

No. 22-6941

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
OCT 20 2022
OFFICE OF THE CLERK
SUPREME COURT, U.S.

TERRY KERR-ETAL — PETITIONER
(Your Name)

VS.
ALDRIDGE/PITE LLP; ETAL — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

TERRY KERR

(Your Name)

2675 STARKS WAY

(Address)

RENO, NEVADA 89512

(City, State, Zip Code)

775-437-0647

(Phone Number)

QUESTION(S) PRESENTED

1. THE DEFENDANT-APPELLEES ALDRIDGE/PITE, LLP WERE SERVED THE SUMMONS AND COMPLAINT BY A PROCESS SERVICE AND IT WAS FILED IN THE COURT, BUT ALDRIDGE/PITE LLP NEVER RESPONDED TO THE COURT AND IT WAS NOTICED IN THE DISMISSAL THAT ALDRIDGE/PITE LLP NEVER DID RESPOND TO THE SUMMONS AND COMPLAINT BUT THE FEDERAL JUDGE DU DISMISSED THE CASE WITHOUT THEM EVER REPLYING TO THE COURT!
2. THE PLAINTIFF PRO-SE DID DO A MOTION FOR SUMMARY JUDGEMENT ON THE MERITS BUT THE COURT REFUSED TO DO ANYTHING AND THEN ANOTHER DEFENDANT REPRESENTED BY HOUSER LAW FIRM FILED A MOTION TO DISMISS AND MY MOTION FOR SUMMARY JUDGEMENT WAS NEVER EVEN LOOKED AT BY THE COURT! THE PLAINTIFFS HAD THE DEFENDANTS STONE COLD CAUGHT AND ALL WAS PROVEN WITH EXHIBITS OF PROOF, WITH FACTS AND WITH THE TRUTH OF THE CASE, BUT THE TRUTH, THE FACTS, AND THE PROOF NEVER WAS ENEN LOOKED AT!
3. THE PLAINTIFFS WERE GIVEN A LOAN MODIFICATION BY THE DEFENDANT PHH MORTGAGE SERVICES. THE PLAINTIFFS AGREED TO A \$199,000 DOLLAR LOAN MODIFICATION AGREEMENT WITH \$1289.00 PER MONTH FOR 30 YEARS WITH A 3 PERCENT LOAN. THE MODIFICATION AGREEMENT WAS TO BE LEGAL AFTER 3 MONTHLY PAYMENTS WERE MADE. THE 3 MONTHLY PAYMENTS WERE MADE IN FULL ON TIME AND THEN THE PLAINTIFFS WERE TO GET THE FINAL LOAN MODIFICATION AGREEMENT THE PHH MORTGAGE SERVICES DID ADD ON A \$150,000 DOLLAR BALLOON PAYMENT AND THE GUY FROM INDIA ALSO ADDED ON A \$10,000 DOLLAR PAYMENT TO HIMSELF. WELL, WE NEVER AFREED TO ANY BALLOON PAYMENT AND THE NEW PAYMENT WENT TO THE DUESCH BANK WHO HAD NOTHING EVER TO DO WITH THIS HOUSE LOAN!

LIST OF PARTIES

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

[x] All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

1. ALDRIDGE/PITE LLP
2. KATHRYN MOORER ESQ.
3. PHH MORTGAGE SERVICES

RELATED CASES

TERRY KERR v NEWREZ THIS CASE WAS IN THE NINTH CIRCUIT COURT OF APPEALS FOR 7 YEARS BEFORE THE OCWEN LAWYERS GOT IT DISMISSED.

THE TERRY KERR V. JUDGE DIANE BARZ AND CHARLES BRADLEY PROSECUTOR WAS RULED UPON BY CHIEF JUSTICE GOODWIN AND HE SAID THAT A JUDGE CANNOT BE SUED IF THE OPPERATE WITHIN THE SCOPE OF THE JUDGESHIP BUT WHEN A JUDGE SENDS A PERSON TO PRISON WHEN THE PERSON WAS FOUND NOT GUILTY IN A JURY TRIAL, THE JUDGE IS OUTSIDE THE SCOPE OF THE JURISDICTION OF A JUDGE AND CAN BE SUED. WELL, WHEN A JUDGE DU REFUSED TO DO AN ORDER ON THE MOTION FOR SUMMARY JUDGEMENT IN THE CASE BUT THEN DOES A MOTION TO DISMISS WHEN THE MOTION FOR SUMMARY JUDGEMENT WAS NEVER RULED UPON CAUSE THE TRUTH, THE FACTS AND THE EXHIBITS OF PROOF DID MERIT THE MOTION FOR SUMMARY JUDGE MENT BUT WAS NEVER EVER LOOKED AT AND NOTHING WAS DONE!

