

24-5875

APPLICATION NO.
23A719

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
MAR 19 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

MR. DENNIS RAY DAVIS JR.

v.

CADDO DEPARTMENT OF PUBLIC WORKS., ET.AL
RESPONDENT(s)

ON PETITION FOR WRIT OF CERTIRARI TO
UNITED STATES FIFTH CIRCUIT COURT OF APPEAL
CASE NO. 23-30108

ON THE MERITS OF PROSE APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA CIVIL ACTION
CASE NO(s) 5:22-CV-1567

REQUESTING

PETITION FOR WRIT OF CERTIORARI TO UNITED STATES FIFTH CIRCUIT
OF APPEAL
ADJUDICATED ON THE MERITS WITHIN REASONIG/RATIONAL HOLDING
HAINES V. KERNER 404 U.S. 519 (1972)

RESPECTFULLY SUBMITTED
BY:

UNITED STATES CITIZEN
MR. DENNIS RAY DAVIS JR.
LA.DOC#469947
DAVID WADE CORRECTION CENTER
670 BELLHILL RD.
HOMER, LA ZIP CODE-71040

QUESTION(s) PRESENTED

1. THIS CASE PRESENTS THE [QUESTIONS OF WHETHER] OR NOT LOWER FEDERAL COURTS IN APPLYING LOUISIANA ONE YEAR PERSONAL INJURY STATUTE OF LIMITATIONS LA. CIV.C ODE art. 3492 TO AN INMATE/PROPERTY OWNER[CIVIL RIGHTS ACTION SHOULD APPLY-] AND GIVE EFFECT TO LOUISIANA SPECIAL DECLINATORY EXCEPTION TO DISTRICT FACT FINDER REVIEWS AND CONCLUSION IN SERVICE OF LEGAL NOTICE PROCESS LA.CIV.CODE P. ART. 1235.1(A)-(D)[IN VIEWS OF MAGISTRATE R&R. SPECIFIC PAGE NO.(7)] SEE: APPENDIX(F). MAGISTRATE JUDGE KAYLA D. MCCLUSKY REPORT AND RECOMMENDATIONS.

2. THIS CASE PRESENTS FACTUAL AND LEGAL QUESTIONS OF WHETHER OR NOT CADDO PARISH BOARD COMMISSION CHAIRMAN CHIEF EXECUTIVE WOODROW WILSON JR., ENFORCING MUNICIPAL POLICY-/AND PROCEDURES IN CHAPTER 30 SECTION 30-25(b)(1)(2), SERVED INCARCERATED PROPERTY AND APPOINTED AGENT/OWNER WITH NOTICES PROPERTY CODE'S VIOLATIONS PRIOR TO HEARING PRDERING THE DEMOLITION OF COMMERCIAL BUIEDING & OFFICES AND SHOP'S IN ACCORD WITH DUE PROCESS ALLOWING INCARCERATED PERSON OPPORTUNITY TO BE HEARD .

3. THIS CASE PRESENTS FEDERAL QUESTIONS OF SUPREME COURT UNANIMOUS JUSTICE'S DELIVERED OPINIONS IN "HARDIN V. STRAB" 490 U.S. 536, 109 S.Ct. 1998, 104,L. Ed. 2d. 582 (1989), REASONING/RATIONAL HOLDING FEDERAL POLICY IN ALL FEDERAL COURT PRACTICE AND PROCEDURES SCREENING INMATES CIVIL RIGHTS ACTION SHALL AS MATTER OF FEDERAL POLICY GIVE EFFECT TO STATES SPECIAL STATUTES "SUSPENDING" STATUTE OF LIMITATIONS PERIODS FOR PRISONER UNDER LEGAL DISABILITY/AND VIEWS IN THE YEAR CLAUSES UNTIL DISABILITY IS REMOVED.

4. THIS CASE PRESENTS LOWER FEDERAL COURT JURISDICTIONAL ERRORS TOLLING STATE OF LOUISIANA ONE YEAR PERSONAL INJURY UNDER LA. CIV. CODE. ART. 3492 WITHOUT GIVING BINDING EFFECTS IN PROVISION LOUISIANA SPECIAL DECLINATORY EXCEPTIONS PERSONAL SERVICE PROCEDURAL REQUIREMENTS ON INCARCERATED PERSON LA.CIV.CODE. P.art. 1235.1(A)-(D), FOR TOLLING STATUTE OF LIMITATIONS IN FEDERAL COURTS.

5. THIS CASE PRESENTS THE FUNDAMENTALLY GROSS MISCARRIGE OF JUSTICE IN LOWER-FEDERAL COURTS PROCEEDINGS REFUSING TO ADJUDICATE ON THE CLAIMS PRESENTED BY THE APPOINTED "AGENT/OWNER" OF CORPORATIONS PROTECTED FEDERAL CONSTITUTIONAL RIGHTS TO SUE UNDER PROVISIONS FED. R. CIV. P. 17(b)(2), GOVERNING THE COURT CONSIDERATIONS MUNICIPAL ACTORS FAIL TO SERVED NOTICE ON DENNIS RAY DAVIS JR PERSONALLY AND ON BEHALF OF CORPORATIONS UNDER STATE LAW LA.CIV.CODE. P. art 1261(A), SERVICE OF PROCESS ON CORPORATIONS AGENT/OWNER CAPACITY INCARCERATED PERSON UNDER PROVISION LA.CIV.CODE. P. art. 1235.1(A).

6. THIS CASE PRESENTS THE COURT OF APPEALS GROSS FUNDAMENTALLY JUDICIAL DEPARTURES IN REFUSING TO ADDRESS THE (16) ISSUES PRESENTED FOR COURT REVIEWS IN ACCORDANCE WITH FIRST AND FOURTEENTH AMENDMENTS; SUBSTANTIVE DUE PROCESS FOR ACCESSING THE COURT IN VIEWS OF THE PRO'SE LITIGANT FAMLIY PAID FILLING FEES AT BOTH LEVEL OF LOWER COURTS TOATLING \$909 DOLLORS FOR COURT TO ADJUDICATE ON SPECIFIC CLAIMS OF MUNICIPAL LIABILITY FOR FAILURE TO SERVED PETITIONER/ PERSONALLY AND FAILURE TO SERVED THE CORPORATIONS AGENT/OWNER APPOINTED FOR SERVICE OF PROCESS ON BEHALF OF CORPORATIONS UNDER STATE LAW.

8. THIS CASE PRESENT THE FEDERAL QUESTIONS OF STATE LAW PROTECTIBLE INTEREST
STATUTORY NOTIFICATION SCHEME FOR PERSON INCARCERATED SERVICE OF PROCESS FOR
TOLLING RAISING FEDERAL QUESTIONS OF MAGISTRATE JUDGE CLEARLY "SPECULATIVE"
PETITIONER DENNIS RAY DAVIS JR. EITHER RECIEVED LEGAL NOTIFICATION/HAD ANY
ACTUAL KNOWLEDGE OF THE CONSTITUTIONAL VIOLATIONS IN DEPRIVATIONS IN CLAIMS
FOR PERSONAL AND BUSINESS/COMMERCIAL ASSEST WITHOUT FIRST RECEIVING NOTICES
AND A FAIR OPPORTUNITY TO BE HEARD[IN ACCORD WITH SUBSTANTIVE DUE PROCESS]
ON JULY 15th. 2020 IN ABSENCE OF SERVICE OF PROCESS RECORDS BEFORE COURT.

9. THIS CASE PRESENTS THE FUNDAMENTAL QUESTIONS OF THIS COURT DECISIONS VIEWS
IN ERIRE DOCTRINE CITING "ERIE R. CO. V. TOMPKINS", 304 U.S. 64, 58 S.Ct. 817,
82 L.Ed. 1188 (1938) IN COMPLAINCE WITH[FEDERAL POLICY UNDER RULES ENABLING]
ACT OF CONGRESS 28 U.S.C. §§ 2072(a)(b)(c) GOVERNING ALL LOWER FEDERAL COURT
TO BORROW THE STATES SUBSTANTIVE SPECIAL STATUTE FOR[PRISONERS IN LOUISIANA]
NOTIFICATIONS SCHEME FOR PERSON INCARCERATED UNDER LA. Civ. Code. P. ART.123
5.1.(A) AS PREREQUISITE RESIDUAL EXCEPTIONS FOR EQUITABLE TOLLING LOUISIANA-
STATUTE OF LIMITATION 1 YEAR CLAUSES UNDER LA. Civ. Code art. 3492.

10. THIS CASE PRESENTS THE PLAIN ERRORS ON THE FACE OF MAGISTRATE JUDGE REPORT
AND RECOMMENDATIONS REFUSING TO BORROW THE LOUISIANA SPECIAL STATUTE FOR THE
PROCEDURAL REQUIREMENTS UNDER[LA. Civ. Code. P. art. 1235.1.(A)-(D)] SERVICE
OF PROCESS ON INCARCERATED PERSON/AND PROPER SERVICE OF PROCESS ON CORPORATE
REGISTERED AGENT/OWNER INCARCERATED IN MUNICIPAL PARISH JAIL.

11. THIS CASE PRESENTS A DIVERSITY ACTION LEGAL INTEREST OF CORPORATIONS AGENT/ OWNER DENNIS RAY DAVIS JR., SERVICE OF PROCESS ON INCARCERATED PERSON ACTING ON BEHALF OF LOUISIANA REGISTERED CORPORATION RAISING DIVERSITY QUESTIONS OF SUBSTANTIVE STATE LAW CORPORATIONS SERVICE OF PROCESS IN LOUISIANA ACT. NO. 859 CODIFYING LA.Civ.Code. P. art. 1261(A) GOVERNING THIS COURT CONSIDERATIONS OF WHETHER OR NOT THE CADDO PARISH MUNICIPAL BOARD CHAIRMAN WOODY WILSON JR. FOR CADDO DEPARTMENT OF PUBLIC WORKS PROPERLY SERVED INCARCERATED AGENT/OWNER MR. DENNIS RAY DAVIS JR. WITH NOTICE OF MUNICIPAL ACTIONS TAKING AGAINST HIS EAND AND COMMERCIAL BUILDING/OFFICE/SHOPS PRIOR TO DEMOLITIONS MUNICIPAL HEARINGS.

12. THE QUESTIONS REGARDING THE LOWER COURT OF APPEAL AFFIRMING DISTRICT COURT ACCEPTING THE MAGISTRATE JUDGE CLEARLY ERRONEOUS AND CONTRARY TO FEDERAL LAWS AND FEDERAL POLICY FOR ALL FEDERAL COURTS TO BORROW STATES ANALOGOUS SERVICES OF PROCESS FOR INMATES IN CIVIL ACTIONS REGARDING SPECIAL PROCEDURAL PROCESS SEEKING RELIEF IN FEDERAL COURT RAISING QUESTIONS OF LOUISIANA LAW SUSPENDING LOUISIANA 1 YEAR TIME LIMITATION FOR PERSONAL INJURIES CLAIM IN MAG. R & R.

13. THIS CASE PRESENTS A JURISDICTIONAL OBVIOUS ERRORS APPARENT OF MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS REFUSING TO BORROW LOUISIANA ANALOGOUS LAWS SUSPENDING THE STATUTE OF TIME LIMITATIONS IN ABSENCE OF STRICT SUBSTANTIVE SERVICE OF PROCESS MADE ON INCARCERATED PERSON UNDER LA.Civ. Code. P.art. 1 235.1.(A)-(D) RELYING ON ERIE DOCTRINE STATE LAW CONTROLLING THE TOLLING VIEW IN LOUISIANA 1 YEAR STATUE OF LIMITATIONS ACCORDING TO CONGRESS 28 U.S.C. §§ 1652 STATE LAW AS RULES OF DECISIONS APPLYING SCOPE OF SERVICE OF PROCESS FOR INCARCERATED PERSON "JOHNSON V. EAST CARROLL DETENTION CENTER", 658 So.2d 724- (LA.APP.2nd Cir. 1995) VIEW OF MAGISTRATE JUDGE R&R. LACK PROPER RECORDS FOR LEGAL AND FACTUAL FINDING OF UNTIMELY FILE CLAIMS REGARDING TORT-TO PROPERTY.

14. THIS CASE PRESENTS REVERSIBLE JURISDICTIONAL ERRORS APPARENT OF RECORDS ON SCOPE OF REVIEWS MAGISTRATE JUDGE KAYLE D. MCCLUSKY REPORT AND RECOMMENDATION TO DISTRICT COURT JUDGE S. MAURICE HICKS TO DISMISS CLAIMS AGAINST DEFENDANTS CADDO DEPARTMENT OF PUBLIC WORKS COLORABLE CLAIMS FOR DEPRIVATION OF PROPERTY PERSONAL AND BUSINESS/COMMERCIAL ASSETS WITHOUT FIRST RECEIVING NOTICE'S AND FAIR OPPORTUNITY TO BE HEARD IN VIOLATION OF CONSTITUTIONAL U.S.CONST XIV. V. AMENDMENTS DEPRIVATIONS OF ILLEGAL TAKING PROPERTY WITHOUT DUE PROCESS OF LAW AS UNTIMELY, AS FRIVVOLOUS AND FOR FAILING TO "STATE A CLAIMS ON WHICH RELIEF" MAY BE GRANTED GOVERNING THE CONSIDERATIONS OF LOWER COURTS REFUSING ANALYSIS IN FEDERAL POLICY FOR BORROWING STATE OF LOUISIANA ANALOGOUS SPECIAL SERVICE'S OF PROCESS ON INCARCERATED PERSON AND SERVICE OF PROCESS ON CORPORATION AGENT AND OWNER SEE: MAGISTRATE JUDGE R&R. FOUND AT [APPENDIX(F) pp. 1-2, 6-10]

15. THE CASE PRESENTS QUESTIONS OF WHETHER OF NOT LOUISIANA SPECIAL STATUTES FOR SERVICE OF PROCESS ON INCARCERATED PERSON AND SERVICE OF PROCESS ON THE CORPORATIONS APPOINTED AGENT/OWNER REQUIREMENTS GOVERNS THE EQUITABLE TOLLING LOUISIANA ONE YEAR STATUTE OF LIMITATIONS UNDER RESIDUAL EXCEPTIONS PRESENT'S QUESTIONS OF THIS COURT FUNDAMENTAL [DECISIONS] IN "HARDIN V. STRAB" 490 U.S. 536, 109 S.Ct. 1998, 104, L.Ed. 2d. 582 (1989) FEDERAL POLICY FOR LOWER COURTS TO GIVE EFFECT TO STATES SPECIAL STATUTES SUSPENDING STATUTE OF LIMITATION IN SCREENING INMATES CIVIL RIGHTS COMPLAINTS IN FEDERAL COURTS.

16. THE FEDERAL QUESTIONS PRESENTED IS WHETHER OR NOT THE LOWER COURTS REVIEWS COMPLIED WITH FEDERAL POLICY AS DETERMINED BY HARDIN COURT BINDING EFFECTS IN FEDERAL COURT SCREENING INMATES CIVIL RIGHTS ACTION "SHALL AS MATTER OF LAW" AND FEDERAL POLICY GIVE EFFECTS TO STATES SPECIAL STATUTES SUSPENDING STATUTE OF LIMITATIONS CITING: HARDIN V. STRAB, 490 U.S. 536 (1989).

17. THE FEDERAL QUESTIONS PRESENTED IS WHETHER OR NOT MAGISTRATE BORROWED THE LOUISIANA SPECIAL STATUTE FOR NOTIFICATION SCHEME IN CIVIL ACTION FOR PERSON INCARCERATED UNDER LA.Civ.Code. P. art. 1235.1.(A)-(D) INVOLVING QUESTION OF EXCEPTIONAL IMPORTANCE OF WHETHER OR NOT DEFENDANTS WITH CADDO PARISH DEPT. PUBLIC WORKS SERVED MR. DENNIS RAY DAVIS JR. ON MAGISTRATE JUDGE SPECULATIVE & CLEARLY ERRONEOUS PROPOSED DATE OF SERVICE BY DEFENDANTS ON [JULY 15th. 2020] IN ABSENCE OF AFFIDAVIT BY ANY WARDEN SHOWING SERVICE WAS MADE ON MR. DENNIS RAY DAVIS JR. PERSONALLY AND OR ON BEHALF SERVICE ON AGENT FOR CORPORATIONS.

18. THIS CASE PRESENTS QUESTIONS OF WHETHER OR NOT DISTRICT JUDGE HICKS ABUSED IT DISCRECTION REFUSING TO CONDUCT DE NOVO REVIEWS IN SPECIFIC OBJECTION'S TO MAGISTRATE JUDGE MCCLUSKY REFUSING TO BORROW [LOUISIANA SPECIAL NOTIFICATION] SCHEME FOR PERSONAL SERVICE REQUIREMENTS ON INCARCERATED PERSON IN PROVISIONS SET FORTH IN LA. Civ. Code. P. art. 1235.1.(A)-(D) REFUSING TO APPLY TO SCOPE OF REVIEWS IN FEDERAL COURTS RESIDUAL EXCEPTIONS FOR EQUITABLE PREREQUISITE'S FOR TOLLING LOUISIANA ONE YEAR STATUTE OF LIMITATIONS UNDER LA.Civ.Code. art. 3492 VIEWING THE SPECULATIVE MAG. R & R. CLAIMS REGARDING CIVIL RIGHTS UNDER TORT-TO LAND AND COMMERCIAL BUILDING INVOKING JURISDICTIONS 42 U.S.C. § 1983 28 U.S.C. § 1332(c)(1) SCREENING DIVERSITY AND NON-DIVERSITY CIVIL CLAIMS.

