Judicial Ctr. 1988).***

***Sanctioning Process 67 N. 130 (Federal Judicial Ctr. 1988). If Judge William Schwarzer is right, that VLS is in violation of US Constitution because the vagueness of regulations is discriminatory and not clear how are affecting litigants' access to court, specially by the poor ones, who can't afford a legal representation; therefore, this law in question should not sustain Poor Judgments - Court determine what ever a petitioner exercised to prove***

## **Introductions Procedural History of injury case**

**(August 21-2019) after the- Frits hearing on august -20-2019**

**After first hearing on august -20-2019 - defendants requested only Set -one (Rothhand ) on the phone defender did admit that petitions hot injure in government peppery and government violations code of 835 defenders mentited petitions income was \$ 5,000,00 plus part time income work defenders**

**we need productions - Interrogatory discovery - Court Set the time for Oct-18-2019 Our court hearing was at 8:30 am according to court dept 31 handing our case petitions names was on number 11- not the first one.**

**August - 21-2019 someone emailed me was - Valencia I am handing your case and I will request documents over and over same 87 questions each and repeating questions. due by September -4 -2019 Via emails only-**

**I did provide all productions and marital Via electronically - (Still I have proved in electrical system) - after she did confirm - on Septembers -5 -2019 -**

Valencia contact me via emails that by Civil Code petitioner Should sent all Sets via US post office mail. by September -19- 2019 and proof of services. (after 6 months just stated painful physical thereby)

Petitions did send interrogatory all defenders - Request sent with Proof of the services- petitions pay the professional for service pictures of envelopes - Recipes evidence pay UPS from services.

Copy was of file with all documents requested with court San Bernardino clerk on Oct-17-2019

On Oct- 18- 2018 -

This courts holding in faretta v California 422 U.S 806. 834 -35 (1975)

that Sixth Amendment protect a right of self - representations generally Trial court must be honors petitions been stood right for herself petitions during court process was honest polite - respectful to the court and constitution of the law defenders attorneys - Unethical layer abuser Accusers carless.

defenders did lie- On the Oath - perjury - court trial was supporting them and act as a defender's attorney but - Petitions had A very significant limitations right to perditions of self-representations but government supporting insure in acting as a lawyer.

" petitions was on medications and pain and suffering all time - during legal abused

Court did not order to defender pay for petitions Remote hearing during defenders filing false statements motions and during the COVED19 - I was not able to afforded. pay for Remote but any time petitions file the motions court disregards the petitions motions and ordered to pay the attorney fee -

petitions arrived to court on time (petitions never missed any court day or never be late)- according to court dept 31 Alphabet names cases petitions names was on number 11- not the first one. fraud and perjury

on Oct- 18-2018 by defenders and Trial court dept-30 handling petitions Injury case by have a private hearing without petitions only by one day stand.

By Ca civil code Rules Trail Court judge and defender Collating the law

Valencia and Dumont Rothand " defenders city upland "Set up hearing with "Judge MaCarvell dept 30 - without notice to petitions Court start hearing 30 minutes early.

at 8:am

At 8:am according to minute order Ruling order made judge Trials court "Unknown judge for petitions injury case for petitions and petitions case did not wait for petitions and did not the review the file made false disable ruling to petitions disability injury case

- a defender improper motive unethical conduct court "judge" " has a credited for unique constitutions (all aware of petitions conditions poor health by receiving all discovery interrogatory documents defenders first set requested request Via Electronic emails and 2th time by U. S post office mail on Septembers 19-2019 as defenders request)

(Petitions Kidnap in inside the Elevator by Dumont and Valencia private investigator Gentleman was very professional abuser Paused the elevator) When I did ask him what happing

he dined and he says to mush people's traffic - dept 30 judge" -based on Valencia false statement lied on the Oath perjury without petitioner. Valaienicia stated to the court two Motions are pending - petition did provide the discovery Interrogatory -

Finally, gentleman provide investigators- look at his watch and release the elevator petitions got to the court see the different judge - by 8:29 .am court attended - did not welcoming petitions or talk - to Unknown judge did - Recognized me because no others peoples or case was at the court room -

and ingrained me - That day Regular Trials judge for petitions case Civil division canceled all cases except my case my hearing from 8:30 am moved to 8 :00 am without notice -  
Unknown dept 30 Judge civil Case few cases his own cases at dept 31 by Remotes hearing

finally, at 9 am I did ask court attendant what happened - She informed me you case already down Valencia was here and Judge did rule Unknown to your case at 8: am.

Petition did ask about statues of hearing today - Minutiae injury case dismiss because of tow motions was pending because petitions was by defenders false ACCOUSTION did not provide discovery and interrogatory - False statement from Valencia. Perjury is a felony in Ca law penalizes any who willfully or knowing makes False Statements while under Oath perjury.

. Unknown judge to petitions case dept 30 - Was very Rude Arrogant and hot headed- I cannot talk to you becouse defender is not here -It made me Laugh.

He made the disable ruling in my disability case Violating the Court Rule without petitions only with defenders but he cannot talk to me without defenders - No others peoples except court Attendant d assistances He left the court room - He called the court Scarcity for petitions  
- She is leaving the Court Escort the petitions. Judge was very impolite - Was very Rude Arrogant and hot headed was not respectful to petitions. Violations of the Rules

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Ca rules Chapter 1 PORFESINAL INTEGARTY IN GENRAL Rule 1-100 Sections 6076 - 6077

I got the minutes order from court assistances - Rules was False statement Accusations against petitions.

Petitions did file the Ex-party motions I needed to find the truth- Valencia did lie on the Oath

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petitions legal Aids offices - did help the petitions for Ex-party motions process - Mike in San Bernadine city Defenders at the court in court room 31- dept Regulars' Trial judge Again lied informed the court that Unknown judge and Valencia were waiting for petitions till 9:30 am - Ministers orders confirmed at 8: am - Perjury on the Oath

Trial Judge - Violations of Court rules did not take an any actions for defenders' dishonesty

Took three months for petition finally Court premiered to asked the Valencia witch motions why motions - witch interrogatory witch discovery - petition asked for truth and court dept 31 protecting Valencia.

Valencia did Not have any proof any copy. Finley Petitions proof Valencia did lie about pending motions on Oath and Judge Unknown Trills judge did not determining the best interest of the petitions injury case No interest to make right decision to see the files discovery and interrogatory was file submitted to court - Valencia why pending motions just wrongfully made the minutes orders. "Lengel's abused purpose of changing judge changing the times kidnapping the petitions in the Elevator by defenders' private infestations.

Penal Code 207 PC Ca " Kidnapping " prevent petitions Substantial distance and time from court room time without petitions Consent - by Means of force and Fear

I did inform the Trial court about private invitations - That person got the money from defenders Intentional to Harm petitions.

The man PPAUSED the elevator I did not know he is doing purposely Intentionally - I did not know who is that gentleman I did ask him are you working here he says No I did ask him do you have a case here he says No - I did ask him what wrong with Elevators he states is to mush Traffic to many peoples and he look at his watch and release the Elevator .

Before I called the court Sheriffs

That time Unknown Trial judge had enough time to made wrongfully ruling to my case at 8 am - But in afternoon I saw the same gentleman with Withes car was Stalking me on the freeways - over and over and then I did notice him they are 7 peoples ganging petitions. Civil CCP- 527.6 Restraining order against Valencia and 7 Ganging people Intentionally to Harm petitions with poor physical conditions. On November 2018-

18 U.S.C 1621 and 18 U. S. Under 1623

make the false statement

harassment abused - Court power abused - Judicial Misconduct impartial - Violate the judge obligations of Impartial prejudicial misconducts - Unethical defenders' behaviors " harassments,

Finally, Defender informed the court on December 19-2019 that She admitted to court did received all discovery and interrogatory documents as her requested  
Petitions on Sept -19-2019 Sent to Defenders by U.S mail professional servers' proof of the serves Petitions sent on set to City of Upland - In case if Valencia did Lie about it -

That lady person in city she was in management team did support the truth and that person admitted Petitions copy of file document and She did Receive And she did send it to Valencia Attinotins -

Than Valencia had no chooses admitted to court that False statement on Oct-18-2019 with Unknown Judge was false statement " Page six in Transcripts December -19-19 "  
Judge got disappointed with Valencia why Valencia corrects her false statement.

(Court was not handling the situation peppers fair as a fair way)

Petitions Submits all interrogatory discovery with court in before hearing day in Oct-18-2019  
Submit with court one set of all document's defenders requested - Evidence -

sent by UPS store address and phone number recipes how mush pays for mailing services and professional server name address phone number was on proof of the services.  
But Still Trial court did violations of court rules -

Rules 404 Character evidences. (a) Trial court did not admissible to prove that on a particular accession the person acted in accordance with the character

Californian Rules of CIVIL procedure Process Serving Rules

Court did not have Jurisdictional in petitions injury case



**Court did Awardees petitions with Vexations ligations  
and sanctions On December -19-19**

The finding that Respondent was not required to be candid in his sworn answerers to be the trial judges questioning is consuetudinary indefensible

On December -19-19 Same day - Court did Awardees petitions with Vexations ligations to more embers harassment annoyance frustrations worry bring financial damaged Petitions already been suffering with pain and emotional finical suffering why need more. please see the attaché of list vexations by Judicial performances I did not understand why- Vexations 'and sanctions

**38 CER 3-301 - Line of duty and Willful Misconduct  
Revengefully discriminations punish the petitions this is misconduct -**

**Federal Register References - 26FR 1579, 37 FR 24662, 54 FR 31951 m 55FR 13530, 60 FR 27408  
- United State Code References - 38 U.S.C. 105 38 U.S.C 105 ,1110 1121, 1131, 1521 and 501**

On Jan- 3- 2020 hearing I did file for vacated sanctions Valencia admitted Never any motions was pending - Court did not grant petitions motions because there is No legal Reason.

Court dept 31- discriminatory put petitioner on 2019 Vexatious Litigant and Sanctions I did complain to presiding judge after 30 days he informed me sorry I cannot help you he was presiding judge and he was able to.

I compline court of Ca Petitioner did file 120 LV 110 LV both dined attached orders presiding judge Michael a Sachs vexations on August 30-2020 - This is above miscount intentionally harm the petitions because you do not want to pay - City of Upland did violated the government Code law and regulations - City of Upland damage my health destroy my life

Judge Trials Unknown - petitions Trials Judge dept 31 - defenders Rothand o Dumont Valencia city of upland attorneys - San Bernadine presiding judge and

After petitions - Compliances

Mr. Gregory Clavier attorney from Ca Judicial performances -

Judicial performances involving the same federal law " U.S. Constitutions they put petitions name on the list of Vexations - Please see the attachment page 24 vexations.

After petitions - Compliances file 120 LV - to presiding judge on August -31-2020 presiding judge sent barrier language letter about removed the vexations and

I did contact with executive office presiding judge about Error of presiding judge Language barrier on presiding judge letter on august -31-2020 moved my name from unfair Vexation Susan Barrio executive assistances never was help full did not make the corrections and presiding judge did not take his responsibility about his responsibility.

