

22-7003  
No.

IN THE  
SUPREME COURT OF THE UNITED STATES

Justin Melton — PETITIONER  
(Your Name)

Supreme Court, U.S.  
FILED

FEB 23 2023

David Penny & DCS, Petersburg, IN et al. VS. RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

District Court of Southern Indiana

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

PETITION FOR WRIT OF CERTIORARI

Justin Melton  
(Your Name)

205 Missouri St  
(Address)

Evansville, IN 47711  
(City, State, Zip Code)

812-602-9426 / 812-359-8322  
(Phone Number)

Are Habeous Petitions, &/or Emergency return of a Child Habeous Corpus Petitions real?

Is Case Law a thing or should my established Paternity & 5 time reiterated, but ignored rights take? Yet Child Support, Stolen tax exemptions, Suspended license, Lien on Vehicle & Monthly attacks on Credit All I was ever entitled to?

Is Contempt Possible for YEARS of ignoring & disregarding Court orders & withholding Abuse & neglect OK?

Is DCS Allowed to "Tell me I Can't See my Child?" Can DCS use my clean record & my "Joint Custody" to decide my child's possible Foster Placement, while denying me the ability to speak to, make medical & safety decisions, or exercise my right to comfort & give affection to my child? Can Courts ignore Court orders? Deny requests to be heard & be treated as a human? While modifying & manipulating Parole work to help repeat offenders?

## LIST OF PARTIES

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

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:

Jessica & Jared Perry  
Julie Weeks (of DCS)  
Stephanie Gilmore (of DCS)  
Brittany Clark (of DCS)

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## TABLE OF AUTHORITIES CITED

### CASES

### PAGE NUMBER

A-1	3:22-CV-00096-RLY-MPB	A1
B-132, B4	63 C01-2202-JM-000012 63 C01-2112-F6-000314 & 000317	B1
C-1, 2	6201-2202-PO-000025	B4
E-12	Various Charges/ Dismissals	

### STATUTES AND RULES

1<sup>st</sup>, 5<sup>th</sup>, 8<sup>th</sup>, 14<sup>th</sup>, & 9<sup>th</sup> Amendments  
 Rules on Dismissal w/out Prejudice/ Denial  
 of Due process & transfer whilst recognising  
 no jurisdiction over chattels.

### OTHER

3-8-22 Add to Recording of DCS Denying  
 Parenting time 10:43 & 10:03  
 Pike Clerk printing I.A. 3-8-22  
 7-29-22 Shively Clerk Vanderburgh admitting I was not  
 in court, Although they entered me as in person by Attorney.

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 A2 to the petition and is

reported at Unknown on Publication; 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 A1 to the petition and is

reported at 10-3:22-CV-00096-RLY-MPB; 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 B1 to the petition and is

reported at 63C01-2202-JM-000012; or,  
 has been designated for publication but is not yet reported; or,  
 is unpublished. Dismissed?

The opinion of the Appeals Court court appears at Appendix A2 to the petition and is

reported at Unsure; 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 10/14/23

*Feb 2, 2023*

No petition for rehearing was timely filed in my case.

A timely petition for rehearing was denied by the United States Court of Appeals on the following date: 2-2-23, and a copy of the order denying rehearing appears at Appendix A2.

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).

Lack of Subject matter Jurisdiction & Defendant of USC 242 Title 18, Color of Law as well as Case Law, I've been forcefully withheld from all Parental rights Per DCs, Pike Courthouse, Vanderburg 6 G.A.L. Not heard, For cases from state courts: Writ of Habeas & Parolimony 82001-0909-JP-000625 Return of child Writs of Habeas ignored. *Feb 2, 2023*

The date on which the highest state court decided my case was Feb 2, 2023  
A copy of that decision appears at Appendix A1 A2 *Feb 2nd 2023*

A timely petition for rehearing was thereafter denied on the following date: 2-2-23, and a copy of the order denying rehearing appears at Appendix A2.

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

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

**CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

Federal (5th Amendment)

State & Constitutional

1st, 5th, 8th, 14th Amendments.

