

CERTIFICATE OF COMPLIANCE

No. _____

LOUIS-WAYNE:RATFIELD

Petitioner

v.

COHEN, ELLEN L.

EVANS, STEPHANIE

GOSTYLA, TRACY L.

GARLAND, MERRICK – ATTY. GEN.

Respondent(s)

As required by Supreme Court Rule 33.1(h), I, the Undersigned, certify that the **“POST-REVISED”** Petition for a Writ of Certiorari contains 2,923 words, The Appendix contains 16,642 words, for a total of 19,565 words, excluding the parts of the Petition that are exempted by Supreme Court Rule 33.1(d).

I, the Undersigned, certify that three (3) copies of the **Original** Petition for a Writ of Certiorari were sent United States Postal Service via Certified Mail, Return Receipt to the following four (4) co-defendants on **March 20, 2023**, at the addresses listed below:

I, the Undersigned, certify that three (3) copies of the **“REVISED”** Petition for a Writ of Certiorari were sent United States Postal Service via Certified Mail, Return Receipt to the following four (4) co-defendants on **July 20, 2023**, at the addresses listed below:

I, the Undersigned, certify that one (1) copy of the **“POST-REVISED”** Petition for a Writ of Certiorari were sent United States Postal Service via Certified Mail, to the following two (2) co-defendants (Stephanie Evans & Merrick Garland), on **February 1st, 2024**, at the addresses listed below:

I, the Undersigned, certify that the following two (2) co-defendants (Ellen L. Cohen & Gregory E. Tortella representing Tracy L. Gostyla) were sent a copy of this CERTIFICATE OF COMPLIANCE regular United States Postal Service mail on **February 1st, 2024**, because of the lengthy reasons delineated in their addresses below:

“POST-REVISED”:

Regular United States Postal Service mail.

“REVISED”:

Certified Mail No: 7014 3490 0001 9317 6263

Return Receipt No: 9590 9402 4944 9063 4250 42

The internet USPS Tracking report for Certified Mail # 7014 3490 0001 9317 6263 to Co-defendant Ellen L. Cohen , on **August 09, 2023**, stated: “Alert, Awaiting Delivery scan, dated **July 22, 2023**”. It continued with that statement at least up through **October 21, 2023**.

The reply to USPS letter sent on **August 23, 2023**, to Palmetto Park Carrier Annex – no reply. Followed by a request letter to USPS main office in Washington, D.C. **October 30, 2023**, Certified Mail # 7019 1120 0000 9604 5883 which came back from 1275 West Palmetto Park Road, Boca Raton, Florida 33486, post marked **November 24, 2023**, and received **November 28, 2023**, stated: “After investigating I couldn’t locate your sent letter [your USPS Service Request 56911701]. Unfortunately, I regret to inform you that the letter is **LOST**”. The reply was not signed by anyone!

“POST-REVISED” CERTIFICATE OF COMPLIANCE, PETITION FOR WRIT OF CERTIORARI TO UNITED STATES SUPREME COURT, February 1st, 2024, Page 1 of Five Pages. Plus, a Three Page AFFIDAVIT.

However, **December 30, 2023**, the USPS Tracking report changed totally following the request letter, but still back to the same date as before, states: Latest Update. We now anticipate delivery of your package the next business day. We apologize for the delay. Alert. Awaiting Delivery, **July 22, 2023, 12:10 am**".

How can they deliver a large envelope that they stated in writing that was lost in **November** and now states thusly back in **July**?

Original:

Ellen L. Cohen
1331 Southwest 18th Street
Boca Raton, Florida 33486

Certified Mail No: 7017 0190 0000 7843 5453
Return Receipt No: 9590 9402 4944 9063 4251 65

Alert, Refused **3-38-2023** 10:31 AM.

Received back **3-30-2023** with Return Receipt still attached, no signature.

