

No. _____

FILED

AUG 09 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

23 - 6872

IN THE SUPREME COURT OF THE UNITED STATES

DAWN WENTWORTH

Appellant,

v.

MISSION VISTA HIGH SCHOOL & PERSONNEL ET AL; VISTA INNOVATION & DESIGN ACADEMY & PERSONNEL ET AL; VISTA UNIFIED SCHOOL DISTRICT & PERSONNEL ET AL; CALIFORNIA STATE BOARD OF EDUCATION & PERSONNEL ET AL; CALIFORNIA STATE BOARD OF EDUCATION & PERSONNEL ET AL (11 - MEMBER BOARD); EEUCPO-EDUCATION EQUITY UCP OFFICE ET AL; U.S. DEPARTMENT OF EDUCATION & PERSONNEL ET AL; MATTHEW DOYLE; AMI SHACKELFORD; EMMA LARSEN; NICOLE ALLARD; RACHEL DAMBROSO; ERIC CHAGALA; KKK; KU KLUX KLAN ET AL; OCEANSIDE POLICE DEPT & PERSONNEL ET AL; AM PM AFTERSCHOOL PROGRAM & PERSONNEL ET AL; CHERI BORGER AM PM AFTERSCHOOL PROGRAM EMPLOYEE (CALLED ME INFAMOUS HATE RACIAL SLUR EPITHAT); 9TH DISTRICT PTA BOARD ET AL; CALIFORNIA STATE PTA BOARD ET AL; NATIONAL PTA BOARD ET AL; SAN DIEGO COUNTY SHERIFF'S DEPARTMENT AND PERSONNEL ET AL; SAN DIEGO COUNTY SHERIFF'S DEPARTMENT (JUDGE); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT DA SUPERVISOR (TOLD ME "WE TAKE CARE OF OUR OWN"); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT DA SHAWNALYSE OCHOA (JUVENILE); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT JUVENILE DA DEPUTY DISTRICT ATTORNEY ROSALIA GARCIA; AM PM AFTERSCHOOL PROGRAM JESSICA PITTMAN; AM PM AFTERSCHOOL PROGRAM EMPLOYEE DORA NUNEZ; OCEANSIDE POLICE DEPT. 911 OPERATORS; OCEANSIDE POLICE DEPT. EMPLOYEES (ALL WHITE KKK OFFICERS SURROUNDED SCHOOL); OCEANSIDE POLICE DEPT. EMPLOYEE HISPANIC OFFICER; OCEANSIDE POLICE DEPT EMPLOYEE COMMANDER; OCEANSIDE POLICE DEPT EMPLOYEE DEBBIE; VISTA UNIFIED SCHOOL DISTRICT BOARD OF TRUSTEES ET AL; ROSEMARY SMITHFIELD; CIPRIANO VARGAS; DEBBIE MORTON; CONNOR PEPPARD; UZI 510 **RECEIVED**
NEIGHBOR (VISTA UNIFIED EMPLOYEE) ET AL; MARTHA ALVARADO; JULIE KELLY; DAVID B. NORRIS; JOSEPH ARMENTA; KIMBERLY KRIEDEMAN; MICHELLE WALSH; ELIZABETH CLARK; SYLVIA BROWN; MISSION VISTA PROXY; MISSION VISTA HIGH SCHOOL COUNSELOR; VISTA INNOVATION & DESIGN ACADEMY SCHOOL COUNSELOR,

FEB 15 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

HELENA ZEROSKI;; MISSION VISTA SRO; VISTA INNOVATION & DESIGN ACADEMY SRO; PEPPARD female/mother; PEPPARD, male/father (VETERAN OCEANSIDE POLICE DEPT. EMPLOYEE - KKK); PEPPARD male/brother (OCEANSIDE POLICE DEPT. EMPLOYEE - KKK); XFINITY (COMCAST) INCORPORATED AND PERSONNEL ET AL; AT&T INCORPORATED AND PERSONNEL ET AL; SOUTHWEST AIRLINES INCORPORATED ET AL; DENISE PARCO; UBER INCORPORATED AND PERSONNEL ET AL; CHASE INCORPORATED AND PERSONNEL ET AL; SAN DIEGO COUNTY HEALTH AND HUMAN SERVICES ET AL; OCEANSIDE TIRE AND PRO AND OWNER ET AL; BIG "O" TIRES AND OWNER ET AL; NHCS OCEANSIDE HEALTH CENTER AND PERSONNEL ET AL; RADY CHILDREN HOSPITAL AND PERSONNEL ET AL; NINTH DISTRICT FEDERAL COURTHOUSE AND PERSONNEL ET AL; U.S. POSTAL SERVICE AND PERSONNEL ET AL; MELINDA GULLEY; ANDREA DOMENICI; BUCK(GRADE FRAUD); MICHELLE MARTIN; JAN WESTERLUND; JULIE MCINTOSH; KAREN KENNEY; LAURA WETMORE; CRAIG WIBLEMO; THADDEUS STROHAUER; ANNETTE WILSON; MISSION VISTA HIGH SCHOOL GROUNDSKEEPER/SECURITY (TALL MAN); MISSION VISTA NEW ENGLISH TEACHER (YELLED INFAMOUS HATE RACIAL SLUR EPITHET PERSISTENTLY AT STUDENTS); HO; CHILDREN'S PRIMARY CARE HEALTH CENTER AND PERSONNEL ET AL;

Respondent(s).

*On Petition for Writ of Certiorari to the
United States Court of Appeals for the Ninth Circuit*

PETITION FOR WRIT OF CERTIORARI

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THIS IS AN EDUCATIONAL FRAUD CASE

QUESTION PRESENTED

- 1) Whether the inclusive evidence of documentation presented upon three (3) separate and distinct occasions arriving from three (3) separate and distinct applications of national education origin as well as three (3) separate and distinct educational governmental agencies involvement; documenting intentional purposeful grade fraud imposed upon the innocent Indigenous American Black children obstructs the American public educational system as well as the nexus designed to impede the progression of exposure for all governmental agencies, non-governmental agencies and individuals involved; hence, upholding a R.I.C.O. criminal syndicate that intentionally interrupts, manipulates, and proports commerce in the United States of America?