All did not follow the Constitutions of law Number of lower courts Issues conflicting decisions involving the same federal law " U.S. Constitutions - And Court Misconducts Effectted on my health Evidences my medical reports my doctor reports any times I feel so wreaks Judge asked me of you cannot handle it do you want to drop the case o will dismiss it.

**File Domestic Violent AGAINST THE DEFENDERY ATTONEY Katrina Valencia "**  
**- abused and harnesses by 7 ganging provide investigations plus Valencia**

day and night on the 215- South freeway and 91 West freeway and residential street to create the majored accidents for petitions and others innocent peoples.

Defender definitions - Abuse petitions. Judge did not grant but abused stop Judge Reasons

I need Valencia full face - and it were private investigations - I was not able to take picture during drive - I had some when I had derivers and valimica did pay them did ordered them they were not private investigations they were Gaining abuser I am Speech less. About judgments

Most forms of deceit and dishonesty by an attorney are considered acts of moral turpitude constitutes case for disbarment from practice of Law according to state bar Under Ca law Code 6106. Abused by Courts discriminations and miscounts - defenders process of in the institutions of a multiplicity of actions with the same subject same matter a malaise which has same discovery and interrogatory with proof of services

Unethical behaviors - Lied on Oaths - False statement - Perjury - Fraud - Forging petitions true Evidences'- Witness - on the deposition's testimony Dumont Started - Flirting "is an essential aspect of human interactions often for open the Relationship" - blackmailing - Threaded - at deposition

Petitions file the venin on November -3-2020 to transfer my injury case to the apoplast court - I still explained as arouses strong disappointment emotional about misconduct discriminations about Trial Judge Court dept 31 -

**Court made the judgments on July -9- 2020**

**JUDGEMENT City of Upland is Negligent**

**JUDGEMENT** on July- 09- 2020 " City of Upland is Negligent judgments-based petitioner proved City of Upland violations of governments code law and regulations of city standards and government standard evidences about dangers' sidewalk dangers

sidewalk allegations negligent and dangers conditions of public property under Government Code Sections 835 - city fault and city of Upland Negligent - alleged city of upland violations of California Government Code 815.2 Failed to exercise reasonable care and allowed the dangerous conditions to remain in violations government code 835.

people's residents contacts to city and public works about big hold on side walk from 2015 to 2018 all names were included to witness - Wittiness Residents 144 - 867 Crosse street of 867 houses (he does not want be known they are afraid from city and city defender's attorney.

Exhibits A - from judgment on July-09-2020 - petitions must provide - All Set from Set One up to productions - providing the documents and marital in 10 days discovery and interrogatory to defenders " (for the 9th times legal abused) from August 22-2019 till July -19 2021 - and

Exhibit- B petitions "Compensations" potions cover - lost incomes Lost Wage - Substitute performing households Task clearing Services - past income - present and futures - for take care of futures health conditions Equipment's and income for take care of my damage's health. Caver medical experience prescriptions - Pain and Suffering and emotional distress has so much value in my life.

How effected losing money from 2018- till now and future my effected to my Retirement income

Wage harms - this injury with gain weight may be developing conditions such as diabetes heart disease. Medical bills - Discomfort life anxiety loss sleeps Economic losses Injury by Negligent change my whole life to the worse.

#### **EMOSINAL DAMAGES FROM LEGLS ABOUSE**

Petitions Requested from court all communications must be Electinicaly  
Defenders did receive all Set Discovery and integrators and confirmed by email  
Additional requested by defender Admonitions discovery questions

#### **ALL SET PROVITED TO DEFENDRS ON TIMES**

Each of them 87 questions Valencia ask me to write the questions as well as answers  
It was not part of court order but I did to stop her abused  
Defenders Confirmed via email Completed - on July- 21-2020

Ca panel Code 422 PC on July 23-2020 Defender Valencia contacted with petitions at 3:30 pm and stared regal's abused

Complaining and Treated petitions I will file a motion - To make petitions more emosibal injury fears and anxiety. Causing petitions Reasonably be Sustained fear. for petitions She was just Crying looking for Creating problems -

Petitions was all day at Hoag hospital tired hungry defenders already had the petition medical scheduled. - On July 23-2020 informed the Valencia you have to communicating not with me not just will threading I will file the motions she use the motions as a weapon  
no respond from her - though is better front Judge she will be talk. She confirms she received the all documents as court order (on July -9-2020)

Ex-party motions Code Sections 403.010 for Reclassifications Jurisdictional  
will Classifications CODE

403- 040 (a) Code of civil Sections 403.010 for Reclassifications actions front judge informed the court what you want - To Stop the Conflicts

my past experiences from defenders - she was trying to interfere things after judgment on July -9-2020 - I Served defenders after served for the first time Court assistances contacted me (with Judge permission) you have a Vexations you need to take this  
Ex-party

file front presiding judge (Vexations in Decemver-19-19 after one year after many actions  
I went to court on July 23-2020 Valencia appears Trials judge - Yelled at petitions with Fictional Character  
I will not have a hearing in your ex parts' take it to presiding judge.

defenders received the opportunity from Miscount behaviors trials Fictional Character Trials court - Defenders did Violations of law on HIPAA rules No Outformations from petitions for medical reorders No court order Subpoenas medical recorders HIPA Finally - Defenders did Volitions of Curt process - Subpoena medicals HIPPA rules.

Defenders never informed via email communications or mail petitions defenders hired disrespectful peoples to get petitions medical recorders from doctors

and pharmacy - they forced the pharmacies and tighter the process to get the report from my medical recorders from  
40 years ago, no time limits and defenders did not send to pharmacy corporate legal's offices forces the pharmacies to get the recorders. Defenders asked the pharmacies and doctors about petitions SS No.

**Depositions - Ca Code of Civil procedure (CCP) 2025 .270 (a) & 1013**

**Unethical behaviors Flirting looking for oppiuntiys going to Intermits - Threat Blackmail**

**Dumont defender's attorney did contact with petitions in July -24-2020**  
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He started to talking to me very nicely and warms trying to get my attentions - did flirting and attentions feel forced and unnatural when he was talking to me - he made some slangs launches (like hum oh) I was not commutable - Trying trust him do you want your case is be settle I am an only one I can talk to city and get your money - I respond I got the Judgments. City is Negligent

Next day he did talk to me about 5 hours on the phone and he says this is depositions - I did ask him you should ask the court we can do Remote depositions and you need court reporter someone recorders or tape Recorder.

You need to send form to me I have to Singe a we set the time in 10 days and you can do depositions - He dined he says I do not have too -.

No Swear it was very Casual depositions. He did ask me many questions - I did answers - the same I Reported to defenders and court statement and declarations as I did file with court and submitted to defenders

But I was not commutable he calls me by my first name and talking nicely and friendly - but during talking he was making some noise sounds and he changed his voice It was wired. he called me next day again ask me lot of the questions. I answered his questions but not comftobel that way he talks to me

he asked me to send pictures evidences about my past activity Tennis club hiking - bike riding dancing - gardening - swimming - I informed him Valencia has all please open my file and you can see that -

He says I want to have your pictures my personal file we all have a different file I did send some.

He asked me pictures at pool or wearing short when did you play tennis - I says in depend to the weather - He ask me picture with short I says sorry I do not have it - he says I wanted to know your knees was healthy -

I says according to my 6 doctors Report or MIR or Ex-rays Nerve TESDT reports from Neurologist - I never had a knee's problem or dizziness problem - When I am able to play the tennis with legging Is mean my knees were healthy my medications I never had Knees problems or dizziness problem

And Dumont Started asking questions about personal life - Do you have a boy friend and asking questions about my X- husband and how our indemnity life was -

I Strangely I did advise Dumont this is not Professional way you should file with court and formally Request from court for depositions or discovery integrator and request for those pictures -

he says do not worry just I want to get to know you to settle your case but he did request the pictures me it was not professional as depositions officers process.

- Petitions says you don't have to get to know me you need to get to know my injury case. And how deep was hold and dangers Side walk. How many people's contact with city from 2015-2016-2017- 2018 reporting the dangers side walk. How city did the volitions of government code

He says do you have a picture from your legs and knees - I told him yes as matter fact my knees getting did colors to read when I have a sharp pain my pain management doctor told me take the picture and bring it here -

I did take some picture - he says can you send it to me I says Valencia did request maybe you can get it from my file - He says is Necessity - When I request from you some things - you should provide it to me do it -

I say file it with court or sent request letter - He talk with some Slang Language. Making noise or breaths sounds. I was not comfortable with him.

He told me we are not done - If you want me settle your case - I am an only person I can get Companies for you - My respond I have a Judgments city is Negligent depositions remotely for 5 hours Plus three hours over -

He invited me to his office I informed Dumont This is not depositions this a private pizza party invitation I am not Interesting g - And your down with deposition and your office to far those freeways from orange county to Beverly Hills I will not be able to make it I have a dizziness - If you pay for my driver some stay with me all day in your office

but If you have More questions depositions should be in court house not in your office Please send paper to me with date and time. If I did not have any doctor's appointment I will let you know. Should be as a professional way with rule of court.

He did mark for his office only Friday I can go to his office because Nobody is working in office I was not interesting. Also, if you want to do in your office you have to pay for drivers someone with me all day - He says we cannot provide the transportations.

- on September 8-2020 contact with Dumont's if still need to do depositions must be in court house only and I will be available (but I am injuring if there is medical insures with my health I will let you know)

from Septembers 10 - Through 18. 2020 - In Court house from orange county to Beverley Hills - long way and I need to changing busy 4th freeways very jam traffic on Friday or any day for my dizziness is not the good chooses for me. If you pay for driver or assistances stay with me.

Dumont respond - No I am very busy I will let you know. Probably on November

From September - 13- to Septembers 18- 2020 I got so much pain and my doctor did highly recommend stay home and in bed - I did contact with Dumont about emergency pain I have stay home (Doctor Notes was Evidence - Dumont informed me I will busy myself is could be in November. I did receive the motions Compel Sanctions we went to court Septembers 20th- I was not felling ok - well I had order for blood test - I beloved I got poisons by medications also. From Side affects

Dumont's defenders' city of upland attorney abused Unethical behaviors to court  
and usual depositions process

petitions proved the Doctors Notes Stay in bed note order from September -13- to. Sept -18- 2020  
But Dumont did not have any proof for depositions Scheduled depositions appointment - Still court  
did order -

Court Sanctions petitions based on Dumont did Flirting perjury on plenty on

Sept --15 - 2021 Defenders Lie on the Oath that I had an appointment with Dumont in his office  
for depositions and I did not Make my appointment without any prove

*Sanctioning Process 67 N. 130 (Federal Judicial Ctr. 1988).*

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Court, ordered Plaintiff to pay the defenders \$4,530,00 in sanctions within 10 days of this Notice  
of Entry of Order. The signed Order is attached as Exhibit "A for what

I never had any appointment Court made unreasonable unfair Sanctions ruling Based on  
defenders Dumont and Valencia without any proof just False statement -

Court Sanctions on July 6-2021 July -4-2021 - July 21-2021 - September - 18-20-20 Sanctions based  
on: My proof doctor Note Showed from Sept 10-2020 till September -18-2020 by doctor order for pain  
stay in bed - Still Court Believed Dumont without proof just based on lie - Sanctions petitions. Court  
did not Sanctions it was Torched me Fired me burned me Court purpose was bring me sown -

I Used the Consociations method to deal with unfair Judge California Penal Code 118 PC defines  
the crime of perjury as when a person deliberately gives false testimony while under oath.

