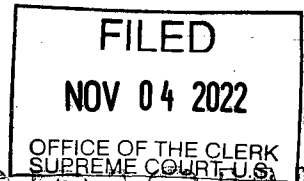


22-7730



Case No. S276390

IN THE SUPREME COURT  
OF THE UNITED STATES

ORIGINAL

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ISRAEL C. SALAZAR  
Petitioner,

vs.

Ricardo M. Salazar  
Respondent.

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Appeal from Order of  
The Superior Court of Sacramento California,  
Case No. C092727 Maria Teresa Martinez Trust  
Hon. Judge John Winn Supreme Court of California

**Petition For Writ of Certiorari**

Israel Salazar  
10299 Shore Crest Ter  
Moreno Valley, Ca 92557

**Dec 8th 2022**

### Questions Presented

Will the Supreme Court of United States address the concerns of many United States citizens of the published and/or unpublished cases which involve **erroneous** manifest **obvious clerical court errors whether intentional or unintentional**. The internal clerical superior courts nation-wide faces many major clerical issues by which clerks have been bribed and have embezzled funds of the American people within the judicial court process(Rule 14). Will the Supreme Court of United States address this travesty and Grant the Petitioner Israel C. Salazar Writ of Certiorari to whom has a case in which a clerical clerk made an obvious error of a late filing of a document exhibit **Notice of Appeal**? Will the Supreme Court of United States remedy in favor of (Petitioner)Israel C. Salazar's petition and the factual proof of the error of the court that the notice of appeal was proven to be timely? Will the court be compelled(Rule 10) and ruled that the Notice of Appeal was timely so the wishes of my loving Grandmother Maria Teresa Martinez's Trust document be rightfully dispersed to Petitioner Israel C. Salazar of her Trust?

## List Of Parties

( x ) All Parties appear in the caption of the case on the cover page.

Petitioner: Israel C. Salazar

Respondent: Ricardo M. Salazar

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- Superior Court admits of a **Superior Court Error (Page 2)**

- **Published - Delay of California Courts due to Corona**

**Virus(page 2-6)**

## Table of Authorities Cited

### Case Name and Citation:

A Court can correct a clerical error at any time without even the necessity of a formal motion when such an error is brought to its attention." Kiernan V Kiernan, 355 N.J."Super. 89,92-93(App. Div.2002).

The Court may, at any time ,correct a clerical error in an order or judgment. There is no time constraint on such a request.

McNair. v. McNair,332 N.J Super 195.199 (App. Div 2000)

### Statutes and Rules:

#### **Rule 36. Clerical Error**

After giving any notice it considers appropriate, the court may at any time correct a clerical error in a judgment, order, or other part of the record, or correct an error in the record arising from oversight or omission.

**Rule 10.** Considerations Governing Review on Writ of Certiorari. Review on a writ of certiorari is not a matter of right, but of judicial discretion. A petition for a writ of certiorari will be granted only for compelling reasons.

**Rule 14.** Content of a Petition for a Writ of Certiorari (h) A direct and concise argument amplifying the reasons relied on for allowance of the writ.

Rule 33.2 and Rule 39 are signed

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 *page 7* to the petition and is *Denied PAGE 7*

☐ 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 \_\_\_\_\_ to the petition and is *Denied PAGE 7*

☐ 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 *PAGE 8* to the petition and is *Denied Oct 19, 2022 PAGE 8*

☐ 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

8-15-2022

☐ 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: 8/23/2022, 8/29/2022, and a copy of the order denying rehearing appears at PAGE 10

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

The jurisdiction of the U.S. Supreme 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

A copy of that decision appears at PAGE 8 Oct, 19 2022

☒ A timely petition for rehearing was thereafter denied on the following date: 8/23/2022, and a copy of the order denying rehearing appears at PAGE 10

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

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



### Statement of the Case

Referring to the "facts of the case but without unnecessary detail." (Cal. Rules of Court, rule 8.504(b)(1).) A "concise" statement of the issue presented helps convince the Court that your case raises an "important issue of law." Consider the following issues presented on behalf of Petitioner ISRAEL C. Salazar proof of the timely Notice of Appeal and the intentional/unintentional late filing of Sacramento Superior Court in California.