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CASE, NO. 21-17053 and district court no. 3:21CV00147
THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT
APPENDIX A ALDRIDGE/PITE LLP SENT THE PLAINTIFFS A DEFAULT NOTICE
AND WE WERE BEING EVICTED FROM THE HOUSE IN FEBRUARY, 2020 AND
THIS WAS A VIOLATION OF 18 U.S.C. 3559, 3551, 42 U.S.C. 271 AND
42 CFR 70.18 THERE COULD BE NO EVICTIONS OR DEFAULTS, 200,000 FINE
APPENDIX B

THE COMPLAINT DID HAVE ALL THE FACTS, THE TRUTH, AND THE EVIDENCE
APPENDIX C AND THE PROOF SUFFICIENT TO STATE A CLAIM FOR RELIEF AS IN (IQBAL, 556 U.S. AT 678, AND THE MOTION FOR SUMMARY
JUDGEMENT DID SHOW THE FACTS, THE TRUTH, THE EVIDENCE, AND ALL THE
PROOF SUFFICIENT TO STATE A PLAUSIBLE CLAIM FOR RELIEF AS IN
APPENDIX D ASHCROFT V. IQBAL, 556 U.S. 662, 678 (2009). BUT THE MOTION WAS NEVER EVEN LOOKED AT!

APPENDIX E

THE PHH MORTGAGE SERVICES PAID TO HAVE THE PLAINTIFF KILLED
AND INJURED AND SLANDERED ON PURPOSE. THIS CAUSED THE PLAINTIFF
APPENDIX F PHYSICAL, EMOTIONAL, AND FINANCIAL PROBLEMS AND THE
WHAT HAPPENED, WHO DID IT, WHERE IT WAS DONE, HOW IT WAS DONE,
WHO PAID FOR THE CRIMES DONE TO THE PLAINTIFF AND WHEN THEY DID
THE SAME THING TO ONE OF THE PLAINTIFFS FRIENDS THAT THEY DID TO

THE PLAINTIFF THE PLAINTIFFS FRIEND DIED. NOTHING WAS EVER DONE
ABOUT HER BEING MURDERED BY THE PHH MORTGAGE CRIMINAL WHO PAID
TO HAVE HER KILLED. THIS WAS ALL IN THE PLAINTIFFS MOTION FOR
SUMMARY JUDGEMENT AND NOTHING EVER HAPPENED, THE COURT REFUSED
TO DO ANYTHING ABOUT THE MOTION FOR SUMMARY JUDGEMENT, THIS WAS

(A COMPLETE AFFRONT TO THE JUSTICE SYSTEM AND THE DEFENDANTS
WILLFULLY NEGIGENTLY, AND INTENTIONALLY VIOLATED THE PLAINTIFFS
(DUE PROCESS RIGHTS)

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

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

OPINIONS BELOW

For cases from federal courts:

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

reported at _____; or,
 has been designated for publication but is not yet reported; or,
 is unpublished.

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

reported at _____; or,
 has been designated for publication but is not yet reported; or,
 is unpublished.

For cases from state courts:

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

reported at _____; or,
 has been designated for publication but is not yet reported; or,
 is unpublished.

The opinion of the _____ court appears at Appendix _____ to the petition and is

reported at _____; or,
 has been designated for publication but is not yet reported; or,
 is unpublished.

JURISDICTION

[] For cases from federal courts:

The date on which the United States Court of Appeals decided my case was SEPTEMBER 23, 2022.

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

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

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

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

THE PETITION FOR WRIT OF CERTIORARI WAS FILED ON THE 19th DAY OF OCTOBER, 2022, and the petition for writ of CERTIORARI WAS SENT TO THE DEFENDANTS COUNSEL.