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- 2) Whether Brown vs. Board of Education should be reversed, and the Indigenous American Black citizens be permitted to exercise free authority over the implementation and authority over their own public educational design as well as system with separate but equal standing in federal, state, and local funding for a new identity classification inclusive in full legal standing for the United States of America?

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- 3) Whether governmental and non-governmental R.I.C.O. syndicate shadow agencies and shadow individuals be permitted to freely exercise authority over the educational equitable benefits of Indigenous Black American children where there is evidence of the application of masterful intent to impose systematic racist forms of thought, intentional design of inequity, and optimal production of educational disparaged applicants according to a shadow unconstitutional governance for purposes of creating a cultural decline of participation within the commerce of the America?

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- 4) Whether the word "NIGGER" should be reclassified as Hate Speech and not protected under the Free Speech First Amendment of the Unites States Constitution?

INTRODUCTION TO QUESTION PRESENTED

The 14th Amendment's Equal Protection Clause, Title VI of the Civil Right Act and 1st Amendment Freedom of Speech Violations. The violations involved the 'conditioning' of black students to 'accept' a less than demeaning perspective towards their personhood, identity, cultural influence, designation, and presentation to 'others'. The 'presentation' of a NIGGER. The 'conditioning' of a NIGGER. This is the current expectation within the curriculum and social fabric of the California American educational public system.

Black children deserve and have a constitutionally protected right to a 'fairness of equity' within the educational school system. The persistent demonstration of inaction to protect black students as well as the 'betrayal' constitutes an 'unforgiving' stance towards the educational authorities that consistently violated public policy, federal policy, state policy, educational policy only to disgrace the 'awarded' discrimination assertions advertised upon the websites of these governmental and non-governmental agencies.

Abdicating responsibility and failing to act as required by the educational facilities own policies and U.S. law; the public educational system of California has enabled the normalization of racism upon Indigenous American Black students with openly displays of Hate Speech as well as Hate acts upon school campus' and public educational online training facilities through the utilization of open chats sessions, and not limited to the associations of educational facilities such as PTA services and Federal funded after-school care programs which only further facilitated racial attacks while participating in the California public educational system. The educational facilities, the U.S. Department of Education as well as the California Board of Education implemented to address these progressive racial attacks with bodily aggressions and threats to life toward an Indigenous American Black family by the KKK only 'distastefully' disregarded all implored petitions for help and placed the Indigenous American Black family in further distress and immediate danger with an imminent threat to life.

The constant lack of protection afforded to the students and family even by the local Oceanside police department who additionally facilitated an 'imminent threat to life' to the Indigenous American Black family by surrounding the educational facility with at least 20 police cars, ALL WHITE MEN, seated; then following the mother to issue threat while pulling her over with no lights with intent to further institute a progression of threat as well as a threat of 'imminent danger'. The entire community displayed a 'general disregard' for the Indigenous American Black family and worked in conjunction with the KKK to present danger and an 'imminent threat to life' where all participated in aggressive HATE attacks simultaneously.

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:

MISSION VISTA HIGH SCHOOL & PERSONNEL ET AL; VISTA INNOVATION & DESIGN ACADEMY & PERSONNEL ET AL; VISTA UNIFIED SCHOOL DISTRICT & PERSONNEL ET AL; CALIFORNIA STATE BOARD OF EDUCATION & PERSONNEL ET AL; CALIFORNIA STATE BOARD OF EDUCATION & PERSONNEL ET AL (11 - MEMBER BOARD); EEUCPO-EDUCATION EQUITY UCP OFFICE ET AL; U.S. DEPARTMENT OF EDUCATION & PERSONNEL ET AL; MATTHEW DOYLE; AMI SHACKELFORD; EMMA LARSEN; NICOLE ALLARD; RACHEL DAMBROSO; ERIC CHAGALA; KKK; KU KLUX KLAN ET AL; OCEANSIDE POLICE DEPT & PERSONNEL ET AL; AM PM AFTERSCHOOL PROGRAM & PERSONNEL ET AL; CHERI BORGER AM PM AFTERSCHOOL PROGRAM EMPLOYEE (CALLED ME INFAMOUS HATE RACIAL SLUR EPITHAT); 9TH DISTRICT PTA BOARD ET AL; CALIFORNIA STATE PTA BOARD ET AL; NATIONAL PTA BOARD ET AL; SAN DIEGO COUNTY SHERIFF'S DEPARTMENT AND PERSONNEL ET AL; SAN DIEGO COUNTY SHERIFF'S DEPARTMENT (JUDGE); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT DA SUPERVISOR (TOLD ME "WE TAKE CARE OF OUR OWN"); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT DA SHAWNALYSE OCHOA (JUVENILE); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT JUVENILE DA DEPUTY DISTRICT ATTORNEY ROSALIA GARCIA; AM PM AFTERSCHOOL PROGRAM JESSICA PITTMAN; AM PM AFTERSCHOOL PROGRAM EMPLOYEE DORA NUNEZ; OCEANSIDE POLICE DEPT. 911 OPERATORS; OCEANSIDE POLICE DEPT. EMPLOYEES (ALL WHITE KKK OFFICERS SURROUNDED SCHOOL); OCEANSIDE POLICE DEPT. EMPLOYEE HISPANIC OFFICER; OCEANSIDE POLICE DEPT EMPLOYEE COMMANDER; OCEANSIDE POLICE DEPT EMPLOYEE DEBBIE; VISTA UNIFIED SCHOOL DISTRICT BOARD OF TRUSTEES ET AL; ROSEMARY SMITHFIELD; CIPRIANO VARGAS; DEBBIE MORTON; CONNOR PEPPARD; UZI; 510 NEIGHBOR (VISTA UNIFIED EMPLOYEE) ET AL; MARTHA ALVARADO; JULIE KELLY; DAVID B. NORRIS; JOSEPH ARMENTA; KIMBERLY KRIEDEMAN; MICHELLE WALSH; ELIZABETH CLARK; SYLVIA BROWN; MISSION VISTA PROXY; MISSION VISTA HIGH SCHOOL COUNSELOR; VISTA INNOVATION & DESIGN ACADEMY SCHOOL COUNSELOR; HELENA ZEROSKI;; MISSION VISTA SRO; VISTA INNOVATION & DESIGN ACADEMY SRO; PEPPARD female/mother; PEPPARD, male/father (VETERAN OCEANSIDE POLICE DEPT. EMPLOYEE - KKK); PEPPARD male/brother (OCEANSIDE POLICE DEPT. EMPLOYEE - KKK); XFINITY (COMCAST) INCORPORATED AND PERSONNEL ET AL; AT&T INCORPORATED AND PERSONNEL ET AL; SOUTHWEST AIRLINES INCORPORATED ET AL; DENISE PARCO; UBER INCORPORATED AND PERSONNEL ET AL; CHASE INCORPORATED AND PERSONNEL ET AL; SAN DIEGO COUNTY HEALTH AND HUMAN SERVICES ET AL; OCEANSIDE TIRE AND PRO AND OWNER ET AL; BIG "O" TIRES AND OWNER ET AL; NHCS OCEANSIDE HEALTH CENTER AND PERSONNEL ET AL; RADY CHILDREN HOSPITAL AND PERSONNEL ET AL; NINTH DISTRICT FEDERAL COURTHOUSE AND PERSONNEL ET AL; U.S. POSTAL SERVICE AND PERSONNEL ET AL; MELINDA GULLEY; ANDREA DOMENICI;