A conviction is a felony punishable by probation, fines, and up to 4 years in jail or prison.  
Lying under oath can land you in prison! Perjury is a serious crime and an affront to the  
justice system. If you are accused of perjury - *willfully and knowingly lying after taking an  
oath to tell the truth, or signing a document that you know contains false assertions*, you  
could serve up to four years in state prison and be ordered to pay thousands of dollars in  
fines. Perjury charges are more serious than most people realize

(6) Any party not required to be noticed under paragraph (1) or (5) who  
nonetheless notifies the prosecuting agency in writing of the party's desire to  
be notified if a motion is brought under subdivision (e) to void the false or  
forged instrument shall be treated as an interested party as defined in  
paragraph (1)

18 U.S.C 1621 and 18 U. S. Under 1623 make the false statement

Whoever - Having taken on Oath competent tribunal officer in any case witch a law if the united states  
authorize an Oath to be administered that he will be testify - written testimony declarations or statement  
under plenty of perjury as state code matter which he does not believe is true

28U.S code complaint against judge

Formal Compliances to presiding Judge - Judge must shall perform the Duties of Judicial officer  
with couple letter final respond I cannot do anything's about -

**Formal Compliances Commission on Judicial performance - respond after 4 months**

Gregory Clever did contacts after 20 Messages - after 30 minutes conversations asked me resent all documents pages petitions Compliances got lost in Commission on Judicial performance office - Resent after three weeks he sent letter informed file the appeal. No more respond from judicial my compliance was not about change court decisions was about code of judicial Ethical and discarmentions

" Article VI sections 18 (I) of the Constitutions authorizes the commissions to make the rules for conducting investigations and formal proceeding

I did resent - but after two weeks - Attorney CJP - judicial performance Gregory Silver response via letter with the Significance of Ink color in his letters very hard to find the words very sorry Judicial performance did reviews your Scansions you concern respond is if you are not satisfying with court decision or desires some things else with Judge ruling file it with appeal court?!!!! misconducts not be appealable I did.

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**On November -3-2020 Court served by motions of Venue  
California Code, Code of Civil procedure - CCP 396b- Codes  
Transferring the case to Apprepeat court**

**Trials court - Dept 30 - and Regulars judge case dept-31 did damage and injures the case by healing  
defenders purposely no attorneys were interesting to dealing with courts**

**on November 5-2020 Court and presiding judge the served by Venues on November -3-2020 for  
Venues - by Rules Of the law court was not able to making any activity to the case till presiding  
judge decided (on Nov 5-2020 Valencia and Dumont have a ex -party motions without informing  
petitions and changed the depositions dated after Expert defender notify petition**

**File Venue on November -3-2020) Judge rejected presiding judge informed me I am not able to help  
you. Again, I did file it and I did explain to court is discriminations.  
Again rejected - Depositions changed again by Dumont and Valencia for Jan-6-2021**

**Jan-6-2021 defender did not Show up for depositions in Court house just Remote He informed the court - He  
fail two months ago and he is not ready for depositions they are three defenders - He says this my case. Till  
July -23-2020 was Valencia case.**

**Depositions - Ca Code of Civil procedure (CCP) 2025 .270 (a) & 1013**

**Jan -14- 2021 depositions by Dumont**  
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**on depositions Jan-14-2021 – Dumont did Forged the petitions true statement and Evidence  
pictures proofs city Code petitioner provided to defenders request and Submitted with court.  
on Jan -14- 2021 depositions by Dumont changed petitions testimony – put his own testis**

**Is Crime by court of law and consultations of law is crime and perjury.  
Dumont - yelled at me at me at depositions to accepted the false pictures and government code he  
did bring the Camera man and reporters but both of the working under his control - He did stop**

the depositions he says I will contact the Judge come upstairs and Sanctions you he did text judge the judge did not come up but he did Sanctions me next hearing -

Canon 1 - A Judge Should uphold the integrity And Independence of the Judiciary

Petitions file the ex- Party motions for fraud and crime -  
hearing was on Jan -21-2- (please see the attachment copy of motions and Ruling)

I did served Dumont - he did not show up - Valencia did Remotely - Ignoring she dined she informed the court I have o idea about Fraud - I did ask Valencia where him - she says

I do not know -

I did inform the court Dumont says he has outside the court Relionship with

court. Court say No close the conversations. but Most of the time court dose not know the detail about responding petitions respond. to defenders but court always had Tentative ruling - Always was final Ruling Never changed. Ruling for Ex- party dined the Fraud and Crime  
Secant part depositions by Valencia Jan-29-2021.

Two letter petitions wrote to defenders Dumont and Rot hand before depositions  
file it with court about depositions behavior - I knew it he has plans please see the attachment  
With Ruling.

March - 30-21 Volume 1 page 33- 34- 37- 45- 76- 78- 79 -88 Volume 11 ,19,22 depositions  
corrections depositions -  
jan-14- 2021 - Jan 29-2021 Feb- 8- 2021 defenders informed the court we all down with discovery  
and interrogatory)  
Sanction - Ruling May -27- 21 quick ruling depositions - jan-14- 2021 - Jan 29-2021 Feb- 8- 2021  
defenders informed the court we all down with discovery and interrogatory)

**Ruling on May -27-2021 Court Violations of the Cansutions**

Sanctions \$1050 .00 petitions Court signed the papers without petitions - Knowledge  
Court Rules: any papers provide it with copy should provide to others party Please see the court  
transcript. petitions did ask the court what is court singing - No respond from court just Smiling.  
defenders and court did Violations of constitutions

Fraud Dumont depositions on Jan- 14- 21- File hearing Ex- party Jan-19-2021 hearing on Jan-21-  
2021 - Dined motions because Dumont did not Show up

Court did not give petitions opportunity to respond -  
petitioner did Not respond the Dumont questions on Jan- 14 2021 about your Ex-- husband  
Indemnity life. I did respond on Corrections Volume. Ruling on Feb.- 24- 2021 - Settlement  
Conferences Court made on September 10- 21 And Nov -3-2021 final settlement

Discovery was Dumont Request petitions phone recorders - I sent letter to Dumont file the motions  
- and court because phone records is very Sensitive and private

Defenders - did file the motions for discovery and interrogatory but at the hearing we did not Talk  
about its phone records but



Court Sanctions petitions because I did not provide my phone record as a discovery and interrogatory Court playing the game mine. petitioner -

Refilled with court of appeal - On March - 6- 2022 Court of appeal denied with Error because of discriminations unfair unlawfully Vexations

*Sanctioning Process 67 N. 130 (Federal Judicial Ctr. 1988).*

December- 19-2019 - Oct- 25-2019 - April- 4-2021 - July -4 - July 21-2021 August -4 -  
Sanctions - without reasons plus pay attorney fee petitions - thank you for defenders' Unethical behaviors and False Statement.

I Received the Court ruling by email from Valencia. Sanctions because petitions did not agree to submit Discovery and interrogatory -for petitions phone bill

Dumont was more concern about my personal life - Phone record may be just day of accident with car accidents - But for my injury case after 3 years. Court never proved or dined but did Sanctions petitions court never talk about the phone record did bring it up the argue but did Sanctions

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**Trial Courts Violins the Constitution of Law**

On August- 16-2021 Trial court Suspiring petitions with Perceptions of Unfair - Unjust  
Judgment Actions Unethical - Retentions - Misconduct- Discriminations court  
Not Acceptable by Legal moral Standards Ca Consultations

Petitions respond to Defenders Scams Summary Motions Judgment  
Based on Ca code Rule and process Cal. Code Civ. proc 437 a (2) Rule 56 (b)  
defender motions summery judgments are Scammers.

Informed the court - I am here today because I contact with court attendant day before if any things changes  
- Paula informed the petitions you have hearing about ? ! motions of Summary - on august 16-2021 I did try court website - I was not able to find defender Motions summary - (also in august 4-2-21 hearing for more intergyory and discovery petitions cell phone Court Sanctions petitions end of the hearing Court Remind "says" to Valencia See you on August -16-2-21

- She was happy for Friendly reminder and thank you to court Miscounts unfair injustice for Sanctions - and I though they have a date on august -16-2021 Court was not porfiesinal and defenders like the child happy play at playground when was walking)

August -16-2021 Superior court Dept 31- Civil division - final ruling - on Petition injury case from Oct-20-2018 responder filed the Scammer Motions Summary Judgment on May-27-2021 file

Court Issue Two Tentative Ruling Court Attendant did bring outside the court room Suspiring based on false - forging fraud evidences-based Dumont's on-14-2021 depositions - Inside the court Room -

Court was on harry - Hearing took least then 5 minutes court did not Sit on the bench petitioner did not had a chance defend herself -

petition dose not member Court did not ask petitions to Swear - Court was stand up and - petitions do not member if it was any court reporter at court room.