19. THIS CASE PRESENTS THE QUESTIONS OF COURT OF APPEALS DEPARTURE FROM PROPER JUDICIAL FUNCTIONS CONDUCTING DE NOVO REVIEWS IN LOWER DISTRICT COURT ACCEPT/ AFFIRMING MAGISTRATE JUDGES REPORT AND RECOMMENDATIONS [OVERRULING SPECIFIC-] PRO-SE OBJECTIONS TO MAGISTRATE JUDGE CLEARLY ERRONEOUS AND CONTRARY TO LAWS AFFORDING THE INCARCERATED PROPERTY OWNERS TO MUNICIPAL VIOLATIONS REGARDING TORT-TO LAND AND TORT-TO PROPERTY AND PERSONAL AND COMMERCIAL ASSETS IN VIEW OF QUESTIONS OF WHETHER OR NOT DEFENDANTS PROPERLY SERVED INCARCERATED LAND & PROPERTY OWNER.

20. THIS CASE PRESENTS THE QUESTIONS OF WHETHER OR NOT THE COURT OF APPEALS CIRCUIT COURT JUDGES STEWART, HIGGINBOTHAM, SOUTHWICK COMMITTED JURISDICTIONAL ERRORS AFFIRMING THE DISTRICT COURT JUDGMENT[FOR REASON STATED]IN "MAGISTRATE" JUDGE REPORT AND RECOMMENDATIONS REGARDING CIVIL RIGHTS CALISM AGAINST CADDO-DEPARTMENT OF PUBLIC WORKS CHAIRMAN WOODY WILSON AND BOARD MEMBERS DEPRIVING DENNIS RAY DAVIS JR. PERSONALLY AND INTEREST OF CORPORATIONS PROPER JUDICIAL NOTICES OF MUNICIPAL PROPERTY VIOLATIONS PRIOR TO DEMOLITION HEARING ORDERS.

21. THIS CASE PRESENTS FUNDAMENTAL QUESTIONS OF THIS COURT: INTERPERTATION'S IN BORAD OF REGENTS OF THE UNVERSTITY OF NEW YORK V. TOMANIO, 446 U.S. 478, 100 S Ct. 1790, 64 L.Ed 2d 440 (1980); RAISING FEDERAL QUESTIONS FEDERAL POLICY FOR FEDERAL COURTS "OBLIGATIONS" IN THIS INSTANT CASE TO APPLY LOUISIANA SERVICES OF PROCEDURAL DUE PROCESS ON INCARCERATED PERSON ANALOGOUS PROCEDURES LA.Civ. Code. P. art. 1235.1.(A)-(D), EXTENDING QUESTIONS OF WHETHER OR NOT DEFENDANTS MADE PROPER SERVICE ON INCARCERATED AGENT/OWNER ON BEHALF OF CORPORATION:VIEW IN PROGEDURAL DUE PROCESS UNDER LA.Civ.Code. P. art. 1261(A).

22. THIS CASE PRESENT QUESTIONS OF WHETHER OR NOT THE COURT OF APPEALS CIRCUIT JUDGES STEWART, HIGGINBOTHAM, SOUTHWICK. IN VIEW APPENDIX(B) COA JUDGMENTS IN VIEWING QUESTIONS OF COURT OF APPEALS JUDGES COMMITTED JURISDICTIONAL OBVIOUS SUBSTANTIAL ERRORS GROSSLY JUDICIALLY UNSOUND "FINDING NO ERRORS IN DISTRICT-COURT'S DETERMINATIONS THAT DAVIS'S CLAIMS CONCERNING THE DEMOLITION OF DAVIS COMMERCIAL PROPERTY ARE TIME BARRED BY THE LOUISIANA ONE-YEAR PERSONAL INJURY STATUTE OF LIMITATIONS IN VIEWS OF DISTRICT COURT/COURT OF APPEALS REFUSING[] TO APPLY LOUISIANA SPECIAL STATUTE SUSPENDING STATUTE OF LIMITATIONS UNTIL THE SERVICE OF PROCEDURAL STRICT REQUIREMENTS ON INCARCERATED PERSONS, FOR TOLLING LOUISIANA STATUTE OF LIMITATIONS UNDER LA.Civ.Code. Art. 3492.

23. THIS CASE PRESENTS FUNDAMENTAL QUESTIONS OF WHETHER OR NOT COURT OF APPEAL
COMMITTED A GROSSLY JUDICIAL DEPARTURE FROM THE FEDERAL POLICY ADJUDICATION'S
IN LEGAL PROCESS OF COURT OF APPEALS REVIEWING THE TIMELY MADE OBJECTIONS TO
MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS IN VIEWING OF THE PRO-SE PLEADING
PROPERLY BRIEF AND FILE INTO COURT OF APPEALS FOR REVIEWS IN STRUCTURAL ERROR
IN FRAMWORK PROCEEDINGS GOVERNING CONSIDERATIONS OF QUESTIONS OF WHETHER OR-/
LOWER DISTRICT COURT COMMITTED A JURSUDCTIONAL ERRORS REFUSING TO BORROW THE
SUBSTANTIVE DUE PROCESS IN SERVICE OF PROCESS ON INCARCERATED PERSON STATUE'S
SEE: COA JUDGMENT [APPENDIX(B)]IN VIEWING APPELLANT BRIEF FOUND AT[APPENDIX(H)

24. THIS CASE PRESENTS FUNDAMENTAL QUESTIONS OF WHETHER OR NOT COURT OF APPEAL
HAD JURISDICTION TO AFFRIM LOWER COURT DECISION TO DISMISS CIVIL RIGHTS CLAIM
AGAINST DFENDANTS OF CADDO DEPARTMENT OF PUBLIC WORKS REGARDING DEMOLITION OF
INCARCERATED PERSON COMMERICAL PROPERTY AFTER BEING PUT ON NOTICE OF DISTRICT
COURT REFUSED TO BORROW LOUISIANA SPECIAL NOTIFICATION SCHEME FOR TOLLING THE
STATUTE OF LIMITATIONS RAISING QUESTIONS OF THIS COURT INTERPERTATION "HARDIN
V. STRAB" 490 U.S. 536, 109 S.Ct. 1998, 104 L.Ed. 2d 582 (1989).

25. THIS CASE PRESENTS FEDERAL QUESTIONS OF WHETHER OR NOT LOWER DISTRICT AND
COURT OF APPEALS EXCEED IT JURISDICTIONS TOLLING LOUISIANA STATUTE OF FILING
TIME LIMITATIONS WITHOUT BORROWING THE LOUISIANA SPECIAL STATUTORY SCHEME IN
SUBSTANTIVE PROCEDURAL REQUIREMENTS FOR PERSON INCARCERATED UNDER LA.Civ.Cod
e. P. Art. 1235.1.(A)-(B) SERVICE OF PROCESS ON INCARCERATED PERSON RAISING/
THE FEDERAL QUESTIONS OF WHETHER OR NOT LA.Civ.Code. P. Art. 1235.1.(A)-(D)
SUSPENDED THE ONE YEAR PERSONAL INJURY STATUTE UNDER LA.Civ.Code. art. 3492
APPLIED IN MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS IN VIEWS APPENDIX(F)
SPECIFIC PAGE NO. 6-10.

26. THIS CASE PRESENTS FEDERAL QUESTIONS OF JURISDICTIONAL ERRORS APPARENT IN MAGISTRATE JUDGE McCLUSKY REPORT AND RECOMMENDATIONS FOUND AT APPENDIX(F) pp. 6-7 GOVERNING THE QUESTIONS OF WHETHER OR NOT LOWER COURT OF APPEALS AND U.S. DISTRICT COURT WESTERN DISTRICT OF LOUISIANA EXCEED IT JURISDICTION REFUSING TO BORROW LOUISIANA SPECIAL STATUTORY NOTIFICATIONS SCHEME FOR PROCEDURALLY SERVING PERSON INCARCERATED WITH MUNICIPAL NOTICES REGARDING CIVIL ACTIONS ON INCARCERATED PERSON IN ACCORD LA.Civ.Code. P. Art. 1235.1.(A)-(D), MUNICIPAL-PROPERTY VIOLATIONS LEGAL NOTICES SERVED ON PROPERTY OWNER.

27. THIS CASE PRESENTS MANIFEST JURISDICTIONAL ERRORS IN LOWER COURTS REVIEWS CIVIL RIGHTS CLAIMS AGAINST MUNICIPAL POLICY AND POLICYMAKERS BOARD MEMBERS- CADDO DEPARTMENT OF PUBLIC WORKS DEPRIVATIONS OF PERSONAL/COMMERCIAL ASSETS WITHOUT NOTICE AND OPPORTUNITY TO BE HEARD IN GOVERNING THE LOWER COURTS INTOLLING ADJUDICATIONS REFUSED TO BORROW LOUISIANA SPECIAL STATUTORY SERVICE OF PROCESS REQUIREMENTS AS DETERMINED BY STATE LAW APPLYING THIS COURT VIEW IN ERIE DOCTORINE AND POLICY FOR FEDERAL COURT TO APPLY STATE SUBSTANTIVE & PROCEDURAL LAWS IN WHERE THE FEDERAL COURT SITS.

28. THIS CASE PRESENTS THE ONGOING GROSS MISCARRIGE OF JUSTICE IN SEEKING U.S. DISTRICT COURT AND UNITED STATES FIFTH CIRCUIT COURT OF APPEALS TO CONDUCT A DE NOVO REVIEWS IN DENNIS RAY DAVIS JR. V. SHREVEPORT POLICE DEPARTMENT ET.AL CASE NO. 5:17-CV-00531 FILE ON APRIL 10th. 2017 SPECIFIC POINT OF MAGISTRATE JUDGE MARK L. HORNSBY THREE YEARS AND EIGHT MONTHS DELAY IN PROPOSING ORDERS TO UNITED STATES DISTRICT COURT JUDGE ELIZABETH FOOTE TOGETHER WITH DISTRICT ABUSE OF DISCRETION OVERRULING PROSE OJECTIONS TO MAGISTRATE R.& R. APPLYING NECKS PROCEDURAL BAR IN ACTION FILE BEFORE ANY CONVICTION IN D.W.I. 4th.

29. THIS CASE PRESENTS QUESTIONS IN WHETHER OR NOT DISTRICT COURT AND COURT OF APPEALS COMMITTED A JURISDICTIONAL ERRORS IN RELATED CASE DAVIS V. SHREVEPORT POLICE DEPARTMENT ET.AL. CASE NO. 5:17-CV-00531 IN SCOPE OF REVIEWS REPORTS & RECOMMENDATIONS PROPOSED TO DISTRICT COURT JUDGE MAURICE HICKS BY MAGISTRATE McCLUSKY IN VIEW OF SPECIFIC PAGE NO.(6) REPORT AND RECOMMENDATIONS FOUND AT APPENDIX(F) GOVERNING THE SUBSTANTIAL ISSUES OF "DUPLICATIVE CLAIM" APPLIED/ TO MAGISTRATE JUDGE ANAYLSIS OF CIVIL RIGHTS CLAIMS AGAINST MUNICIPAL ACTORS SPECIFIC POINT OF DISTRICT COURT REFUSED TO CONDUCT A DE NOVO REVIEWS.

30. THIS CASE PRESENTS THE FEDERAL QUESTIONS OF MAGISTRATE JUDGE MARK HORNSBY'S APPLYING HECKS PROCEDURAL BAR TO CIVIL RIGHTS ACTION AGAINST MUNICIPAL ACTORS CADDO PARISH SHERIFF OFFICE, AND CADDO PARISH SHERIFF STEVE PRATOR FOR CAUSE- OF ACTIONS VIOLATING PROCEDURAL DUE PROCESS CLAUSES OF PRETRIAL DETAINEE MR. DENNIS RAY DAVIS JR. ABSOLUTE RIGHTS TO PROMPT COURT APPEARANCE AND RIGHTS TO BAIL ON THE CONDITIONS IMPOSED BY THE DISTRICT STATE COURT.

31. THIS CASE PRESENTS QUESTIONS OF WHETHER OR NOT PLAINTIFF DENNIS RAY DAVIS JR. IN VIEWS OF APRIL 10th. 2017 FILING ACTIONS DATE PRESENTS COLORABLE CLAIM AGAINST DEFENDANTS IN DAVIS V. SHREVEPORT POLICE DEPT. CASE NO. 5:17-CV-00531/ RAISING QUESTIONS OF WHETHER OR NOT COURT OF APPEAL ON APPEAL FROM DISTRICT- COURT JUDGMENT IN DAVIS V. SHREVEPORT POLICE DEPARTMENT ET.AL. FOUND IN THE APPENDIX(J) MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS VIEWING OVERULING OF PRO-SE OBJECTIONS BY DISTRICT COURT[JUDGE ELIZABETH FOOTE FOUND AT APPENDIX] (K)

32. THIS CASE PRESENTS FEDERAL QUESTIONS OF WHETHER OR NOT MAGISTRATE JUDGE & DISTRICT COURT JUDGE TOGETHER WITH COURT OF APPEALS JUDGES IN INSTANT ACTION SHOULD HAVE CONDUCTED A DE NOVO REVIEWS CIVIL RIGHTS AGAINST SHERIFF OFFICE.

33. THIS CASE PRESENTS QUESTIONS OF APPELLATE COURT RULE 5th.Cir. R. 35.2. IS CONTROLLING ANALYSIS OF REVIEW IN TIMELY FILING APPLYING PRISON MAILBOX RULE RAISING THE FEDERAL QUESTIONS OF WHETHER OR NOT CLERK OF COURT OFFICE FOR COA COMMITTED A JURISDICTIONAL ERRORS DIMISSING TIMELY FILE PETITION FOR EN BANC/ PETITION FOR REHEARING WITHOUT APPLYING THIS COURT "HOUSTON V. LACK" 487 U.S. 266 (1988) GOVERNING THE PRISONER TIMELY MADE PLEADINGS TO COURT., APPENDIXES (I).2

34. THE FEDERAL QUESTION IN DISPUTE IS WHETHER OR NOT THE COURT OF APPEAL FAIL TO APPLY THE LAW OF HOUSTON COURT PRECEDENT AND EVIDENCE OF AFFIDAVIT BY THE PETITIONER MR. DENNIS RAY DAVIS JR. PERSONALLY SHOWING THE TIMELY PETITION'S FOR REHEARING/REHEARING EN BANC RAISING THE QUESTIONS OF UNITED STATES FIFTH CIRCUIT COURT INTERNAL OPERATING PROCEDURE 5th. Cir. R. 35.2. IS CONFLICTING WITH THIS COURT HOLDING IN HOUSTON V. LACK 487 U.S. 266 (1988) IN VIEWING THE CLEAR AND CONVICING EVIDENCE OF THE[COURT OF APPEALS CLERK OF COURT REFUSING] TO TOLLING THE PETITION FILE DATE NOVEMBER 5th.2023 WITH EVIDENCE TIMELY FILE PETITION FOR REHEARING/REHEARING EN BANC SEE APPENDIX(I).1 CLERK REPLY NOTICE OF THE COURT NOT TAKING ACTIONS ON THE PLEADINGS FILE ON NOVEMBER 5th.2023.

35. THE FEDERAL QUESTIONS PRESENTED IS WHETHER OR NOT COURT OF APPEALS BREACH THE FEDERAL POLICY FOR SCREENING PRISONER PLEADINGS FILE INTO THE COURT UNDER ANALYSIS STANDARD OF REVIEWS FILING DATES IN ACCORD WITH PRECEDENTS HOUSTON V LACK, U.S. 266 (1988), RAISING THE QUESTIONS OF WHETHER OR NOT PETITIONER HAD TIMELY FILE PETITION FOR REHEARING/REHEARING EN BANC[IN ACCORD WITH CONGRESS] PROVISIONS SET FORTH IN Fed. R. App. P. 35(c) RAISING THE QUESTION OF FILING DATE NOVEMBER 5th. 2023 PLACING THE PLEADING INTO THE PRISON MAILBOX.

PARTIES LISTED AND RELATED CASES

CASE ON DIRECT APPEAL FROM THE UNITED STATES FIFTH CIRCUIT COURT OF APPEALS
CASE NO. 23-30108
MR. DENNIS RAY DAVIS JR., ET.AL V. CADDO DEPARTMENT OF PUBLIC WORKS ET.AL.