BUCK(GRADE FRAUD); MICHELLE MARTIN; JAN WESTERLUND; JULIE MCINTOSH;
KAREN KENNEY; LAURA WETMORE; CRAIG WIBLEMO; THADDEUS STROHAUER;
ANNETTE WILSON; MISSION VISTA HIGH SCHOOL GROUNDSKEEPER/SECURITY (TALL
MAN); MISSION VISTA NEW ENGLISH TEACHER (YELLED INFAMOUS HATE RACIAL
SLUR EPITHET PERSISTENTLY AT STUDENTS); HO; CHILDREN'S PRIMARY CARE
HEALTH CENTER AND PERSONNEL ET AL;

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I. PETITION FOR WRIT OF CERTIORARI

Dawn Wentworth, Journee Hudson, Y.A.W., petitions the Court for a writ of certiorari to review the judgment of the United States Court of Appeals for the Ninth Circuit in their case.

II. OPINIONS BELOW

The Ninth Circuit's judgement is attached. Its Order denying en banc review is attached.

III. JURISDICTION

The Ninth Circuit denied both appellant as well as petitioners appeal to include an additional denied en banc review on May 11, 2023. This petition is timely filed pursuant to Supreme Court Rule 13.1. This Court has jurisdiction under 28 U.S.C. § 1254(1).

IV. STATUTORY PROVISIONS INVOLVED

This case involves 18 U.S.C. § Chapter 96, Racketeer Influenced and Corrupt organizations.

The text of this statute is contained in Appendix 3.

V. STATEMENT OF THE CASE

Sir's and Madame's of United States Supreme Court,

Dawn Wentworth; Journee Hudson; Y.A.W.,

v.

MISSION VISTA HIGH SCHOOL & PERSONNEL ET AL; VISTA INNOVATION & DESIGN ACADEMY & PERSONNEL ET AL; VISTA UNIFIED SCHOOL DISTRICT & PERSONNEL ET AL; CALIFORNIA STATE BOARD OF EDUCATION & PERSONNEL ET AL; CALIFORNIA STATE BOARD OF EDUCATION & PERSONNEL ET AL (11 - MEMBER BOARD); EEUCPO-EDUCATION EQUITY UCP OFFICE ET AL; U.S. DEPARTMENT OF EDUCATION & PERSONNEL ET AL; MATTHEW DOYLE; AMI SHACKELFORD; EMMA LARSEN; NICOLE ALLARD; RACHEL DAMBROSO; ERIC CHAGALA; KKK; KU KLUX KLAN ET AL; OCEANSIDE POLICE DEPT & PERSONNEL ET AL; AM PM AFTERSCHOOL PROGRAM & PERSONNEL ET AL; CHERI BORGER AM PM AFTERSCHOOL PROGRAM EMPLOYEE (CALLED ME INFAMOUS HATE RACIAL SLUR EPITHAT); 9TH DISTRICT PTA BOARD ET AL; CALIFORNIA STATE PTA BOARD ET AL; NATIONAL PTA BOARD ET AL; SAN DIEGO COUNTY SHERIFF'S DEPARTMENT AND PERSONNEL ET AL; SAN DIEGO COUNTY SHERIFF'S DEPARTMENT (JUDGE); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT DA SUPERVISOR (TOLD ME "WE TAKE CARE OF OUR OWN"); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT DA SHAWNALYSE OCHOA (JUVENILE); SAN DIEGO COUNTY SHERIFF'S DEPARTMENT JUVENILE DA DEPUTY DISTRICT ATTORNEY ROSALIA