But I do member I informed the court I did not serve the motions of summary judgment by defenders may-27-2021-

**Hearing on august 16-2021 was hidden from petitions  
Confidential between Court and defenders  
Trials Court Volitions Ca Code rules process motions Scummy judgments**

- a) Petitions did not serve by defenders Summary Judgment – Electrically or U.S post mail
- b) Defenders purposely did not serve the petitions
- c) judgment on Final august -16-2021 and final - 02-22 all Exhibits and Statements are Scam False and not true -
- d) Scammer Motions Summary judgment - Made by Dumont defenders attorney by Fraud forging petitions true statement to false evidence on depositions Jan-14-2021 –

d) Dumont did Forged the petitions true statement and Evidence pictures true statement about city of upland violations of government Tort Liability- Municipalities city did fail to and maintenances reapers to protect the public health Safety and welfare under Ca Constitutions - city is Neigelent by dangers conditions on public side walk petitioner provided to defenders request and Submitted with court and on Jan -14- 2021 depositions by Dumont changed petitions testimony – Is Crime by court of law cansuitions and perjury

e) Trial court already knew about defenders' depositions fraud - by petitions  
Ex-Part motions in jan-15-2021. Still court violating Cal. Code Civ. proc 437 a (2) Rule 56 (b)  
Scammer  
Summary Judgment - Must Serve properly timely 30 days after finish discovery and interrogatory -  
Rule 56 (b) 30 days after close of the discovery according to defenders filed the summary judgment

filed May-27-2021- From March- 22-21 - April - 6-2021 July- 11-2021 "July 21 august 4 -2021  
hearing Canceled " without any notice to petitions Jul-21-2021 all about discovery and  
interrogatory Chapters 5 Summary judgment

Petitions file the Summary Judgment - hearing was April- 6-2021 Court did not grant was for grants

**Hearing on august 16-2021 was hidden from petitions  
Confidential between Court and defenders**

Defenders purposely did not serve Petitions by Summary Judgment –  
Defenders purposely did not serve the Summary judgment Because based on Motions Summary judgment and Exhibits and mattitral Statements are Scam False and not true - Scammer Motions Summary Judgment Made by Dumont defenders attorney based on Fraud

(petitioners did get copy of defenders Scammer motions summary Judgment from Rancho Cucamonga appeal division no Exhibits petitions still did not see any Exhibits from attachments on summary judgment monitions hearing took less than 5 minutes.  
Court Shall not grant Summary Judgment if So many disputes as to material fact is entitled to judgment as a matter of law

**California Civil Code Cal. Code Civ. proc 437 a (2)**  
\_motions must be served motions summary judgment never been served according to copy of motions defender file on May -27-2021 the same day  
I had hearing for Venue case and did disqualify judge -

defenders and court never stop (discovery and interrogatory) was ongoing open case  
Summary Judgment - Must Serve properly timely 30 days after finish discovery and interrogatory  
- Rule 56 (b) 30 days after close of the discovery according to defenders filed the summary  
judgment filed May-27-2021

March - 22- 21 April - 6- 2021 Request Sanctions because petitions complain to city stop your  
defender attorney Dumont Flirting abused - May - June - July -4 -2021 July 21- 21 August 4 -  
2021 hearing - defenders filed for continuing discovery - and court was out of the control and  
Sanctions petitions- why to embarrassing petitioner discovery never was close on going over and  
over defenders using as Weapons and court ordered defender file the false motions and court  
Sanctions without any evidences or questioners at the hearing any times petitions did try to  
questions court did dismiss the hearing Paula court attended forced petitions leave and Valencia  
stay to get the hearing ruling order - Order never was match with our hearing argue - even never  
talk about discovery still sanctions petition about discovery .

**FACT- Defenders Violations and court determine what ever an petitioner exercised to prove**

Valencia Slander bad reparations to peoples and court house during petitions regal's process  
a) Valencia - first request all Set - from Set-one to Special interrogatory Discovery and integrators  
was august -21-2019 by email - due on Sept -4-20219 - After Valencia received all request by emails

In September- 4 - 2019 - Valencia did contact to EDD disability via letter (without petitions autorotation's)  
Third party requests (T P R) confidential information's but Valencia did report  
(19)

for Fraud to EDD against the petitions - that petitions did Lie and Fraud on EDD disability -  
and petitions Received - \$7500- Check from her Employer. EDD Respond to Valencia Petitions already did  
informed us and we did already contact to her employer and already employers did report to EDD.

(defenders received intergern and discovery request Pourdctions and sent letter to EDD report the false  
fraud against the petitions - and on the Oath on oct-18-2018 had a private hearing with immorality- moral  
turpitude and inappropriate behavior involving Valainiva false statement as a Tires judge civil dept 30 not  
particular act constitutes. Damaged and injure petitioner's injury case - No respectful to law.)

EDD respond Employers did deducts the tax from petitions over time work and Check was almost \$3600.00  
(petitions not sure excusals) - - Amount was her over works - this amount employers did owe to petitions from  
end of November and December 2017 and 2018 before petitions injured Employers did pay petitions 9  
months after petitions injure - dose not effect on didibilty benefit  
And petitions did inform us. (Unprofessional ethical defenders attorney)

Petitions did not fraud - petitions will reported to IRS as her Income and will get back rest of the money  
employers owed her this amount when petitions were working their - petitions got injured but they have to  
pay her that amounts the owed petitions -

Violations if the law - Valencia on the Oath on Oct-18-2019 without petitions informed the court till  
Decembers -19-19 that she did not received any dicvorvery and interrogatory martial's

(secant time request for discovery September - 5 -2019 must all resent by U.S post mail with proof of Serves  
due by September 19-2018 - petitions did with

Fraud Crime forgery true pictures of petitions evidence from dangers Sidewalk fake defenders changed  
petitions testimonio on depositions - Jan-14-2021

Valencia never fighting or argue with case - Court was acting as an attorney for her.

Court was involved with Ex- party - On May- 27- 2021 Valencia ask the court please singed I have o go - Court never informed me or court or Valencia never provide any Copy or evidences - court Singed I got the copy was about petitioner Sanctions -

. Court had outside conversation with defender – Court made Ruling Tentative Ruling before hearing based with defender conversations. (example sometimes I informed the court about Subject or in my respond to defenders or my motions court did not know any things about it – Court quickly close the hearing Sections - Dumont and Valencia - Valencia never came to court hearing with any documents as a normal attorney representing the case – Valencia appear in the hearing just the body Court never allowed petitioner asking for proof from defenders) Standard all Sanctions and Scammers Summary Judgment Motions on August -16- 2021

Tentative Ruling - was made before hearing – No chance for argue with case - Defenders Lied on the Oath - court never ask them any proof. Intentional Conduct. Conducts in Reckless Disregards of on Obligations or

defenders Dumont did text the judge -to require immediate communications sanctions from court during Depositions Dumont defenders for - Defenders and court communications outside the court

Valencia did - Kidnap on inside petitions the Elevator by Final “Ruling from August- 16-2021 Final day for court did Rotations because of my I file and I did disqualify the court - petitioner Injury disability benefits without any obligations or responsivity.

### Table of Authoress

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#### Constitutions provisions involved

#### United State Constitutions Amendment

*a formal order that's typically issued by a higher court (e.g., Court of Appeal) ordering an administrative a lower court (e.g. Trial Court) to either do something or cease doing something corrects their errors*

Court of appeal did not understand petioniers written briefs true statement under penalty of perjury petitioner ask for order attnoyy free Petitioner never did go to law school or practice the law or law terminology.

Court of appeal rejected petitions pre- filing because did not understand 4 pages understand 4 pages petitions Vexations merit.

to court to prevent a person from filing civil suit, that this action or law is fundamentally wrong. *The nature and purpose behind the restriction of VLS is its impact on the right of access to court for arbitrary selected litigants? The question is. Is VLS unconstitutional when it lacks accuracy and targets in pro per litigants who are too poor to retain attorney and discriminates*

*between citizens based on suspect and wealth classifications? a) Vexatious Litigant Statue Is Impermissibly Vague and Overbroad*

*The definition of VIA under CCP391 is so poorly phrased that it does*

*not put a person on notice of what behavior is permissible and what is*

*outlawed. In NAACP v. Button, 371 U.S. 415, 432-33(1963); see discussion*

*supra notes 61-63 "The danger is tolerating, in the area of First Amendment*

*freedoms, the existence of a penal statute susceptible of sweeping and improper application. The threat of sanctions may deter their exercise almost as potently as the actual application of sanctions. Because First Amendment, government may regulate in the area only with narrow specificity" if the statute turns on a subjective interpretation, it is more likely to be declared impermissibly vague. See Coates v. City of Cincinnati, 402 U.S. 611, 616 (1971) finding as unconstitutionally vague a statute that turned on a subjective standard of "annoyance". California VLS is challenged, that it is specifically the profiling order violates Due Process, and it is overbroad.*

*California focus on the First Amendment and, specifically, "the general rights of persons to file lawsuits as long doesn't clog the court system and impair everyone else's right to seek justice." in Wolfram v. Wells Fargo Bank 61 Cal. Rptr. 2d 694 (Ct. App. 1997). This impermissibly vague law that State has a right to deprive one group litigants of their right to petition so other group of litigants can have the same right preserved under the same First Amendment is without doubt on "its face" and it is fundamentally wrong. b) The discriminatory rule of who has access to the court under CCP391 is in violation of the First Amendment right of petition and Due Process.*

*In Crandall v. Nevada, 73 U.S. (6 Wall.) 35 (1867) Court hinted that the right of access to court was tied to the right to petition. In 1823, Justice Pushrod Washington, sitting as circuit justice, set forth an oft-quoted statement of these basic rights, which included the right to file civil suits in court: "We feel no hesitation in confining these expressions to those privileges and immunities which are, in their nature, fundamental"; U.S. Const. Amend XIV, scl*

*The California court hold, that the VLS "does not impermissibly 'chill' the right to petition and does not 'penalize' the filing of unsuccessful, colorable suits". The VLS doesn't define frivolous lawsuits clearly, that it is difficult to 27 determine the extent of the problem. Judge William W. Schwarzer stated, the total amount of behavior that would be sanctionable [as frivolous]. . . is not determinable by ordinary quantitative measure. T. E. Wilgling,*

*The Rule, 11*

*Sanctioning Process 67 N. 130 (Federal Judicial Ctr. 1988). If Judge William W. Schwarzer is right, that VLS is in violation of US Constitution because the vagueness of regulations is discriminatory and not clear how are affecting litigants' access to court, specially by the poor ones, who can't afford a legal*

*representation; therefore, this law in question should not sustain.*

*As the Court explained in Button, the Petitioner to this Court may challenge the statute and court may invalidate it to avoid chilling the*

*exercise of protected activity by others: In Brockett v. Spokane Arcades, Inc.,*

*472 U.S. 491, 105 S. Ct. 2794, 86 L. Ed. 2d 394(1985). The Supreme Court in*

*Brockett ruled that the Washington statute was overbroad because it prohibited lust-inciting materials lust-inciting materials The Supreme Court*

*in Brockett ruled that the, and it is constitutionally overbroad. Under the over breadth rule the statutes that substantially restrict both non-protecting*

*undertakings and activity secured under the First Amendment must be invalidated.*

*Within the Right of Access to Court under the Petition Clause of the First Amendment: defining the Right, 60 Ohio St. L. J. 557, 656 (1999), the overbroad Statute of Vexatious Litigant prohibiting to petition to court, secured by First Amendment, to arbitrary selected litigants is unconstitutional in accordance with Brockett v. Spokane Arcades, Inc., 472U.S. 491, 105 S. Ct. 2794, 86 L. Ed. 2d 394 (1985)*

*Sanctioning Process 67 N. 130 (Federal Judicial Ctr. 1988). If Judge William*

*W. Schwarzer is right, that VLS is in violation of US Constitution because the*

*vagueness of regulations is discriminatory and not clear how are affecting*

*litigants' access to court, specially by the poor ones, who can't afford a legal*

*representation; therefore, this law in question should not sustain*

*In Be & K Constr. Co. v. NLRB (2002) 536 U.S. 516, 53, this Court held, that "The First Amendment provides, in relevant part, that "Congress shall make no law. . . abridging the right of the people. . . to petition the Government for a redress of grievances.*

*" I have recognized this right to*

*petition as one of "the most precious of the liberties safeguarded by the Bill of Rights," Mine Workers v. Illinois Bar Assn., 389 U. S. 217, 222 (1967), and have explained that the right is implied by*

*"the very idea of a government,*

*republican in form," United States v. Cruikshank, 92 U. S. 542, 552 (1876).*

*. I based our interpretation in part on the principle that I would not*

*" lightly impute to Congress an intent to invade. . . freedoms" protected by the Bill of Rights, such as the right to petition. Id., at 138."*

*Is the statutory law prohibiting the arbitrary selected litigants petition? to court discriminatory under Be & K Constr. Co. v. NLRB (2002) 536 U.S. 516, 53 and constitutionally overbroad under Brockett v. Spokane Arcades, Inc., 472 U.S. 491, 1055. Ct. 2794, 86 L. Ed. 2d 394 (1985)?*

*United States Courts entered incompatible decisions on application of California Vexatious Litigant Statute and profiling order under California Code of Civil Procedure - CCP § 391.7 to the same Petitioner who is proclaimed as Vexatious Litigant*

(1) Any person with a prior conviction under this section who is again convicted of a violation of this section in a separate proceeding.

