

22 - 7850

No. _____

FILED

MAY 24 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE

SUPREME COURT OF THE UNITED STATES

In Re James C. Winding — PETITIONER
(Your Name)

ON PETITION FOR A WRIT OF Prohibition

State of Mississippi Not deprive any Person of
their Life or Liberty 14th Amendment Protected Right

PETITION FOR WRIT OF Prohibition

James C. Winding
(Your Name)

Unit 26A, B-Zone, Box #90
(Address)

Parchman, MS 38738
(City, State, Zip Code)

(662)-245 6611
(Phone Number)

1.)

QUESTION(S) PRESENTED

①

Whether The U.S Supreme Court Should Prohibit U.S Court of Appeal (Fifth Circuit) And U.S District Court for Southern District of Mississippi And Mississippi Supreme Court, thereby blocking petitioner 14th Amendment Claim with UNLAWFUL Sanction an order to deprive him of his Right to Life or Liberty to be free from UNLAWFUL / ILLEGALLY detention,) Never Legally Charge for Sexual Battery?

(End)

3-B)

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 UNITED STATES Court of Appeals Fifth Circuit
- ② UNITED STATES District Court Southern District of Mississippi
- ③ Mississippi Attorney General offices
- ④ marc McClure (Superintendent)

RELATED CASES

2.)

IN THE
SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF Prohibition

Petitioner respectfully prays that a writ Prohibition

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 22-90065; 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☐ is unpublished.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 5: 23-CV-29-DCB-FEB; 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☐ is unpublished.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☐ is unpublished.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☐ is unpublished.

3-A)

"Jurisdiction"

The fourteenth Amendment says that a State shall not "deprive any person of Life, Liberty, or property, without due process of Law."

(See) attached Appendix "A"

order of U.S. District Court and
USCA, Fifth ~~Circuit~~

(Any or all fundamental right(s) cannot be procedurally barred.)

The Jurisdiction of this Court is invoked under
28 U.S.C. § 1254(1), and 28 U.S.C. § 1257(a).

4.)

III.

Parties to this Action

I, James C. Winding, am the Petitioner in this action and am housed at

MSP

Respondent, MARC McClure is

employed as Superintendent with the

Mississippi Department of Corrections at MSP

Respondent, Buel Cain is

employed as Commissioner with the

Mississippi Department of Corrections at MSP

IV.

Statement of Claims

The following is a brief summary of the facts of the case. (Describe how each respondent is involved, including dates, places and names. Do not give legal arguments or cite any cases/statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use additional pages if necessary.)

District Court Committed Criminal Negligence
(Not) Ruling on "failure to Legally Charge for
offense of Sexual Battery. Petitioner is
unable to pay the fifth Circuit Sanction, due
to the Protected Right under Disability Act
(See) SSI, SSA Records. I have a Protected
Right of the 14th Amendment Which the Lower
Court are in Violation of. (See) Appendix "A"

5/16/23

Date

5.)

Respectfully
James Winding

"Reason to Grant Writ of Prohibition"

The U.S. Court of Appeals and U.S. District Court, also Mississippi Supreme Court maliciously and corruptly disregarding my 14th Amendment protected right, thereby blocking a poor inmate with a disability i.e. taking psych meds all his life with sanction he is unable to pay. Not allowing him to proceed with his 14th Amendment claim of failure to legally charge for sexual battery never booked (illegally arrested). Deprived me of my life, liberty without due process of law.

Please allow me to exercise my 14th Amendment, to be free from illegal detention (see) Appendix "A"

5/16/23

DATE

(6.)

Respectfully
James Hindling

V.

Relief Sought

Petitioner respectfully requests that this Court (Briefly state what you are asking this

Court to do for you) This Honorable Court issue a
order Compelling the U.S Court of Appeal (Fifth
Circuit), U.S District Court of Mississippi and
Mississippi Supreme Court to Waiver of All
Sanction/filing fees Allow Petitioner to Proceed
Under the 14th Amendment Violation, Never
Legally Charge for Alleged Sexual Battery
(See) Attached Appendix "A" Habeas Corpus

Respectfully Submitted,

James Winding
Petitioner

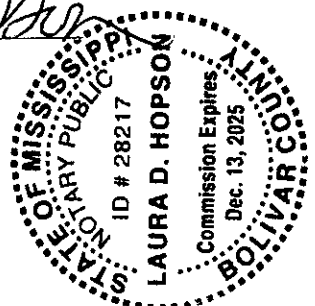
STATE OF MISSISSIPPI
COUNTY OF Sherflowe

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for said jurisdiction, the within named Petitioner, who, after first being by me duly sworn, stated on oath that the statements set forth in the above and foregoing are true and correct as therein stated.

SWORN TO AND SUBSCRIBED before me, this the 16 day of

May, 2023

Laura D. Hopson
NOTARY PUBLIC



7.)