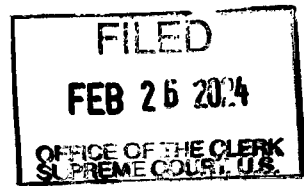


23-7723
No. _____

ORIGINAL



IN THE
SUPREME COURT OF THE UNITED STATES

Barbaram MARTIN — PETITIONER
(Your Name)

vs.

STATE OF New Jersey — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of New Jersey
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Barbaram MARTIN
(Your Name)

7234 Belmont Avenue
(Address)

Mays Landing, New Jersey 08330
(City, State, Zip Code)

707 480 3375
(Phone Number)

QUESTION(S) PRESENTED

Should a 'Change of Venue' be granted if the defendant has a prior history/relationship with the trial judge? History being: working in the same dog rescue/foster groups. Relationship being: in prior litigation with Trial Judge when Trial Judge was Attorney for County and defendant was de: suing county prose in very public and notorious lawsuit. A contentious lawsuit. Abuse of discretion being clear against defendant.

Should not a Change of Venue be granted if defendant has notorious, well known civil rights suit (1983) 42 U.S.C. against the County, County Prosecutor, county prosecutors office, and municipality where the above lay; to include several judicial officers as witness for the defense, All County employees.

Should the County prosecutor & office being charged in a civil rights suit, the only second of its kind in New Jersey, be allowed to prosecute defendant all the while exhibiting unethical practices as a means of retaliation for being sued, or shall a Change of Venue be constitutionally appropriate? in order to maintain the appearance of fairness

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

TABLE OF CONTENTS

OPINIONS BELOW.....	1
JURISDICTION.....	2
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	3
STATEMENT OF THE CASE	4
REASONS FOR GRANTING THE WRIT	5
CONCLUSION.....	

INDEX TO APPENDICES

APPENDIX A	Decision of Supreme Court New Jersey-Demel
APPENDIX B	Decision of Appellate Court New Jersey-Dente
APPENDIX C	Decisions of Superior Court New Jersey-Dent
APPENDIX D	
APPENDIX E	
APPENDIX F	

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Cyran and Belden

3 A

Church v City of Milwaukee

3 A

State of New Jersey vs James DeFazio

3 B

STATUTES AND RULES

New Jersey Directive #11-18
New Jersey Courts
New Jersey Court Rule

3 A & 3 B

OTHER

Constitutional Law

3 A

Illinois Venue Act 1978

3 B

IN THE
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 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 United States district 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.

☐ 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 New Jersey Supreme 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 _____.

☐ 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: _____, and a copy of the order denying rehearing appears at Appendix _____.

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

The jurisdiction of this 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 2-2-2024.
A copy of that decision appears at Appendix _____.

☐ A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

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

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

Petitioner is ^{not} seeking review pursuant to Rule 12.4
2.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

16 CJS, Constitutional Law, 1185 § 591, and 14 CJS

Denial of a fair and impartial trial in a criminal case would be a violation of the 14TH Amendment to the Federal Constitution. It would constitute a denial of due process.

Due process of law in a criminal case requires a fair and impartial trial or hearing according to the due and orderly course of the law.

Cyrt and Belden Cases, Wisconsin 79 Wis. 72 48 N.W. 50 1891
211 Wis. 485, 248 N.W. 417 1933

Change of venue due to judicial discretion.

Change of venue to a more remote and disinterested jurisdiction cannot be prejudicial to either party, whereas a denial of change of venue where there is a close question of fact might be unduly prejudicial to the party seeking change of venue. Local prejudice can be present and may linger to the detriment of the party seeking change of venue.

Church v. City of Milwaukee 31 Wis. 512 1872
Supreme Court upheld change of venue due to local prejudice.

New Jersey Directive # 11-18 New Jersey Courts 8/2018
Judges must report personal involvements in cases

All Judges have an obligation to perform their role with high integrity and to avoid any actual, potential or appearance of partiality or conflict of interest. Even the suggestion of a potential conflict of interest undermines the core values of the New Jersey Judiciary and hampers its mission. In such, a change of venue is mandatory Canon 3, Code of Judicial Conduct.

Illinois Venue Act 1978: A change in venue may be made when any party fears that a fair trial will not be received because of judicial prejudice or indiscretion.