GARCIA; AM PM AFTERSCHOOL PROGRAM JESSICA PITTMAN; AM PM AFTERSCHOOL PROGRAM EMPLOYEE DORA NUNEZ; OCEANSIDE POLICE DEPT. 911 OPERATORS; OCEANSIDE POLICE DEPT. EMPLOYEES (ALL WHITE KKK OFFICERS SURROUNDED SCHOOL); OCEANSIDE POLICE DEPT. EMPLOYEE HISPANIC OFFICER; OCEANSIDE POLICE DEPT EMPLOYEE COMMANDER; OCEANSIDE POLICE DEPT EMPLOYEE DEBBIE; VISTA UNIFIED SCHOOL DISTRICT BOARD OF TRUSTEES ET AL; ROSEMARY SMITHFIELD; CIPRIANO VARGAS; DEBBIE MORTON; CONNOR PEPPARD; UZI; 510 NEIGHBOR (VISTA UNIFIED EMPLOYEE) ET AL; MARTHA ALVARADO; JULIE KELLY; DAVID B. NORRIS; JOSEPH ARMENTA; KIMBERLY KRIEDEMAN; MICHELLE WALSH; ELIZABETH CLARK; SYLVIA BROWN; MISSION VISTA PROXY; MISSION VISTA HIGH SCHOOL COUNSELOR; VISTA INNOVATION & DESIGN ACADEMY SCHOOL COUNSELOR; HELENA ZEROSKI;; MISSION VISTA SRO; VISTA INNOVATION & DESIGN ACADEMY SRO; PEPPARD female/mother; PEPPARD, male/father (VETERAN OCEANSIDE POLICE DEPT. EMPLOYEE - KKK); PEPPARD male/brother (OCEANSIDE POLICE DEPT. EMPLOYEE - KKK); XFINITY (COMCAST) INCORPORATED AND PERSONNEL ET AL; AT&T INCORPORATED AND PERSONNEL ET AL; SOUTHWEST AIRLINES INCORPORATED ET AL; DENISE PARCO; UBER INCORPORATED AND PERSONNEL ET AL; CHASE INCORPORATED AND PERSONNEL ET AL; SAN DIEGO COUNTY HEALTH AND HUMAN SERVICES ET AL; OCEANSIDE TIRE AND PRO AND OWNER ET AL; BIG "O" TIRES AND OWNER ET AL; NHCS OCEANSIDE HEALTH CENTER AND PERSONNEL ET AL; RADY CHILDREN HOSPITAL AND PERSONNEL ET AL; NINTH DISTRICT FEDERAL COURTHOUSE AND PERSONNEL ET AL; U.S. POSTAL SERVICE AND PERSONNEL ET AL; MELINDA GULLEY; ANDREA DOMENICI; BUCK(GRADE FRAUD); MICHELLE MARTIN; JAN WESTERLUND; JULIE MCINTOSH; KAREN KENNEY; LAURA WETMORE; CRAIG WIBLEMO; THADDEUS STROHAUER; ANNETTE WILSON; MISSION VISTA HIGH SCHOOL GROUNDSKEEPER/SECURITY (TALL MAN); MISSION VISTA NEW ENGLISH TEACHER (YELLED INFAMOUS HATE RACIAL SLUR EPITHET PERSISTENTLY AT STUDENTS); HO; CHILDREN'S PRIMARY CARE HEALTH CENTER AND PERSONNEL ET AL;

Petitioner's claims have not been addressed by United States Court of Appeals for the Ninth Circuit. Herein, as follows, is my plea for a Federal authoritative interference of U.S. governmental assumption of control and authority over the entire United States of America's educational system. Clearly, by preponderance of the evidence presented exists repetitive patterns of occurrence of intentional grade fraud and educational manipulation, psychological, emotional as well as physical. committed against both of my Indigenous Black American children. My children and I have endured domestic terrorism, Federal 18 U.S. code § 2331-5, §241 along with vicarious liability accompaniment. The U.S. of America's educational system is under no longer an accepted avenue of dependable assurance for the pursuant of scholastic achievement for the Indigenous Black children of America.

Sir and Madame of the United States Supreme Court of the Land

I AM the Indigenous Black American woman responsible for the rhetoric that caused the implementation of the Ethnic Studies program within the primary and secondary educational system throughout the State of California and now throughout the United States. It is an educational tool of unity among America's scholastic social sphere. When I have been engaged in the midst of hard work, dedication, moral achievements as well as innovated communication techniques within the Vista/Oceanside/Carlsbad/San Diego, California scholastic community, I have often been referred to prima facia as the NIGGER BITCH or that ole' Notoriously Infamous Grafted Epithet, NIGGER. I as well have also been referred to as a combination of many other negative slurs of offensive hate speech or other profane speech. From this point hence I will utilize N.I.G.E.(6) throughout the remainder of the statement when referencing the word NIGGER.

I AM persistently; including my Indigenous Black American children often referenced by the academic scholastic culture of teaching professionals and associations for the State of California and its associations of this scholastic community as N.I.G.E(6) for 7 years now. I would like to present a perspective of the word N.I.G.E.(6) as an inciteful type of hate speech that carries the connotation and conception of violence through a peculiar type of 'dog whistle' rhetoric; hence, defining the word N.I.G.E.(6) as a verb for the call to action; not a noun of name reference or identification. *Whitney v. California* (1927) allowed speech to be restricted if it was detrimental 'to public welfare, tending to incite crime, disturb the public peace, or endanger the foundations of organized government and threaten its overthrow'. The public school system is a structure of organized government. In *Virginia v. Black*, 538 U.S. 343 (2003) the symbolic burning of the cross was not interpreted as a violation of Free Speech but in my humble opinion it is not the symbolism of the burning cross that is the concern for the violation of Free Speech but rather the call of the wild for violence associated with a peculiar direction toward an implementation of the necessary peculiar type of forward thinking intended for the anticipated peculiar target indicated or identified. It is the call to rally the troops of the wild to action by assembly

not to promote Free Speech but to further implement a philosophy or doctrine of teaching in which the symbolism of the burning cross is foundational to the philosophy of an ideology and teaching of doctrines that specifically direct hate historically as well as currently toward a peculiar people with intent of a psychological impact both upon the assemblage's of the criminal syndicate and the directed target as the foundational action. The burning cross is the trademark, and the assembly is the foundational root of representation for that trademark. In *Virginia v. Black*, 538 U.S. 343 (2003) held the opinion that cross-burning was product of conduct and not of expression in a manner of an accompaniment of intent with intimidation and target and that it in and of itself did not constitute the *prima facie* of intent to intimidate; and that cross-burning as a stand-alone action would not support the evidence of intent and thus was considered an unconstitutional restraint of Free Speech.

However, the expression and vocal utilization of the word N.I.G.E.(6) *prima facie* does carry intent and intimidation as a stand-alone expressional action of speech. The word N.I.G.E.(6) specifically targets one race of individuals historically and does offer a root of intimidation that is carried historically through fear and with intent of violence just by initiating the call of the wild. This word N.I.G.E.(6) is a Hate Speech expression as well as symbol throughout the Nations of the world. The word N.I.G.E.(6) is ascribed into many languages and in all the languages ascribed its application is of the same ideology, intent, and action. The Hispanic population utilize the word to Mayate, while the African version is Akata, the Italian version is Moulinyan, while the Chinese version is Uighur which strangely and peculiarly sounds incredibly similar to N.I.G.E.(6) phonetically: Uighur (wee-ger) i.e. N.I.G.E.(6) (KNEE-GERR). This is only an example to note as the sustenance needed for the perspective that this word N.I.G.E.(6) whose origin was established in the United States of America as the foundational rhetoric for the KKK has permeated throughout all cultures indicative of the same connotation with the intent of the same influence that is specifically directed toward a specific group of individuals targeted within a specific race, the Indigenous Black American race: the Peculiar People, and all have the same

influence of alienation by disassociation as well as a potential for violence based upon hate directed at the people of a Peculiar descent.