[] For cases from state courts:

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

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

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

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

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

TERRY KERR ETAL V. ALDRIDGE/PITE LLP ETAL
D.C NO. 3:21-CV-00147-MMD-CLB AND THE UNITED
STATES COURT OF APPEALS FOR THE NINTH CIRCUIT
CASE NO. 21-17053

DISTRICT OF MONTANA, BILLIGS CASE NO. 13

STATUTES AND RULES

RENT A CENTER, INC. V. CANYON TELEVISION, 944 F2d 597, 602
91991) CITING LOS ANGELES COLISEUM COMM'N V. NAT'L FOOTBALL
LEAGUE 634 F2d 1197, 1201, (9th CIR (1980). HARM AND
FUTURE HARM MANDATE.
18 U.S.C. 3559, 3551, 42 U.S.C. 271, and 42 CFR 70.18
THE ILLEGAL CDC ORDER, NO ACTION TO EVICT OR DEFAULT
ASHCROFF V. IQBAL 556 U.S. 662, 678 (2009)
THE FACTS, THE TRUTH, THE EVIDENCE WERE NOT EVEN CONSIDERED
TRUTH IN LENDING ACT 15 U.S.C. 1601 ET SEQ. DISCLOSURE ACT
THE ILLEGAL CRIMINAL ACT OF ADDING A BALLOON PAYMENT THAT
WAS NOT PART OF THE ORIGINAL LOAN AGREEMENT

OTHER

THE PHH MORTGAGE SERVICES PAID PEOPLE TO HARM THE PLAINTIFFS,
THE PLAINTIFFS DOCTOR, THE PLAINTIFFS DENTIST, THE COMPANY
THAT DID HARM THE PLAINTIFFS CAR, THE DIFFERENT PLACES WHERE
THE PLAINTIFF ATE AT, EVEN THE NEVADA MOTOR VEHICLE DIVISION
WHERE IT TOOK YEARS TO GET A CLEAR CLEAN TITLE. EVERYONE WAS
PAID TO CAUSE THE PLAINTIFFS HARM, INJURY, AND DEATH.
THEY MURDERED MY FRIEND DOING TO HER WHAT THEY DID TO ME!

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1. THE FRAUDULENT ACT OF ALTERING A LOAN MODIFICATION LOAN

AFTER IT WAS AGREED ON IS PROHIBITED BY 1692 E AND 1692 F ~~1692 E~~ PROHIBITS THE UNFAIR AND CRIMINAL PRACTICES OF THE DEFENDANTS AND 1692 G REQUIRES VALIDATION OF THE CONTRACTS SO THERE IS NO STEALING OF THE PLAINTIFFS HOUSE BY ADDING \$160,000 DOLLAR BALLOON PAYMENT.

2. THERE WAS OUTRAGEOUS AND INTENTIONAL RECKLESS DIS REGARD OF THE PLAINTIFFS DUE PROCESS RIGHTS THAT THAT THIS WAS THE ACTUAL AND PROXIMATE CAUSE OF THE EMOTIONAL AND THE PHYSICAL DISTRESS AND IS COVERED IN THE CITING (SEE STAR V. RABELLO, 625 P.2d, 90-92((NEV 1985).

3. where the plaintiffs justified expectations were denied, THE TILA ACT WAS TO PROTECT THE PLAINTIFFS FROM THE FRAUDULENT PRACTICES AND FRAUDULENT CONCEALMENT OF THE ILLEGAL ACTIVTIES. SEE 15 U.S.C. 1631, 32 12 cfr 226, 17 , QUOTING 53 C.J.S. LIBEL SLANDER 13 P 59. THE UNLAWFULLNESS WAS THE DEFENDANTS MEANS TO USE AN ILLEGAL MEANS TO ACCOPLISH A LAWFULL PURPOSE!

4. THE PHH MORTGAGE SERVICES PAID CRIMINALS TO HARM US, TO DESTROY US BY ANY MEANS POSSIBLE, AND PAID DOCTORS DENTISTS AND EVEN PHARMISISTS TO HURT US. THE PLAINTIFF IS A DIABETIC AND WAS GIVEN A BAD BOTTLE OF INSULIN ON PURPOSE TO HURT OR KILL THE PLAINTIFF, THE PERSON THAT DID IT TOLD WHAT HAPPENED AND WHO PAID HIM AND WHO WAS BEHIND THE PURPOSEFULL CRIME! HOW EVER THE FEDERAL JUDGE DU DID NOT ALOW THE MOTION FOR SUMMARY JUDGEMENT CAUSE OF THE TRUTH,FACTS,EVIDENSE AND THE PROOF OF THE CRIMES WAS MADE MUTE MONTHS LATER WHEN THE DEFENDANT DID A MOTION TO DISMISS AND THE DEFENDANT NEVER EVEN RESPONDED EVEN THOUGH THEY WERE SERVED

STATEMENT OF THE CASE

1. THIS CASE HAS BEEN GOING ON FOR 15 YEARS. IN THE 2008 LOAN MODIFICATION THE PLAINTIFFS PAID THE FIRST 3 PAYMENTS AS WERE TO FINALIZE THE LOAN MODIFICATION AND THEN THE PLAINTIFFS GOT THE FIRST PAYMENT IN THE MAIL. IT WAS TO BE \$1235.00 DOLLARS PER MONTH AS WE ALL DID AGREE TO BUT THEN A BOTTOM FEEDER FROM INDIA ADDED A \$5000.00 DOLLAR FEE TO THE FIRST PAYMENT AS HIS FEE TO DO THE LOAN MODIFICATION. THIS WAS NEVER AGREED TO AND THE PLAINTIFFS KNEW NOTHING ABOUT THE \$5000.00 FEE TI THE SCOUNDRLA FROM INDIA. SO WE CALLED THEM AND THEY SAID NOTHING COULD BE DONE. SO JUST PAY THE NEW ILLEGAL FEE OR THEY WOULD REPOSESS THE HOUSE. WELL WE FILED A LAWSUIT AND OF COURSE IN IDAHO WE LOST. HOWEVER WHEN THE EVIDENSE WAS PRESENTED TO THE 9th CIRCUIT COURT THEY PUT THE CASE IN THE BOTTOM DRAWER KIND OF THING. THEN 7 YEARS LATER WHEN THE MORMAN MAFIA FOUND OUT ABOUT IT THEY PAID SOMEONE AND THE CASE WAS DISSED MISSED.

2 SO WE FILED A PETITION FOR WRIT OF CERTIORARI IN THE UNITED STATES SUPREME COURT. THEN THE PHH MORTGAGE SERVICES SAID IF WE DID DROP THE CASE IN THE UNITED STATES SUPREME COURT THEY WOULD GIVE US A LOAN MODIFICATION. SO WE DISCONTINUED THE UNITED STATES SUPREME COURT CASE AND DID THE LOAN MODIFICATION WITH THEM. THE AGREEMENT WAS FOR A 30 YEAR LOAN AT 3 PERCENT AND \$199,000 DOLLAR OWED. WE HAD TO PAY THE FIRST 3 PAYMENTS IN FULL AND ON TIME AND WE DID. THEN WHEN WE GOT THE LOAN MODIFICATION AGREEMENT TO SIGN ~~AND ALL WAS NOT FINE~~ ONCE AGAIN THE GUY FROM INDIA ADDED A \$150,000.00 BALLOON PAYMENT AND ADDED \$10,000.00 FEE DUE IN 15 YEARS. SO THE PLAINTIFFS FILED A NEW LAWSUIT! AMAN.