- Proof: Notice of Appeal was sent timely **03-03-2020(reference Appendix A. page 1)**
- Proof: Erroneous Manifest Clerical Court Error of Late Filing - **(reference Appendix A. page 2)**
- Late Filing of Notice of Appeal was concealed by the Superior Court by **filing late** due to Clerk of the Court's reason of published Corona Virus Outbreak. Statement made by Clerk of the Court and the NATIONWIDE Recording of the delaying of court. **(reference Appendix page 3,4,5,6)**
- Courts have filed copy late and altered Notice of Appeal date after received by mail. **(reference Appendix A. page 1)**

Notice of Appeal was sent to Superior Court on **03/03/2020 97 days** within the **180-day deadline.**

(Reference Appendix Page 1).

**Sacramento Superior Court delayed the court files on its own merit, LATE. (Proof Reference Appendix page 2).**

Opposing party never raised an issue of Notice of Appeal over the 180-day deadline.

On 08/15/2022 Appeal Court 3rd District makes an wrong Opinion of Petitioner Israel C. Salazar raised for the first time of the Notice of Appeal untimely and past the 180-day deadline.(reference page 7). An Opinion based from a document Notice of Appeal filed late at the courts motion of a delay of court March 2020.

After giving any notice it considers appropriate, the court may at any time correct a clerical error in a judgment, order, or other part of the record, or correct an error in the record arising from oversight or omission..

Date of document Notice Of Appeal is within 180-day deadline.Cal. Rule of Court , rule 8.1204(a)(1)(C),(e). (Reference Appendix Page 11) Dated: 03/03/2020

Judge Winn Sacramento Superior Court of California who was the presiding Judge of this case is the defendants consul Daniel A Hunt's friend therefore the Clerk of the Court filed petitioner's Notice of Appeal Late intentionally. Fraud on the court is considered to be one of the most serious violations that can occur within a court of law. If fraud on the court occurs, the entire case is voided or cancelled. This means that any order that the court has issued will be rendered void. Additionally, the case will need to be retried, and with different court officials. This is often done in an entirely different venue in order to avoid further instances of fraud on the court. In especially serious cases of fraud on the court, the case may be tried in an entirely different county of the state. **Petitioner Israel C. Salazar wishes to be granted Writ of Certiorari due to the OBVIOUS ERROR of the COURT of untimely Notice of Appeal.**

EW

## Reasons for Granting of Petition In Favor of Israel C. Salazar

### RULE 10

Seasons greetings, the outcome of this case effects millions of United States Citizens as well as international perspectives as a whole. Petitioner Israel C. Salazar request equal rights to "**secure uniformity**" within the courts concerning the only issue raised of an untimely notice of appeal(reference page 7 Appellate Court opinion 8/15/2022). This particular case effects the general public from low income communities, synagogues, churches and world-wide dealings with poverty. Supporting advocates & amicus curiae(THDCOIN fundraising) to Jewish synagogues who are the influencers of 2.4 billion viewers online viewers at MASIHAH.com and in favor of this very extraordinary individual Petitioner ISRAEL C. Salazar who helps the Jewish and Christian communities together fighting hunger in 2 countries. I am my grandmother's eldest grandchild who I miss everyday, my father Edward M. Salazar had passed away at age 53 in 2012. I have been compelled for 4 years since my grandmother passing in Sept 2017 to win my appeal in the honor of my grandmother Maria Teresa Martinez. She loved me very much and her wishes where for Petitioner Israel C. Salazar to do great things and good for the world.

My uncle/respondent committed fraud on my grandmother's Trust(handwriting expert witness Beth Chrisman findings)Reply Brief. Directly before Sacramento Superior Court Trail the respondent(Ricardo M. Salazar's) sneaky consul had stopped/concealed my handwriting expert witness from showing up to testify in Court on Trail Date Nov 21st 2019.(Appellant's Briefs).

This petition shows the need to "secure uniformity" the citing of the conflicting published decisions and unpublished decisions. The citing of the unpublished decisions shows the issue is unsettled and does not violate California Rules of Court, rule 8.1115(a) because the petitioner Israel C. Salazar is not relying on the unpublished decision as precedent that should be followed. These perspectives make the case that review is necessary to improve the civil justice system by resolving conflicting case law and important questions of law. This petition shows that the question of law is "important" in several ways. The Case Law decision of California Appeal Court 3rd district Opinion of this matter's only reason to deny petitioner ISRAEL C. Salazar is untimely notice of appeal. It is not Uniform due to the Notice of Appeal was on time within the 180-day deadline. An **obvious Clerical Error** of late filing of a document of the Notice of Appeal is an only issue of denying a merit from the Appeals Court 3rd District here is why:

**California Supreme Courts and appellate decisions in the area to argue that, unless the United States Supreme Court resolves the issue presented now, the issue will recur to plague California trial and appellate courts, requiring Federal Supreme Court to rule eventually:**

- **California, giving rise to the same issue in the future. (Published)**

- A Dozen People, including Former O.C. Superior Court Clerk, Indicted in Bribery Scheme to 'Fix' Criminal Cases and Traffic Charges. September 7,2016  
Department of Justice.