(2) Any person who is convicted of more than one violation of this section in a single proceeding, with intent to defraud another, and where the violations resulted in a cumulative financial loss exceeding one hundred thousand dollars (\$100,000) (9) (A) At a hearing on a motion brought by a prosecuting agency under subdivision (e), if the court determines that the interests of justice or the need to protect the property rights of any person or party so requires, including, but not limited to, a finding that the matter may be more appropriately determined in a civil proceeding, the court may decline to make a determination under subdivision (e).

(B) If, prior to the hearing on the motion, any person or party files a quiet title action that seeks a judicial determination of the validity of the same false or forged instrument that is the subject of the motion, or the status of an interested party as a bona fide purchaser of, or bona fide holder of an encumbrance on, the property affected by the false or forged instrument, the court may consider that as an additional but not dispositive factor in making its determination under subdivision (e); provided, however, that a final judgment previously entered in that quiet title action shall be followed to the extent otherwise required by law

(7) The court shall set a hearing for the motion brought by the prosecuting agency under subdivision (e) no earlier than 90 calendar days from the date the motion is made. The prosecuting agency shall provide a copy by certified mail of the written motion and a notice of hearing to all interested parties described in paragraphs (1), (5), or (6), and all other persons who obtain an interest in the property prior to recordation of notice of pendency of action no later than 90 days before the hearing date set by the court. The notice shall state the street address, if available, and the legal description of the affected real property.

(6) Any party not required to be noticed under paragraph (1) or (5) who nonetheless notifies the prosecuting agency in writing of the party's desire to be notified if a motion is brought under subdivision (e) to void the false or forged instrument shall be treated as an interested party as defined in paragraph (1) or (5)

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#### Amendment 14- RIGHTS GURANTED

##### Due Process of Law

##### The Development of Substantive Due Process

##### Superior Court - Appeal Court - Supreme court

##### Error Conflicts - refused to repairs Trials court damages -

#### JURISDICTIONAL STATMENT

##### Lower Courts

by Superior Court Ca" San Bernardino " in Civil Dept 31 injury Case. It has decided an important federal question in a way that conflicts with Court of appeal and Ca Supreme Court

August -16-2021 - Feb-02-2022

Final judgments Lengel's producer Errors based on defenders' false statement

Court did Violated the Consultations of law did not follow the civil code of Ca for Summary judgment - Petitions respond to Defenders Scams on august -16-2021 that defenders Motions if Summary Judgment Based on Ca code Rule and process Cal. Code Civ. proc 437 a(2) Rule 56 (b) is Scammers. But Trail court did break the Rules - Court Rules Title 3 and made Final Ruling based on Two Tentative Rulings -

HEARING TOOK IN LESS THAN FIVE MIUNTS DISMISS THE INJUETY CASE

" CHAMPEIN OF UNCONSITUIONAL OF LAW "

Judicial Misconduct breaks down my trust judge is impartial I do not remember Court had any court reporter it was fact - I do remember I did ask Valencia did Served me. Court told her to live and Valencia

was happy and says thank you judge. Petitions never served - received the copy of defenders Motions False statement summary judgment From Rancho Cocomonica Soupier court appeals division on August -18-2021 without any exhibits any pictures or - attachments court ruling on August -16-2021 based on defenders Exhibits - Petitions submitted with court on Oct-17-2019 - true pictures and statement and Exhibits Pictures from hospital emergency room after Injury pictures from dangers side walk before and Submitted pictures after Negligent city of upland the fix the dangers sidewalk early on Jan- 2021 final doctors reports proof of city of upland violations code government diagnose reports and 9 times submitted to defender's city of upland by defenders' requests. (Judgment Trial court in July -9-2020 was based on petitions correct statement)

(please see the all attachedment for this case apples court case)

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**Court of appeal did misapply**

**Petitions appealed the all Sanctions -**

**August 4- 2021 Decembers -19-2019 All Sanctions and attorney fees**

**(pay for defender's false statement motions) dined with Errors Reasons Vexatious.**

**Court of appeal did not follow the Constitutions - appeal court did the same conflict "**  
**the " discarmentions as trail court "**

**Require to the candid -**

**court of appeal did misapply**

**Appeal Court Error It is a function of an appellate court to decide actual controversies by Trials court judgment that can be Carried into effect it should render opinions on moot questions or declare principles of law that cannot affect the matter in issues in the case before City of Los Angles V. County of Los angles (1983) 147 Cal .APP.3 d 952m958) impossible for appeals court to grant and effectual relief and will dismiss the appeal - will Error**

**Petitions Failed Appeal court 2th div4th Error**

**because of Vexations unfair Vexations from Superior**

**Court of appeal 2th div 4th determine what ever a petitioner exercised to prove**

**Court Of appeal dined by Poor Judgments -**

**Is the statutory law prohibiting the arbitrary selected litigants petition?  
to court discriminatory under Be & K Constr. Co. v. NLRB (2002) 536 U.S.  
516, 53 and constitutionally overbroad under Brockett v. Spokane Arcades,  
Inc., 472 U.S. 491, 1055. Ct. 2794, 86 L. Ed. 2d 394 (1985)?**

**United States Courts entered incompatible decisions on application of  
California Vexatious Litigant Statue and profiling order under California Code  
of Civil Procedure - CCP § 391.7 to the same Petitioner who is proclaimed as  
Vexatious Litigant**

**In Be & K Constr. Co. v. NLRB (2002) 536 U.S. 516, 53, this Court held,  
that "The First Amendment provides, in relevant part, that "Congress shall  
make no law. . . abridging the right of the people. . . to petition the  
Government for a redress of grievances.**

**" I have recognized this right to  
petition as one of "the most precious of the liberties safeguarded by the  
Mine Workers v. Illinois Bar Assn., 389 U. S. 217, 222 (1967),  
Bill of Rights,"**



## SUPPORTING CASE

"What is a Merit Appeal Court presiding judge 2th div 4th did not underrated petitions Merit"

4 pages LV 110 Vexatious Litigant - Exfoliations of discriminations Trail court

Final Judgment on April -29-2022 Err

- on law merits refers to a case whose decisions rests upon the law as it applied to particular evidences in the case decision on the merits is important and final - court of appeal must be qualify for understand the merit with 4 pages explanations of why my name on Vexatious list because of Trial court discarmentions and Misconducts of Vexatious Litigant - I proved and did stand up for my right that defenders is lied on the Oath defenders unethical perjury false statements .The quieactions is appeals court may does not understand the Consociations of law .

United States Courts entered incompatible decisions on application of California Vexatious Litigant Statue and profiling order under California Code of Civil Procedure - CCP § 391.7 to the same defendant who is proclaimed as Vexatious Litigant by Superior Court in the civil law injury case.

And - Court of Appeal - ended my case prematurely with Err, I was deprived of a verdict because of prejudicial errors at hearing, an appeal court could provide relief. And, if I achieved a favorable outcome for injury case

again, final judgment - Was not interest to petitions respond to defenders' motions on August -16-2021 from appeal another Ruling as a final by Feb-2-2022 Trail court ruling

On Feb-11-2022 with 110- LV and 4 pages explanations

Reasons for Trial court did put petitioners on Vexations with all p pages attachment - Dined with Err because of 110-LV - Appeals court did not understand 4 pages mite. I did appeal again -

Again, I did file petitions for writ of rehearing I did explants more on March 8- 2022 and Final order with Sounds angered this is a final order petitions - Merit 110- LV did not understand-

I did not understand petitioner merit 4 pages attachment for Vexations - Court of appeal using and abuse me per- filing Scammer Summary judgment for the vexations did not pay attentions to detail presiding judge from appeals court dined petitions for writ rehearing because did not underrated 4 pages merit and for this reason writ will not be files and Scammer summary judgment s will not be appealable.

Petitions explanations Judge Michael Sachs San Bernadine Soupier presiding judge Letter Language Barriers - appeal court judgment was Improper misapplied harry to judgment s reasons was not the legal's reason appeal court to review the superior court record with transcripts - appeal court was not interesting to decide if legal error were made. Court of appeal 2th div 4th did misapplied ferret and credited a conflict decisions legless proceeding final on April 29-2022 - Error

Judge Michael Sachs presiding judge San Bernadine Soupier court Letter Language Barriers petitions file 120 LV 110 LV Michael Sachs San Bernadine Soupier court presiding judge. on July -23-2020 - Respond on August 31-2020 order and two pages emails communications with executive office Susan Barrio - MS Barrio was not helpful about Vexations - Court On august 31-2020 order - of appeal using and abuse me per- filing Scammer Summary judgment for the vexations did not pay attentions to presiding judge Michael Sachs San Bernadine Soupier court Letter Language Barriers order. please see the attached

Final letter from presiding dined to help - judge who also Senior in in Service in Soupier Court Unjustified - Retentions - Judicial Misconduct - defenders' perjuries - flirting proposal moved in to the defender's private office alone). To settle my case with city of upland Conflicting Ethical obligations to the court and petition - This court was concerned only with the charges the commissions and with disciplined should be imposed. Unfortunately Mr. Calvert was not able to Understand different between disagree with judge decision and judicial discipline hired by . CJP! credited a conflict decision

## **Supreme court of California**

Supreme court of California decisions also with same decisions conflicts Error file on  
May-27-2022 dined June -29-2022  
file on May-27-2022 June -29-2022 dined on petitions writ for review - The supreme Court chooses  
witch cases to hear and do not choose very many - Supreme court of California decisions also with  
same decisions conflicts Err - did not mail petitions on late July called for follow up clerk emailed to  
petitions

" I have recognized this right to

petition as one of "the most precious of the liberties safeguarded by the  
Mine Workers v. Illinois Bar Assn., 389 U. S. 217, 222 (1967),  
Bill of Rights,"

and have explained that the right is implied by  
"the very idea of a government,

republican in form," United States v. Cruikshank, 92 U. S. 542, 552 (1876).  
. I based our interpretation in part on the principle that I would not