MR. DENNIS RAY DAVIS JR., PERSONALLY AND ON BEHALF OF GAP INVESTMENTS S LLC.
INDIVIDUALLY AND DBA DAVIS PRODUCT AND SERVICES LLC., DBA AFFORDABLE CONSTR
UCTION & TRACKHOE SERVICES LLC., DBA AFFORDABLE FENCE COMPANY DBA UNITED FEN
CE & SECURITY LLC., DBA D.P.S. AUTOMOTIVE & COLLISION CENTER LLC., DBA JUMPE
RS & MORE DBA D.P.S. SERVICES & DEVELOPMENT

VERSUS

CADDO DEPARTMENT OF PUBLIC WORKS; JAMES R. MARTIN BUILDING & DEMOLITION; WOOD
ROW WILSON JR., INDIVIDUALLY AND HIS OFFICIAL CAPACITY, JAMES R. MARTIN, IND
IVIDUALLY AND OFFICIAL CAPACITY, JAMES R. MARTIN BUILDING AND REMODELING L.L.
C., COMMISSION OFFICE OF CADDO PARISH, SHERIFF OFFICE OF CADDO PARISH, SHERI
FF STEVE PRATOR., ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE WE
STERN DISTRICT OF LOUISIANA CASE NO. 5:22-CV-1567.

RELATED CASES

1. DAVIS V. SHREVPORTE POLICE, DEPARTMENT UNITED STATES DISTRICT CASE NO. 5:17-C
V-00531, APPEALED TO THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CASE NO
21-30172.
2. DAVIS V. CADDO COMMISSION OFFICE ET.AL DISTRICT CASE NO. 5:17-CV-01269, APP
EALED TO THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CASE NO., AND UNITED
STATES SUPREME COURT NO. 21-8095.
3. DAVIS V. LOUISIANA DEPARTMENT OF CORRECTION, JAMES LABLANCE, ET AL. UNITED
STATES DISTRICT COURT NO. 5:22-CV-6238, PENDING WRIT OF HABEAS CORPUS WESTE
RN DISTRICT OF LOUISIANA.
4. DAVIS V. WYCHE, ET.AL. NO. (W.D. La. 2018), CIVIL ACTION CASE NO. 18-0009
5. DAVIS V. WHCWE ET. AL NO. (W.D. La. 2017), CIVIL ACTION CASE NO. 17-1250

TABLE OF CONTENTS

	<u>PAGE</u>
OPINION BELOW.....	1-2
JURSDICTION.....	3-4
CONSTITUTIONAL AND STATUTORY AND MUNICIPAL CODE INVOLED.....	5-11
STATEMENT OF THE CASE.....	12-15
REASONING FOR GRANTING WRIT.....	16-32
CONCLUSION.....	33-34
PRAYER FOR RELIEF.....	35 - 39

INDEX TO APPENDICES

APPENDIX(A) EXTENSION OF TIME TO FILE PETITION FOR WRIT OF CERIORARI GRANTED BY U.S.JUSTICE ALTIO ON FEBRUARY 7th. 2024.

APPENDIX(B) DECISION OF UNITED STATES FIFTH CIRCUIT COURT OF APPEALS AFFIRMING THE UNITED STATES DISTRICT COURT JUDGMENT ON OCTOBER 25th 2023.

APPENDIX(C) DECISION OF THE UNITED STATES DISTRICT JUDGE HICKS ACCEPTING THE MAGISTRATE REPORT AND RECOMMENDATIONS WITH REVIEW OF PROSE OBJECTIONS ENTERED ON DECEMBER 20th 2022.

APPENDIX(D) DECISION OF UNITED STATES DISTRICT COURT DE NOVO REVIEW/PROSE- OBJECTIONS LODGED TO CLEARLY ERRONEOUS AND CONTRARY TO FEDERAL AND STATE LAW MAGISTRATE JUDGE REPORT AND RECOMMENDATION, VACATED PRIOR ORDER ACCEPTING THE REPORT AND RECOMMENDATION BY MAGISTRATE JUDGE PROPOSED TO THE COURT ON OCTOBER 27th 2023.

APPENDIX(E) DECISION OF UNITED STATES DISTRICT JUDGE HICKS ON DE NOVO REVIEW IN COURT ORDERED ON DECEMBER 20th 2022, REAFFIRMED THE MAGISTRATE REPORT/RECOMMENDATION ACCEPTING FACTUAL FINDING AND LEGAL CONCLUSION ON JANUARY/10/2023.

APPENDIX(F) MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS PROPOSED TO THE COURT ON OCTOBER 27th 2022.

APPENDIX(G) UNITED STATES DISTRICT CLERK OF COURT MINUTES ENTRY SHEET, ATTACH WITH COPY OF MAGISTRATE JUDGE GRANTING PROSE MOTION TO AMEND/CORRECT 10/12/2022

APPENDIX(H) PROSE APPEALLANT BRIEF TO THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CASE NO.23-30108; CASE NAME DAVIS V. CADDO PARISH DEPARTMENT OF PUBLIC WORKS ET.AL

APPENDIX(I) PROSE PETITION FOR REHEARING EN BANC FOR THE FULL BENCH OF THE UNITED STATES FIFTH CIRCUIT COURT OF APPEALS CASE NO. 23-30108, IN VIEW OF COURT DENIED PETITION ON NOVEMBER 29th., 2022.

APPENDIX(J) RELATED CASE DAVIS V. SHREVEPORT POLICE DEPARTMENT ET.AL., CASE NO(s) 5:17-CV-00531 UNITED STATES MAGISTRATE JUDGE REPORT AND RECOMMENDATION ANALYSIS ADDRESSING CIVIL RIGHTS FALSE IMPRISONMENT CLAIMS DATING BACK TO CADDO CORRECTIONAL CENTER BOOKING PROCESS ON AUGUST 3th 2016, CIVIL RIGHTS/FILE INTO THE UNITED STATES DISTRICT COURT ON APRIL 10th 2017.

APPENDIX(K) RELATED CASE DISTRICT COURT JUDGE DENYING JURY DEMAND FOR JURY TRIAL ON THE SPECIFIC CIVIL RIGHTS CLAIMS AGAINST CADDO PARISH SHERIFF STEVE PRATOR AND JAIL ADMINSTRATORS, AND ACCEPTING APPENDIX(J), MAGISTRATE REPORT AND RECOMMENDATIONS IN DAVIS V. SHREVEPORT POLICE DEPARTMENT CASE NO(s) 5:17-CV-00531.

APPENDIX(L) RELATED CASE ON APPEAL FROM THE DISTRICT COURT CASE NO(s) 5:17-CV 00531, PROSE APPEAL TO THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CASE 21-30172, CIRCUIT JUDGES DENYING RELIEF SOUGHT FOR CIVIL RIGHT ACTION INITIAL PROCESS REQUESTING FOR A JURY TRIAL, IN DISTRICT COURT CASE NO. 5:17-CV-00531.

APPENDIX(M) RELATED CASE ON APPEALS FROM THE UNITED STATES DISTRICT COURT/- 5:17-cv-1269, DISTRICT COURT DENYING MOTION FOR TEMPORARY RESTRAINING ORDER AND PETITION FOR PRELIMINARY INJUNCTION ORDERS REGARDING PRETRIAL RELEASE, ON COURT OF APPEALS CASE NO.18-31072

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CASESPAGE

HAINES V. KERNER, 404 U.S. 519 (1972).....	18,19,24,32
HARDIN V. STRAUB, 490 U.S. 536 (1989).....	3,6,11,17,
OWNWES V. OKURE, 488 U.S. 235 (1989).....	16
WILSON V. GARCIA, 471 U.S. 261 (1985).....	18,21,
BOARD OF REGENTS OF UNIVERSITY OF STATE OF N.Y. V. TOMANIO, 446 U.S. 478, 100 S.Ct. 1790 (1980).....	4,6,11,17
JONES V. R.R. DONNELLEY & SONS CO., 541 U.S. 369 (2004).....	19
JOHSON V. EAST CARROLL DETENTION CENTER, ET. AL., 658 So.2d 724 LA.APP 2nd Cir. 1995).....	7,9,11,19
BRIGANDI V. EGANA, 788 So. 2d 680 (LA.APP.5th.Cir.2011).....	9,11,19,
WEST V. CITY OF PLEASANT GROVE, 644 F.2d 99 (5th.Cir.1981).....	9,11,19
O'CONNOR V. DONALDSON, 422 U.S. 563 (1975).....	
MICHIGAN V. TYLER, 436 U.S. 499 (1978).....	
MULLANE V. CENTRAL HANOVER BANK & TRUST CO., 339 U.S. 306 (1950).....	7,10,16
MENNONTIE BD. OF MISSIONS V. ADAMS, 462 U.S. 791 (1983).....	33,
ERIE R.R. COMPANY V. TOMPKINS, 304 U.S. 64 (1938).....	6,23,
MATHEWS V. ELDRIDGE, 424 U.S. 319 (1976).....	10,
FUENTES V. SHEVIN, 407 U.S. 67 (1972).....	7,
SCHROEDER V. NEW YORK, 371 U.S. 208 (1962).....	16
BALDWIN V. HALE, 1 WALL, 223 17 L.Ed. 531 (1863).....	7,
ORPIANO V. JOHSON, 687 F.2d 44 (4th.Cir.1982).....	21,25
U.S. V. MERZ, 376 U.S. 192, 84 S.Ct. 639 (1964).....	4,21,
HANSBERRY V. LEE, 311 U.S. 32, 61 S.Ct. 115, 132 A.L.R. 741, 85 L.Ed. 22 (1940).....	23
WINDSOR V. MCVEIGH, 93 U.S. 274, 23 L.Ed. 914 (1876).....	23
SWANN V. CITY OF DALLAS, 922 F.SUPP. 1184 (1996).....	23

TABLE OF CONSTITUTIONAL AND STATUTORY
AND MUNICIPAL CODES CITED

PAGE

U.S.CONST.XIV.AMENDMENT.....	17,28,
U.S.CONST.V.AMENDMENT.....	117,28
U.S.CONST.IV.AMENDMENT.....	17,28
U.S.CONST.VI.AMENDMENT.....	17,28
U.S.CONST.VIII.AMENDMENT.....	17,28
U.S.CONST.XIII.AMENDMENT.....	17,28

STATUTORY

42 U.S.C.sec.1988.....	5-6
42U.S.C. sec.1983.....	5-6,11,12,15
42U.S.C.sec.1981.....	20
42U.S.C.sec.1982,.....	6
42U.S.C.sec.1985.....	6,12
28U.S.C.sec.2072.....	6,22,29,30
28U.S.C.sec.1746.....	18,20
28U.S.C.sec.1915A.(a).....	33-34
28U.S.C.sec.1915.....	33-34
28U.S.C.sec.1861.....	33
28U.S.C.sec.1913.....	
28U.S.C.sec.1738.....	
28U.S.C.sec.1658.....	
28U.S.C.sec.1651(a).....	
28U.S.C.sec.1652.....	6,16,22
28U.S.C.sec.1653.....	6,11,17
28U.S.C.sec.2349(a).....	
28U.S.C.sec.2347(b).....	
28U.S.C.sec.1331.....	12
28U.S.C.sec.1332(c)(1).....	3,12,31
28U.S.C.sec.1343(a)(3).....	5,20
28U.S.C.sec.1357.....	
28U.S.C.sec.1254(1)(2).....	3,29
28U.S.C.sec.1253.....	
28U.S.C.sec.2346.....	

Fed.R.Evid 302.....	6
Fed.R.Evid 102.....	6
Fed.R.Evid 103.....	6
Fed.R.Civ.P.8(a)(1)(2)(3).....	12
Fed.R.Civ.P.8(c)(1).....	12
Fed.R.Civ.P.72(b)(1)(2)(3).....	14-15
Fed.R.Civ.P.38(a)(b)(c).....	24
Fed.R.Civ.P.17(b)(2).....	12.

STATE SUBSTANTIVE STATUTORY AND CONSTITUTIONAL LAWS
IN CONSIDERATION OF FEDERAL POLICY UNDER 42 U.S.C. sec. 1988

LA.CIV.CODE.P.ART.1235.1(A)-(D).....	6,7,9,18
LA.CIV.CODE.P.ART.1261.....	6
LA.ACT.NO.744.....	6,9,10
LA.CIV.CODE.P.ART.197.....	33-34
LA.CIV.CODE.P.ART.1436.1.....	33-34
LA.CIV.CODE.P.ART.1437.....	33-34
LA.CIV.CODE.ART.3492.....	23
LA.C.CR.P.ART. 230.1(A)-(C).....	33-34
LA.C.CR.P.ART.312(A).....	33-34
LA.C.CR.P.ART.203(5)-(6).....	33-34
LA.CONST.1 sec. 18(A).....	33-34

CADDY PARISH MUNICIPAL POLICY CODES
GOVERNING PROPERTY ORDINANCE VIOLATION
SERVICE OF NOTICE TO ALL INTEREST PARTIES

CADDY PARISH MUNICIPAL POLICY FOR PUBLIC NUISANCE(CHAPTER 30, SECTION) :	
CADDY MUNICIPAL CODE SECTION 30-31.....	9
CADDY MUNICIPAL CODE SECTION 30-25(a)(b)(1)(2)(c)(d)(e).....	16

CADDO MUNICIPAL CODE SECTION 30-26(a)(b)(c).....	8,16
CADDO MUNICIPAL CODE SECTION 30-19.....	8,16
CADDO MUNICIPAL CODE SECTION 30-20(d)(1).....	8-16

OPINION BELOW

THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL DENYING DIRECT APPEAL IN DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS ET. AL. CASE NO. 23-30108 FROM WESTERN DISTRICT OF LOUISIANA UNITED STATES DISTRICT COURT CASE NO. 5:22-cv-1567 SEE APPENDIX(B). RULING DATE ON OCTOBER 25th. 2023

THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL IN DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS ET. AL. CASE NO. 23-30108 DENYING PETITION FOR EN BANC CONSIDERATION CAN BE FOUND AT APPENDIX(I) RULING DATE ON NOVEMBER 29th 2023/ FAIL-TO APPLY THE PRISON MAILBOX RULE FOR PRISONER TO THE DENYING RELIEF.

UNITED STATES MAGISTRATE JUDGE KAYLA D. McCLUSKY REPORT AND RECOMMENDATIONS/ IN CASE DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS ET. AL. CASE FOR THE UNITED STATES DISTRICT COURT 5:22-cv- 1567, CAN BE FOUND AT APPENDIX(F), PROPOSED ON THE DATE OCTOBER 27th. 2022., TO U. S. DISTRICT JUDGE MAURICE HICKS JR.

UNITED STATES DISTRICT COURT JUDGE S. MAURICE HICKS JR. JUDGMENT ACCEPTING MAGISTRATE JUDGE REPORT AND RECOMMENDATION CAN BE FOUND AT APPENDIX(C), IN DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS ET. AL. USDC CASE NO. 5:22-cv-1567.

UNITED STATES DISTRICT COURT JUDGE S. MAURICE HICKS JR. JUDGMENT VACATING THE MAGISTRATE JUDGE KAYLA D. McCLUSKY REPORT & RECOMMENDATION IN CASE NO(s): 5:22-cv-1567 CAN BE FOUND AT APPENDIX (D),

UNITED STATES DISTRICT COURT JUDGE S. MAURICE HICKS JR. IN DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS ET. AL. CASE NO. 5:22-cv-1567 REINSTATING THE MAGISTRATE JUDGE KAYLA D. McCLUSKY REPORT AND RECOMMENDATION PROPOSED TO THE COURT CAN BE FOUND AT APPENDIX(E).

OPINION BELOW

COURT OF APPEAL AND THE DISTRICT COURT ABUSE ITS LEGAL DISCRETIONS IN THE GROSS DEPARTURE FROM PROPER JUDICIAL FUNCTION CONDUCTING A DE NOVO REVIEW IN JURISDICTIONAL ERRORS / AND U.S. DISTRICT COURT APPLYING HECKS PROCEDURAL BARS TO COLORABLE CIVIL RIGHTS COMPLAINTS FOR PRETRIAL FALSE IMPRISONMENTS

1. UNITED STATES DISTRICT CASE DAVIS V. POLICE DEPARTMENT OF SHREVEPORT ET. AL

CASE NO. 5:17-cv-00531, 16 PAGE REPORT AND RECOMMENDATION APPLYING HECKS PROCEDURAL BAR TO CIVIL RIGHTS COMPLAINT FILE BEFORE AND CONVICTION AND SENTENCING CRIMINAL PROCESS COULD HAVE BEEN APPLIED, SCOPE OF PLAIN ERRORS STANDING ON THE FACE OF THE EXISTING RECORDS DATING BACK TO INITIAL FILING DATE APRIL 10th 2017., CAN BE FOUND AT APPENDIX(J).