"POST-REVISED":

Certified Mail No: 7019 1120 0000 9604 5944

"REVISED":

Certified Mail No: 7014 3490 0001 9317 6270
Return Receipt No: 9590 9402 4944 9063 4250 66

Delivered, left with individual **7-24-2023** 10:23 am.

Return receipt received **08-04-2023**.

"Original":

Stephanie Evans
2920 Eagle Nest Drive, Apt 1704
Bowie, Maryland 20715

Certified Mail No: 7017 0190 0000 7843 5460
Return Receipt No: 9590 9402 4944 9063 4251 58

Delivered, left with individual **3-24-2023** 3:19 PM.

As of **5-22-2023**, have not received a Return Receipt.

"POST-REVISED":

Regular United States Postal Service mail.

"REVISED":

Gregory E. Tortella
DOJ ATTY. A5500373
% Tracy L. Gostyla
150 M Street Northeast
Washington, District of Columbia 20002

Certified Mail No: 7014 3490 0001 9317 6287
Return Receipt No: 9590 9402 4944 9063 4250 73

DOJ attorney No A5500373 Gregory E. Tortella filed a court motion to USDC electronically **April 03, 2023**, to be the representative for Co-defendant Tracy L. Gostyla. Tortella failed to notify the Plaintiff of his filings. Tortella's mailing address is DOJ, 150 M Street Northeast, Washington, D.C. 20002. According to USDC, Southern District of Florida Civil Filing Requirements, 2F Signature Block and Certificate of Service states: "...filing party (and the Florida Bar identification number if filed by an attorney)..." Does that specify that Tortella has a current Florida Bar identification number? Or

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does that mean Tortella violated the court rules by filing? And not sending the Plaintiff a Certificate of Service? Days following the filing and the Order by the bias judge I went to the courthouse to inquire about the motion (**April 18, 2023**). Was able to read Tortella's filed motion and develop the **REBUT/REBUTTAL**.

The initial US Supreme Court filing sent **March 20, 2023**, Co-defendant Gostyla received a notice that was left at her residence **March 25, 2023**, and she refused it on **March 27, 2023**, and it was returned to the Plaintiff **May 05, 2023**. How did Tortella know anything about said case by **April 03, 2023**, when Gostyla refused the sending on **March 27, 2023**, while the bias judge closed said case **April 21, 2022** (almost a year prior to Tortella's Motion filing), and the 11th Circuit Court of Appeals Quoted: "Do Not Publish" on their Opinion? Do DOJ Attorney's move behind the scenes so they do **not** have to obey the laws?

I, the Plaintiff sent a **REBUT/REBUTTAL** to Tortella **April 19, 2023**, Certified Mail # 7014 3490 0001 9317 6249, which according to USPS: "Delivered, individual picked up at postal facility **May 3, 2023**, 5:04 AM (**WOW**, early in the morning!). The **REBUT/REBUTTAL** document contained 9 Rebuttal questions to be answered by Tortella, However, to date, Tortella has **NOT** answered any of the questions. In summation – Plaintiff has **not** been able to locate if Tortella has a current Florida Bar Identification; he did **not** follow the court rules by sending a Certificate of Service to the Plaintiff; and he did **not** answer the Rebuttals, whereby, I cannot find any reason to believe that he is a legit attorney in said case.

This is a prime example of biased judge **MIDDLEBROOKS**. When he allows a DOJ attorney, who may not have a Florida ID to file (**4-03-2023**), on a closed case almost one year later, concerning one of the four (4) Co-Defendants. Yet when the original Civil Complaint was filed **4-20-2022**, according to USDC rules, a copy of the Civil Complaint together with the Certificate of Service cannot be sent to the Defendants until the judge confirms said mailings to the Clerk of Court, who has the responsibility to communicate the judge's decision to the Plaintiff which was not allowed by biased judge **MIDDLEBROOKS**. However, in biased judge **MIDDLEBROOKS** opinion he states: "Regardless of whether the limitations period began to run at the beginning or end of his incarceration, more than four years has clearly elapsed, based on the dates alleged in the Complaint". "For Sec. 1983 damages claims for false arrest in violation of the 4th Amendment, the statute of limitations begins to run when the Plaintiff 'becomes detained pursuant to legal process.'"