" lightly impute to Congress an intent to invade. . . freedoms" protected by  
, such as the right to petition. Id., at 138."  
the Bill of Rights

with the Supreme court of  
California decisions also with same decisions conflicts Error file on May-27-2022 dined June -29-2022  
Petitions request the copy of summary judgment from Ranch Cucamonga Soupier Court appeal divisions  
Trial court final Ruling based on defenders' motions summary judgment attachment  
I still I have not seen any pictures attachment to the motion's summary judgment.

by sixth amendment

Self-Repressive honors as a right trial court and defenders and appeal court supreme court credited for  
manipulative by sixth amendment I have a right to represents myself trial court must be honored by so many  
occasioned did harm petitions emotional - but petitions were honest to court and respectful to the court of law  
dignity -

## **PARTIES TO THE PROCEEDING**

Petitioner Froud Foldup, File - appealed court - appeal 2th div 4th Supreme court of California -

Court of Appeal, 2th 4 District in Riverside Ca misapplied ferret and credited a conflict decision

Superior Court San Bernardino, Judgment on defender Summary Judgment Petitioner in civil  
law injury case

Michael Bali City Mangers city of Upland of Upland - Negligent violating the government Code

Steven Rothand Lou Dumont Katrina Valencia - City of Upland defenders

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File for petition for review Supreme did dine to file on June 29-2022  
Supreme court did not sent copy to petitions did call almost end of July to follow-up - Clerk  
emailed the copy of order

APPENDIX A. Case No CIVDS 1905297 The Supreme Court  
of California San Bernardino For Personal Injury

Case No Court of Appeal E078582 File petitioner order for rehearing Denied the  
Pre -filing "Scammers" Summary Judgment.

denying the petition for review. Wirt Vexations denied 4 pages writ Vexations still not underrated.

**Appellate District Order Denying Pre-Filing Order to file Notice Scammer Summery  
Judgments' Appeal 4th in the denying court of appeal writ petitions for review Vexations for Personal  
Injury by San Bernardino**

**Superior Court, order was denied- Filed on April -11-2022 Denied on April 29-2022 Court Of appeal  
order April -29-2022 at 4:30 pm**

**APPENDIX A. Case No Appeal E078582 Court of Appeal Court of Appeal 4th  
Appellate District Order Denying Scammer Summary Judgment Pre-Filing Order  
in the Case for Personal Injury Dismissed by San Bernardino**

**Superior Court, denied based on Court of appeal did not understand 4 pages attachment  
Wirt Vexations Finale Scammer Summary Judgment denying berceuse of Vacations  
File - March 8-2022**

**APPENDIX Case # E078582. Court of the appeal Personal Injury by the San Bernardino final Ordered  
Final Scammer Summary Judgment denying based on is not final and is not appealable**

**Court Of the appeal order - denied March -26-2022**

**APPENDIX A. Case No DS 1905297 Ordered on August 16-2021 for final  
San Bernardino final Ordered case of Personal Injury disability by the  
Court Of appeal Case No: E 077195**

**The Supreme Court of California denied Motions Petitioners Transferring the case to apprised  
court Venue  
Filed on August 11- -2021 Appeal Court Denying based on no attachment.  
with 75 pages attached document - Court of appeal ordered there is No attachment**

**APPENDIX A. Case No DS 1905297 The Supreme Court of California order denying the defenders  
Scammers (Summary Judgment) to be ended of case abuse from defenders Court of appeal case  
No: E077601**

### **"Backgrounds of the case "**

**Tragedy happened with an unexpected usually sudden unawareness  
" Major hole " in dangers Side walk**

**On Oct - 20-2018**

**Day of accident happy - It was Saturday - I went to Library crosses from city hall and  
working on my new job projects till 4 pm.  
I went home did prepares my dinner I went to Tenses court in 15 Street get Info for Sing  
up for club I thought is ok if I do my routine walking on Euclid street to explore the city  
more -  
I lived in rent property top of street 25th. "**

I was new to city of upland only places I know Gym - Liberty - and I did not know anybody- Just trying to establish my life and journey. (my weekly Shopping it was in orange county)

till my permanent job " Chaffy college "and American corer college in Ontario close to upland In Rancho Cucamonga will be call for hiring process. (hiring at College has 4 steps) Another Offer from Doctor ho dentist his office was on Euclid street.

But I did accept his offer becouse timing was not right - I knew him from 2014 communicating with each other helping him from 2014.

I was looking for the right place and safe place to park my care I saw 11 street and I turned left to the first street - it was a wide street I went to the end no parking space on right side I had to make to U turn face to 11 street -  
I fund very nice spot I did park. it was 6 pm.

My outfit was very commutable Nick walking Shoes - Legging normal walk g - and very comftobel sport top over shoulder bag but my cell phone and key and my bottle water. I walk throw to 11 street going to Euclid decided walking from other side the street

petitioners filed with Court of appeals on August -18- 2021 denied file again denied Error the same important issues Soupier court - did not understand the merit refilled again March -8 - 2022 for petitions for rehearing

petitions writ for rehearing - still dieted with anger - final judgment court did not understand the merit that why writ not be file and summary judgment not be file . Final April; -29-2022  
Nat- 23- file petitions for review with Supreme court of Ca did not file June -29-2022

final Soupier orders was August -16-2021 Petitioner in civil law injury case and Plaintiff in the civil case in San Bernardino Superior Court, District Central Court of appeal order Was denied appeal court did not understand t LV 110 Vexations e pages merit explanations attachedment for this reason Wirt will not be file and summery judgment will not file

and San Bernardino Superior did close the petitioners case - On Feb- 28- 2022 after Confirming the order on August -16-2021 is final order final Judgments on defenders Scammer Vitiations of law constitutions' of law Ruling proper severing for summary judgment petitioners no access to the case doucoumrnt case .

I wanted to see the peoples gardening . I did have a great walking Up to 25th street and I did discover we have a shall cassations I did not know about it - I came back I was ready going home and have my tuna Sandwich and watching the move and relax . When I come back I did walk throw my car

close to cub's dark side walk. very close to my car I saw the big hold and Cracks in street I thought it was Safe if I go to side walk. I did Jump over the big hold from street to side walk I was walking meddle of the side walk I did remote my car almost was there may be 20 feet's.

when I went to side walk after may few minutes normal walk - Normal speed of walking and I cannot explain my feeling I thought my feet got to the Traps any animals mouths bits with teeth something like that every things happened fast My two feet's together Inside the hole some things some body was holed I went done I did not want my head hit the Concrete o did push myself up and I was going done from back and I was Challenging to safe myself and control my self - Finally I came done No chooses with two Knees When I came done with two knees Still I can hear the Noise when breaking the rulers wood from of the meddle . Still with me.

I still I did not know what's happing. I was the in the same positions for may be 10 minutes No feeling just chock and panic what is that what's happing after 10 minutes my whole body from my hairs to my toes pain sharp pain very sharp pain and stared to dizziness not the normal dizziness I felt I am at Magic mountain. I did not know what should I do I lost my self. then I did sit and I saw my two feet's inside the whole not able to move or walk

I was in cold dark on the grand sidewalk with bloody Knees and Dizziness with pain panic fear for hours Crying - hopeless for help I was yelling but I think no enough energy Nobody was around Saturday night where is the peoples. I got back to myself Coyotes bloody knees big hole e in my legging - and stated shooting and police cars I was meddle of the dark side walk got my phone from my silver bag stared calling hospitals and doctor near to me googol near hospital to me San Antonio I did call Lady did talk to me where are you I say I do not know I forgot my name she says look we cannot get back to call 911 totally I was lost only thing I need to have safe place I wanted sleep - is took probably couples hours My phone did not respond like dead .

finally, after hours I did push myself from my tailbone to my car from the passenger side I did push myself inside my car and I took 4 adzes. And waters I did stared horning No one came out side (Upland most of house yards front and building on the back I saw the Singe by house that hole was between house and other dead house No life No light Nobody was home I past inside my car I woke up after hours with sharp pain I need help I need to Charge my battery No charger. it was 3: 30 am I wanted going home I was asking Angels to help me. I have No idea how I got home I do not recall at all.

3:30 am no traffic and I believe angles were driving my whole body was shaking pain stress I came home to mush pain I went inside did clean up my blood my black legging I was not able to take off - Not able to take off my shoes made me Scarcity. I really, I did page (21)

not want t make big deal going to hospital I wanted stay home but Pain was over my whole body not able to move my knees.

I had 4 more Advil's - That tine I needed medical attiniotins - I did not want call paramedic make my family wake up and friend worried early mooring drive from Orange county to Upland t though I will be fine I was trying to ignore the pain and whole things. repeating you will be finding. Very optimistic

Becouse - Monday I had exciting day for starting new working three days counseling marking manger petitions coordinator - For new dental office " I did Start working from Oct-16-2018 and Oct - 17- 2018 for 8 hours to prepares all papers all marking strategy works -

But I was not able to handle the pain in my toes - Ankle - knees - Bone pain and panic what's happing t me finally I went to ER San Antonio hospital early at 5 am.

I had to report to hospitals by law - Nurses and peoples Knew it about Dangers' Side walk Nurses Admitted you're not the only Victims from that danger's sidewalk.

We had on the past we had others petitions and why they do not fix it.

ER was concern about dizziness. ER was concern maybe I did hit my head to the grand I do not remember

After blood took blood test drugs ck - Alcohols' ck they injected me pain killer. they took my legging and shoos. My Nike Shoes was tear apart from front and Swelling they have to cut it Result from the ER doctor from 5 am to 7 pm. Took drugs test Alcohol test and sharp pain. No broken bone or head but Doctor Order you have to see your Owen doctor tomorrow. " Monday" do you understand Singe here you will see your Owen doctor tomorrow.

Doctor says you have a Boon Bruise SUBPERIOSTEAL HERMATOMA your bleeding from inside and Swelling in the area this Causes a SUBCHONDRAL. You will not move or walking you have to stay in the bed because any peace of blood going to your brain you will have a stork.

went home I did call my doctors on his cell phone and office message "Doctor Guragury It was interesting because I want to start working.

I did see my doctor on Oc-19-2018 Friday for my yearly Checkup.

Saturdays Oct- 20-2018 at 8 pm unexpected accident happened and Sundays- almost night after ER I left message for him I need to see you - He was Shock.

Because He knew me I am active Hiking - Bike riding walking I never had accidents.

Because I did talk him about my new place in Upland I wanted start my own business open my dance Studio- Yoga dance. And Waiting Chaffy Colleges I always I had my interest marking for health care specially for dental office petitions treatments coordinator.

Next day- driver took me to Orange county " I always drive myself "See my doctor see the Ex-rays and I could See sadness on his face - he was quiet I asked him I will be ok and going to work tomorrow - He look at me and say you will be on disability from tomorrow.

You will wrap up your two legs like the baby born and not do any activity next month's you will take MRI - and Ex-Rays and see the Orthopedics - And Special doctors for my dizziness - I am sorry you need to stay home no move. My physical therapy started after 6 months because of blood was inside my bone.