In contrast to *Brandenburg v. Ohio* (1969). A public-school property is an open public space. The Oceanside/Fallbrook KKK took a grand stand of approximately 20-25 police cars all occupied by White men with the only intent of intimidation and “imminent threat of life” toward a defenseless Indigenous Black American unarmed woman and her two minor Indigenous Black American unarmed children in an open public space upon a public-school property, Mission Vista High School. When leaving the public-school property I was followed by a police cruiser who pulled me over without lights or siren only for the police personnel to intimidate, argue, and threaten the mother; and subsequently issuing her a ticket constituting abusive authoritative governmental intent of intimidation, fear, threat of life, and the beginning of the initiation for many subsequent violent attacks directed at inciting and producing imminent lawless actions upon a defenseless Indigenous Black American family. This stand was a public stand of advocacy for violence and the stance of death against my Indigenous Black American children and I. Immediately following this grand stand of historical account of White Supremacy, the attacks greatly increased from all directions and my children, and I were completely rendered unable to defend ourselves against the wiles of systemic White Supremacy at the directed peculiar race. The attacks were accompanied with a stance of Free Speech utilizing the word N.I.G.E.(6) as it is currently considered Free Speech. However, in this instance, this peculiar word N.I.G.E.(6) was utilized to assemble a like-minded criminal syndicate subculture of the KKK, the Oceanside police department and the underlying shadow of White female systemic White Supremacy within the educational hierarchy of America. The grand White Supremacy stance was ordered as a target hit from a student, Connor Peppard, at Mission Vista High school who attacked my daughter screaming NIGGER, NIGGER, NIGGER, NIGGER, etc... while imprisoning her in a chair cornered unable to move out of the way of clear imminent and immediate danger as this wile wild, Connor Peppard, screamed at the top of his lungs N.I.G.E.(6) with arms flailing encompassed encircling over the entirety of the desk she occupied with her body bent and

hovered in fear for over 10 minutes and then directing a statement of direct threat at her for the issuance of an order for murder and violence against her as well as her family i.e. the call of the wild. This threat of life substantiates a methodology of unlawful terrorism within the public school system as inciteful and imminent lawlessness as this particular ‘wild’s’ brother works for the same police department that posed an imminent danger to my children as well as the ‘wild’s’ father as a retired officer from same police department, along with the schools SRO’s, School Resource Officers, as well employed with this same exact police department. It is clear there exists a specific sect of police subculture present within the KKK criminal syndicate which is assembled based upon the ideologies and doctrines arisen out of the need to teach as well as advocate for the intent of lawless domestic terrorism which has most certainly advocated and taught doctrines that pose a current ongoing societal threat to my Indigenous Black American children and I as well as the entirety of the Indigenous Black American culture. In *Brandenburg v. Ohio* it was concluded that the failure to make a distinction of directed inciteful actions as well as an advocacy for teaching doctrines that utilize Free Speech to incite imminent lawless action rendered Ohio’s criminal syndicalism unconstitutional; however, in this scenario we see exactly this action upon public school property.

Schenck v. United States, (1919) ‘clear and present danger’ test which takes into consideration the context of Free Speech and such statements and their potential to cause harm and declares this specific type of Free Speech as unconstitutional with the Supreme Court directing that some behavioral conduct of society should be deemed as sacrificial in order to preserve order. The stand of the KKK upon Mission Vista High school property with over 20 police cars; all seated within, WHITE men, only incited ‘clear and present [immediate] imminent danger’ with a proximity of association to a threat of life from the very agency sworn to protect me. The dog-whistle incited students who participated as well; utilizing the dog-whistle with incidents of potential violence and threats directed at the mother and other occupying children within the vehicle when departing or waiting to pick the child up from school, white children gathering in the public-school property, assembling together upon the back of pick-up

trucks hurling threats and words of hate and dog-whistle rhetoric i.e. the word N.I.G.E.(6), Mission Vista High staff utilized the dog-whistle as academic presentation, the dog-whistle was utilized during State testing exams with intent of purposefully inflicting injury, intimidation and fear upon my Black daughter who attended the educational event, encouraged boldness of white female educational staff members approaching and circling her car while waiting to obtain her child from school and at Vista Innovation and Design Academy where staff employed with the federally funded after school program directing the call of the wild at the mother in an alternative form of the word as a N.I.G.E.(6) and these are only a few incidents incited within the community. The word N.I.G.E.(6) utilized throughout this community brought an immediate as well as progressive arrest of any communal association overtly as well as covertly. My son while called a N.I.G.E.(6) often at his school Vista Innovation & Design was assaulted and had no friends and ate lunch alone. The lack of association is within the community may come into form through various tactics that involve a progressive pathway to dissolve the association so much so that the individual is literally forced out of the community through a series of overt as well as covert attacks. Attacks designed to denigrate the individual socially, psychologically, emotionally, and economically. Not only was the lack association applied throughout the community it was additionally applied to organizational involvement. While attempting to participate within the PTA, Parent Teacher Association, I was denied access to run for a Presidential seat as well as incidents that purposefully directed a lack of misinformation or communication concerning meetings or the overt denied access to participate within the PTA for Mission Vista High school. I had never received one email of invite, communication regarding meetings or even an opportunity to run for a position on the board despite being a paid member and donating \$100 at the beginning of the initial journey when initially applying. Vista Unified School District employees have even publicly banged upon the apartment windows of the home in which we resided screaming the word N.I.G.E.(6) while additionally utilizing the same Oceanside police department as a type of distinct weaponized form of further KKK attacks and threats of life by persistently calling and reporting false claims against the Indigenous Black American family

who are attacked by this very Oceanside police department nearly every day. This specifically is an action considered in and of itself both covert as well as overt as a manner of disassociation. My children and I were literally imprisoned and living in fear the entire time.