U.S.C 242 Title 18: Color of Law

Brown V. Daniels 128 Fed. APPX 910, 915 (3d. Cir. 2005)

Fuentes V. Shevin 407 U.S. 6780, 925.C. + 1983. 1994 (1972)

Troxel V. Granville 530 U.S. 5765-66 120 S.C. + 2054, 2060 (2000)

Roberts V. Mentzer, No. 09-325, 2010 WL 2113405 (3d. Cir. May 27, 2010)

Doe V. Fayette County Children and Youth Servs., 2010 WL 4854070 + 9-18  
Hernandez ex rel. Hernandez v. Foster, 657 F.3d 463, 474 (7th Cir. 2011)

STATEMENT OF THE CASE

I WAS withheld from all Contact from my ch:ld via Jessica Perry, Jared Perry, the Department of Child Services, in its entirety, of Indiana, working in unison with employees of Pike County as well as Vanderburgh County Courthouse employees. I did not file for or approve "Marie Brown" as GAL only "Amy Badesse".

I appear to have unknowingly had an No Contact Order placed on myself, fraudently, and attatche to an unrelated case, in which I pled Not guilty to appratianally 10 sepearte times, I included in Certiorari under 6, 7, & 8, \* it appears Conner O'Daniel, was aware & used Deception to myself as to his alleged intentions to properly represent myself, most importantly, the interests of my child. Conner O'Daniel specifically stated all matters involving my child, as well as myself occurring incorrectly in Pike County, had no correlation, or connection to him, or his representation of myself. Conner O'Daniel made Court orders pertaining to April 19 2022, in which restricted my Contact, under the guise of allowing Contact, in which the order showed the fraudulent Protective order Place on myself barring my Contact with my child. Case # 82D01-2203-PO-1108 as consolidated into 82D01-0404-JP-000625.

I had filed Writ of Habeas Corpus as well as emergency return of a child held of Habeas Corpus in Vanderburgh Courthouse to no avail, as well as on or about July 5<sup>th</sup> of 2022 I filed writ of Habeas Corpus in the District Court of Indiana found at "A5" to no avail, and Allegedly as well as according to Jessica Perry's Sworn testimony under oath on November 7<sup>th</sup> of 2022 in Vanderburgh Courthouse, our child "JMM" was dropped off to unknown to myself parties around May of 2022, And "JMM" returned from the State of Georgia after approximately two and half months of no physical Contact of Jessica Perry or myself to Indiana.

There have been several issues of Fraud, Deception, Perjury, Kidnapping, trafficking, forgery, neglect, & abuse, as well as Concealment & failures to prevent Justice. My child as well as Jessica appear under multiple names in multiple countries, And I appear as "Justin Meltzer" as well as "Justin Allen Meltzer" in District Court. I requested Jury trial 3 times, entered as "None" as well. Only upon submitting Audio files via USB to Indianapolis District Court was the 12/29/2022 filed case dismissed on 1/10/2023, of consolidate.

REASONS FOR GRANTING THE PETITION

DCS & Courts overstepping authority,  
disregarding all of my rights &  
for the safety of my child &  
others.

If Parental rights, as in the most basic  
right as to health, safety, and familial relations  
as well as Habeous Petitions, & ~~Case Law~~  
are not relevant, & Due Process is  
not recognised by the Courts at any  
level, to what is the point of W-D,  
& the Constitution?

Accountability, ~~& Mrs. J. M. M.~~  
I am providing recordings of DCS  
telling me "we've all told you you can't see  
her" in regards to my child.

Last hug & visit/parenting time 12-24-2021.

I was entered as "In Person by Attorney" by  
Judge Shively at Vanderburgh, whom appears to be working  
with DCS to prevent my parental rights with Pike Courthouse.

Jan 16<sup>th</sup> 2022 "Recording" from my child, I relates 18<sup>th</sup> & Jan Pretrial Diversion.

During the mediation or Pretrial Conference I was entered as in Person by Attorney on 7-27-2022, Continued Slander, in which I have pending Lawsuit for Defamation Via Slander by MRS. Perry, & Libel via Stephanie Gilmour & Brittany Clark of DCS, the Courts of Vanderburgh Plan to force me to sign a document "admitting" Domestic Violence in which then there would be a document DCS can use to terminate my rights.

I Pray a Writ of Prohibition on Judge Shively of Vanderburgh as well as any modifications to my non-recognized Custody - Reiterated for the 5<sup>th</sup> time 4-19-22 until a fair trial is held. **CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,



Date: 8/29/22 - Then Re Submitted OCT 18<sup>th</sup> 2022  
again 3-1-2023