I was not able to believe I was not be able to move or walking you have to stay in the bed because any peace of blood going to your brain you will have a stork and you will dead may be.

You're in dangers sensitive Situations - off was broken was better.

Emoinisal Distress - Symptom devastating impact on my life because physical damages to my important assets. my health will be affected to my employment.

Made me pulling away from my all hope and dream people's Social network - my tennis players group in new port beach and Irvine - Having low energy having unexplained aches and felling helpless and hopeless just using pain killer to get numbs from pains.

**" I felt I wanted to die "**

Worrying about my life my health my futures my drams business money income. Thinking about my appearance weight health no mobility no activity before.

Long-term permanent pain and suffering from injuries caused by negligence city of upland - Who will be support me finically Financial Issues. Small Financial help from government.

I never apply for government, money -

"Anxiety enable sleep Panic attacks Headaches Irritability" what's happening to me  
Max from EDD disability from my previews job - Used a future saving. petitions new job before Stated two  
days Before Injury Doctor did for Two days 8 hours. "proof "wrote check for \$275.00

City of Upland city mangers been chancing every least then year no times for cares response residents'  
cancers requests about dangers side walk. Just fighting with each other's and getting the pay check.

After I find out my injury is Sersiuers I am not able to move. I did file compliance with city about my injury  
during hard painful times in my life.

Front desk saw me with raping up two legs asked me what's happing I informed them about

Side walk, one of the front desk person She Confirm me side walk is dangers.

Yes that sidewalk is dangers and Me and My doge we got Injure as well - She informed I did report and so  
many people's reported but have not fix yet . " petitions did call and report "

I told her I am new to Upland I did not know about it . I just did park my care closes to Euclid street "  
Medial of the street there is a wild walking main street North first street" .

City Manager and case manager dined - and i did file with court

I filed with court I served the city of Upland with Sheriffs Successfully served

I was looking for attorney and I had to moved to orange county Rent Rooms for financial hardship  
difficulty paying my bills unknown futures and big respoiesbilty about my health I Spoke with attnoyy  
he was injury attorney but know criminal attorney he did help me was looking for attorney for me

#### **Proof -Special Rules a Municipality Is Liable**

##### **City Of Upland is Negligent**

I did not know about Municipality - And rules the attorney did help me to understand  
and the rules. According to his expciences after he saw - the dangers side walk average for  
city 4 " Inches dangers sidewalk was 11 inches

elevate from side to side the side walk medal of the side walk I was walking big hold deep  
and shops 20 to 25 inches' dangers side walk was over the stranded of city (b) - with all  
evidences .

#### **PUBLIC WORKS - CITY UPLAND WEBSITE Informations**

Residential Priority 5 calls are municipal from 2015- 2016- 2017- 2018 - regarding the dangers sidewalk -  
Calls for fix dangers side walk Service Call Priority

( All names provided to defenders and files with court as a evidences witness  
petitions did talk to residents - residents did feel bad but gave informations {house numbers  
provided to defenders attorney and submitted with court -

Resident names of residents they will afraid about city they asked petitions do not mention our  
name - 144 - 867- the resident other side the street cross of resident 867 - gentleman  
( i informed the resident I can not believe that I was yelling for help Nobody came out side



He says that time me and my wife was out of the state - Neighbored 867 did put add to Sell she was not home and others Neighbors normally don't live here all the times - I met him early in Jan -2-21 before depositions Jan-14- 2021 and city fix the dangers street on early Jan- 2021 -

The California Tort Claim Act governs this Claims - Because of dangers Conditions of Side Walk Government Vicarourty liability for Negligent of it employee acts Negligent under the Law .

After petitions Notice to claim on time to City - city after 45 days respond actions rejected on Rejections letter petitions have a right to file with court .

Case of actions The petitions prove that she was harmed because of the way the City managed the property Specifically under Californian law - The city was Negligent in the use maintenances of the dangers Side Walk - City was Negligent Substation factor in causing the petition harm .

Street was dark - Side walk was dangers deep hold and overlap high elevated Conner of the street Curbs was deep dangers deep hold .

City of upland did not respond on times got served by Shirfffies - City of Upland by law Must respond to petitions in one month's - they did not was default I did contact with Company - they says we will respond - defenders attorney did by changing the Judge petitions case was assigned to the different judge - petitions that time was fighting with health and pain and suffering on high dosage of pain release -  
*emotional distress in legal terms.*

Copy of lawsuits that City of Upland been Suite before. City of upland Sues for discriminations city Manger Vagnozzi the first city manger time of my injury she was their less than 7 months Sues upland for wring terminations - August -3- 2021 - settle another case for discriminations from previews managers. Salazar V. Upland law suits against city of upland.

#### **Anxiety the most Emotional Distress: Dealing with Pain & Suffering**

*However, when it comes to paying Companions Petition lost income pain and suffering, Causes by Negligent city of Upland carless - My long-term disability lawsuits involve emotional distress and evidences of suffering after injury . Defenders attnoyy facing crime And Court inset of Sanctions defefenter abuser - Sanctions petitions Innocent injure with pain and suffering.*

### **CONSTITUTIONAL AND STATUTORY**

**The Eight Amendments To The Constitution**  
Excessive bail shall not be required, nor excessive fines imposed, nor  
cruel and unusual punishments inflicted.

### **BILL OF RIGHT**

**The First Amendment to The Constitution**  
Guaranties the right to petition their government.

### **BILL OF RIGHT**

A vexatious litigant is subjected to a pre-filing order under Section 391.7. Also, a defendant may move the court, upon notice and hearing, for an order requiring the plaintiff to furnish security or for an order dismissing the litigation under Section 391.1. (Full text of CCP391 in Appendix.

**Sanctioning Process 67 N. 130 Federal Judicial Ctr. 19888**

Carl Tobias.

Civil rights conundrum 28 GA I. REV. 901. 934  
(1992)

Andrews Carlaw Rice

The Right Of Access Court under the petition Clause of the First Amendment: Defending the Rights  
.60 Ohio St .L J.557 656 (1999)

Waldman First Amendment Right of Access

Spurs, Note 38.at 1056 Supra Note 4 .at 968

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### PETITION FOR WRIT OF CERTIORARI

Judgment on august 16-2021 - final Feb-28-2022  
Indicated the Character of reasons the U.S Court Consider

I am asking U. S higher Court for Justices to grant petitions Writ of Certiorari for review because ruling affected the interpretation and applications of the law involved the throughout the United States any times lower courts issuers conflicting decisions involving the same federal law. Petitions asking for Justice under federal law

petitions did file appeals Based on sections 96 of the CPC - Code of Civil procedure - 1908

Appeal from original decree based on any decree passed by a court exercising original jurisdictions before the court of on feb-11-2022 petitions writ of review hearing

Appeal which is authorized to hear the appeal in court. Because of Legal's errors - Court misconduct - unifies Vexations -

Appeal court decisions to all petitions cases and ordered was not Constitutional'

Court of appeal decision a conflict with the decisions of another court Superior court of San Bernardino the same important matter. Court of appeals 2th district three times petitions filed for Scammers summary judgment -

Appeal Court 2th division 4 district denying petition write rehearing -

Supreme court of Ca did not file petitions Writ for review

Because they do not file many cases

A guest 16-2021 It was an administrivia decision not Constitutions' of law According to petitioner brief true evidences attachments Superior court lower court Minuit orders on august- 16-2021 hearing was final and ended of the petitioner injury case and Superior court of San Barnenino made it final day and canceled September -10-2021 Settlement conferences hearing and November - 3-2021 final settlement.

All canceled dismiss -

First - file on August- 18-2021 court Superior judgment is final on august -16-2021 court of appeal denied because is not final

- Superior court did not follow the court rules for summery judgment rules and process and did not take is important petitions did not serve - final judgments again feb-28-2022 did not served the

petitions and close the petitions file when did contact with court - (appeal court always send the copy of orders)- petitions did file with appeal court

with detail 4 pages attachment merit to form L V110 court of appeal dined I because did not understand the petitions merit Impotent federal questions in a way that conflicts with a decision petitions did refill as petitions writ for rehearing more details - Still Error judgment

final judgment from appeal court on April -29-2022 - final I did not understand the merit and writ will not be file Scammer summary judgment with Frauds Crime did not file it with appeal court appeal court did not understand the merit and writs will not be acceptable and defenders False Motions of summary judgment will not be file because of Vexatious sections based on this Sections 96 of the CPC - Code of Civil procedure 1908

petitions from decree passed by the court with the consent of court. LV form and 4 pages merits of Vexatious because discriminations - unfair decision - Appeal court denied petitions Sanctions and petitions Venue because of Vexatious.

after petitions rights to stop the Valencia and 7 gang members paid to abused and harassment petitions injure on freeway and resident's street to Intensely have another major accident. Court award petitions A vexatious litigant on 2019 Stop petitions tights

### **ARGUMENT**

August -16-2021 hearing was hidden from petitions

Superior court of San Bernardino judgment was against U.S constitution of law fundamentally. A vexatious litigant on 2019 Stop petitions right

A guest 16-2021 It was an administrivia decision not Constitutions' of law Court

Motions of Summary judgment - is base on Jan -14- 2021 depositions by defender "Dumont" is Fraud Is Crime by court of law consultations of law is crime is perjury changed all true documents marital - information's - forging petitions statements of motions summary judgment based on false Statements is not true Statements Proved to petitions Judge has Conflict of interest . engaging to expiates communications and failure execute his judicial duties on timely fashion behavior out side of the courtroom with defenders van be issue testimony - Violations of FEDERAL LAW

CHAPTER 4. Forging, Stealing, Mutilating, and Falsifying Judicial and Public Records and Documents [112 - 117] ( Chapter 4 enacted 1872. ) 115.

(a) Every person who knowingly procures or offers any false or forged instrument to be filed, registered, or recorded in any public office within this state, which instrument, if genuine, might be filed, registered, or recorded under any law of this state or of the United States, is guilty of a felony. (b) Each instrument which is procured or offered to be filed, registered, or recorded in violation of subdivision (a) shall constitute a separate violation of this section.

hearing on august -16-2021 was only Less than 5 minutes nether be uniformity nor certainly in the laws for the security of the right for petition and court did not sit on the bench was harry to dismiss the injury Court did not allow the petitioner to defend herself. Court ordered there is no more court day or hearing this is final - petitions file respond to court this is Scammer motions summery judgments -

Even before petitions see the Tentative orders all based of false defenders' statement - Fraud - Crimes -

petitions file the EX- parties' motions

on Jan- 15-2021 hearing was Jan -23-2021 court defender did not show up (after served) Court did dismiss the ex-party motions court did not Seriously Frauds matters

And defenders purposely did not serve me - because defenders' statements is false

questions are petitions informed the court I did not served shocked court did not

followed the Unite State Sections 437 c (r) court rule for Motions if Summery Judgment

**Violate the law and not. (c) Document in support of motions Except civet l Sections 437 c (r) and rules 3.1351 the motions (1) Notice of motions by moving party for summary judgment or adjudication or both (2) (3) (4) (5) (e) Documents in oppositions to motions (1) (2) (3) (4) (g) evidence d documents. (1) Notice of motions by moving party for summary judgment or adjudication or both (2) (3) (4) (5) (e) Documents in oppositions to motions (1) (2) (3) (4) (g) evidenced documents. g) evidenced documents.**

Petitions got injuries from day of injury pain suffering finical hard ship life styles changed to the worse - And Court and defenders just been wasting petitions time. And from 2018- to 2022 standing for justice fighting with defenders emotional abused - harassment - Unethical behaviors Discriminations court power abused for my right -

petition needs money needs to live to survive - Negligent t destroy petitions important asset health representation; therefore, this law in question should not sustain.