**CALIFORNIA**

- Former California Court Clerk Sentenced for Accepting \$420,000 in Bribes to Fix Cases

- Court clerk sentenced to prison in ticket-fixing bribe case

- Court clerk at center of massive bribery scheme forged records for drunk drivers and others, prosecutors say

Originally published September 22, 2017 at 9:23 pm

(Doing the Corona Virus Pandemic the court system process was severely delayed the people of United States of America court system world-wide.

The crime rate was all time highs in the court and outside the court.)According to the most recent data from the FBI, the total crime rate in Sacramento is 3,428.4 per 100,000 people. That's 46.14% higher than the national rate of 2,346.0 per 100,000 people and 32.83% higher than the California total crime rate of 2,581.0 per 100,000 people.

- **Advocacy Groups**

MASIAH.com, THDCOIN(Amicus Curiae Brief is Filed), and University Synagogues who donate into United States and ISRAEL are in favor of Petitioner Israel C. Salazar.

- This case is a great "vehicle" for deciding the issue because the factual record which is fully developed & simple because no procedural obstacles will prevent the Federal Supreme Court from reaching the issue presented. Review is virtually assured if the issue presented is going to be pending before the Federal Supreme Court. In such a case, the Federal Court will order a "grant and hold," pending the Court's decision of the lead case. (Cal. Rules of Court, rule 8.512(d)(2).)

- **The Factual Proof**

Proof 1. Notice of Appeal mailed to Superior Court was timely Filed (reference Appendix A. page 1)

Proof 2. Court Clerical ERROR late filing of Superior Court document (reference Appendix A. page 2)

### **Does the United States Courts have Ethical & Uniform Sound Law?**

Petitioner Israel C. Salazar and the people of the United States COMPELS per Rule 10 the United States Supreme Court to Grant this Petition and give my dear loving grandmother Maria Teresa Martinez's(Grantor) eldest grandson her wishes. My uncle/Respondent Ricardo M. Salazar did fraud on my grandmother's TRUST(Opening Brief/ Reply Brief with Handwriting Expert Opinion). Nationwide the courts have had many concealing, bribery, and theft issues concerning the ethical duties of the Clerk of the Courts. The Clerk of the Courts and the many unlawful actions have caused thousands into despair and un-wrongful financial hardships to the many people of the United States.

### **Constitutional Law**

#### **Rule 14**

#### **Manifest Constitutional Error Law and Legal Definition:**

Manifest constitutional error refers to an error made by the trial court which has an identifiably negative impact on the trial to such a degree that the constitutional rights of a party are compromised.

### **Conclusion: Grant and Transfer**

Petitioner requesting the US Supreme Court grant review and transfer the matter back to the court of appeal for further proceedings. (Cal. Rules of Court, rule 8.500(b)(4), 8.528(d).)

Similarly, in California Assn. of Psychology Providers v. Rank (1990) 51 Cal.3d 1, the Court of Appeal twice dismissed the appeal by order. Both times, the Supreme Court granted review and retransferred with instructions telling the court of appeal it was wrong. (See id. at p. 8.) When the Court of Appeal ultimately filed an opinion on the merits, the Supreme Court granted review and reversed.

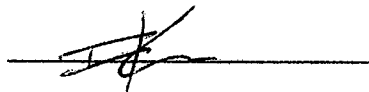
**Petitioner Israel C. Salazar has the adequate proof** the Superior Court has erased the date of the Notice of Appeal. Petition is requesting the United States Supreme Court **Grant the Review of Writ of Certiorari**. The Notice of Appeal was timely. Whether the Superior Court filed late because of the delay due to the Corona Virus pandemic or by an honest mistake by the Superior Court, the petition should not be denied with prejudice for the **obvious errors of the court** with the undeniable proof filed by Superior Court (reference Appendix A. page 2).

In the trial court, in the appellate court, and even in the Supreme Court after review is granted, briefs on the merits argue error and prejudice on issues the court is required to resolve. By contrast, a petition for review asks the US Supreme Court to exercise discretion to review the issues presented, either because appellate decisions are in conflict, or because the issue of law is important, or both. These two factors are likely to obtain that elusive Petitioner victory of a grant writ of certiorari which should be granted to restore public justice of confidence.

Toda Raba, Thankful.

Respectfully Submitted,

ISRAEL C. SALAZAR



Date: Dec 5th 2022