

ORIGINAL

23-5491

FILED

JUL 20 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE
SUPREME COURT OF THE UNITED STATES

Sandra Skinner Brooke PETITIONER
(Your Name)

vs.

Vanderbilt Mgt Finance, Inc. RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

US Court of Appeals, 4th Circuit

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Sandra Skinner Brooke
(Your Name)

9514 Morris Road
(Address)

Bishopville, MD 21813
(City, State, Zip Code)

410-251-2702
(Phone Number)

Question Presented for Review

Whether the lower abused her discretion when she withheld evidence in the record from the fourth circuit and disregarded a discharged bankruptcy in the District of Maryland and second circuit precedent.

Whether a lower court abuses her discretion by ignoring exhibits of exculpatory evidence provided to the court, during a brief period of court ordered discovery.

List of Parties to Proceeding

1. Saundra S. Brooke
2. Vanderbilt Mortgage and Finance, Inc.

Corporate Disclosure Statement

1. N/A
2. N/A

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:

RELATED CASES

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(N.O. 19)

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IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

WFO IFR 220045190

Citations of Opinions

[The lower court refused to transmit the entire record including exculpatory and forensic evidence.]

See *Brady v. Jencks Materials*, *supra*. [18 U.S.C. §3500]

Conley v. Gibson, *supra*. [355 U.S. 41 (1957)]

524.02 [2] [B] (16th ED. 2013), at page 524-23.

Statement of the Basis for the Jurisdiction

The Judgement of the Court of Appeals was entered on [April 24, 2023]. This Court's jurisdiction rests on [28 USC 1251].

Constitutional Provisions and Statutes

Constitutional Provisions

US Constitution, 5th Amendment..... Page

US Constitution, 14th Amendment..... Page

Statutes

[28 USC 1441 et seq 1447].....Pages 2-6

STATEMENT OF THE CASE

The appellant notified the state court and the lower court that the District of Maryland Bankruptcy Court had discharged her mortgage debt. The replevin was fraudulently issued in violation of her state and federal rights. The appellant sent a CD of the state court proceeding. Judge Gallagher and the clerk's office refused to send the CD to the 4th circuit.

There exists several grounds in the informal brief which provides this court grounds to reverse the unconstitutional dismissal by the lower court. Opposing counsel have threw a lot of fluff at this court to confuse the issues. Opposing counsel is free to raise opinions, but should not be swayed by bias, prejudice, and should only file briefs well-grounded in law and fact.

The replevin is based upon fraud and erroneous facts upon the state court judge. The lien was not perfected until after Judge Purnell granted the replevin. Article 2 and Article 9 of the Uniform Commercial Code were initially ignored by counsel and the Worcester County District Court. The United States District Court did not want the federal appeals court to know the truth about what happened to Mrs. Brooke.

REASONS FOR GRANTING THE WRIT

In Haynes v. Chase Bank, the court ruled with the debtors that discharged debt cannot be sold from one mortgage company to another. Ciscernos v. Cost Control Marketing & Sales Management, 862 F. Supp. 1531, 1533 (W.D. Va. 1994).

There is a conflict between the second and fourth circuit when it comes to discharged bankruptcy debt. The second circuit ruled that discharged debt cannot be sold from one mortgage company to another. Cisneros v. Cost Control Marketing & Sales Management, 862 F. Supp. 1531, 1533 (W.D. Va. 1994).

CONCLUSIONS

Appellant is not confused about the applicability of the Rooker doctrine in Bankruptcy matters. It is a given that state courts can render decisions in replevin actions. State court judges are required to look into matters, when defendants inform them of a bankruptcy discharge. The defendant made the state court aware that a bankruptcy was involved. Both state court and the lower federal court agreed to accommodate Vanderbilt, without exercising any due diligence. Counsel has

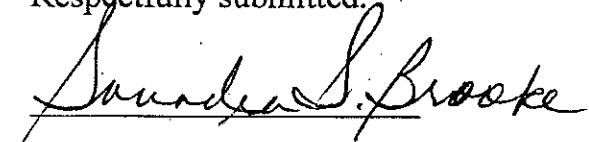
attempted to whitewash the sins of Vanderbilt, and is asking the court to look the other way.

A number of courts examining the reach of the Rooker-Feldman doctrine in Bankruptcy cases have concluded it has little or no applications in the context of avoidance actions, which are independent claims under the Bankruptcy Code, (In re Phila. Entm't & Dev. Partners LP), 879 F. 3d 492(3d Cir 2018).

Appellant request that this petition be granted immediately.

Date: July 20, 2023

Respectfully submitted,



Saundra S. Brooke

9514 Morris Road

Bishopville, MD 21813

CERTIFICATE OF SERVICE

I hereby certify that on July 20 2023, a true and correct copy of the foregoing

was filed by first class mail and served upon the following:

D Kyle Deak

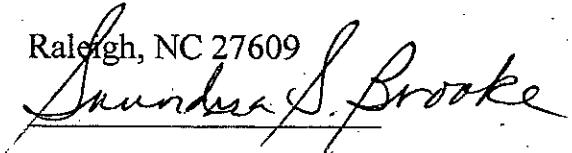
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