State of New Jersey v. James DeFazio: 2014 New Jersey Superior Court, Appellate Division. Change of venue granted due to potential appearance of bias and with the following of the judiciary policy and procedures regarding relationships with defendants. Change of venue granted in order to preserve the rule of law and to protect the rights and liberties guaranteed by the Constitution and laws of the United States and New Jersey.

STATEMENT OF THE CASE

This case stems from an ongoing neighbor issue. Deborah May filed a citizens complaint using false facts accusing defendant Martin of "insurance fraud". Because of May's relationships with the Municipal Court, and retired Judge, May was able to coerce this charge into the Atlantic County Prosecutors Office. May has relationships with entities functioning in the Atlantic County Prosecutors Office. This complaint transpired in 2021. May provided fabricated evidence to ensure her complaint. BARBARA MARTIN, in return, filed charges against May consisting of N.J.S.A 2C:12-4a and N.J.S.A. 2C:13-4, Harassment. These achieved necessary charges now sit with the Atlantic County Prosecutors Office. Atlantic County Prosecutors Office is prosecuting Martin for citizen Deborah May. Atlantic County is prosecuting Deborah May for BARBARA MARTIN. BARBARA MARTIN has a lawsuit against Atlantic County Prosecutors Office (1983 42 O.S.C. civil rights Abuse) inception 2017. Atlantic County Prosecutor is defending itself to Martins civil rights suit against them. You begin to see the problem here.

MARTIN Filed Motion for change of Venue November 2022 in Atlantic County Superior Court, alleging and describing Judicial Abuse, indiscretion, and bias.
Amended to N.T. Appellate Court then N.T. Supreme. Both denied.

questionable citizens complaint against MARTIN, which led to where we are today, is a key witness for the Atlantic County Prosecutor in defending MARTIN'S 1983 42 USC civil rights against them. May is a contemptuous neighbor who witnessed the incident causing the filing of the civil rights suit against the county & county prosecutor. It behooves the Prosecutors office to appease, and please May to guarantee her testimony. The bias toward MARTIN is extremely complex yet simple to solve. Solve by a venue change. MARTIN is dealing with false manufactured evidence issues, from a prosecutors office she is suing, from the very prosecutor named in her civil rights suit. MARTIN is dealing with a judge that clearly has an ax to grind. MARTIN is afforded a fair court proceeding(s) Above all, by the US Constitution 16 C.J.S. 1185 § 591 AND '14

REASONS FOR GRANTING THE PETITION

BARBARA MARTIN'S CASE IS UNIQUE TO ITS OWN AND WILL SET A NEW PRECEDENCE. NO OTHER CASE IS SIMILAR, EVEN AFTER MUCH RESEARCH. RATIONAL IMPORTANCE EXISTS HERE FOR OTHERS IN SIMILAR CASES, THAT PERHAPS WE DO NOT KNOW ABOUT WHO HAVE GIVEN UP OR TAKEN COURT INDISCRETION, ENDURING IT, ACCEPTING IT.

THE STATE COURT SO FAR DEPARTED FROM THE ACCEPTED AND USUAL COURSE OF JUDICIAL PROCEEDING WHICH CALLS FOR AN EXERCISE OF US SUPREME COURT SUPERVISORY POWER.

MARTIN'S HISTORY/RELATIONSHIP WITH JUDGE DONNA TAYLOR FROM WORKING IN THE SAME RESCUE ARENA TO MARTIN'S VERY PUBLIC LAWSUIT 2012 AGAINST ATLANTIC COUNTY WHERE MARTIN BATTLED DONNA TAYLOR THEN ATLANTIC COUNTY COUNTY COUNCIL. THIS WAS CONTEMPTUOUS SURROUNDING AN INJURY ON COUNTY PROPERTY. TAYLOR HAS SHOWN JUDICIAL INDISCRETIONS. ORDERING \$5,000 BAIL WHEN MARTIN WAS IN EMERGENCY ROOM AND COULD NOT MAKE STATUS HEARING, AND DENYING ALL INDIGENCY MOTIONS WHICH HAVE BEEN GRANTED BY THE N.J. APPELLATE AND SUPREME COURTS. THE APPEARANCE OF RETALIATORY MOVES IS CLEAR.

MARTIN'S 1983 42 U.S.C. CIVIL RIGHTS SUIT AGAINST ATLANTIC COUNTY ATLANTIC COUNTY PROSECUTOR'S OFFICE, AND ITS TOWNSHIP LAYS THE FOUNDATION FOR BIAS. DEBORAH MAY, WHO'S

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Barbara Martin

Date: 2-23-2024