2. UNITED STATES DISTRICT COURT JUDGE ELIZBETH FOOTE IN DAVIS V. POLICE DEPARTMENT OF SHREVEPORT ET. AL. CASE NO. 5:17-cv-00531 DENYING WRIT OF MANDMUS FOR A JURY TRIAL, AND INCORPORATED WITH PROSE OBJECTIONS TO MAGISTRATE JUDGE- MARK L. HORSBY CLEARLY AND CONTRARY TO THIS DECISIONS IN HECK V. HUMPHREY, 512 U.S. 477 (1994)., CAN BE FOUND AT APPENDIX(K)

3. UNITEDS TATES FIFTH CIRCUIT COURT OF APPEAL DECISION TO AFFIRM THE LOWER/ COURT S DECISIONS TO DISMISS CIVIL RIGHTS COMPLAINT FOR FAILURE TO STATE CLAIMS FRON WHICH RELIEF MAY BE GRANTED FOR THE REASONING IN THE MAGISTRATE JUDGE MARK L. HORNSBY IN DAVIS V. POLICE DEPARTMENT OF SHREVEPORT ET. AL. COA# 21-30172 CAN BE FOUND AT APPENDIX(L), (K), (J).

4. UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CASE DAVIS V. CADDO COMMISSION ET. AL, COA CASE NO(S) 18-31072 CAN BE FOUND AT APPENDIX(M).

JURISDICTION

THIS COURT HAS JURISDICTION OVER THE DIVERSITY AND NON-DIVERSITY CIVIL RIGHTS ACTION ON DIRECT APPEAL FROM UNITED STATES FIFTH CIRCUIT COURT OF APPEALS IN ACCORDANCE WITH PROVISION FOUND UNDER 28 U.S.C. §§ 1254(1)(2), GOVERNING THE SUPREME COURT JURISDICTION FOR REVIEW ON PRO-SE WRIT OF CERTIORARI TO FIFTH CIRCUIT COURT OF APPEALS IN CASE DENNIS RAY DAVIS JR. PERSONALLY AND LISTED CORPORATIONS AS REAL PARTIES TO CIVIL RIGHTS ACTION FILE IN LOWER COURTS.

Demonstrating this court jurisdictions and exceptional circumstances warrants this court to exercising it's discretionary powers in aid of maintaining the uniformity of this courts fundamental decisions in unanimous justices opinion
Citing: HARDIN V. STRAB 490 U.S. 536, 109 S.Ct. 1998, 104 L.Ed. 2d 582 (1989).
Under SUP.Crt. R. 10(a)(c) considerations governing reviews of (CERTIORARI COA)
FIFTH CIRCUIT CASE NO. 23-30108 DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS ET.
AL., PRESENTING THE STRUCTURAL ERRORS IN LOWER COURT PROCEEDINGS REFUSING TO
BORROW LOUISIANA SPECIAL NOTIFICATION STATUTES THAT SUSPENDS TOLLING OF STATE
ONE YEAR PERSONAL INJURY STATUTE OF LIMITATION.

IN ABSENCE OF AFFIDAVIT OF WARDEN ON RECORD STATING THE DATE OF SERVICE MADE ON INCARCERATED PROPERTY OWNER AND INCLUDING AGENT/OWNER FOR CORPORATIONS AS REAL PARTIES IN CIVIL RIGHTS ACTIONS INVOKING JURISDICTIONS IN LOWER COURT'S TORT-TO PROPERTY AND LAND UNDER 28 U.S.C. § 1332(c)(1), REGARDING LOWER COURT JUDGMENTS DISMISSING CLAIMS OF MUNICIPAL POLICY AND POLICYMAKER FOR DEPRIVING PETITIONER PERSONALLY AND LOUISIANA CORPORATIONS OWNED BY INCARCERATED PERSON WITHOUT NOTICE AND OPPORTUNITY TO BE HEARD AS "UNTIMELY".

IN SCOPE OF REVIEWS IN APPENDIX(F) MAGISTRATE JUDGE REPORT AND RECOMMENDATION DISTRICT COURT AFFIRMED AND [COURT OF APPEALS REFUSED TO CONDUCT A DE NOVO ON] 16 ISSUES PROPERLY PRESENTED TO COA BY PRO-SE LITIGANT FOUND AT APPENDIX(H).

FURTHER THIS COURT HAS JURISDICTIONS IN GOVERNING ONGOING GROSS DEPARTURE OF LOWER FEDERAL COURT REFUSING TO CONDUCT A DE NOVO REVIEW MAGISTRATE MARK L. HORNSBY REPORT AND RECOMMENDATIONS RAISING HECK PROCEDURAL BARS TO MUNICIPAL LIABILITY CLAIMS AGAINST FOR PRE-TRIAL FALSE IMPRISONMENTS PLACING UNLAWFUL/ UNAUTHORIZED NO BOND DETAINER'S IN CONNECTION WITH ARREST WARRANTS NO . 2016 00-3282 CROSS INDEXED TO 1st. JUDICIAL DISTRICT COURT IN CADDO PARISH DKT # 342728 UNDER SUP. CRT. R. 10(a)(c) AS DETERMINED BY THIS COURT DECISIONS SET FORTH IN CONTOLLING PRECEDENTS CITING: U.S. V. MERZ, 376 U.S. 192, 84 S. Ct. 639 (1964).CONTROLLING ANALYSIS OF LOWER COURTS CONDUCTING DE NOVO REVIEWS.

ANALYSIS OF JURISDICTIONAL CLAIMS
GOVERNING SCOPE OF REVIEWS OF COURT OF APPEALS DECISION REFUSING TO CONDUCT DE NOVO REVIEWS IN SPECIFIC PROSE OBJECTIONS IN MAGISTRATE JUDGE REGARDING MUNICIPAL LIABILITY ACTION FILE DATE

APRIL 10th. 2017

CASE ON REVIEWS DAVIS V. SHREVEPORT POLICE DEPARTMENT ET. AL. USDC NO. 5:17-CV-00531 APPEALED TO UNITED STATES FIFTH CIRCUIT COURT OF APPEALS CASE NO(s) 21-30172 LOWER COURT JUDGMENTS CAN BE FOUND AT APPENDIX(J)MAGISTRATE R&R./IN VIEWS OF UNITED STATES DISTRICT COURT JUDGE ELIZABETH FOOTE DENYING DEMAND'S FOR JURY TRIAL ON SPECIFIC ISSUES MUNICIPAL LIABILITY CADDO PARISH SHERIFF & CADDO PARISH SHERIFF OFFICE AND DEPUTY AT CADDO CORRECTIONAL CENTER PLACING UNLAWFUL DETAINERS DEPRIVING OF CONSTITUTIONAL AND STATUTORY RIGHTS TO BAIL ON BOND CONDITION AFFIXED BY THE STATE DISTRICT COURT PRIOR TO ANY CONVICTION'S IN CONNECTION WITH THE LAW AND ANALYSIS OF HECK PROCEDURAL BAR APPLIED UNDER MAGISTRATE JUDGE MARK L. HORNSBY REPORT AND RECOMMENDATIONS FOUND/APPENDIXES (J)(K)(L)-(M) ,GOVERNING STRUCTURAL ERRORS IN[ADJUDICATIONS IN THIS REVIEW'S] LOWER COURT FAIL TO DISTINGUISH BETWEEN MUNICIPAL LIABILITY CLAIMS PRESENTED OR COLLATERLLY ATTACKING CONVICTION AND SENTENCES.

CONSTITUTIONAL AND STATUTORY AND CADDO PARISH MUNICIPAL
POLICY ORDINANCE REGULATION
CODES

THIS CASE INVOLVES AMENDMENT XIV TO THE UNITED STATES CONSTITUTION, WHICH PROVIDES THE FOLLOWING PROVISIONS:

SECTION(1) ALL PERSONS BORN OR NATURALIZED IN THE UNITED STATES, AND SUBJECT TO THE JURISDICTION THEREOF, ARE CITIZENS OF THE UNITED STATES AND OF THE STATE WHEREIN THEY RESIDE. NO STATE SHALL MAKE OR ENFORCE ANY LAW WHICH SHALL ABRIDGE THE PRIVILEGES OR IMMUNITIES OF CITIZENS OF THE UNITED STATES, NOR SHALL ANY STATE DEPRIVE ANY PERSON OF LIFE, LIBERTY, OR PROPERTY WITHOUT DUE PROCESS OF LAW: NOR DENY TO ANY PERSON WITHIN ITS JURISDICTION THE EQUAL PROTECTION OF LAWS.

SECTION(5). THE CONGRESS SHALL HAVE POWER TO ENFORCE, BY APPROPRIATE LEGISLATION, THE PROVISIONS OF THE ARTICLE.

THE AMENDMENT IS ENFORCE BY TITLE 28, SECTION 1343(3) AND TITLE 42, SECTIONS, UNITED STATES CODE 1983, AFTER THE CIVIL WAR.

EVERY PERSON WHO UNDER COLOR OF ANY STATUTE, ORDINANCE, REGULATION, CUSTOM, OR USAGE OF ANY STATE OR TERRITORY OR THE DISTRICT OF COLUMBIA, SUBJECTS, OR CAUSES TO BE SUBJECTED, ANY CITIZEN OF THE UNITED STATES OR OTHER PERSON WITHIN THE JURISDICTION THEREOF TO THE DEPRIVATION OF ANY RIGHTS, PRIVILEGES, OR IMMUNITIES "SECURED BY THE CONSTITUTION AND LAWS SHALL BE LIABLE TO THE PARTY INJURED IN AN ACTION AT LAW, SUIT IN EQUITY, OR OTHER PROPER PROCEEDING FOR REDRESS EXCEPT THAT IN ANY ACTION BROUGHT AGAINST JUDICIAL OFFICER FOR AN ACT OR OMISSION TAKEN IN SUCH OFFICER'S JUDICIAL CAPACITY, INJUNCTIVE RELIEF SHALL NOT BE GRANTED UNLESS A DECLARATORY DECREE WAS VIOLATED OR DECLARATORY RELIEF WAS UNAVAILABLE.

THIS CASE INVOLVES AMENDMENT V. TO THE UNITED STATES CONSTITUTION, WHICH PROVIDES THE FOLLOWING :

NO PERSON SHALL BE HELD TO ANSWER FOR A CAPITAL, OR ORTHERWISE INFAMOUS CRIME, UNLESS ON A PRESENTMENT OR INDICTMENT OF A GRAND JURY, EXPECT IN CASES ARISING IN THE LAND OR NAVAL FORCES, OR IN THE MILITIA, WHEN IN ACTUAL SERVICE IN TIME OF WAR OR PUBLIC DANGER; NOR SHALL ANY PERSON BE SUBJECT TO THE SAME OFFENCE TO BE TWICE PUT IN JEOPARDY OF LIFE OR LIMB; NOR SHALL BE COMPELLED IN ANY CRIMINAL CASE TO BE A WITNESS AGAINST HIMSELF, "NOR BE DEPRIVED", OF LIFE, LIBERTY OR "PROPERTY WITH DUE PROCESS", OF LAW; NOR SHALL PRIVATE PROPERTY BE TAKEN FOR, PUBLIC USE, WITHOUT JUST COMPENSATION.

THE U.S.CONST.V.AMENDMENT IN ENFORCED BY TITLE 42, SECTION 1983, UNITED STATES CODE, TITLE 42, SECTION 1982, WHICH PROVIDES :

ALL CITIZENS OF THE UNITED STATES "SHALL", HAVE THE SAME RIGHT, IN EVERY STATE AND TERRITORY, AS IS "ENJOYED BY WHITE CITIZEN" THEREOF, TO INHERT, PURCHASE, L EASE, SELL, HOLD, AND "CONVEY REAL AND PERSONAL PROPERTY".

THE U.S. CONST. XIV.,V. AMENDMENTS ARE ENFORCED BY 42 U.S.C. sec 1983, 1982, TITLE 42, SECTION 1985(1)(2)(3) PROVIDES THE FOLLOWING:

SECTION 1985(1) IF TWO OR MORE PERSON IN ANY STATE OR TERRITORY CONSPIRE TO PR EVENT, BY FORCE, INTIMIDATION, OR THREAT, ANY PERSON FROM ACCEPTING OR HOLDING OFFICE, TRUST, OR PLACE OF CONFIDENCE UNDER THE UNITED STATES, OR FROM DISCHAR GING ANY DUTIES THEREOF, OR PLACE WHERE HIS DUTIES AS AN OFFICER ARE REQUIRED/ TO BE PERFORMED., SEE:CITED TABLE OF AUTHORITY FOR THE CONSTITUTIONAL AND STATU TORY FEDERAL AND STATE LAWS, AND CADDO PARISH MUNICIPAL POLICY ORDINANCE FOR REGULATIONS FOR PROPERTY STATNDARD CHALLENGE OF VIOLATION OF FEDERAL POLICY- & BREACHED BY LOWER COURT ENGAGING IN CONDUCT PREJUDICIAL TO FEDERAL POLICY, PRAC TICE AND PROCEDURES ENACTED BY CONGRESSIONAL INTENT FOR FEDERAL COURT REVIEWIN G FOR INITIAL SCREENING PROCESS OF UNITED STATES INCARCERARTED PRISONER SUBSTA TIVE DUE PROCESS FOR ACCESSING THE COURTS WITHIN REASONIG/RATIONAL RULES ENABL ING ACT. 28 U.S.C. sec. 2072(a)(b)(c), PRACATICE AND PROCEDURE OF COURTS UNDER

42 U.S.C.sec. 1988, "HARDIN V. STRAUB", 490 U.S. 536 (1989), APPLYING THE COURTS UNITED STATES JUSTICES OPINION IN BOARD OF REGENTS OF THE UNIVERSITY OF STATES OF-NEW YORK ET. AL V. TOMANIO, 446 U.S. 478, 100 S.Ct. 1790, 64 L.Ed.2d 440,

POINT OF CONSTITUTIONAL ERRORS IN LOWER COURT PROCEEDING OF JURISDICTIONAL PLA IN ERRORS ON THE FACE OF THE RECORDS APPLYING ERIE DOCTRINE TO RULE OF DECISIO N ACT.28 U.S.C. sec. 1652, FED. R. EIVD. 302, 102, 103) in view of erie r.r. v v. tomkips, 304 u.s. 64 (1938), in view of la.civ.code. p. art. 1235.1(A-D),7 the lower court lack jurisdiction for tolling one year personal injuries suit

INCARCERATED PROPERTY OWNER PROCEDURAL DUE PROCESS
FACIAL CHALLENGE TO LOWER COURTS ADJUDICATIONS ON THE MERITS OF PRISONER
42 U.S.C. sec. 1983 CIVIL RIGHTS ACTIONS

1. THE DUE PROCESS CLAUSE OF THE UNITED STATES CONSTITUTION PROVIDES:

NO STATE SHALL... DEPRIVE ANY PERSON OF LIFE, LIBERTY, OR PROPERTY, WITHOUT DUE PROCESS OF LAW U.S. CONST. art. XIV sec. 1, " FOR MORE THAN A CENTURY THE CENTERAL MEANING OF PROCEDURAL DUE PROCESS HAS BEEN CLEAR:, parties rights are to be affected are entitled to be heard, and in order that they may enjoy the rights they must 'first be notified.' " FUENTES V. SHEVIN, 407 U.S. 67, 80 92 S.Ct. 1983, 1994, 32 L.Ed. 2d 556 (1972), (QUOTING BALDWIN V. HALE, 1 WALL 223, 233, 17 L.Ed. 531 (1863)

POINT NO. 1.

THE INCARCERATED PROPERTY OWNER, MR. DENNIS RAY DAVIS JR, PERSONALLY AND ON BEHALF OF HIS CORPORATIONS SETTING FORTH THE WELL - SETTLED PRINCIPLES IN U.S SUPREME COURTS LEGAL STANDING ORDERS IN FUNDAMENTAL REQUIREMENTS FOR NOTICES, AND OPPORTUNITY TO BE HEARD IN A MEANINGFUL MANNER REASONABLY CALCULATED FOR PROPERLY INFORMING THE INCARCERATED PROPERTY OWNERS AND INTERESTED PARTIES,.. ABOUT THE INTENDED DEPRIVATIONS AND THE OPPORTUNITY TO BE HEARD, GOVERNING BY THE PARAMOUNT CONSIDERATION OF THE SUPREME COURT CONSTITUTIONAL RIGHTS IN NOTICE REQUIREMENTS SET FORTH IN MULLANE V. CENTRAL HANOVER BANK & TRUST CO, 339 U.S. 306, 314, 70 S.Ct. 652, 657, 94 L.Ed. 865 (1950).

POINT NO. 2.

THE LOWER COURTS HAD THE POWER TO TAKE ACTION ON THE MERITS OF THE PRISONER , CIVIL RIGHTS COMPLAINTS ON THE MERITS THE CADDO PARISH COMMISSION FAIL TO PROVIDE THE INCARCERATED PROPERTY OWNER WITH NOTICE OR OPPORTUNITY TO BE HEARD BY THE DELIBERTED INDIFFERECNCE TO ADOPTE THE LA.CIV. CODE. P. ART. 1235.1 (A) (D), STATE LAWS AS RULES OF DECISION

PERSONAL SERVICE OF NOTICES ON INCARCERATED PERSON RELYING ON THE LOUISIANA COURTS RULEMAKING POWERS PRESCRIBING THE TOLLING OF STATUTE OF LIMITATIONS GOVERNING BY THE PERSONAL SERVICES MADE ON PRISONER INVOKING THE POWER OF CONGRESS PROVISIONS IN 28 U.S.C. 1652, REGARDING THE RULE OF LOUISIANA STATE COURTS BINDING PRECEDENTS IN JOHSON V. EAST CARROLL, DEN CENTER, 658 SO.2d. 724 (LA. Ct. APP. 2d. Cir. 1995)

LOUISIANA PROTECTIBLE INTEREST STATUTORY NOTIFICATION SCHEME
FOR INCARCERATED PERSON IN CIVIL ACTION
FRAMWORK FOR PERSONAL SERVICES PROCEDURAL REQUIREMENTS
UNDER LA. CIV. CODE. P. ART. 1235.1 (A) (D)

DISCUSSION

INCARCERATED PROPERTY OWNER SUING THE LOCAL GOVERNMENT UNDER 42 U.S.C. 1983, CLAIM OF MUNICIPAL POLICYMAKERS AND POLICY DELIBERATE INDIFFERENCE TO RIGHTS OF INCARCERATED PROPERTY OWNERS CONSTITUTIONAL RIGHTS TO ADEQUTE NOTICES & AND A FAIR OPPORTUNITY TO HEARD PRIOR TO DEMOLISHING PERSONAL, COMMERCIAL ASSETS IN VIOLATION OF SUBSTANTIVE AND PROCEDURAL DUE PROCESS

MUNICIPAL CADDO PARISH POLICY AND POLICY AND CUSTOM FOR SERVICES PROCESS ON INCARCERATED PERSON IS DELIBERATED TO SUBSTANTIVE AND PROCEDURAL RIGHTS IN FEDERAL CONSTITUTIONAL RIGHTS TO MUNICIPAL NOTICES FOR ORDINANCE VIOLATIONS

APPELLANTS CLAIMS

LOCAL GOVERNMENTS CONSPIRACY TO DEPRIVE INCARCERATED PROPERTY OWNER, AGENTS , OWNER OF CORPORATIONS OF EQUAL PROTECTIONS OF FEDERAL AND STATE LAW PROTECTIBLE PROPERTY INTEREST IN COMMERCIAL PROPERITES GOVERN BY MODE OF PROCEDURES IN POLICY

MODE OF MUNICIPAL ORDINANCE CODE
CH. 30 sec. 30-25

INITIAL REPORT, NOTICE, HEARING AND EFFECT OF RECORDATION

THE NOTICE REQUIREMENT SHALL BE SATISFIED WHEN :

MUNICIPAL ORDINANCE CODE CH. 30 sec 30-25 (b) (1)., PROVIDES THE FOLLOWING :

NOTICE IS SERVED UPON THE OWNER IN THE SAME MANNER AS SERVICE PROCESS OF CITATION THROUGH DOMICILIARY, WHETHER MADE BY A SHERIFF, DEPUTY SHERIFF AND/OR CONSTABLE.

sec. (b)(2).

NOTICE IS SERVED UPON THE OWNER BY REGISTERED OR CERTIFIED MAIL SENT TO LAST KNOWN ADDRESS.

sec. (e)

ANY NOTICE SERVED PURSUANT TO THIS SECTION SHALL BE FILED WITH THE PARISH OF CADDO AND SHALL BE RECORDED IN THE MORTGAGE RECORDS OF THE PARISH, ONCE FILE , THE SAID NOTICE SHALL BE MAIL ,RETURN RECEIPT REQUESTED AND OR THE NOTICE IS "UNSUCCESSFUL", NOTICE SHALL BE MADE BY THE PUBLICATION IN THE OFFICIAL

JOURNAL OF THE PARISH IN TWO CONSECUTIVE ISSUES AS PROVIDE IN "LA. R.S. 33:5062 INCLUDING A COPY OF THE LEGAL NOTICES SHALL ALSO BE POSTED IN CONSPICUOUS , PLACE ON OR ABOUT THE PROPERTY AFFECTED BY THE NOTICE OF VIOLATION.

DISCUSSION

CADDO PARISH PROPERTY STANDARD COMMITTE BOARD MEMERS FUNCTIONS ARE JUDICIAL IN NATURE AND ITS MEMBERS' ROLE IS COMPARABLE TO THAT OF A DISTRICT JUDGE
MODE OF MUNICIPAL CODE RULES OF PROCEDURES

ADOPTING LOUISIANA CIVIL CODE OF PROCEDURES GOVERNING THE PERSONAL SERVICE UPON INCARCERATED PROPERTY OWNERS AND INCARCERATED CORPORATION AGENTS/OWNER

1. THE CADDO PARISH MUNICIPAL PROPERTY STANDARD BOARD; COMMITTE MEMBERS:

CADDO PARISH MUNICIPAL PROPERTY STANDARD BOARD COMMITTE MEMBERS/FUNCTION ARE JUDICIAL IN NATURE AND ITS MEMBERS' ROLE IS COMPARABLE TO JUDGE AND MAY ADOPT PROCEDURAL RULES OF LOUISIANA CIVIL CODE PROCEDURE FOR SERVICE UPON A INCARCERATED PERSON OF CITATION NOTICES OF THE PROPERTY ORDINANCE VIOLATION

RELYING ON THE CONGRESSIONAL INTENT REQUIRING THE STATE SUBSTANTIVE LAW RULES, OF DECISIONS GOVERNING THE CAUSE OF ACTION IN FEDERAL COURTS, 28 U.S.C. sect. 1652, IN RESOLVING THE SUBSTANTIAL MATERIAL ISSUES IN THIS CIVIL RIGHTS ACTION

LA.CIV.CODE. P. ART. 1235.1 (A)(D)
GOVERNING SERVICES ON INCARCERATED PERSON
MODE OF MUNICIPAL CODE OF PROCEDURES CH.30 sec. 30-31

DEMONSTRATING THE CADDO PARISH PROPERTY STANDARD COMMITTE BOARD MEMBERS, IN THE FULL MEASURES OF THE LOUISIANA CIVIL CODE PROCEDURES, LA.CIV.CODE.P. ART.1235.1(A)(D) AS MATTER OF STRICT STATE OF LOUISIANA PROCEDURAL LAWS RELYING IN THE BINDING EFFECT OF LOUISIANA COURTS PRECEDENTIAL OPINIONS, CITING SIMILAR CASES "JOHNSON V. EAST CARROLL DENTENTION CENTER", 658 So. 724 (LA.APP. 2nd.Cir.1995)

SEE ALSO LOUISIANA COURTS, RESOLVING THE SUBSTANTIAL ISSUES IN THE REQUIREMENT FOR PROPER SERVICE OF LEGAL NOTICES AND CITATION ON INCARCERATED PERSON, IN THE LIGHT OF LOUISIANA FIFTH CIRCUIT COURT OF APPEAL BINDING PRECEDENTIAL EFFECT OF "BRIGANDI V. EGANA", 788 So. 680 (LA.APP. 5th. 2001).

LOUISIANA COURTS HAS STRICT GUIDANACE IN THE RESOLVING THE COMPLAINECE FOR THE SERVICE ON INCARCERATED PERSON FOR THE LOUISIANA DORMANT LEGISLATIVE -INTENT, IN ACTS 2004, No. 744 sec. 1, GODIFYING LA. CIV.CODE. P. ART.1235.1(A)(D)IN CURRENT THROUGH THE 2023 FIRST EXTRAORDINARY, REGULAR, AND VETO SESSIONS.

HISTORICAL AND STATUTORY NOTES

REWRITED THIS ARTICLE WHICH READS:

SERVICE IS MADE ON A PERSON WHO IS INCARCERATED IN A JAIL OR DETENTION FACILITY THROUGH PERSONAL "SERVICE ON THE WARDEN," OR HIS "DESIGNEE FOR THAT SHIFT."

"THE WARDEN OR HIS DESIGNEE," "SHALL" "IN TURN" MAKE THE PERSONAL SERVICES ON THE PERSON INCARCERATED. PROOF OF SERVICE "SHALL" BE MADE BY FILING INTO THE RECORD THE AFFIDAVIT OF THE PERSON SERVING THE CITATION AND PLEADING ON PERSON WHO IS INCARCERATED.

POINT NO.1.

THE CADDO PARISH ADMINISTRATOR/CHAIRMAN WOODY WILSON IN HIS OFFICIAL CAPACITY IN FULL COMPLAINECE ON THE MUNICIPAL POLICY AND CUSTOM FOR ADOPTING PROCEDURAL RULES FOR NOTIFIYING THE INCARCERATED INTEREST PARTIES, UNDER PROVISION IN THE

MODE OF PROCEDURES

IN MUNICIPAL ADMINISTATOR /CHAIRMAN FOR PERSONAL SERVICES ON INCARCERATED PERSON / ALTERNATIVE RESOLUTION PROCEDURAL FOR WRIT OF HABEAS PROCESS

IN AD TESTIFICANDUM PROCEDURES FOR THE INCARCERATED PROPERTY OWNER PRESENCE AT COMMISSION HEARING /OR DIPOSITIONS BY TELEPHONE

ACCORDING TO CONGRESSIONAL INTENT ADMINISTRATIVE ACT. 5 U.S.C. sec. 554(a)(1) (b)(1) (2)(3)(c) (1)(d)(1)(2), RELYING ON THE "SUPREME COURT" PRECEDENTIAL RULE " IN MATHEWS V. ELDRIDGE, 424 U.S. 319, 96 S.Ct. 893, 47 L.Ed.2d 18 (1976)"

DISCUSSION

DEFENDANT IN THIS CIVIL ACTION CHIEF ADMINISTRATOR/BOARD CHAIRMAN, WOODY WILSON ACTING IN HIS OFFICIAL CAPACITY PURSUANT TO THE MUNICIPAL POLICY AND CUSTOM SERVICE UPON INCARCERATED PERSON ACTED IN DELIBERATED INDIFFERENCE IN THE FEDERAL AND STATES CONSTITUTIONAL AND SUBSTANTIVE DUE PROCESS GENERAL RULE IN THE UNITED STATES SUPREME COURTS PRECEDENTIAL OPINION SET FORTH IN THE RULE OF "MULLANE V. CENTERAL HANOVER BANK & TRUST, 339 U.S., 313 (1950)"

SEE ALSO THE UNITED STATES SUPREME COURT RULE OF THE CONGRESSIONAL INTENT ADMINISTRATIVE PROCEDURE ACT., 5 U.S.C. sec. 556 - 557 (1976)
5 U.S.C. sec. 554(a)(b) ADJUDICATIONS OF FULL TRIAL TYPE HEARING

DISCUSSION

PROPERTY BOARD ADMINISTRATORS WOODY WILSON FAIL TO ADOPT MODE OF PROCEDURES MUNICIPAL OFFICIAL POLICY AND CUSTOM ADOPTING THE LOUISIANA CIVIL CODE PROCEDURES FOR NOTIFIYING INCARCERATED PROPERTY OWNER AND INTEREST PARTY IN THE MUNICIPAL ACTION IN DEMOLTION COMMERCIAL PROPERTIES CORPORATE ADDRESS 4351 N. LAKESHORE DR. SHREVEPORT LA, 71107
IN VIOLATION OF THE FEDERAL AND STATES LAWS

MEMORANDUM OF MUNICIPAL POLICY FEDERAL STATUTORY CODES, AND LOUISIANA CIVIL STATUTORY NOTIFICATION SCHEME/ ALTERNATIVE ADJUDICATION RESOLUTION FOR PERSON JAIL OR DENTENTION FACILITY THROUGH PERSONAL "SERVICES", ON "WARDENS."

PRESENTING THE FOLLOWING FOR U.S. SUPREME JUSTICES ON THE MERITS:

DISCUSSION

THE COURT OF APPEALS ACTED CONTARY TO THE WELL-ESTABLISH FEDERAL POLICY IN THE UNITED STATES SUPREME COURT BINDING EFFECT OF FEDERAL LAW IN THE PROCEDURAL PROCESS IN APPELLATE COURTS REVIEWING THE LOWER COURTS APPLYING THE RESIDUAL FOR INCARCERATED, *PERSONAL INJURIES CLAIMS* "IN LOUISIANA STATUTE OF LIMITATIONS" GENERAL ONE YEAR STATUTE OF LIMITATION PROVISION SET FORTH IN LA.CIV. CODE.349 DEMONSTRATING A GROSS DEPARTURE FROM THE UNITED STATES SUPREME COURT PRECEDENTIAL EFFECTS OF TOLLING INCARCERATED PERSON, ACCORDING TO THE STRICT SUBSTANTIVE LAWS OF LOUISIANA EXPRESS TERMS LA.CIV.CODE.P. ART 1235.1 (A)(D) , MAINTAINING BINDING UNIFORMITY OF THIS COURT'S DECISIONS "BOARD OF REGENTS OF UNIVERSITY OF THE NEW YORK", 446 U.S. 478, 100 S.Ct. 1790, 64 L.Ed 2d 440 (1980), APPLYING THE PINPOINT

JURISPRUDENCE PRECEDENTIAL OPINION FOR PERSONS INCARCERATED SUSPENDING STATUTE OF LIMITATION FOR PRISONERS WHOM ARE LEGALLY DISABLE TO FILE PROSE CIVIL RIGHT COMPLAINTS UNER 42 U.S.C. 1983 CONSISTENT WITH THE REMEDIAL PURPOSES FOR THE COURT TO APPLY THE RESIDUAL STATUTE OF LIMITATIONS AND "THUS", THE INCARCERATED PERSONS CIVIL RIGHTS ACTION ARE NOT TIME BARRED THOUGH IT HAD BEEN FILE AFTER THE LA.CI CODE. 3492, ONE YEAR TIME LIMITATIONS RELYING ON THE " UNITED STATES SUPREME COURT

JUSTICE STEVENS, DELIVERED OPINION FOR THE COURT IN, HARDIN V. STRAUB, 490 U.S. 6, 109 S.Ct. 1988, 104 L.Ed. 2d. 582 (1989); stating the (Louisiana) in district of this particular subject matter for jurisdictional illustrative error of law

U.S JUSTICE STEVEN DELIVERED FOR THE COURT ,

THAT STATES STATUTES SUSPENDING THE EIMITATIONS PERIODS FOR PERSONS UNDER LEGAL DISABILITY , INCLUDING THE LOUISIANA PRISONERS STRICT COMPLAINECE OF THE SERVICE PROCESS ON INCARCERATED PERSON REMEDIAL PURPOSES WAS CONSISTENT WITH THE 42 U.S.C. sec 1983, LA.CIV.CODE.P.ART. 1235.1(A)(D) , LOUISIANA COURTS PRECEDENTS IN, THE FOLLOWING LOUISIANA JURISPRUDENCE CONTROLLING THE FEDERAL DISTRICT COURTS GENERAL JUIRSDICTIONS IN ADJUDICATIONS ON THE THE MERITS OF THE PROSE, CIVIL- RIGHTS ACTION FILE INTO THE WESTERN DISTRICT COURT OF LOUISIANA

STANDARD REVIEW OF LOUISIANA COURTS GOVERNING THE SUPREME COURT CONSIDERATION ON THE MERITS RELYING ON "JOHNSON V. EAST CAROLL DENTENTION CENTER, 658 So.2d 724 (LA.APP.2nd.Cir. 1995), SEE ALSO THE LOUISIANA FIFTH CIRCUIT COURT CITING BRIGANDI V. EGANA", 788 So.2d 680 (LA.APP.5th.Cir. 2001)

THE UNITED STATES FIFTH- CIRCUIT COURT OF APPEALS ACTED IN THE GROSS MANIFEST PLAIN ERROR OF LAW IN THE AFFIRMING THE LOWER COURT DECISION FOR THE REASON SET FORTH IN THE MAGISTRATE JUDGE REPORT AND PROPOSED RECOMMENDATIONS TO DISMISS INCARCERATED PROPERTY OWNER CIVIL RIGHTS COMPLANIT UNDER 42 U.S.C. sec. 1983 AS UNTIMELY AND FOR FAILURE TO STATE A CLAIM .

QUESTION PRESENTED IN THE CASE IS WETHER OR NOT INCARCERATED PROPERTY OWNER HAD KNOWLEDGE OF CADDO PARISH MUNICIPAL ACTOR DEMOLISHING HIS COMMERCIAL PROPERTY PRIOR TO MAY 30th 2022 FORMING THE ACTION FILE DATE FOR INCARCERATED PERSON IN ABSENCE OF AFFIDAVIT OF CADDO CORRECTIONAL WARDEN BOBBY WYCHE ON FACT FINER REVIEW OF SERVICE OF MUNICIPAL NOTICE

STATEMENT OF PROCEDURAL BACKGROUND
FACTUAL HISTORY OF CASE

ON 5/30/2022, THE PETITIONER PERSONALLY AND ON BEHALF OF CORPORATIONS FILE CIVIL RIGHTS ACTION UNDER 42 U.S.C. § 1983, § 1985 INVOKING JURISDICTION'S UNDER CONGRESSIONAL PROVISION 28 U.S.C. § 1332 DIVERSITY-TORTS TO LAND/UNDER LEGAL INTEREST TO DENNIS RAY DAVIS JR. AND [CORPORATIONS DOMICILED PRINCIPLE] PLACE OF BUSNIESS CORPORATED DOMICILED ADDRESS AT 4351 N. LAKESHORE DR., SHREVEPORT LOUISIANA ZIP CODE 71107 FOR THE PARTY INTEREST OF THE CORPORATIONS LEGAL REAL PARTIES [CONSTITUTIONAL RIGHTS TO SEEK REDRESS] FROM CADDO PARISH DEPART.PUBLIC WORKS, CHAIRMAN AND BOARD MEMBERS.

ON 10/12/2022 MAGISTRATE JUDGE MCCLUSKY GRANTED MOTION TO AMEND COMPLAINT CORRECTING THE NAMES OF DEFENDANTS AND SETTING FORTH CAUSE OF ACTIONS TORT TO LAND AND BUILDING OF THE DOMICILED PRINCIPLE PLACE OF BUSNIESS AT 4351 N.LAKE SHORE DR. SEE:APPENDIX(G) SPECIFIC PAGE NO. 3 OF 5 PAGES.

ON 10/27/2022 DISTRICT CLERK OF COURT FORWARD A DEFICIENCY NOTICES TO THE PETITIONER REPLY CORRESPONDENCE REQUESTING THE CLERK TO CHANGE THE NAME OF THE PLAINTIIF AND DEFENDANTS IN COMPLIANCE WITH MAGISTRATE JUDGE ORDER'S GRANTING MOTION TO AMEND/CORRECT COMPLAINT IN ACCORD WITH CAUSE OF ACTIONS UNDER 28 U.S.C. §§ 1332(c)(1), IN ACCORD WITH PROVISION Fed. R. Civ. P. 8(a)(1)(2)(3) & Fed. R. Civ. P. 17 (b)(2) APPOINTED AGENT/OWNER CONSTITUTIONAL RIGHT TO SUE.

ON 10/27/2022 MAGISTRATE JUDGE FILE REPORT AND RECOMMENDATIONS TO CLAIMS AGAINST THE MUNICIPAL ACTION RELATED BACK TO MAGISTRATE JUDGE MARK L. HORNSBY REPORT AND RECOMMENDATIONS IN CASE DENNIS RAY DAVIS JR. V. SHREVEPORT POLICE DEPARTMENT ET. AL. CASE NO. 17-0531 (W.D. La. 2017)

DATE OF APRIL 10th. 2017 PRIOR TO ANY CRIMINAL CONVICTION FOR D.W.I. 4th. BY JURY TRIAL COURT PROCEEDING IN 1st. JUDICIAL DISTRICT COURT DOCKET# 341453 IN SUPPORTING CLAIMS OF ONGOING CONSTITUTIONAL RIGHTS TO SUE MUNICIPAL ACTORS FOR CIVIL RIGHTS VIOLATIONS RESULTING FROM THE SUBSTANTIAL PREJUDICE FOR THE FEDERAL COURT TO CONDUCT A DE NOVO REVIEWS IN DAVIS V. SHREVEPORT POLICE DEPT. CASE NO. 17-0531 APPEAL TO COURT OF APPEALS CASE NO. 21-30172 BEFORE CIRCUIT, JUDGES, DAVIS, GRAVES, AND HIGGINSON SEE APPENDIX(J) MAGISTRATE JUDGE MARK L. HORNSBY REPORT AND RECOMMENDATION FILE ON NOVEMBER 16th. 2020 THREE YEARS AND EIGHT MONTHS AFTER THE FILE ACTION DATE APRIL 10th. 2017, SUA SPONTE MAG. R&R APPLIED HECKS PROCEDURAL BAR TO CIVIL RIGHTS ACTION AGAINST THE LOCAL SHERIFF STEVE PRATOR AND HIS DEPUTIES AT CADDO CORRECTIONAL CENTER FOR PLACING UNLAWFUL RESTRAINTS ON PRE-TRIAL LIBERTY PRIOR TO TRIAL WITHOUT ANY LEGAL AUTHORITY

DISCUSSION

THE MAGISTRATE JUDGE KAYLA D. MCCLUSKY AND DISTRICT JUDGE S. MAURICE HICKS IN DENNNIS RAY DAVIS, JR. V. CADDO DEPARTMENT OF PUBLIC WORKS, ET. AL. CASE #] CIVIL ACTION 22-1567 ON SCOPE OF REVIEWS ON DIRECT APPEAL FROM UNITED STATES] COURT OF APPEALS CASE NO. 23-30108 TO SUPREME COURT APPLICATION NO. 23A 719] REFUSED TO CONDUCT A DE NOVO REVIEWS OF SPECIFIC OBJECTIONS TO MAGISTRATE R&R IN SCOPE OF THE (16) ISSUES PRESENTED TO COURT OF APPEALS FOR REVIEWS.

SCOPE OF REVIEW
PRO-SE APPELLANT BRIEF SUBMITTED TO COURT OF APPEALS
APPENDIX(H).

SPECIFIC PAGE[1-5 OF 30 PAGES] :

PROPERLY PERSERVING ISSUES FOR UNITED STATES SUPREME COURT JUSTICES REVIEWS IN CLAIMS OF ALL LOWER COURT PROCEEDINGS LACKED IN ACCORD WITH JUDICIAL FUNCTIONS

ON 11/28/2022 PETITIONER FILE A MOTION FOR EXTENSION OF TIME TO FILE/REPLY OBJECTIONS TO MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS AND ON [11/229/ 2022] CHIEF DISTRICT COURT JUDGE MAURICE HICKS JR. SIGNED A COURT ORDER GRANTING THE RELIEF SOUGHT FOR EXTENDING TIME TO FILE PROSE OJECTIONS TO MAGISTRATE R. & R.

ON 12/20/2022 CHIEF DISTRICT COURT JUDGE MAURICE HICKS JR. VACATED COURT'S ORIGINAL JUDGMENTS ADOPTING MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS VIEWS IN THE CLERK OF COURT DOCKET ENTRY SHEET/DOCKET ENTRY NO.16 SEE APPENDIX(G) IN SPECIFIC PAGE NO.4 OF 5.

ON 1/06/2023 THE DISTRICT COURT JUDGE MAURICE HICKS JR. RE-AFFIRM JUDGMENT VACATING ORIGINAL JUDGMENTS ADOPTING [MAGISTRATE JUDGE R. & R. TO ALLOW COURT] TO CONSIDER THE PROSE WRITTEN OBJECTIONS LODGE INTO THE COURT FOR REVIEWS.

ON 1/10/2023 THE DISTRICT COURT JUDGE MAURICE HICKS JR., RE-ADOPTED MAG.] JUDGE REPORT AND RECOMMENDATIONS REFUSING TO PROPERLY CONDUCT A DE NOVO REVIEW

ON 1/17/2023 THE CLERK OF COURT OFFICE FILE MAIL RETURNED AS UNDELIVERABLE FROM BAYOU CORRECTIONAL CENTER.

ON 2/17/2023 THE PETITIONER FILE NOTICE OF APPEAL TO UNITED STTAES FIFTH-CIRCUIT COURT OF APPEAL AS TO JUDGMENTS BY DISTRICT COURT JUDGE MAURICE HICKS.

ON 2/21/2023 THE CLERK OF COURT OFFICE FORWARD FEE LETTER REQUESTING PROSE PETITIONER TO PAY THE \$ 505.00 DOLLORS DOCKETING FEES FOR UNITED STATES FIFTH-CIRCUIT COURT OF APPEALS IN VIEW OF DISTRICT COURT DOCKETING ENTRY SHEET/DKT # (22).

ON 2/23/2023 OUT OF ABUNDANCE OF CAUTIONS FOR TIMELY FILING APPEAL TO THE FIFTH CIRCUIT COURT OF APPEALS PLAINTIFF DENNIS RAY DAVIS JR. PERSONALLY AND / ON BEHALF OF CORPORATIONS FILE SECOND NOTICE OF APPEALS INTO DISTRICT COURT, IN VIEW OF DISTRICT COURT DOCKET ENTRY NO 24. SEE APPENDIX(G) PAGE 5 OF 5.

ON 3/03/2023 THE PETITIONER FAMILIY PAID FILING DOCKECTING FEES INTO COURT OF APPEALS FOR THE UNITED STATES FIFTH CIRUCIT ON BEHALF OF DENNIS RAY DAVIS/ PERSONAL LEGAL INTEREST IN COMMERCIAL PROPERTY AT 4351 N. LAKESHORE DR., SHREVEPORT LOUISIANA AND FILING FEES WAS FURTHER PAID ON BEHALF OF LOUISIANA COMPANY CORPORATATION REAL INTEREST IN THE COMMERCIAL ZONE PROPERTY/CORPORATION RIGHTS PROTECTED PROPERTY INTERESTS AND CORPORATION PROPERTY RIGHTS OF LEASEHOLDERS.

PRESENTED THE FUNDAMENTAL QUESTIONS OF WHETHER OR NOT BOTH THE DISTRICT COURT AND COURT OF APPEALS COMMITTED JURISDICTIONAL ERRORS ACCEPTING THE PETITIONER FILING FEES IN TURN REFUSING TO ADDRESS THE SPECIFIC CLAIMS AND PROSE OBJECTIONS LODGE TO MAGISTRATE JUDGE REPORT AND RECOMMENDATIONS

PRESENTING THE FUNDAMENTAL AND JURISDICTIONAL QUESTIONS OF WHETHER OR NOT THE LOWER COMMITED JURSIDICTIIONAL ERRORS RESULTING IN SUBSTANTIAL PREJUICES VIEWS ON CONSIDERATIONS FOR PRISONER CONSTITUTIONAL RIGHTS TO PETITION FEDERAL COURT SEEKING REDRESS FOR STATE OFFICIALS OVERREACHING OF GOVERMENTAL POWERS CAUSE- VIOLATIONS RIGHTS TO DUE PROCESS TO FREEDOM AND LIBERTY PRIOR TO CONVICTIONS AND SCOPE OF REVIEWS STAUTE OF LIMITATIONS PERIODS[IN § 1983 SUIT AS MATTER-] OF FEDERAL POLICY ARE TO BE DETERMINED BY REFERNCE TO THE APPROPRIATE STATE'S STATUTE OF LIMITATIONS SPECIPAL PROVISIONS FOR PRISONER CONSISTENT WITH §1983 REMEDIAL PURPOSES REGARDING TOLLING DISPUTES IN LOWER COURT SCREENING REVIEW.

REASONING FOR GRANTING THE WRIT IN THE INTEREST OF JUSTICE
ON THE SHOWING THE PETITIONER CANNOT OBTAIN RELIEF FROM ANY OTHER COURT

A.

THE UNITED STATES FIFTH CIRCUIT OF APPEALS DECISION TO AFFIRM THE DISTRICT COURT JUDGMENT FOR THE REASONS STATED IN THE MAGISTRATE REPORT AND RECOMMENDATION IS IN DIRECT CONFLICT WITH THIS COURT BINDING AND CONTROLLING LEGAL PRECEDENTS AND RULES OF DECISION ACT 28 U.S.C. sec. 1652 AND OTHER CIRCUIT COURTS

RESULTING IN SUBSTANTIAL PREJUDICES TO PETITIONER RIGHTS TO ACCESS TO FEDERAL COURT SEEKING REDRESS OF GRIEVANCES FROM LOCAL MUNICIPAL ACTORS WITH CADDO PARISH DEPARTMENT OF PUBLIC WORKS, AND CADDO PARISH COMMISSION OFFICE CHIEF EXECUTIVE WOODROW WILSON AND BOARD MEMBERS OF CADDO PARISH PUBLIC WORKS FAIL TO SERVED INCARCERATED PROPERTY OWNER, AND AGENT OWNER OF CORPORATIONS WITH NOTICES, IN CONNECTION WITH PROPERTY ORDINANCES POLICY AND PROCEDURES CADDO PARISH MUNICIPAL CODE CHAPTER 30. SECTION 30-25(a)(b)(1)(2)(c)(d)(e), INITIAL REPORT; AND NOTICES TO ALL INTEREST PARTY/ IN VIEWS OF UNCONSTITUTIONAL CHALLENGE TO MUNICIPAL POLICY AND CUSTOMS SERVICE OF NOTICES OF INCARCERATED PROPERTY OWNER.

AND CHALLENGING THE DUE PROCESS FOR NOTICES AND HEARING PROCEEDING, EFFECT OF RECORDATIONS FOR INCARCERATED PROPERTY AND CORPORATIONS BUSINESS OWNERS, CADDO PARISH POLICY AND PROCEDURES FOR WARRANTLESS ENTRY OF COMMERCIAL ZONE PROPERTY OF INCARCERATED PROPERTY OWNER PRINCIPLE PLACE OF BUSINESS WITHOUT MR. DAVIS'S CONSENT AND OR A WARRANT FROM A COURT OF LAW FURTHER CHALLENGING CADDO PARISH UNCONSTITUTIONAL ORDINANCES POLICY CHAPTER 30. 30-26(a)(b)(c) DECISION FOR GOVERNING THE AUTHORITY; ORDERS TO DEMOLISH; REPAIR OR SEAL, AND OR TAKE REMEDIAL ACTION TO CORRECT THE ALLEGED CADDO PARISH ORDINANCES PROPERTY VIOLATIONS.

IN ACCORD WITH THE PRINCIPLES OF THE FEDERAL DUE PROCESS NOTICE RULES AS SET FORTH IN DECISIONS OF PRIOR UNITED STATES JUSTICES DELIVERED OPINION APPLIED TO CONDEMNATION PROCEEDING "SCHROEDER V. CITY OF NEW YORK", 371 U.S. 208, 83 S Ct. 279, 9 L.Ed.2d 255 (1962), GOVERNING BY THE LANDMARK DECISION IN "MULLANE V CENTRAL HANOVER BANK & TRUST CO., 339 U.S. 306 (1950).

THE PRESENTING EXTRAORDINARY CIRCUMSTANCES OF THE HOLDING OF LOWER FEDERAL COURTS LACKED IN DUE PROCESS FOR ALLOWING A UNITED STATES CITIZEN/INCARCERATED PROPERTY OWNER AND BUSINESS OWNER CONSTITUTIONAL RIGHTS UNDER U.S. CONST I., AMENDMENT OF THE RIGHTS OF THE PEOPLE INCARCERATED WHOM OWNED PROPERTY TO PEACEABLY AND LAWFULLY PETITION TO FEDERAL GOVERNMENT COURTS OF LAW TO REDRESS OF STATE LOCAL OFFICIALS DEPRIVE THE PETITIONER MR. DENNIS RAY DAVIS JR., OF HIS LIBERTY AND PROPERTY IN VIOLATIONS OF U.S.CONST. XIV., V., IV.,VIII.,VI.,XIII., AMENDMENTS.

ACTION OF LOWER FEDERAL COURT COURT LACKED IN DUE PROCESS CLAIM :

THE DISTRICT COURT MAGISTRATE JUDGE REPORT AND RECOMMENDATION IS CLEARLY ERRONEOUS AND CONTRARY TO THE FEDERAL POLICY IN "BOARD OF REGENTS OF THE UNIVERSITY OF NEW YORK V. TOMANIO", 446 U.S. 478, 100 S.Ct. 1790, 64 L.Ed.2d 440 (1980) OF THE FEDERAL POLICY FOR FEDERAL COURTS "OBLIGATIONS' NOT ONLY TO APPLY LOUISIANA ANALOGOUS SERVICES OF PROCESS OF CIVIL CASES FOR PROCESS FOR INCARCERATED-PROPERTY OWNER AND AGENT AND OWNER OF DOMESTIC REGISTERED CORPORATIONS IN THE STATE OF LOUISIANA AUTHORIZED TO CONDUCT BUSINESS.

THE HOLDINGS OF THE COURT BELOW FAIL TO COMPLY WITH THIS COURTS BINDING AND CONTROLLING PRECEDENTIAL OPINION IN "HARDIN V. STRUB", 490 U.S. 536, 109 S.Ct.1998, 104 L.Ed.2d 582 (1972), DELIVERED FOR THE "UNANIMOUS", COURT OPINIONS, PROVIDES THE FOLLOWING :

FEDERAL COURTS APPLYING A STATE STATUTE OF LIMITATIONS TO "INMATE'S/INCARCERATED PERSON" CIVIL RIGHTS ACTION SHOULD GIVE EFFECT TO THE STATES PROVISIONS TOLLING THE LIMITATIONS PERIOD FOR PRISONER.

IN VIEW OF THE COURT OF APPEALS FOR UNITED STATES FIFTH CIRCUIT RULING TO THE CONTRARY AND CONFLICTS WITH THE "HARDIN COURT" SEE APPENDIX(B)

THIS CASE PRESENTS A FUNDAMENTAL QUESTIONS OF THE INTERPRETATION OF THIS COURT DECISIONS IN "WILSON V. GARCIA", 471 U.S. 261 (1985), IN MAGISTRATE JUDGE ANALYSIS REPORT AND RECOMMENDATION PROPOSED TO DISTRCIT COURT TO DISMISS CLAIMS AGAINST THE LOCAL CHAIRMAN/CHIEF BORAD DIRECTOR WOODY WILSON FOR THE CADDO PARISH COMMISSION OFFICE FOR DEPARTMENT OF PUBLIC WORKS ET.AL IN ABSENCE OF RECORDS FROM THE WARDEN SIGNED AFFIDAVIT STATING HE SERVED MR. DAVIS WITH A COPY OF NOTICE FROM THE CADDO PARISH DEPARTMENT OF PUBLIC WORKS IN STRICT COMPLAINE WITH

SPECIAL NOTIFICATIONS SCHEME FOR INCARCERATED PROPERTY OWNER IN CIVIL MATTERS/ RELATED TO PERSONAL PROPERTY WHICH SUSPENDS THE TOLLING UNTIL LEGAL DISABILITY OF SERVICES REQUIREMENTS ARE REMOVE IN LIGHT OF GREAT PUBLIC IMPORTANCE BECAUSE IT "AFFECTS THE OPERATIONS OF CIVIL LITIGATIONS IN LOUISIANA AND ALL 50 STATE AND THE DISTRICT OF COLUMBIA, AND HUNDREDS OF CITY AND PARISH, COUNTY JAILS.

WHOM DETAIN PRISONERS WHOM OWNED MILLIONS OF PERSONAL AND COMMERCIAL ASSETS, IN LIGHT OF THIS COURTS DECISIONS IN "HARDIN V. STRAUB", 490 U.S. 536 (1989)., SUSPENDING THE TOLLING LIMITATIONS ONE YEAR AFTER THE LEAGL DISABILITY IS REMOVED/ UNDER THE FEDERAL PRACTICE AND PROCEDURE FOR LOWER COURTS TO BORROW THE STATES STATUTES "ANALOGOUS" THAT SUSPENDS THE LIMITATIONS FOR PERSONS WHOM ARE INCARCERATED UNDER THE LEGAL DISABILITY OF SERVICES REQUIREMENTS AS SET FORTH UNDER/ LA.-CIV. CODE. P. ART. 1235.1(A)-(D).

THIS ISSUES WITH THE TOLLING OF JULY 15th 2020, FROM LETTER ATTACH WITH THE CIVIL RIGHTS COMPLAINT AFFIXED WITH UNSWORN DECLARATION UNDER THE PENTALY OF PERJURY OF FEDERAL LAWS UNDER 28 U.S.C.sec. 1746(2)SEE APPENDIX(F)SPECIFIC PAGE NO. 6-10 , IN CONSIDERATIONS OF LOWER COURT ABUSE ITS DISCRETION IN EXCLUDING THE AFFIDAVIT OF DECLARATION UNSWORN STATEMENT OF SUBMITTED EVIDENCE TO COURT WITHIN RATIONAL OF "HAINES V. KERNER", 404 U.S. 519 (1972) PROSE , PLEADING STANDARD OF REVIEW.

THE INETERST OF JUSTICE REQUIRES THIS COURT
TO GRANT MR. DENNIS RAY DAVIS JR., AS UNITED STATES CITIZEN
WHOM WAS DEPRIVE OF LIBERTY AND COMMERCIAL PROPERTY WITHOUT EQUAL PROTECTION
DUE PROCESS CLAUSES UNDER U.S. CONST. XIV., V., AMENDMENT
AND IN VIEW OF PUBLIC TRUST IN FEDERAL COURTS IN LOUISIANA WESTERN DISTRICT

IN CONSIDERATIONS OF SUP.CRT.R. 10(a)(c)., GOVERNING THE PROSE WRIT OF CERTIORARI ON THE MERITS WITHIN THE RATIONAL/RESULT-IN "HAINES V. KERNER", 404 U.S. 519, 92 S.Ct. 594 (1972), CLAIMS OF UNITED STATES FIFTH CIRCUIT COURT OF APPEAL PANEL DECISION SEE: APPENDIX(B) REFUSING TO CONDUCT A DE NOVO REVIEWS ON MERITS PRESENTED IN THE PROSE APPEALLANT BRIEF AND PROSE PETITION FOR REHEARING EN BANC FULL COURT REFUSING TO APPLY THE PRISON MAILBOX RULES OF HOUSTON COURT DECISION TO PRISONER DELIVERY TO PRISON OFFICIALS FOR UNITED STATES MAIL.

POSTAL SERVICES SEE APPENDIX(H)(I), SHOWS PREJUDICIAL ERRORS CONTRARY TO THE FEDERAL POLICY FOR PRACTICE AND PROCEDURES FOR REVIEWING PROSE PRISONER PLEADING, PRESENTED CLAIMS OF ALL PROCEEDING IN LOWER FEDERAL COURT PROCESS LACKED/ IN DUE PROCESS ALLOWING EQUAL PROTECTION OF EQUAL PROTECTIONS OF DUE PROCESS CLAUSES SUBSTANTIVE DUE PROCESS FOR ACCESS TO THE FEDERAL COURT SEEKING RELIEF FROM THE OVERREACH OF THE CADDO PARISH STATES OFFICIAL ACTING UNDER THE COLOR OF STATE LAW VIOLATION OF MR. DENNIS RAY DAVIS JR., FEDERAL DUE PROCESS U. S. CONST.XIV.V. AMENDMENTS .

PRESENTING TO UNITED STATES JUSTICES LOWER COURT HAS OFFENDED THE UNITED STATES CONSTITUTIONAL AND FEDERAL POLICY FOR BORROWING STATES SUBSTANTIVE LAWS FOR TOLLING CIVIL RIGHTS COMPLAINTS IN VIEW OF COURT OF APPEAL AFFIRMED THE DISMISSAL OF THE CIVIL RIGHTS CLAIMS AGAINST THE LOCAL CADDO DEPARTMENT OF PUBLIC WORKS, AND THE CADDO COMMISSION OFFICE EMPLOYEE'S AND THE CHIEF DIRECTOR EXECUTIVE WOODY WILSON JR. SEE APPENDIX(F), MAGISTRATE JUDGE REPORT AND RECOMMENDATION. AS UNTIMELY ON THE FAULTY ASSUMPTION IN LEGAL CONCLUSION IN ABSENCE RECORDS FROM THE CADDO CORRECTIONAL CENTER WARDEN ROBERT WYCHE CERTIFICATE.

AFFIDAVIT OF DECLARATION STATEMENT FOR SERVICE MADE ON INCARCERATED PROPERTY-OWNER MR. DENNIS RAY DAVIS JR., ON JULY 15th 2020 MAGISTRATE ANALYSIS/-DATES- FOR THE TOLLING LOUISIANA STATUTE OF LIMITATION SEE APPENDIX(F) SPECIFIC PAGE NO(s) 6, 7, 8 IN ABSENCE OF STRICT COMPLAINT WITH THE PROTECTIBLE PROPERTY STATE-CREATED INTEREST FOR INCARCERATED PERSON TO ENSURE THEY WAS SERVED WITH ANY CIVIL LEGAL MATTER UNDER LA. CIV. CODE. P. ART. 1235.1(A-D).

JOHNSON V. EAST CARROLL DETENTION CENTER ET.AL., 658 So. 724 (LA.APP.2nd.Cir.1995), SEE ALSO THE LOUISIANA FIFTH CIRCUIT COURT OF APPEAL DECISION PINPOINT/ BRIGANDI V. EGANA, 788 So. 2d 680 (LA.APP.5th.Cir. 2011), HARDIN V. STRAUB, 490 U.S.536, 109 S.Ct. 1998, 104 L.Ed.2d 582 (1989).

PRESENTED THE PUBLIC IMPORTANCE OF FEDERAL COURTS
BORROWING STATES SUBSTANTIVE LAWS FOR SERVICE OF PROCESS IN INCARCERATED
PROPERTY OWNER FOR TOLLING STATES STATUE OF LIMITATIONS

IN ACCORDANCE WITH SUP.CRT. R. 10(a)(c), SUP.CRT. R. 20(1). CONSIDERATIONS OF LOWER FEDERAL COURT COMMITTED A JURISDICTIONAL ERRORS, GOVERNING REVIEWS PROSE PLEADINGS TO THE UNITED STATES SUPREME COURT WHICH RAISED A FUNDAMENTAL QUESTION OF THIS COURT'S DECISIONS IN HAINES V. KERNER, 404.U.S. 519, 92 S.Ct. 594, 30 L.Ed.2d 652 (1972), GOVERNING THE DISTRICT COURTS REVIEWING PROSE PLEADINGS OF STATEMENT OF JURISDICTIONS FOR WHERE THE DISTRICT COURT SITTING IN THE STATES JURISDICTION AND TERRITORTY IN THIS INSTANT CASE WESTERN DISTRICT COURT IN STATE OF LOUISIANA SHREVEPORT DIVISION CASE BEFORE THE COURT.

DAVIS V. CADDO DEPARTMENT OF PUBLIC WORK ET.AL., CASE NO.22-1567, APPEALED TO UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CASE NO. 23-30108, SEE APPENDIX (B) COURT OF APPEAL DECISION AFFIRMING LOWER DISTRICT COURT JUDGMENT FOR THE/REASONS STATED IN MAGISTRATE JUDGE REPORT AND RECOMMENDATION SEE: APPENDIX(F) VIEWING THE CLAIMS PRESENTED IN PROSE APPEAELANT BRIEF SUBMITTED TO UNITED STATES COURT OF APPEALS IN CASE NO. 23-30108 FIFTH CIRCUIT.

EVIDENCE SUBMITTED UNDER FEDERAL PROVISIONS 28 U.S.C. sec. 1746(2), CHALLENGING THE ADMINISTRATIVE OF CADDO PARISH DEPARTMENT OF PUBLIC WORKS AND CADDO PARISH COMMISSION BOARD CHAIRMAN/EXECUTIVE WOODROW WILSON JR. IN HIS OFFICIAL & INDDIVDUAL CAPACITY ENFORCING CADDO PARISH UNCONSTITUTIONAL ORDINANCE POLICY FOR SERVICE OF NOTICE ON INCARCERATED PROPERTY OWNER AND THE OPPORTUNITY FOR ATTENDING THE ADMINISTRATIVE HEARING CONCERNING REAL COMMERCIAL PROPERTY/OF THE INCARCERATED PERSON PRINCIPLE PLACE OF BUSNIESS.

IN CONSIDERATION OF CIVIL RIGHTS ACTIONS UNDER 28 U.S.C. sec. 1343(3), 42 U.S.C. sec. 1983, DIVERSITY CASE ON BEHALF OF CORPORATION DIVERSITY CITIZENSHIP OF THE STATE OF LOUISIANA.

ARGUMENT OF LOWER FEDERAL COURTS LACKED JURISDICTIONS CLAIMS
IN ABSENCE OF RECORD OF SERVICE MADE ON INCARCERATED PERSON IN COMPLAINECE
WITH STRICT SUBSTANTIVE LAWS OF LOUISIANA FOR TOLLING
STATUTE OF LIMITATION UNDER LA.CIV.CODE. ART. 3492

LA.CIV.CODE. P.ART. 1235.1(A)(D), SERVICE PROCEDURAL REQUIREMENTS FOR PERSON/P
RISONER IN LOUISIANA IS "PREREQUISITE" TO APPLYING THE STATUTE OF LIMITATIONS
TO FEDERAL CIVIL RIGHTS AND DIVERSITY CASES RELYING ON THE FEDERAL POLICY UND
ER 42 U.S.C. sec 1988 CITING THIS COURTS RESULTS/HOLDINGS IN "HARDIN V. STRAUB
490 U.S. 536 (1989), SEE ALSO "WILSON V. GARCIA", 471 U.S. 261 (1985), OWNENS
V. OKURE, 488 U.S. 235 (1989).

THE UNITED STATES DISTRICT COURT JUDGE ABUSE ITS DISCRETION OVERRULING PROSE
OBJECTIONS MADE TO MAGISTRATE JUDGE ABUSE OF DISCRETION IN REPORT AND RECOM
MENDATIONS FOR PROPOSED ORDER TO DISTRICT COURT TO DISMISSED MR. DENNIS RAY D
AVIS JR. PERSONAL PROPERTY CLAIMS AND CORPORATIONS DEPRIVATATIONS OF COMMERIC
AL AND BUSINESS ASSET WITH OUT SERVICE OF NOTICE OF ADMINISTRATIVE HEARING BY
THE CADDO PARISH DEPARTMENT OF PUBLIC WORKS AND DEPRIVE OF OPPORTUNITY TO ATT
END THE CADDO PARISH DEPARTMENT OF PUBLIC WORKS ADMINISTRATIVE HEARINGS.

SCOPE OF REVIEWS IN MAGISTRATE REPORT AND RECOMMENDATIONS 10 PAGES PROPOSED O
RDER CAN BE TRACE TO APPENDIX (F) IN VIEW OF RECOMMENDATIONS TO DISMISS CLAIM
AS "UNTIMELY"; AGAINST THE CADDO COMMISSION AND BOARD CHAIRMAN CHIEF EXECUTIVE
WOODY WILSON FOR CADDO PARISH DEPARTMENT OF PUBLIC WORKS, AFTER PRELIMINARY R
EVIES OF PROSE CIVIL AND DIVERSITY COMPLAINT FILE ON MAY 30th 2022, SEE PAGE
1, 3, 6, 7, 8, 9, 10.

LOWER COURTS ABUSED ITS DISCRETIONS REFUSING TO CONDUCT A DE NOVO REVIEWS IN
LIGHTS OF "ORPIANA V. JOHNSON", 687 F.2d 44 (4th.Cir. 1982), AS DETERMINED BY
THIS COURTS CONTROLLING LEGAL PRECEDENT IN "U.S. V. MERZ", 376 U.S. 192 (1964)

POINT I.

THE HOLDING OF THE LOWER COURTS IS DIRECTLY CONTRARY TO THE UNITED STATES SUPREME COURT JUSTICES UNANIMOUS DELIVERED OPINION IN "HARDIN V. STRAUB", 490 U. S. 536 (1989), RULEMAKING AUTHORITY OF SUPREME COURT AND JUDICIAL CONFERENCE SETTING FORTH THE PROVISION ENACTED BY THE ACTS OF CONGRESS UNDER 28 U.S.C. sec. 2072(a)(b)(c), EXPRESSLY PROVIDES PURSUANT TO RULES ENABLING ACT), DIRECTLY APPLIES, ITS VALIDITY TO THE RULES OF DECISION ACT, 28 U.S.C. sec. 1652 STATE LAWS/AS RULES OF DECISION IN CIVIL ACTIONS IN THE COURTS OF THE UNITED STATES, IN CASES WHERE THEY APPLY.

FURTHER VIEW POINTS IN LOUISIANA SPECIAL NOTIFICATION SCHEME FOR SERVICES OF PROCESS FOR A PERSON INCARCERATED IN CIVIL ACTION LA.CIV.CODE. P. 1235.1 A.-D. SUBSTANTIAL AND PROCEDURAL DUE PROCESS IN LOUISIANA "ANALOGOUS" STATUTE THAT SUSPENS THE STATUTE OF LIMITATIONS ONE YEAR PERSONAL INJURY UNDER LA.CIV. CODE ART. 3492, SEE APPENDIX (F) PAGE NO(s): 7-10 MAGISTRATE JUDGE REPORT AND RECOMMENDATION PROPOSED TO DISTRICT COURT AND ACCEPTED AFTER PETITIONER LODGE OBJECTIONS TO MAGISTRATE REPORT AND RECOMMENDATIONS.

IN ACCORDANCE WITH SUP.CRT. R. 10(a) FOR THE CONSIDERATIONS GOVERNING REVIEWS ON LOWER COURTS DISMISSING CIVIL RIGHTS COMPLAINTS REGARDING PERSONAL AND COMMERCIAL PROPERTY ASSETS CLAIMS AGAINST CADDO DEPARTMENT OF PUBLIC WORKS AND CADDO COMMISSION OFFICE, AND CHIEF EXECUTIVE DIRECTOR WOODROW WILSON JR., AND BOARD MEMBERS FOR VIOLATING CIVIL AND CONSTITUTIONAL RIGHT OF NOTICE RULE OF CLEARLY AND WELL ESTABLISHED FEDERAL LAWS IN PETITIONER DUE PROCESS VIOLATIONS CLAIMS PRESENTED IN THE ORIGINAL COMPLAINT TO UNITED STAES DISTRICT COURT.

