

FILED

MAY 24 2023

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

22-7850

No. \_\_\_\_\_

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 rights

PETITION FOR WRIT OF Prohibition

James C. Winding  
(Your Name)

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

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

(662)-245 6661  
(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 as 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.

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[ ] is unpublished.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-OCB-FKB; 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[ ] is unpublished.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[ ] is unpublished.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 Lawyers  
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.)

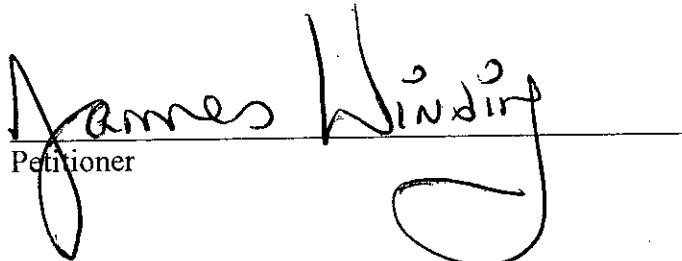
Respectfully  
Jones

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 14<sup>th</sup> Amendment Violations, Never  
Legally Charge for Allege Sexual Battery  
(See) Attached Appendix "A" Habeas Corpus

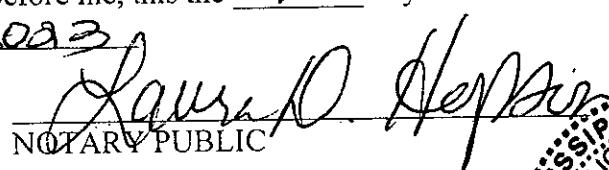
Respectfully Submitted,

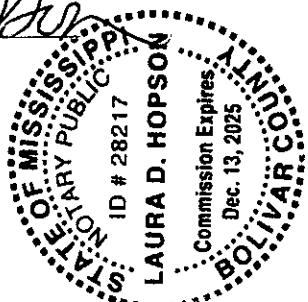
  
James Winding  
Petitioner

STATE OF MISSISSIPPI  
COUNTY OF Jefferson

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.