Facts-in-reality = according to DOJ-CID FOIA replies, Plaintiff has **not** been detained with legal **AUTHORITY** during the entire nearly 16 years in said criminal case. Plaintiff did **NOT** file a **Sec. 1983** Civil Complaint but a **BIVENS** case. Actions show that the biased judge **MIDDLEBROOKS** does what he wants to do and does not follow the law! Why state the Plaintiff did **not** follow the statute of limitations in the initial Civil Complaint yet allow the DOJ attorney, **not** with a Florida ID to file a motion almost 1 year after the case was closed, accepted it and issued an opinion on the motion?

Facts-in-reality = the US Supreme Court established the time frame of 60-days for returns of information to the Court. Since DOJ Attorney No. A5500373, Gregory E. Tortella failed to respond to the Plaintiff's **REBUTTAL** letter requesting answers to questions, the facts contained in said letter now stands as **filed FACTS** for said Court filings which cannot be questioned since they are true facts-in-reality, not debatable.

"Original":

Tracy L. Gostyla
5237 Capon Hill
Burke, Virginia 22015

Certified Mail No: 7017 0190 0000 7843 5477
Return Receipt No: 9590 9402 4944 9063 4251 41

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Notice left **3-25-2023** 3:52 PM.
Refused **3-27-2023** 12:23 PM.
WPB Distribution **4-22-2023** 2:10 AM.
Received back **5-05-2023** with Return Receipt still attached, signed, not dated.
Attorney No. A5500373 = Gregory E. Tortella = Electronic filing **4-03-2023** 12:50
PM = Add Tortella as Defendant in US District Court.
Electronic filing to seal filed case **4-03-2023** 5:03 PM.
Paperless Order filed by Bias Judge **4-05-2023** 4:08 PM.
Case closed **4-21-2022!**
Had to go to the USDC to inquire of said Motion **4-18-2023**.

"POST-REVISED": Certified Mail No: 7019 1120 0000 9604 5951

"REVISED": Certified Mail No: 7014 3490 00019317 6294
Return Receipt No: 9590 9402 4944 9063 4250 80
Delivered, Front Desk/Reception/Mail Room, **7-24-2023** 5:34 am.
Return Receipt signed **7-24-2023**, Received **7-28-2023**.

"Original":
Merrick Garland
United States Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue Northwest
Washington, District of Columbia 20530-0001
Certified Mail No: 7017 0190 0000 7843 5484
Return Receipt No: 9590 9402 4944 9063 4251 34
USPS Tracking sent to Austin, Texas to Available for Pickup **3-28-2023** 7:39 AM.
Spoke to clerk at 720 Lucerne Avenue, Lake Worth Beach, Florida to seek why
it was sent to Texas? She called me back the next day to assure me that
it was delivered to Washington, DC.
Received Return Receipt, signed on **4-03-2023**, on **4-14-2023**.

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I, the Undersigned, declare under penalty of perjury, USC 28, Sec. 1746, that the foregoing is true, correct, and complete including the attached **AFFIDAVIT**, so help me God.

Respectfully submitted,

Executed on 21 Jan. 2024

BY: Bridgette-Wayne Ratfield ⁰⁰¹¹⁸

BY: Louis-Wayne:Ratfield^{(c)(R)} AIF

7765 Lake Worth Road, #345

Lake Worth, Florida 33467

STATE OF FLORIDA

COUNTY OF PALM BEACH

Sworn to (or affirmed) and subscribed before me, by means of X physical presence or _____ online notarization, the 24 day of JAN, 2024 (year), by LOUIS W. RATFIELD

[Signature]
Notary Public

Seal:

