

No. 23 - 6591

IN THE
SUPREME COURT OF THE UNITED STATES

Tracie L. Green — PETITIONER

vs.

US Bank National et al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

US Court of Appeals for the Fourth Circuit

**Emergency Application for Stay of Petitioner to Pay Docketing Fee and
Submit a Petition in compliance with Rule 33.1 by April 15, 2024**

To the Honorable Chief Justice John G. Roberts of the United States Supreme Court and
Circuit Justice for the Fourth Circuit:

Pursuant to Supreme Court Rule 23, this ProSe Petitioner requests the Supreme Court of
the United States to stay the decision for this Petitioner to pay docketing fee and submit a
petition in compliance with Rule 33.1 by April 15, 2024. Pending review of the petition for
rehearing, these actions are requested to preserve this Court's jurisdiction to review the
following submitted documents:

1. Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit
{December 20, 2023}

2. Motion to Remove Court Official (January 22, 2024)—returned to me
3. Motion for Recusal (February 11, 2024)
4. Supplemental Brief with Appendix (February 22, 2024, which contains December 13, 2023 Writ of Certiorari to United States District Court of South Carolina)
5. Application to Chief Justice Roberts to exceed Word Limit and Page Limit for Supplemental Brief with Appendix for the Petitioner and Reply to Brief in Opposition (February 26, 2024)
6. Reply for Brief in Opposition (February 28, 2024)
7. EMERGENCY MOTION with Relief Requested by April 3, 2024: Petitioners' Motion to Stay Return to South Carolina, with transfer of State Level Proceeding to Federal Jurisdiction for the Petitioner (March 26, 2024)

The docketed Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit raises three questions:

1. Was the US Court of Appeals for the Fourth Circuit in error dismissing the appeal for a "lack of jurisdiction," after having held on to the case for over six (6) months, far exceeding the Informal Brief Order timeline?
2. Was the US District Court of South Carolina in error:
 - a. In remanding case back to Lexington County Courthouse, despite being presented evidence of partial treatment received with egregious civil rights and legal right violations?
 - b. In requiring release of requested sealed documents to Lexington County Courthouse, despite being notified of targeting occurrences and Defendants request for Witness Protection, Federal notification and investigation?

3. Was U.S. Bank National Association in error:

- a. By failing to use ordinary care [i.e. follow guidelines and comply with applicable law(s)] in processing the Mortgage Assistance Program Application?
- b. By intentionally and deliberately failing to appropriately process the Mortgage Assistance Program application?

**REASONS FOR GRANTING THE STAY OF PETITIONER TO PAY DOCKETING FEE AND
SUBMIT A PETITION IN COMPLIANCE WITH RULE 33.1**

*Vialva v. United States of America, Supreme Court of the United States, 2020
To obtain a stay pending the filing and disposition of a petition for writ of certiorari,
an applicant must show a reasonable probability that four Justices will consider the
issue sufficiently meritorious to grant certiorari; ...a fair prospect that a majority of
the Court will vote to reverse the judgment below; and ...a likelihood that irreparable
harm will result from the denial of a stay.*

The above criteria are met in this case. Thus, there is reasonable probability The Supreme Court of the United States will grant the petition for rehearing of the decision denying the motion to precede in forma pauperis [and ultimately grant the writ of Certiorari]. In addition, granting a stay for the decision for this Petitioner to pay said Court docketing fee and submit a petition in compliance with Rule 33.1 by April 15, 2024, will ultimately ensure the continued safety and protection of many Americans, including this Petitioner and family from the active, unrelenting acts of terrorism as detailed in the docketed Writ of Certiorari for the Fourth Circuit; and the Writ of Certiorari for the US District Court of South Carolina in the Appendix of the Supplemental Brief.

Suspected Acts of Terrorism is Underway

As a ProSe Petitioner, I am treading in uncharted territory. However, the acts of

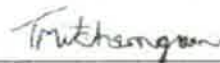
terrorism—against Americans that I have seen and subsequently continue to personally experience after making lawful reports to authorities—propels my petitions to this Court. [Please review Appendix D of the docketed Writ of Certiorari for the Fourth Circuit for preliminary occurrences.] As stated in my response to Question 12 of the *Affidavit in the Support of Motion for Leave to Proceed Informa Pauperis* (dated April 20, 2023):

12. Provide any other information that will help explain why you cannot pay the costs of this case.

Currently, I live in a Homeless Shelter. Due to the targeting I have been experiencing since 2017, I exited Nursing (direct patient care) in an attempt to keep the public safe. Because of this, my finances have been severely limited; I just re-entered Nursing because the government has been made aware of the targeting and I doubt the perpetrators will attempt to hurt patients now that the targeting has been made known. However, the financial targeting against me continues (overcharging premiums, etc). I NEED HELP PLEASE. PLEASE NOTIFY THE DEPARTMENT OF JUSTICE.

I declare under penalty of perjury that the foregoing is true and

correct. Executed on: April 20, 2023

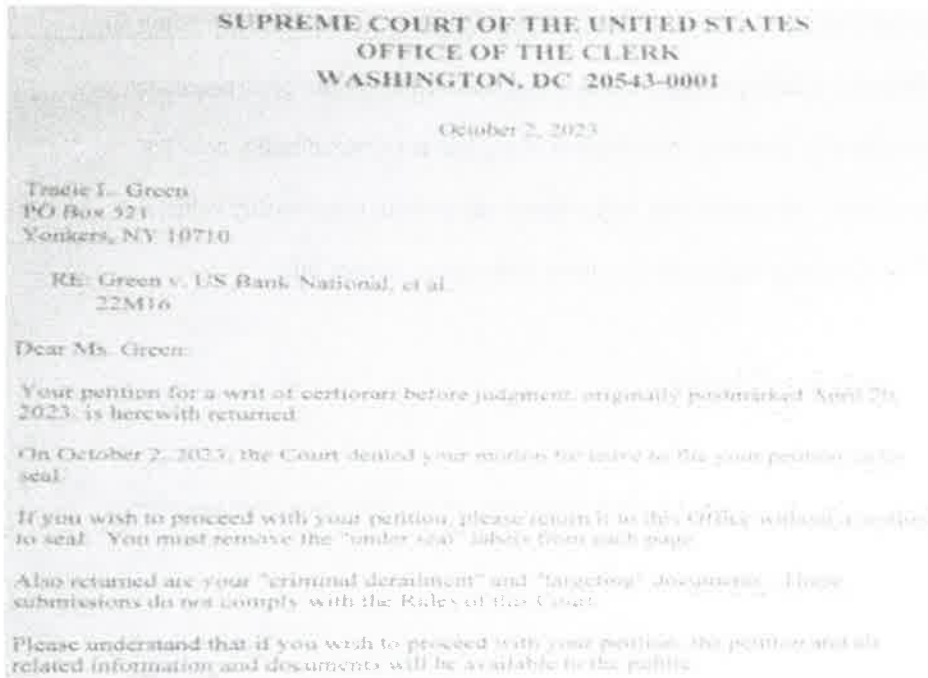


(Signature)

This statement still holds true. However, in the seven years of waiting for assistance, my child is suspected to have been targeted as well as a non-biological family member, Cristopher Washington, is suspected to have been murdered in retaliation to mandated, lawful reports made. How many more Americans have to die before the terrorism is halted? Here is a similar statement of harm from a previous patient, as detailed in Appendix D of the Writ of Certiorari for US Court of Appeals for the Fourth Circuit:

On May 10, 2017, Case Management IMP #2 wrote a note regarding his concerns, including "What did Dr. Velchez say about the nursing issue? Because if there's no change, then that's why I feel my life is in danger."; I notified Dr. Velchez that same day.

If this patient is deceased, then he, too, was likely murdered. In addition, I submitted to this Court, under seal, detail of a suspected attempted murder on my life [and my son if he were present]; however, the document was returned, as is noted below in this October 2, 2023 Letter received from this Court:



[Redacted information]

Since the United States of America holds life, liberty and the pursuit of happiness in high regard, was the Department of Justice ever notified? If not, assistance is still requested. Yes, the terrorism is negatively affecting my income, as I am having to try to protect myself and my family from terrorism caused by obeying God's law of being my brother's keeper and

the laws of the United States of America that mandate reporting suspected illegal activities, such as abuse and terrorism. I believe in America and am confident that help is on the way.

As detailed in the Appendix of the Supplemental Brief (February 22, 2024) and the *EMERGENCY MOTION with Relief Requested by April 3, 2024: Petitioners' Motion to Stay Return to South Carolina, with transfer of State Level Proceeding to Federal Jurisdiction for the Petitioner* (March 26, 2024), egregious safety and financial terrorism occurrences are outlined which continue to be direct contributors of my current state of indigence. For example, I drive a 2004 Toyota Sequoia, and without infractions, my monthly vehicle insurance is \$675.82 (was as high as \$732). Here is the most current bill:



Hello, Tracie.

Your bill is now available. You can either pay now or schedule your payment using the button below.

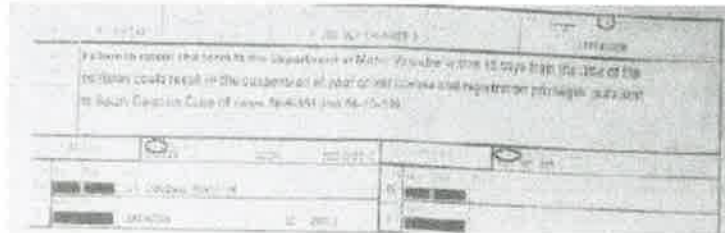
Your bill details

Billing account:	1349-2563-17
Amount due:	\$675.82
Due date:	03/24/2024

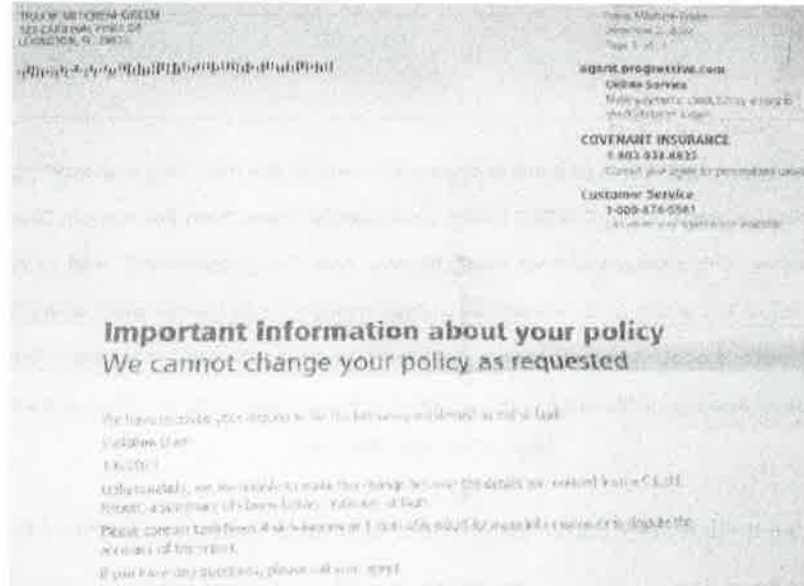
Why is the premium for a 20-year old vehicle so high? Below are reasons as noted in the December 13, 2023 Writ of Certiorari for the District of South Carolina:

January 6, 2021 Initial Police Report received at the scene (with information provided to the

Officer Justin the other driver was later located) [Personal information redacted]:



December 2, 2022 Letter from Covenant Insurance (Progressive Auto) regarding being listed at-fault for January 6, 2021 hit-and-run (redacted heading which includes policy number):



PREMIUM BREAKDOWN LETTER

Date: July 6, 2024

Account: Charles R. Beckwith (1996)

Corporate Job Title: SUTHERLAND, CHARLES (199620)

Policy Number: 8028148-00

Location (residential move): 1234 Fifth St

Plan: 6047 (Self-insuring Corporation)

Selected below with premium breakdown information is a summary:

Effective Date	From	Description	Change	Rate
01/01/21	01/01/21 - 01/01/22	Rate Adjustment (100-017)	\$1,467.00	
01/01/22	01/01/22 - 07/01/23	Address Change		\$221.00
01/01/22	01/01/22 - 07/01/23	Occupancy Reduced		5,100.70
01/01/22	01/01/22 - 07/01/23	Address Change	Change reduced 40223.00	\$1,476.72
01/01/23	07/01/23 - 07/01/23	Occupancy Reduced	100-017 Occupancy Reduced	2,000.00
01/01/23	07/01/23 - 07/01/24	Rate Adjustment	Rate 200.00	\$1,600.00

Approved: [Signature]

A representative from State Farm has not provided answers to the following outstanding questions: 1) Why an increase of \$1476.72 with a residential move from the Harlem Shelter to the Queens Shelter, with both residences being in New York City jurisdiction? And 2) Who, how, and why was I listed in the C.L.U.E. system as at-fault though I was the recipient of a hit-and-run accident? A lot more is occurring here than meets the eye; thus the request for sanctions and appropriate federal agency notification with request for investigation into all occurrences.

[Redacted information]

It is important to note that State Farm also provides insurance for the 123 Cardinal Pines Drive, Lexington, SC 29073 property that is the basis of the active state level case (No 2022CP3200784), in which the *EMERGENCY MOTION with Relief Requested by April 3, 2024: Petitioners' Motion to Stay Return to South Carolina, with transfer of State Level Proceeding to Federal Jurisdiction for the Petitioner* (March 26, 2024) submitted to this Court is based on.

The continual acts of terrorism, have taken a toll on my health and I remain under the care of a medical professional. Thus, adjustments had to be made that negatively affected my income. Therefore, beginning in December 2023, I started receiving social service assistance for food (SNAP); and more recently health insurance (Medicaid), while continuing my residence at a homeless shelter. Below is verification as of March 31, 2024:

 **TRACIE MITCHEMGREEN**

[redacted information]

CA Status

Active

SNAP Status

Active

MA Status

Active

As discussed in the submitted *Emergency Motion*, I previously experienced suspected attempts to deny federal benefits, for example, food assistance; and even denied likely timely paid child support [ultimately causing harm to my family and I]:

- **SC Supplemental Nutrition Assistance Program (SNAP)-Department of Social Services (SC-DSS):** Blocked email per electronic notice received on 10/1/22 0121AM, my email address, cruiseworld23@yahoo.com was blocked by SNAP-DSS (Lancaster_fa@dss.sc.gov) [NOTE: I sent this email in response to a notice received from SNAP-DSS 9/30/22, which gave me until 10/3/22 to respond]:

Failure Notice

From: MAILER-DAEMON@yahoo.com (mailer-daemon@yahoo.com)
To: cruiseworld23@yahoo.com
Date: Saturday, October 1, 2022 at 01:21 AM EDT

Sorry, we were unable to deliver your message to the following address

<lancaaster.fae@dss.sc.gov>
550: 5.7.1 Service unavailable. Client host [98.137.65.84] blocked using Customer Block list AS(1420) [BL6G0C02FT017.eop-gcc02.prod.protection.outlook.com]

----- Forwarded message -----

10/1/22

Dear DSS:

The following notice was retrieved from my mailbox early evening on Friday, 9/30/22:

As stated in my 9/23/22 email sent to DSS (see below), my employment has changed due to concerns [I am not privy to discuss the concerns at this time]. In an attempt to provide DSS with the information

[Redacted information]

Ultimately, I sent the requested information to SC-DSS from a different email address:

Fwd: Fw: Income Change

From: Tr M (courtcourtact2022@gmail.com)
To: lancaaster.fae@dss.sc.gov
Cc: cruiseworld23@yahoo.com
Date: Saturday, October 1, 2022 at 01:40 AM EDT

10/1/22

Dear DSS:

For some reason, my direct email sent from cruiseworld23@yahoo.com was rejected. Please see below.

Thank you,
Trace

[Redacted information]

Child support payments

...On 2/3/22, I was told the last payment received into system was either November or December. I declined enforcement; although I was told after 60 days the system may automatically flag the account for enforcement. However, after filing The White House Letter, dated April 12, 2022, with the Lexington County Courthouse on April 20, 2022, I began receiving child support payments again. Amounts received are as follows:

Date	Child Support Received via Direct Deposit (AllSouth Credit Union)
4/27/22	220.00
4/28/22	131.19
5/10/22	1884.39
5/11/22	220.00
5/25/22	220.00

Here's verification of amounts received:

05/01/2022	External Deposit SC SDU CONDUENT SLS - SC45000	\$220.00
05/11/2022	External Deposit SC SDU CONDUENT SLS - SC45000	\$200.00
05/10/2022	External Deposit SC SDU CONDUENT SLS - SC45000	\$1,824.39
05/20/2022	External Deposit SC SDU CONDUENT SLS - SC45000	\$131.15
04/27/2022	External Deposit SC SDU CONDUENT SLS - SC45000	\$220.00

Supreme Court Rule 33.2 and 39 are Indicated

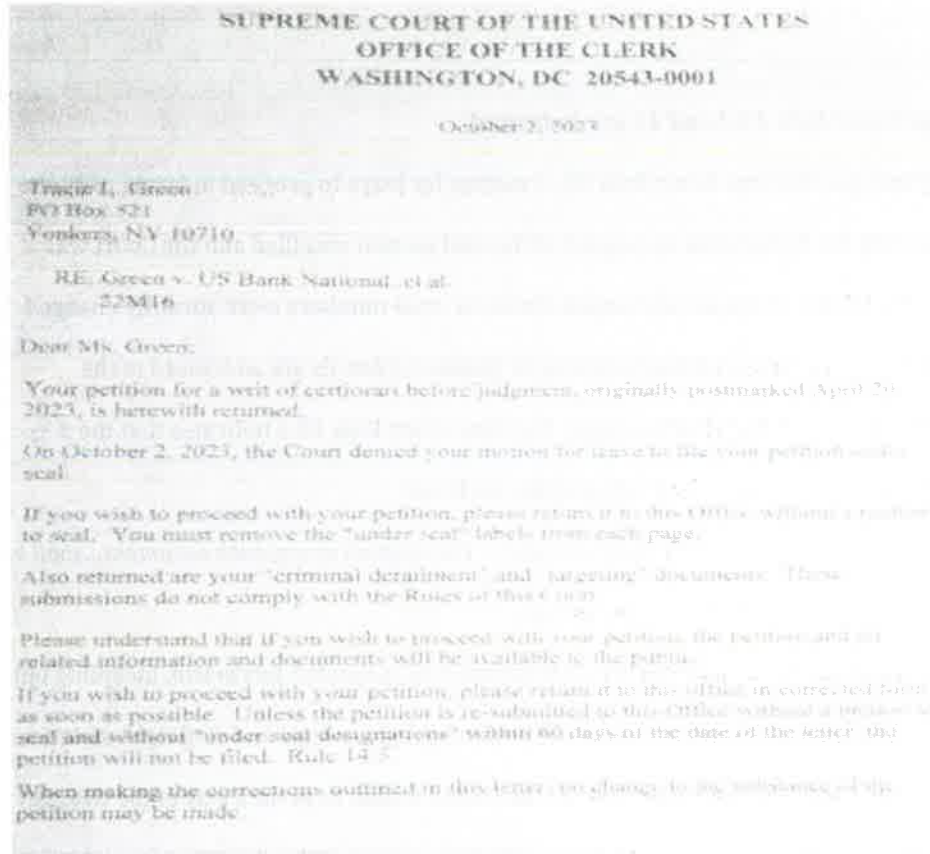
Pursuant Supreme Court Rule 39, a motion for leave to proceed in forma pauperis together with the declaration in support of the said motion was filed and the Court was frequently updated on financial changes. However, case numbers were abruptly changed from 23-1176 to 23-6591 without warning or guidance (details are addressed in the application for rehearing). Furthermore, Supreme Court Rule 33.2 indicates that the 8 ½- by 11-Inch Paper Format is for ProSe parties, such as I:

...8 ½- by 11-Inch Paper Format:... The original of any such document...shall be signed by the party proceeding pro se...

With the above occurrences showing clear evidence of suspected **terrorism**, including but not limited to financial targeting, and a plethora of egregious legal and civil right violations, I request this Court, the Supreme Court of the United States, to grant a stay of the two-part decision for this Petitioner to pay Supreme Court of the United States docketing fee and submit a petition in compliance with Rule 33.1 by April 15, 2024, pending review of the request for rehearing. Irreparable harm will occur to many Americans if the the Supreme Court does not intervene. Furthermore, granating the requested stay will ultimately permit this

Court's **answers to the history**-altering questions provided **in the docketed Writ of Certiorari to the United States Court of Appeal for the Fourth Circuit**. America **is at stake**.

Submitted documents not returned



As is noted in the above October 2, 2023 letter from the Court, it is standard to return submitted documents when a denial is present. However, I am not in receipt of the documents listed above, which also greatly hinders compliance. As profiled in the Informed Delivery, I only received a letter:

No. 23 - 6591

IN THE
SUPREME COURT OF THE UNITED STATES

Tracie L. Green — PETITIONER

VS.

US Bank National Association et al — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for an
Emergency Application for Stay of Petitioner to Pay Docketing Fee and
Submit a Petition in compliance with Rule 33.1 by April 15, 2024
without prepayment of costs and to proceed *in forma pauperis*.

To the Honorable Chief Justice John G. Roberts

Of the United States Supreme Court and Circuit Justice for the Fourth Circuit
Petitioner has previously been granted leave to proceed *in forma*
pauperis in the following court(s):

Lexington County Courthouse

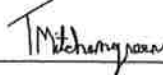
US District Court of South Carolina

US Court of Appeals for the Fourth Circuit

Supreme Court of the United States

Petitioner's affidavit or declaration in support of this motion is attached hereto.

A copy of the order of appointment is appended.



Signature

Case # 2022-01341

Motion and Order/Affidavit to Proceed in Forma Pauperis

I, Trace Mitchell-Green, being duly sworn, state that I am the Defendant and that I do not have the funds available to pay the costs of filing and service in this case. I request that certain hearing requests, form motions, and process order/consent orders be made without cost to me.

[Signature]
Trace Mitchell-Green
Defendant

Sworn to before me this 3rd day of May 2022
[Signature]
Notary Public of South Carolina
My Commission expires July 8, 2021



ORDER

- Leave is granted to proceed in forma pauperis
- Leave is denied to proceed in forma pauperis. **This case will be** dismissed without further order of the court if the filing fee and associated costs are not paid on or before 20____ (Family Court Only)

Date May 11, 2022

[Signature]
Circuit Court Judge

_____, S.C.

NOTICE TO PLAINTIFF: The Court may assess costs against either party at hearing.

Extended/Consent (if applicable): _____

FILED ONLINE FILED 2022 May 12 9:38 AM ELECTIONS DIVISION CLERK OF COURTS

**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, Tracie L. Mitchem-Green, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$6,972	\$0	\$3,082	\$0
Self-employment	\$1	\$0	\$0	\$0
Income from real property (such as rental income)	\$0	\$0	\$0	\$0
Interest and dividends	\$1	\$0	\$0	\$0
Gifts	\$0	\$0	\$0	\$0
Alimony	\$0	\$0	\$0	\$0
Child Support (annual \$5280)	\$440	\$0	\$440	\$0
Retirement (such as social security, pensions, annuities, insurance)	\$167	\$0	\$0	\$0
Disability (such as social security, insurance payments)	\$0	\$0	\$0	\$0
Unemployment payments	\$0	\$0	\$0	\$0
Public-assistance (such as welfare)	\$177 (SNAP)	\$0	\$245 (SNAP)	\$0
Other (specify): <u>Tax Refund/12months (same with retirement)</u>	\$404	\$0	\$0	\$0
Total monthly income:	\$8162	\$0	\$3767	\$0

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
VNS Health	220 E 42 nd St, New York	12/22-Present	\$3082
Lexington Salsaritas	5135 Sunset Blvd, SC	10/22-12/22	\$500
Chicken Salad Chick	5135 Sunset Blvd, SC	5/22-9/22	\$756
Wyzzant	online	2022	\$232

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
NA			\$
			\$
			\$

4. How much cash do you and your spouse have? \$61.00

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
Checking/Savings	\$ 567.02/2988.02	\$0
Checking/Savings	\$13.50/0	\$
Checking/Savings	\$1.15/0.05	\$
Savings/MMA	\$0.17/11.43	\$
Checking/Savings	\$1.32	\$
Checking	\$100.82	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

D Home Value Being litigated	D Other real estate Value NA
D Motor Vehicle #1 Year, make & model <u>2004 Toyota Sequoia</u> Value \$5000	D Motor Vehicle #2 Year, make & model <u>NA</u> Value
D Other assets Description <u>NA</u> Value	

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
NA (Tax status unknown)	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
CG _____	Son _____	17 _____
_____	_____	_____
_____	_____	_____

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$In Homeless Shelter _____	\$NA _____
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No NA		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No NA		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$315 _____	\$ _____
Home maintenance (repairs and upkeep)	\$0 _____	\$ _____
Food	\$255 _____	\$ _____
Clothing	\$200 _____	\$ _____
Laundry and dry-cleaning	\$100 _____	\$ _____
Medical and dental expenses	\$0 _____	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$400_____	\$_____
Recreation, entertainment, newspapers, magazines, etc.	\$100_____	\$_____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$being litigated__	\$_____
Life	\$0_____	\$_____
Health	\$0_____	\$_____
Motor Vehicle	\$675.82_____	\$_____
Other: _____	\$0_____	\$_____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$0_____	\$_____
Installment payments		
Motor Vehicle	\$0_____	\$_____
Credit card(s)	\$534_____	\$_____
Department store(s)	\$0_____	\$_____
Other: <u>Retirement loan/*Personal loan(*unable, pay what I can)</u>	\$44/*400_____	\$_____
Alimony, maintenance, and support paid to others	\$0_____	\$_____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$0_____	\$_____
Other (specify): <u>Tithe and Offering(10% of income)</u>	\$310_____	\$_____
Total monthly expenses:	\$3334_____	\$_____

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

Yes No If yes, describe on an attached sheet.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form? Yes No

If yes, how much? _____

If yes, state the attorney's name, address, and telephone number:

Unable to pay and cautious about another derailment attempt as described in Writ of Certiorari to US District Court of South Carolina. However, I am in need of an attorney.

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

Yes No

If yes, how much? ___I do have expenses related to document preparation and mailing. Approximately \$200+ monthly with both the State of South Carolina foreclosure case (No.2022CP3200784, US Bank vs Tracie Green, et al) and this Supreme Court Case (23-6591, Tracie Green vs US Bank, et al) occurring simultaneously.

If yes, state the person's name, address, and telephone number: NA

12. Provide any other information that will help explain why you cannot pay the costs of this case.

Currently, I live in a Homeless Shelter. Due to terrorism experienced since 2017, I exited Nursing (direct patient care) to keep the public safe, which severely affected my finances. Now that the government has been made aware of the terrorism, the terrorist are less likely to hurt anymore of my patients. However, the financial targeting against me is intense (i.e. high vehicle insurance, etc). The terrorism, coupled with the suspected murderous attempt on my life [and my child if present] has taken a negative toll on my health and income. [It is suspected the terrorist are responsible for the death of Cristopher Washington, and the targeting of his mother Donna Washington Farmer.] HELP IS REQUESTED TODAY. PLEASE NOTIFY THE DEPARTMENT OF JUSTICE.

I declare under penalty of perjury that the foregoing is true and

correct. Executed on April 1, 2024



(Signature)

Tracie Mitchem-Green

9. As allotted by the demands of both the State of South Carolina foreclosure case (No.2022CP3200784, US Bank vs Tracie Green, et al) and this Supreme Court Case (23-6591, Tracie Green vs US Bank, et al) and my health, I desire to increase my income.

With the assistance of social services, I expect to locate an apartment.