The word N.I.G.E.(6) is the only word throughout history that carries a specific rhetoric of attack. The word itself is an attack word as the ideology behind it submersed within a specific sect of citizens fully understand this word as a directed established methodology of violence. The current societal perspective is an existing permeated root of White Supremacy within the United States police force throughout the country. I would like to say in my experience that root has formed into a network of roots that now permeate branches throughout many more societal institutions than just the police force; and one being that of the United States Public School system. The permeation is so covertly hidden within the scholastic curriculum that any child introduced to it, not of a specific sect of citizens, will inherit a less equitable education than so that of its white counterpart which include a type of psychological infliction meant to covertly denigrate the Indigenous Black American children to a stance of low self-esteem, self-hate, and a taught understood perspective of know your place of the less privileged. This is taught to the parents as well either through the community acceptance of societal various communal involvement such as the PTA or acceptance with the arena of employment. Either way a less than approved status marked upon the person, a Scarlett letter so to say that will ultimately lead to the desired effect of disassociation from the community by the community.

The KKK of Oceanside/Fallbrook utilized a public space, the public school system as its foundation for proximity for doctrinal teaching and application for the furtherance of criminal assemblage in a much broader sense or application. There exists a pathway of White Supremacy as a ‘common thread’ ‘network’ a designation of a ‘cult’ within the modern day public school system that surpasses the ideology of *Brown v. Board of Education*, (1954); as this landmark case was established with the intent to provide quality ‘equal’ education to black children; however, this landmark judicial opinion came at the detriment of Black children as Black children have suffered a peculiar type of

psychological infliction beyond that for which the ruling was intended to prevent through the freedom of association and despite this landmark case application it is still progressively denied today.

My children were called and treated as a N.I.G.E.(6) and denied fair academic progression by means of fraud and intentional infliction of emotional distress as well as negligent infliction of emotional distress through the persistent constant application and persecution utilizing the word a N.I.G.E.(6). Additionally, the mother and children were and are currently denied communal association established by the KKK April 1, 2019, this date coincides with April Fool's Day. Every year on April 1 since 2019 the mother and children are reminded of this disassociation by means of various attacks: public displays of the word N.I.G.E.(6) screamed, sang, and published in chat content usually within the arena of a scholastic proximity, economic: this year, 2023, my military educational payment, which was due to deposit on April 1, 2023, reflected no educational participation information provided to the VA, Veterans Affairs, as directed contractually. The VA is aware and have taken measures on their own. The children and I have been attacked with various methodologies during a course of 7 years in which we have grown to becoming accustomed to the psychologically expectation of the anniversary of the April Fool's attack and we simply brace for it and hope I AM will see us through another year of the constant infliction and psychological imprint of know your place N.I.G.E.(6).

Historically, April 1, April Fool's Day, which carries a connotation of fear, intimidation and infliction as it historically defines a specific incident in history well known to the black community as death and destruction and very similar to that of the historically documented incidents of Black Wall Street where historically the Black community is persecuted and entire towns built solely by Black people for Black communities are destroyed by their white counterparts known publicly as White Supremacists. I personally have been informed by Black professionals within the City of Oceanside as well as other Black individuals whom I have briefly spoken to in passing as I had no friends within that community either who had no problem informing me a KKK cult sect is well known to the Oceanside Black community as established within the city of Fallbrook to providing me the specific name of the

individual's name who is the head of that White Supremacist Sect of SoCal California. The established KKK sect of SoCal California is well known to the Black community there. The proximity to this cult further endangered my children and I. The California Board of Education was warned as well as the federal U.S. Department of Education and was provided documentation of the incidents in 2020. I explicitly expressed; the scholastic curriculum as well as the public-school venue for the State of California SoCal has been weaponized against Black children within the California school system and investigations should be conducted when you have teachers screaming the word N.I.G.E.(6) in classrooms and are in support of training the white youth to build a specific mentality and further instilling that mentality through a peculiar seeding of scholastic educational application as well by having the students read the word N.I.G.E.(6) from text book material in class and then advising that student to say the word N.I.G.E.(6) aloud all in support of education. This methodology of education is antiquated and quite frankly racist and quite advantageous in the mental reasoning applicability of white children directed specifically at black children to encourage the desired result of know your place N.I.G.E.(6). The denial of fundamental rights, vicarious liability is prominent and evidential substance is indeed held by the plaintiffs. Is law not compassion? Is adjudication not compassionate? Is the Judicial prominence not the authoritative seat of compassion? There is no authority within the United States of America that carries the root of empathy and compassion throughout sprouts of Patriotism from the seeds that build the American foundation.

1) I filed a simple motion of request asking the Judge Bashant to permit me more time to prepare documents for the court and the courts request asked of me as I was inexperienced and just simply wanted an allowance of time to work through the demands from the federal court while working through the trauma inflicted.

Judge Bashant is biased; I filed a motion for recusal. It was denied; however, I provided the court with documentation requesting an extension for time of hearing as the racial attacks had increased; we were forced further into homelessness during COVID lockdown as well as the continued lockdowns

during the Delta virus lockdown. I advised Judge Bashant in August 2021 I desired to be compliant with the court but needed ‘compassionate’ for myself and children as well as time to gather more documentation for the accuracy of the claims submitted. I provided this letter of request via the US Postal Mail service; tracking number of EI 043 750 267 US. [Exhibit Page 141] The court never responded to this request.

I attempted to communicate with the Judge Bashant during my Vexatious Litigant hearing regarding my cases, but she refused to listen and simply hurried me out of the courtroom. I was denied extra preparation time. The bias of Judge Bashant is evident through her negligence of follow to include the well documented ‘mail’ returns which she utilized to further substantiate her claim of the petitioners lack of meeting the Rule 8 guidelines as well as conditioning the court for the petitioners lack of standing and obvious potential harassment through duplicate claims; however, the 9th District Federal Court’s handling of these claims were the courts own self-inflicted burden as well as their own other self-inflicted burdens. The documentation of Rule 8 statement of claim presented to the 9th District Federal court upon the filing of claims offered a simple claim for relief in the form of a short plain statement without the need to offer the jurisdictional claim as the Constitutional violation claim in and of itself constitutes the courts subject matter jurisdiction. I offered the claim showing entitlement of relief as well as the monetary demand of relief sought with a list of other alternative demands of relief.

The incidents regarding the claims filed concerning Rule 8 in their ‘nature’ demonstrate Constitutional Violations through the alleged acts of Domestic Terrorism, reported as of 2021, as the number one perceived growing threat to the United States of America according to the Federal Bureau of Investigation (FBI). The already documented Federal involvement concerning the jurisdictional subject matter, the FBI as well as the IA Oceanside police investigation involvement should be considered a substantiated claim that satisfies Rule 8. Hate crime claims involving the KKK, Ku Klux Klan, and an individual belonging to a protective class further substantiates a fair, concise, clear communication of a valid and fair claim for the purposes of satisfying Rule 8 at minimum and should be subjected to the

attentive purpose of a judicial interview and review of fact data and evidence. The Federal Bureau of Investigation Director, Chris Wray, has stated, paraphrased here, White Supremacy is the number one growing threat within the United States of America.

The Federal 9th District's claim against the mother's filing for judicial relief was only met with bias and described consistently by the court as an undue burden. The persistent dismissal for Rule 8 is an undue burden upon the plaintiff as when the plaintiff initially filed all proceedings the statement of claim was provided with the filings upon the form documents provided by the court initiating the request for the information. I was compliant. The constitutional claim itself holds its own merit in that the filing of the claim for an allegation of violation of as a private citizen with standing means that a violation has occurred involving a constitutional deprivation and in the claim of the deprivation that in and of itself stands as a valid justification for the Rule 8 qualification for an initial claim for proceeding.

2) Attached is [Exhibit Pages 79-82] as submission for mail fraud and purposeful willful manipulation of my US Postal mail. This is a violation of Federal 18 U.S. Code §1703(a)(b)-Delay or Destruction of Mail or Newspapers. This submission as substantive evidence in support of the preponderance of doubt reflecting the occurrence of mail fraud tampering. In a complete catalog and analysis of my mailings from the Ninth District Federal Courthouse I have suffered zero mailings regarding notice of hearings for appearance nor the suggestive revision of claims demanded by Judge Bashant.

Additionally, please find [Exhibit Page 83 & 86] reflecting a valid operational mailing address; however, the mailings are returned, and I additionally possess further mailing fraud addressed marked vacant for the intentional purpose of returning the mail attached to the address of service. [Exhibit Page 106] reflects further mailing returned as verification of damages concerning the 'gross negligence'. I filed a report with the U.S. Postal service and was assigned personnel to assist in the fraud of my mailings, specifically my federal mailings from the 9th District Federal Courthouse [Exhibit Pages 85] I have remained completely obedient and respectful to the Ninth District courthouse, the employees as

well as Judge Bashant. A Due Process Violation has occurred Under the 14th Amendments to the U.S. Constitution, neither the federal government nor state governments may deprive any person “of life, liberty, or property without due process of law.

Chief Justice William Howard Taft advised the intent of due process clauses are according to *Truax v. Corrigan* (1921) are as follows: “The due process clause requires that every man shall have the protection of his day in court, and the benefit of the general law, a law which hears before it condemns, which proceeds not arbitrarily or capriciously, but upon inquiry, and renders judgment only after trial, so that every citizen shall hold his life, liberty, property and immunities under the protection of the general rules which govern society. It, of course, tends to secure equality of law in the sense that it makes a required minimum of protection for every one’s right of life, liberty, and property, which the Congress or the Legislature may not withhold.”

3) The triggered Federal Tort Claim Act (FTCA) is due to the absence of due service and negligence of the federal courts actions for consistently documenting return to sender notifications, lack of accuracy documenting plaintiff’s address, and the court nor Judge Bashant allowance to provide proof of lack of notice to any hearing conducted on behalf of the plaintiffs. The 9th District Court was provided permission from the date of the initial filings 4/16/2021 to utilize electronic communications as the preferred method of communication; however, this particular type of communication was ceased on the part of the 9th District Federal Court after being utilized by the 9th District Court as a means of notification for my initial filings for no known reason and without notification. [Exhibit Pages 86-87]. According to California Code, Code of Civil Procedure – CCP § 1013 (g) electronic submissions is an acceptable form of notification and according to *Mennonite Board of Mission v. Adams* (1983).

The 9th District Federal court states I inflicted undue hardship upon the 9th District Federal courthouse. The 9th District Federal Court has caused its own undue burden of self-infliction by their unethical unwarranted gross negligent actions during the procedural process; hence, behaving as: vexatious. The inconsistency in application of merits for justification of representation for plaintiff as a

vexatious litigant and no application to plaintiffs Journee Hudson and Yaw Appiah. Claims not filed for proper demand amounts for federal venue in excess of \$75,000 [Exhibit Page 93]. Lack of accuracy during chain of custody exchanges in that the resubmission of duplicate filings were a direct result of cases that went missing off the docket Rule 79(1)(2)(3). There existed no separate orders, notifications of motion responses, notice of hearing. All addressed to only one plaintiff and mailed in response to only one plaintiff in one mailing Rule 77(2)(d)(1) in accordance with Rule 5(b). The ex parte hearings held violated Rule 2.9(A)(1) and Rule 2.9(A)(1)(b) [Exhibit Page 98]. Mr. Morrill is a LIAR! The word ATTACK was specifically stated to the Federal courthouse and Judge Bashant on 11/12/2021; 2 FBI agents were present when I was attacked as I approached the Federal building. One White; one black cornered a Hispanic male attacker hurling slurs at me. The Black FBI agent hovered over the attacker with gun on hip while the White FBI agent ensured I was unharmed and immediately motioned me to continue to the Federal building. The date of incident [Exhibit Page 92]. The Federal staff: Morrill also stated that I came into a federal courthouse stating I was going to file eighty more cases. This is a LIE! I have not ever stated this at any time nor to anyone; ever [Exhibit Page 90]. This is the LIE utilized to declare me as a vexatious litigant.

