

22-7457

§ 100:17,50 Petition For Writ Of Certiorari

1 of 8
ORIGINAL

Alternate Form

Reference

No. 22-6636 Bruce Buckner V. Porter
(0:21-cv-03873 TKW)

And

No. 22-6637 Buckner V Hamilton
(0:21-cv-03874-TLW)

Supreme Court, U.S.
FILED

MAR 20 2023

OFFICE OF THE CLERK

In The Supreme Court Of The United States

Bruce Allen Buckner,
Petitioner,
V

United States Of America,
Respondent,

On Petition For Writ Of Certiorari
To The
United States Court Of Appeals
For The Fourth Circuit

Questions Presented

1. Does a Stay in one civil proceeding pending the outcome of a criminal case extend to all other civil proceeding stemming from the same criminal case?

2. Did Magistrate Judge Shiva Hodges error, by failing to extend the Stay she granted the Defendants pending the State's criminal case, to the Federal criminal case?

3. Did Senior District Court Judge Terry Wooten and Magistrate Judge Shiva Hodges show prejudice by willfully violating the Stay to protect the Defendants, York County Solicitor, Daniel Porter and York County Clerk OF Court, David Hamilton from liability and possible criminal charges for failing to do their administrative duties, intentionally violating Brady, producing false evidence, denying the Petitioner's Sixth Amendment right to subpoena and cross-examine State's witnesses and denying the Petitioner's Fourteenth Amendment due process right to a fundamentally fair criminal proceeding?

Petition For Writ Of Certiorari

Bruce Allen Buckner Pro Se
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Table Of Authorities

Harbour Town Yacht Club Slip Owner's Ass'n
v. Safe Berth Management, Inc.

411 F.Supp. 2d. 641

11 USCA § 362(K)(1), Automatic stay.

32 C.F.R. § 935.00, Subpoenas.

18 USCA § 2, Principals.

18 USCA § 3C1.1. Obstruction or Impeding
the Administration of Justice.

18 USCA § 241, Conspiracy Against Rights.

Brady v. Maryland, 83 S.Ct 1194

United States Constitution Amendment VI

United States Constitution Amendment XIV

28 USCA § 455, Disqualification of Justice,
Judge or Magistrate Judge.

Hick v. City of New York 268 F.Supp.2d. 238

In re Looney 823 F.2d. 788

28 USCA Rule 8 Stay or Injunction Pending
Appeal (a)(1)(c) and (a)(2)(c)

28 USCA § 455, Disqualificate of Justice,
Judge or Magistrate Judge

18 USCA § 1505, Obstruction of proceeding
Local Rule 83-9.3, and 83-9.4, Duty Of
The Court.

Ruszezyk as

Alcala v. Texas Webb County 625 F.Supp 2d 391

Opinions

The Fourth Circuit Court Of Appeals affirmed the District Court dismissal of these 2 cases, in an unpublished per curiam opinion on December 29th, 2022, but the (5) five cases must be viewed as one action to see the total picture of bias and prejudice against the petitioner.

Jurisdiction

The unpublished per curiam opinion grants certiorari review in the Supreme Court under 28 USCA § 1254 (1). Therefore, the Supreme Court has jurisdiction.

Pertinent Slatutory Provision

Under 28 USCA § 455, Disqualification of Justice, Judge or Magistrate Judge. "It was the duty of Magistrate Judge Shira Hodges and Senior District Court Judge Terry Wooten to disqualify themselves when their impartiality became questionable."

In re Looney, 823 F.2d. 788 relief from an automatic stay requires notice and hearing."

Statement Of Facts

As a pro se, I stand-by the 1983 Civil Complaints in these cases, but the willful violation of the Stay has denied my Fourteenth Amendment due process right to address the underlying constitutional violations in a fundamentally fair criminal proceeding. The fact the Defendants, work with the United States District Court Division Of Rock Hill and these Judges on a daily basis, has created a bias and prejudice that a pro se petitioner can not over-come, without the Higher Court doing its job to protect my rights as an American Citizen.

Reasons For Granting This Petition

As a Supreme Court Judge, Justice or Clerk it should make you mad and ashamed to know that government employees have turned a blind eye on the constitutional violations which you work so hard to protect. But it does not change the fact, my constitutional rights have been violated, and I am entitled to the relief requested, as a matter of law. And a jury should decide this matter.

Conclusion

These cases would not be in the Supreme Court's jurisdiction, if Senior District Court Judge Terry Wooten had not willfully violated the Stay in civil proceeding, and the Fourth Circuit Judges had not affirmed the orders, in per curiam opinions to remain nameless in their bias and prejudice decision to protect the Defendants from liability for their actions. That's for a jury to decide.

Respectfully Submitted,

Bruce Allen Buckner

Bruce Allen Buckner

Certificate Of Service

I, Bruce Allen Buckner certify I have mailed hand written copies of this Writ Of Certiorari to the Clerk of the Supreme Court, to Defence Attorney, Joshua Golson at the Morrison Law Firm, 7453 Irmo Drive, Suite B, Columbia, SC 29212 and to the Respondent, Warden Martell at MacDougall Correctional Institution, 1516 Old Gilliard Rd, Ridgeville, SC, 29472 on this day 3/20/2023.

Bruce Allen Buckner