REASONS FOR GRANTING THE PETITION

1. WELL, THE LAWYER FROM IDAHO WOULD NOT HAVE ANYTHING MORE TO DO WITH THE CASE WHEN IT WAS BROUGHT UP THAT THEY PAYED TO HAVE TERRY KERR KILLED. IN THE CASE TO THE 9th CIRCUIT COURT THE BILL WITH THE 23 TIMES TERRY KERR WENT TO THE EMERGENCY WARD CAUSE OF THE BOTTOM FEEDERS PHH MORTGAGE SERVICES PAID THE MORMAN MAFIA FOLKS TO KILL THE PLAINTIFF. WHEN A FRIEND OF THE PLAINTIFF WAS SEEN HANDING OUT CANDY AT THE PLAINTIFFS HOUSE ON HALLOWEEN SHE WAS GIVEN THE SAME THING THAT MADE TERRY KERR GO TO THE EMERGENCY HOSPITAL. SHE CALLED TERRY KERR AND WHEN HE WENT AND SEEN HER SHE HAD ALL SAME ISSUES THAT SENT TERRY KERR TO THE HOSPITAL. HE DID SURVIVE BUT SHE DIED. TERRY KERR DID FILE A 178 PAGE LAWYER COMPLAINT WITH THE STATE BUT NOTHING HAPPENED, ALSO WROTE THE U.S. ATTORNEY FOR IDAHO AND THE GOVERNOR ETC. NOTHING HAPPENED. HOW EVER MURDER IS STILL A CRIME AND THE SAME LAWYER GROUP IN IDAHO NO LONGER WANTED TO REPRESENT THE PHH MORTGAGE SERVICES AND THE LEGAL MOTION WAS PUT INTO A SEALED DOCUMENT AND THE CASE WAS DISMISSED. THEN THAT EVIL LAWYER BUNCH GAVE THE CASE TO KATHYRN MOORER ESQ. AND ALSO GAVE HER THE LIST OF EVIL BOTTOM FEEDERS THAT THEY USED. THEN THE ALDRIDGE/PITE LLP GOT THE CALL AND THEN THEY BOUGHT OFF MY DOCTOR LIKE THEY DID IN IDAHO AND USED HIM TO GIVE ME A DISEASE ETC. WELL, ALSO THEY PAID A DENTIST TO TRY TO KILL ME. I HAD A TOOTH PULLED THEN AFTER THE TOOTH WAS PULLED THE DENTIST DRILLED A HOLE IN THE HOLE AND PUSHED DOWN SO HARD IT DID DISLOCATE MY JAW. THEN THE DENTIST GAVE ME A DRUG THAT WOULD KILL ME AND THE PHARMISIST TOLD ME NOT TO TAKE IT, CAUSE IT WOULD KILL ME. THEN A WOMAN ILLEGALLY EVICTED MY SON WHO HAD TO THEN STAY WITH ME AND A PERSON AT THE HOUSE HAD COVID AND WAS UNDER THE 14 DAY STAY AT HOME, THEY COULD KILL ME ~~WITH~~ COVID, SHE WAS PAID.

WHEN THE WOMAN DOING THE ILLEGAL EVICTION WAS TOLD THAT THE 72 year old could GET COVID AND DIE, SHE SAID THAT NOT HER PROBLEM and she had her lawyer do an eviction order and the judge in her pocket signed it, the SHERIFFS OFFICE SAID THAT DUE TO THE COVID LAW IN DECEMBER, 2020 THERE COULD BE NO EVICTIONS, SHE JUST LAUGHED AND SAID THE EVICTION IS FOR A BLACK MAN AND LAUGHED. WELL, ONCE AGAIN THE PLAINTIFF LIVED AND LATER GOT HIS COVID SHOTS.

THEN JUST LIKE IN IDAHO IN RENO WHERE EVER I GO TO BUT FOOD I AM TREATED BAD AND THEY PURPOSELY BURN MY FOOD AND ETC AND GET PAID BY THE PHH MORTGAGE BOTTOM FEEDERS. I HAD MY CAR TRANSMISSION FLUID DRAINED AND ON THE WAY HOME MY CAR BROKE DOWN. ETCETCETCETC

CONCLUSION

THEY BURNED MY GIRLFRIENDS EYES AND GAVE THE PLAINTIFF DISEASES AND BROKE EVERY LAW THERE IS CAUSE EVERY ONE CAN BE BOUGHT OFF THERE IS NO JUSTICE AND WE ARE ASKING FOR JUSTICE!
The petition for a writ of certiorari should be granted.

SO WE CAN PROVE THE CASE AGAIN SO THAT SOMEONE WILL ACTUALLY READ THE PROOF, THE EVIDENCE, THE FACTS AND JUSTICE CAN HAPPEN!

Respectfully submitted,

TERRY KERR



Date: DECEMBER 18, 2022