I was denied pro se' litigant status for the Connections Academy case for which i have tried to provide the evidence of grade fraud not only to the U.S. Federal Ninth District but the U.S. Appeals Circuit for the Ninth District as well. These fraudulent judicial systems only attempted to hid and cover up the fraud or simply deny acknowledging it and refused to review any evidence or the case submissions. My pro se' litigant status was pulled only for the Connections Academy grade fraud case involving Scott Willis, to include others white teachers who participate in promoting an atmosphere of racial divide and White Supremacy systemic educational culture by utilizing educational tools and software applications to teach children racial hate and divide by directing the children to sing all in unison along with the accompaniment of the educator: NIGGER. It was a display like the song "Ring Around the Pose". The pro se' litigant denial was based upon the fact the child involved is a minor and

the court states that the child requires guardian ad litem; Rule 17 and must have an appointed counsel as such; however, the court's ruling is inconsistent with many other cases that additionally involved the minor child, Y.A.W. as well as Journee Hudson for the Mission Vista High School cases as both these children were minors for those case as well and Judge Bashant did not pull my pro se- litigant representation for those cases. Why would Judge Bashant only pull my pro se' litigant representation form only the Connections Academy case that she separated out from the other cases as all cases were filed as a R.I.C.O. from the onset. What were you trying to cover up and hide Judge Bashant? Judge Bashant's actions, not to mention: Judge Bashant pulled Connor Peppard case and separated that case as well and sent it to a lower court. These specific actions of Judge Bashant targeting specific cases for separation as well as the employee's actions of the United States Ninth Federal District Court proves there exists 'gross negligence' concerning the chain of custody and handling of the federal cases for my Indigenous Black American family. A few of the original defendants named had no cases at all filed; filings missing plaintiffs, filings disappearing off dockets, filings with mis-spelled identities, no accurate filing for the plaintiffs, no entity or defendant documented, there exists many clerical errors upon the filings and while one may expect clerical errors; clerical errors of this magnitude appear vexatious prima fascia.

Conclusion

My children and I have been living in fear and intimidation for seven years over three states with persistent homelessness while additionally imprisoned within the apartment we were removed from by threat and force; through the utilization of the Oceanside police department and a Vista Unified school employee who moved proximate immediately after the submission of complaints to the Vista Unified School Board and the California Board of Education. The community attacked my family and I wherever we went. We have experienced severe deprivation for the pursuit of education, liberty, and property. There existed no equal protection application by the scholastic community of Oceanside, The California Board of Ed, the Vista Sheriff Department, the Oceanside Police Department, and the U.S.

Board of Education. The children and I have suffered intentional emotional infliction distress as well as negligent infliction of emotional distress. My children and I suffer(ed) so many emotional, psychological, physically demeaning low self-esteem, trauma, PTSD, nightmares, anxiety, depression, lack of associations, such as withdrawal from brick-and-mortar public school attendance to virtual online public-school attendance in hopes of escaping persistent attacks, as we are constantly attacked no matter where we attempt to reside or attempted to make affiliations. My children have received some mental health treatment while I have not. I have literally had physicians refuse to treat me due to the nature of the health complaint and thus verbatim state “I do not want to get involved”.

Failure to protect individuals from privately inflicted deprivations will not expose the government to liability unless the danger was created by the government in the first place. The government has indeed posed great negligence and failure to protect which led to the persistent harassment, intimidation, and undue arrest with threats to mine and my children’s lives for nearly 7 years. The government has held a role in its responsibility here evident by the allowance infliction of such White Supremacist authorities and the inactions for peace resolutions at origin when known White Supremacist student, Connor Peppard, issued threats of harm through a “call of the wild” for violence and immediate imminent danger for the threat of life for my entire family and doing so in a public space; upon public-school property. The grounds of a public school and that imminent threat realized when the Oceanside police department surrounded Mission Vista High school 2019 April Fools and every year subsequently when some coincidental incident of attack triggering trauma occurs to my children and I as inflicted reminders of intimidation, and threats to life. Threats of life now cross state lines involving multiple jurisdictions as indicated upon the KKK, Ku Klux Klan, Federal Civil tort filing as the local, state, and national chapters were petitioned to appear before a federal court by the claimant. The court erred in recognizing the ‘depravity’ of Peppard’s intentional infliction for death as mentioned in the claims and despite the obvious imploring for help by the plaintiffs on numerous occasions whom were consistently under duress: economic, physical, emotional as well as psychological. The ‘path’ is clear

and concise as to the documented ‘trail’ of the KKK, Ku Klux Klan, involvement, and the threat of life. The KKK, Ku Klux Klan, is prima fascia “threat of life” to any black USA citizen just by its very nature and well documented history. My children and I have endured enough domestic terrorism, Federal 18 U.S. code § 2331-5, §241 along with vicarious liability accompaniment.

VI. REASONS FOR GRANTING THE WRIT

The Ninth Circuit's decision - Denial to address; continuous denial of appeals, motions, and requests to vacate judgments subject the Indigenous plaintiff's to conflicts that strip away constitutional guarantees as well as allow further subjugation to systematic racial divides that do not support nor uphold fair equitable judicial practices towards injured Black American Indigenous children, their Indigenous Black American mother, and the necessity for the pursuit of justice for the needs of all Indigenous Black American children within the United States of America. The extent that has been achieved to uphold the racial divide within the educational system is appalling and defeats the Indigenous Black American child and their pursuit to life, liberty, and the pursuit of happiness.

VII. CONCLUSION AND PRAYER FOR RELIEF

Innocent Indigenous Black American children have been systematically racially profiled for the intentional purposeful targeting of an unequitable fraudulent educational; thus, denied scholastic attainment through unfair practices and unequitable applications and thus subsequently denied a constitutional applicability of the pursuit of life, liberty, and justice. I humbly plea for a grant of Writ of Certiorari to review the Ninth Circuit's judgment concerning judicial relief as the appellate as well as the plaintiffs having pleaded and implored before the California courts.

Respectfully submitted,

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