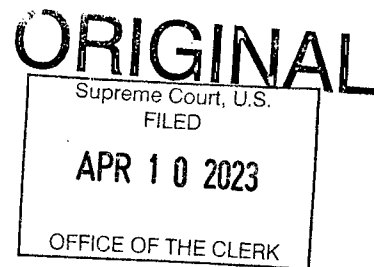


22-7340

No. _____



IN THE

SUPREME COURT OF THE UNITED STATES

DAMORIUS DONTAVIOUS GAINES — PETITIONER
(Your Name)

vs.

Geoffrey Eaton "et al." — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

DAMORIUS DONTAVIOUS GAINES
(Your Name)

LEE Correctional Inst. 990 Wisacky Highway
(Address)

Bishopville SC. 29010
(City, State, Zip Code)

(Phone Number)

QUESTION(S) PRESENTED

1. Did Affidavit Signed by Geoffrey Eaton violate my 4th Amend & Illegal Search and Seizures. For Lack of probable Cause?
2. Did trial Judge Corden Maddox Jr. Abuse discretion by denying Neil v. Biggers Suggestive identification motion?
3. Did State of South Carolina judicial Circuit perform malicious prosecution through incorporated infringement?
4. Did trial Counsel violate 6th Amend. Effective assistance of counsel?.
5. Did United States South Carolina judicial District Court violate the Lanham Act? and uniform Commercial Code?

- I. Did Magistrate Judge Geoffrey Eaton err in violating the 4th Amendment. Search and Seizure; probable Cause. By signing arrest warrant without a living human being listed as a entity/victim?
- II. Was the process by South Carolina 10th circuit judicial court legal?
- III. Did trial counsel Hadden Lucas; Lara M. Caudy, and Don A. Thompson all State appointed counsel conspire to violate my 6th Amend. right to effective assist.
- IIII. Does awareness, and a high level of consciousness justified The State of South Carolina Criminal justice system to deny relief of illegal conviction?

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:

- 1) Geoffrey Eaton
- 2) Craig A. Gardner
- 3) Catherine A. Huey
- 4) Cordell Maddox, Jr
- 5) ~~Warden Jensen~~ Hadden Lucas

- 6) Lara M. Corder
- 7) Don. A. Thompson

RELATED CASES

- 1) Noga v. City of Schenectady Police officers / Turpin v. Ray 613 F. Supp. 2d
- 2) Buck v. Davis 580 U.S. 100 | 137 S.Ct. 739
- 3) Erickson v. Pardus 551 U.S. 89 | 127 S.Ct. 2197 | 167 L.Ed 2d
- 4) Strickland v. Washington

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Judgment of 4th Circuit court of Appeals.
- APPENDIX B Arrest warrant by Geoffrey Eaton / Sentencing Sheet(s) signed
by Cordell Maddox Jr.
- APPENDIX C Dismissal by Supreme Court.
- APPENDIX D Appellate Brief by Laura Cawley
- APPENDIX E Appendix E Hadden Lucas correspondence with Solicitor's
office
- APPENDIX F Don A. Thompson correspondence to me admitting to not amending
my claims.

TABLE OF AUTHORITIES CITED

CASES	PAGE NUMBER
Huffman v. Sunshine Recycling, LLC	8:22-416-HMH-TER
Gaines v. Eaton	8:22-416-HMH-TER
Gaines v. Jackson	4:23-411 / 4:22-cv-298 MBS-TER
Gaines v. State of South Carolina	
Gaines v. Worden, LCC Correctional Inst.	4:22-3994-HMH-TER

STATUTES AND RULES

Amendment IV. Searches and Seizures; Warrants / § 20.1205.
Code 1976 § 12-49-910. Levy on personalty Subject to tax lien; Service of process.
35 U.S.C.A. Section 271 Infringement of patent.
36-8-112. Creditor's legal process.

OTHER

Proof of lack of probable cause for warrantless Arrest, 180 Am. Jur.
§ 587. Testimony of agent deceased.

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 B 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 BC 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, South Carolina court appears at Appendix D 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 February 24, 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: _____, 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).

☒ For cases from **state courts**:

The date on which the highest state court decided my case was July 8th 2020.
A copy of that decision appears at Appendix C.

☐ 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).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Petitioner personal property being invested in by the United States Corporation, wish to file a UCC (Uniform Commercial Code) financing statement leased upon a security agreement.

To the artificial entity (DAMORIOUS DONTARIOUS GAINES)

Debtor/person being the ENS Legis which the United States created after my mother signed the root of title (Birth certificate)

Through the 14th Amendment, an artificial person - corporate, entity Franchise entitled "citizen of the United States" was born into private corporate limited liability - Section 4 of the 14th Amend.

STATEMENT OF THE CASE

1). Judge Geoffrey Eaton, at the Anderson city police department. ON March 10th 2017 Signed into effect, arrest warrant # 2017A04120700278; For "attempted armed robbery." The arrest warrant Lack probable cause do to stating that victim was not a living entity, but a commercial building. There was never a report by a living human being making a claim, stating an attempt robbery transpired against their person. witness J. S. Key witness was replace in trail by false witness H. P. Giving false testimony to jury stating that a police call was made. This never took place.

Judge Geoffrey Eaton / Catherine A. Huey 10th circuit Solicitor for Anderson County in coded arrest warrant with a Code "730883" to perform estoppel through out my judicial process.

This all taken place to indulge in a insurance scam. Investment Scheme and Corruption by

Petitioner was took advantage of by all parties involved in their official capacity. Investments by Geoffrey Eaton, Catherine Huey, through out United States violated torts act, Because petitioner is looking to become a Secured party creditor and handle my own affairs. Petitioner is aware of the Insurance Scam that Geoffrey Eaton indulged in. Through ~~his~~ his incorporated agency. Petitioner in the process of filing a UCC-1 Financial Statement to See Banking statements and all transactions made in my name during my times of incarceration from Georgia and South Carolina. Upon information provided through these financial statements. Any transactions without my consent will have me back in the Court Supreme at a later date.

REASONS FOR GRANTING THE PETITION

Do to filing suit petitioner is in imminent danger. Lack of medical assistance. Petitioner has constantly wrote request to the medical staff to be seen by a doctor do to underline medical condition by doctor when I arrived in prison. The medical staff here at Lee Correctional continuously ignore all request. Petitioner suffers from a complicated liver problem. Petitioner has also requested medical records, but medical staff refuse to provide records so I could prove to court my complaint. Do to mentioning warden and staff member that work at this institution petitioner receive all per treatment by inmates that secretly work with staff here. Petition should be granted do to facts presented to prove actual innocence. Petitioner was not pointed out as suspect involved in any crime. During trial, or during investigation stage. Illegal/malicious practice took place to gain financially asset by all parties involved.

Petition should be granted because:

1. I did not commit the said crime.
2. Violation of Hankam act
3. Violation of tort.
4. Racketeer influenced Corrupt Organization by 10th circuit General Session Court of Anderson South Carolina.
5. Petitioner can only become a Secured party creditor if petition is granted.

Petitioner should have conviction judgment overturned ~~do~~ to facts presented. Insurance fraud committed by Geoffrey Eaton and government officials of Anderson county. Through their incorporated agencies.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Demetrius D. Lewis

Date: 4-10-23