As the Court explained in Button, the Petitioner to this Court may challenge the statute and court may invalidate it to avoid chilling the

exercise of protected activity by others: In Brockett v. Spokane Arcades, Inc.,

472 U.S. 491, 105 S. Ct. 2794, 86 L. Ed. 2d 394(1985). The Supreme Court in

Brockett ruled that the Washington statue was overbroad because it prohibited lust-inciting materials lust-inciting materials The Supreme Court

in Brockett ruled that the, and it is constitutionally overbroad. Under the over breadth rule the statutes that substantially restrict both non-protection

## **THE PETITIONS FOR WRIT OF CERTIORAI IS GRANDTED**

### **REASONS FOR GRANTING THE**

### **PETITION FOR WRIT OF CERTIORARI**

**The First Amendment to The Constitution  
Guaranties the right to petition their government.**

### **BILL OF RIGHT**

**Review on a writ of certiorari is not a matter of right, but of judicial discretion.**

**A petition for a writ of certiorari granted for compelling reasons.**

**That a lower court has incorrectly decided an important question of law and that**

the mistake should be fix to prevent confusions is similar case

Reasons errors in the Trials courts procedure and errors on the judge's interoperations of law

Legal's Errors -Substantial questions of law of general

petitions have a right to have a justice by law - need Justice to my injury case for this reason I am filing petition for writ of certiorari about with highs U.S court of justice case - that Cause by Negligent city of upland Oct- 20-2018 changed my whole life the worse.

the First Amendment

undertakings and activity secured under the First Amendment must be invalidated. Within the Right of Access to Court under the Petition Clause of the First Amendment: defining the Right, 60 Ohio St. L. J. 557, 656 (1999), the overbroad Statue of Vexatious Litigant prohibiting to petition to court, secured by First Amendment, to arbitrary selected litigants is unconstitutional in accordance with Brockett v. Spokane Arcades, Inc., 472U.S. 491, 105 S. Ct. 2794, 86 L. Ed. 2d 394 (1985)

A petition for a writ of certiorari is granted because Error consists of Erroneous

factual findings and misapplications of property state rule of law from Oct- 18- 2018 to 2022

The Sixth Amendments

Petitions had right to repressing her he self "No Chose's "other justice system did not respect the

petitions right and took the advantage of petitions rights

*Firstly - Justices system Soupier court - Court of appeal and Supreme court of Ca they did not follow the constitutions of Law for this reason Justices did not serve on my legal case with higher court Justin will be served*

The judgment on August -16-2021 based on dishonesty with court of U.S constitutions Scammers Motions of summary judgment And Motions of Summery judgment based on Jan 14- 2021 defender "Dumont" fraud and Crime Forge petitions testimony to his testimony

for this fraud reason petitions did file Ex party motions on Jan-15- 2021 served the defenders all three defenders Dumont did not showed up - Valencia showed up on the phone and lied onto hearing by remote the Oaths she does not know about it -

A- she did serve as well if she did not know about it how come she did show up on hearing by Remote petitions asked where is Dumont he did serve - Misconduct of Judge did miss the ex-party - Misconduct ethical Deforester forge and changed all petitions testimony - and Motions of Scummy judgment id Camera - unethical defenders' behaviors and court and defender talk about case outside the court house.

Court Misconduct Discriminations.

Appeal court 2th 4 district - Sperms court of Ca did not file the petitions for review and writ for rehearing to court to prevent a petitioner from filing civil suit, that this action or law is

Court of Appeal 2th district in Riverside ordered with EROORS ended my case prematurely.

**Court of Appeal - ended my case prematurely, because of the same important issues with soupier court**

**The nature and purpose behind the restriction of VLS is its impact on the right of access to court for arbitrary selected litigants? The question is. Is VLS unconstitutional when it lacks accuracy and targets in pro per litigants who are too poor to retain attorney and discriminates**

**California Code of Civil Procedure - CCP § 391 has no procedure by which a defendant, a party not seeking a claim for affirmative relief, can be declared a vexatious litigant. California Code 391.7 is directed at plaintiffs and by implication In Pro Per Alicia is merely defending claims asserted against her (including asserting affirmative defenses or verified denials),**

**shouldn't be proclaimed as vexatious litigant. In Shalane v. Girardi (2011) 51 Cal. 4th 1164, in which it held that the Vexatious Litigant Statute is applied only to actions filed by Pro Se plaintiffs, but it limits a judicial access reserved to all citizens allowing them to publicly air their disputes, seek compensation for violated rights and interests, and ultimately gain a sense of vindication.**

**To contrary, in Carl Tobias, Civil Rights Conundrum, 26 GA. L. REV. 901, 934 (1992) the Supreme Court has long held that the First Amendment right to petition prohibits punishing persons who pursue legitimate litigation for an apparently improper purpose. Waldman, supra note 4, at 968 (noting, "the right to obtain a remedy and to access the courts for assistance has its genesis**

**Defenders and Soupier Court and presiding Judge did SCOPE OF RULS CHAPERT 1 CHAPETR 2 and CHAPERT 3 - they all did against Constitutions of law rule and federal dishonesty with court of law.**

**I have a right for the right Justice because I do not have my health mobility and Strengths as before I am only one to supporting myself and take care of my bills my health.**

**Jan- 14- 2021 depositions is Fraud**

**CHAPTER 4. Forging, Stealing, Mutilating, and Falsifying Judicial and Public Records and Documents [112 - 117] (Chapter 4 enacted 1872.) 115.**

**(a) Every person who knowingly procures or offers any false or forged instrument to be filed, registered, or recorded in any public office within this state, which instrument, if genuine, might be filed, registered, or recorded under any law of this state or of the United States, is guilty of a felony. (b) Each instrument which is procured or offered to be filed, registered, or recorded in violation of subdivision (a) shall constitute a separate violation of this section.**

**Cal. Code Civ. proc 437 a (2) motions must be served motions and Supporting party must Shall be served on all others parties to the actions at least 76 days before the time be serve with other party. (b) 3 - (6) Sections 1005 relating to the method of serving of Oppositions Reply papers Sedations 1005 and 1013 extending the time with witch a right mat be exercised. (**

**(d) Objections based on the failure to comply with requirements of this subdivisions**

**(1) (A) (I) A (ii) A (2) (t) of Sections 437 C of the Code of Civil procedure. Court shall here the motions that resolution of this motions will further the interest of judicial economy**

**All Sections. California Rules of court**

**3.1350. Motion for Summary Judgment or Summery adjudications**

**(a) Definitions as Used in this rule**

**(1) Motions refers to either a motion for summary judgment of the motions for summary adjudication (2)": Materials facts" are facts that relate to the cause of actions claim for damages issue**

of duty or affirmative defense that is the subject of the motions and that could make a difference in the depositions of the motions. (b) Motions for Summary adjudications  
(c) Document in support of motions Except civet I Sections 437 c (r) and rules 3.1351 the motions (1) Notice of motions by moving party for summary judgment or adjudication or both (2) (3) (4) (5) (e)

*As the Court explained in Button, the Petitioner to this Court may challenge the statute and court may invalidate it to avoid chilling the exercise of protected activity by others: In Brockett v. Spokane Arcades, Inc.,*

*472 U.S. 491, 105 S. Ct. 2794, 86 L. Ed. 2d 394(1985). The Supreme Court in*

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*undertakings and activity secured under the First Amendment must be invalidated. Within the Right of Access to Court under the Petition Clause of the First Amendment: defining the Right, 60 Ohio St. L. J. 557, 656 (1999), the overbroad Statue of Vexatious Litigant prohibiting to petition to court, secured by First Amendment, to arbitrary selected litigants is unconstitutional in accordance with Brockett v. Spokane Arcades, Inc., 472U.S. 491, 105 S. Ct. 2794, 86 L. Ed. 2d 394 (1985)*

Granted for the Justice

## CONSTITUTIONAL AND STATUTORY

### PROVISIONS INVOLVED

The First Amendment to The Constitution  
Guaranties the right to petition their government.

The Eight Amendments to The Constitution  
Excessive bail shall not be required, nor excessive fines imposed, nor  
cruel and unusual punishments inflicted.

The Fourteenth Amendment to The Constitution  
Clause says that 'No state shall make or enforce any law which shall abridge the  
privileges or immunities of citizens of the United States.' " No State shall "deny to any person  
within its jurisdiction the equal protection of the laws, and the right of access to the  
courts.

### Bill of Rights

## CONCLUSION

Vexatious Litigant Statue under California Code of Civil Procedure - CCP § 391 deprives pontoniers her right to petition for redress in civil case for personal injury and protection from Plaintiffs prosecution in injury case law. Farad - False statement Scammer Summery judgments final ruling to close the injury case -

August -16-2021 was final according to Court ruling and petitions appeal with appeal court 2th division deny appeal Suspire court Singed the judgments final closing on Feb-28-2022 Never served the petitions - petition file it with appeal -2th divisions - appeal court because of vexations litigations unfair against the petitioner dined to file appeal the Scammer summary judgment.

The Constitution protects the rights of every citizen against discriminative and unjust laws of the State by prohibiting such laws. The State must not so structure it as to arbitrarily deny to one person or group of litigants the rights or privileges available to others. This denial of rights for which the State alone is responsible is the great seminal and fundamental wrong. The coercive remedy to be provided must necessarily be predicated upon that wrong. It must assume that in the cases provided for the evil or wrong actually committed rests upon State law or State authority for its excuse and

perpetration. The profiling order requirement of Vexatious Litigant creates of absolute immunity for represented by attorney wealthy litigants and 35 elevates Vexatious Litigant Statuary Law above Petition Clause of the First Amendment. Based on the additional development of filling of court the petition for Writ of Certiorari in the civil and injury case of the person too poor to have a No legal representation No one wanted to get involve with all Scammer from Oct-18-2019 through

August 16-2021 along with the Compelling reasons expressed in the Instant, Petitioner respectfully urge this Court to grant Certiorari to ensure certainty and consistency in the application of law by united states under U.S Constitution of Law.

I petitioner - Declare under penalty of perjury under the law of California "United Stated"

that the forgoing is true and correct for best of my knowledge.



Thank you ,

Foroud Foladpour

Date - August -15-20 22