DIRECT AND CONCISE ARUGMENT
AMPLIFYING THE REASONS FOR GRANTING THE WRIT IN THE INTEREST OF JUSTICE
LOWER COURTS REFUSED TO APPLY LOUISIANA ANALOGOUS SERVICE ON INCARCERATED
FOR TOLLING STATUTE OF LIMITATIONS

SPECIFIC POINT OF JURISDICTIONAL ERRORS COMMITTED BY LOWER COURTS RASINIG THE FUNDAMENTAL QUESTIONS OF THIS COURT'S INTREPRETATIONS IN "WINDSOR V. MCVEIGH" 93 U.S. 274, 23 L.Ed. 914 (1876), GOVERNING THE SUPREME COURT JUDICIAL LANDSC APING PRECEDENTIAL OPINIONS CITING; "HANSBERRY V. LEE", 311 U.S.32, 61 S.Ct.1 15, 132 A.L.R. 741, 85 L.Ed. 22 (1940), IN CONSIDERATIONS OF CLAIMS PRESENTED OF DISTRICT AND COURT OF APPEAL LACKED-JURISDICTIONS TO ADJUDCATIONS OF STATE STATUTE OF LIMITATION IN ABSENCE OF RECORD FOR SERVICE OF PROCESS MADE ON THE INCARCERATED PROPERTY OWNER AND BUSNIESS OWNER MR. DENNIS RAY DAVIS JR.

IN CONSIDERATION OF THE RULE ENABLING ACT 28 U.S.C. 2072(a)(b)(c), GOVERING R
ULE OF DECISION ACT 28 U.S.C. sec. 1652 STATE OF LOUISIANA RULES OF DECISIONS
GOVERNING THE REVIEWS OF SERVICE PROCEESS ON INCARCERATED PERSONS UNDER LA.CI V. CODE. P. ART. 1235.1(A)-(D), FOR DECISION IN CIVIL ACTIONS OF THE UNITED- STATES CITING: "JOHNSON V. EAST CARROLL DETENTION CENTER ET. AL", 658 So.2d 7 24 (LA.APP.2nd.Cir.1995). ,SEE:APPENDIX(F) 10PAGE MAGISTRATE JUDGE R & R.

RELYING ON THE SUBSTANTIVE LAWS OF LOUISIANA COURTS DECISIONS FOR SERVICE OF
PROCESS- ON INCARCERATED PERSONS TOLLS THE STATES STAUTE OF LIMITATIONS CITING
BRIGANDI V. EGANA, 788 So. 2d 680 (LA.APP.5th.Cir.2011), APPLYING THIS COURTS
RULE OF "ERIE R.R. COMPANY V. TOMPKINS", 304 U.S. 64 (1938)ARUGING THE LOUISIANA
A DECLINATORY EXCEPTION FEDERAL DISTICT AND COURT OF APPEAL LACKED JURISDICTION FOR ADJUDCATIONS OF LOUISIANA STAUTE OF LIMITATIONS UNDER LA.CIV.CODE.ART.
3492 THE MAGISTRATE JUDGE REPORT AND RECOMMENDATION APPLYING LOUISIANA LAWS &
ANALYSIS OF INCARCERATED PROPERTY AND BUSNIESS OWNER MR. DENNIS RAY DAVIS JR.
WHOM WAS CURRENTLY BEING HELD AT CALDWELL CORRECTION CENTER, AT TIME ACTIONS/ WAS FILE ON MAY 30th 2022 INTO UITED STATES DISTRICT COURT WESTERN DISTRICT O F LOUISIANA NAMING THE FOLLOWING AS DEFENDANT TO CIVIL and DIVERISTY ACTIONS.

B.

CONSIDERATION OF REVIEW OF WRIT CERTIORARI TO COURT OF APPEALS FIFTH CIRCUIT
COURT OF APPEALS DECISIONS LACKED IN DUE PROCESS
IN THE ADJUDICATIONS ON THE MERITS CLAIMS PRESENTED FOR UNLAWFUL PRETRIAL
DETENTION

PRESENTING CLAIMS OF GROSS MISCARRIGE OF JUSTICE IN ACCESS TO FEDERAL COURTS
SEEKING TO REDRESS GRIEVANCE AGAINST CADDO PARISH SHERIFF OFFICE, AND CADDO-
PARISH SHERIFF STEVE PRATOR AND JAIL ADMINISTRATORS AT CADDO CORRECTION CENT-
ER AND CADDO PARISH SHERIFF OFFICE POLICY AND PROCEDURES & CUSTUOMS FOR RELE-
ASING ARRESTEE'S PRUSUANT TO A VAILD COURT ORDER AFFIXING SURUETY CONDITIONS
IN NON-CAPITOL OFFENSES INCORPORATED INTO ARRSET WARRANT NUMBERS 2016-003281
FOR 1st.DEGREE ATT. MURDER OFFENSES LA.R.S.14:27, 14:30 AND ARREST WARRANT N-
UMBERS 2016-003282 FOR OFFENSES LA.R.S. 14:64 ARM ROBBERY & LA. R.S.14:64.1,
ARM ROBBERY WITH USE OF FIREARM CROSS-INDEXED TO 1st. JUDICIAL DISTRICT CLER-
K OF COURT BILL OF IMFORMATION NO(s) 342728.

PRESENTED THE FEDERAL QUESTION OF LOWER COURT
ENGAGING IN CONDUCT THAT IS PREJUDICIAL TO SUPREME COURT RULEMAKING
PROSE IN PRELIMINARY REVIEWS OF PROSE CIVIL RIGHTS COMPLAINTS
CIVIL RIGHTS 42 U.S.C. sec. 1983 WITHIN REASON/HAINES COURT

PRESENTING QUESTION OF PUBLIC IMPORTANCE CONSTITUTIONAL
RIGHTS TO PRETRIAL LIBERTY IN ACCORD U.S.CONST. XIV. AMENDMENT
PROPERTY RIGHTS FOR INCARCERATED PROPERTY OWNERS

IN COURT CONSIDERATIONS OF LOWER DISTRICT COURT IN DAVIS V. SHREVEPORT POLI-
CE DEPARTMENT ET.AL., CASE NO 5:17-CV-00531, OF MAGISTRATE JUDGE MCCLUSKY I
N PRELIMINARY REVIEWS OF MR. DAVIS CIVIL RIGHTS COMPLAINT PRESENTING CLAIMS
AGAINST THE CADDO PARISH SHERIFF OFFICE AND CADDO PARISH SHERIFF STEVE PRAT-
OR AND HIS DEPUTIES AT CADDO CORRECTIONAL CENTER ON AUGUST 3th 2016, PLACE/
TWO UNCONSTITUTIONAL DETAINER ON MR. DAVIS PRIOR TO ANY CRIMINAL PROCEEDING
RESULTING IN D.W.I.4th., OF WHICH THE DISTRICT COURT USED TO ADJUDICATED ON
THE MERITS OF CIVIL RIGHTS VIOLATION PRETRIAL FALSE IMPRISONMENT CLAIMS.

MR. DENNIS RAY DAVIS JR., UNITED STATES CITIZEN BY BRITH RIGHTS OUTLINING THE FACTUAL FINDING AND PROCEDURAL BACKGROUND IN THE INSTANT CASE IN DAVIS V. CADDO DEPARTMENT OF PBLIC WORKS., ET. AL IN COMPLAINCE WITH SUP.CRT. R.14(g)(i), CONCISE STATEMENT OF FACTS IN THE CASE MATERIAL TO COURTS CONSIDERATIONS OF THE QUESTIONS PRESENTED OF CIVIL RIGHTS VIOLATIONS UNDER 42 U.S.C. sec.1983, DATING BACK TO CADDO PARISH SHERIFF OFFICE AND CADDO CORRECTIONAL CENTER PLACING UNLAWFUL DETAINER ON THE PETITIONER PRIOR TO ANY ADJUDICATION OF GUILT PROPERLY RAISED AND ARGUED ON PROSE BRIEF REQUESTING THE COURT OF APPEALS TO RULE/

ON THE MERITS OF ALL CLAIMS WITHIN THE REASONING OF "HAINES V. KERNER," 404 U.S 519, 92 S.Ct. 594 (1972), PRESENTING THE FACIAL CHALLENGE OF DISTRICT COURT ABUSE ITS DISCRETIONS COMMITTING A JURISDICTIONAL ERRORS IN MAGISTRATE JUDGE / REPORT AND RECOMMENDATION PRESENTED TO DISTRICT JUDGE TO DISMISS THE UNITED STATES CITIZEN PERSONAL CLAIMS RELATING TO CLAIMS OF FALSE IMPRISONMENT CLAIMS

DUPLICATIVE CLAIM

AGAINST CADDO PARISH SHERIFF OFFICE AND JAIL ADMINISTRATORS

AND CHALLENGE TO JAIL POLICY UNDER FEDERAL DUE PROCESS CLAIMS
SHOULD BE DISMISSED AS DUPLICATIVE AND THEREFORE MALICIOUS AND FRIVOLOUS
FAILURE TO STATE CLAIMS WHICH RELIEF CAN BE SUGHT

IN ACCORDANCE WITH SCOPE OF CONSIDERATION UNDER PROVISION SUP.CRT.R. 10(a)(c) IN THE INSTANT CASE ON APPEAL FROM UNITED STATES COURT OF APPEALS CASE NO(s) 23-30108, VIEWING MR. DAVIS CLAIMS OF LOWER COURTS CONTINUED WRONG IN REFUSING TO CONDUCT A DE NOVO REVIEWS IN RELATED CASES LEADING TO GROSS MISCARRIGE/

JUSTICE PREVENTING MR. DAVIS CLAIMS AGAINST THE LOCAL CADDO PARISH SHERIFF OFFICES AND JAIL ADMINISTRATORS AT CADDO CORRECTIONAL CENTER

SEE "ORPIANA V. JOHSON" 687 F.2d 44 (4th. CIR. 1982) .
GOVERN BY THIS COURTS DECISION IN U. S. V. MERZ, 376 U.S. 192 (1964)

POINT I.

PRESENTING QUESTIONS OF GROSS MISCARRIGE OF JUSTICE IN LOWER COURTS
ADJUDICATIONS ON THE MERITS OF CIVIL RIGHTS CLAIMS AGAINST CADDO MUNICIPAL
ACTORS UNDER THE COLOR OF STATE LAW RELATED BACK TO ORIGINAL CIVIL RIGHTS
ACTION FILE INTO UNITED STATES DISTRICT OF THE WESTERN DISTRICT OF LOUISIANA

5:17-cv.- 00531

ACTION FILE DATE OF APRIL 10th 2017

IN VIEW OF DIRECT APPEAL FROM UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF LOUISIANA TO COURT OF APPEAL OF UNITED STATES FIFTH CIRCUIT CASE NOS

21-30172

BEFORE CIRCUIT JUDGES ,DAVIS, GRAVES, AND HIGGINSON
CASE NAME DAVIS V. POLICE DEPARTMENT OF SHREVEPORT ET. AL

PARTIES LISTED

POLICE DEPARTMENT OF SHREVEPORT; DISTRCIT ATTORNEY OFFICE CADDO PARISH; JAMES STEWARTS SR., WILBERT PRORY, LAURA FULCO, ALL EMPLOYED WITH CADDO PARISH DISTRICT ATTORNEY OFFICE, AND INCLUDING MUNICIPAL ACTORS OF CADDO PARISH SHERIFF OFFICE, AND CADDO CORRECTIONAL CENTER, RECORD DEPARTMENT ON CADDO CORRECTIONAL CENTER JAIL ADMINISTRATORS, CADDO PARISH COMMISSION BOARD OFFICE, LOUISIANA STATE BAR ASSOCATION, JUDICARY COMMISSION, AND THE OFFICE OF DISPLAINARY COUNSEL, LISTED ALSO STATES ATTORNEY RONALD J. MICTTICO, CARLOR PRUDHOMME , AS THE AS DEFENDANTS TO CIVIL RIGHTS ACTION
CONFERRED UNDER JURISDICTION 42 U.S.C. sec 1983, 28 U.S.C. sec. 1343(3)

A.

INVOKING CLAIMS UNDER THE SUP.CRT.R.10(c) COURT OF APPEALS OF UNITED STATES FTH CIRCUIT COURT OF APPEAL CASE NUMBERS 23-30108 DAVIS ET. AL., V. CADDO DEPARTMENT OF PUBLIC WORKS ET. AL, OF INSTANT ACTION BEFORE UNITED STATES SUPREME COURT PRESENTING CLAIMS OF COURT OF APPEALS HAS DECIDED AN IMPORTANT QUESTION OF FEDERAL LAWS THAT CONFLICTS WITH ACTS OF CONGRESS AND RELEVANT DECISIONS THIS COURT OF FUNDAMENTAL QUESTIONS OF THE INTERPRETATION IN PRECEDENTS, SEE APPENDIXES(B)(H)(I)(J)(M).

APPLYING THE SUP.CRT. R. 10 (a)(b)(c) CONSIDERATIONS GOVERNING REVIEW ON PETITION CERTIORARI COURT OF APPEALS DECISIONS IN DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS COA CASE NO.23-30108 SEE APPENDIX (B) CIRCUIT JUDGES HIGGINBOTHAM, STEWART, AND SOUTHWICK AFFIRMING THE LOWER DISTRICT COURT DECISION TO DISMISS CIVIL RIGHTS AND CONSTITUTIONAL COGNIZABLE CLAIMS REGARDING THE PRE-TRIAL FALSE IMPRISONMENTS CLAIMS FOR THE REASONS STATED IN MAGISTRATE JUDGE HORNSBY REPORT & RECOMMENDATIONS IN CASE DAVIS V. SHREVEPORT POLICE DEPARTMENT ET. AL. CASE NO. 5:17-cv-00531 SEE APPENDIX(J).

16 PAGE REPORT AND RECOMMENDATION MATHEMATICAL EGREGIOUSLY MANIFEST CONSTITUTIONAL STRUCTUAL OBVIOUS ERRORS ON THE FACE OF THE RECORD OF FILING DATE OF CIVIL RIGHTS COMPLAINTS AGAINST THE CADDO PARISH SHERIFF OFFICIE AND CADDO PARISH-SHERIFF STEVE PRATOR AND HIS DEPUTIES AT CADDO CORRECTIONAL CENTER BOOKING PROCESS ON AUGUST 3th. 2016 IN CONSIDERATIONS OF CLAIMS PRESENTED TO LOWER COURT REGARDING THE STATE CREATED LIBERTY INTEREST PRIOR TO ANY CONVICTION.

SPECIFIC POINT OF FILING DATES AND MAGISTRATE JUDGE MARK L. HORNSBY APPLYING-HECK'S PROCEDURAL BAR TO CIVIL RIGHTS CLAIMS MUNICIPAL LIABILITY AGAINST THE/ CADDO PARISH SHERIFF OFFICE AND CADDO COMMISSION OFFICE ON CONSIDERATION VIEW=EXTRAORDINARY CIRCUMSTANCES OF LOWER COURT REFUSING TO CONDUCT A DE NOVO REVIEWS ON EVIDENCE SUBMITTED BY PROSE PLEADING SUPPORTING AFFIRMATIVE DEFENSE TO MAGISTRATE JUDGE MARK L. HORNSBY HECK'S PROCEDURAL BAR TO CIVIL RIGHT CLAIMS UNDER 42 U.S.C. sec. 1983.

1. THE UNITED STATES CITIZEN, MR. DENNIS RAY DAVIS JR. WHILE BEING UNLAWFULLY HELD AT CADDO CORRECTION CENTER SNICE AUGUST 3th. 2016 RESULTING FROM CADDO CORRECTION CENTER JAILER ERRONEOUS BOOKING ENTRY OF NO BOND IN ARREST WARRANT NO. 2016-00-3282 CROSS INDEXED TO BILL OF INFORMATION 342728 IN FIRST JUDICIAL DISTRICT COURT CADDO PARISH/IN AND FOR THE STATE OF LOUISIANA.

2. ON APRIL 10th. 2017 MR. DENNIS RAY DAVIS JR. FILE CIVIL RIGHT CAUSE OF ACTION ARISING FROM SERIES OF EVENTS DURING JAILERS ON AUGUST 3th. 2016 AT CADDO CORRECTION CENTER PLACING UNAUTHORIZED DETAINERS ON MR. DAVIS FORCING HIS TO REMAINED IN LOCAL MUNICIPAL JAIL .

3. MAGISTRATE JUDGE MARK L. HORNBY ANALYSIS OF STATEMENT OF CLAIMS PRESENTED/-
IN CASE NO. 5:17-cv-00531 REPORT AND RECOMMENDATION TO DISTRICT JUDGE ELIZABET
HA FOOTE PROPOSED ORDER TO DISTRICT COURT TO DISMISS CIVIL RIGHTS CLAIMS FOR
MUNICIPAL LIABILITY CADDO PARISH SHERIFF STEVE PRATOR AND HIS JAILERS AT CADD
O CORRECTIONAL CENTER REFUSING TO PROCESS BOND CONDITIONS AFFIXED BY THE COUR
T AND 6 MONTHS AND ONE DAY PRIOR TO FIRST COURT APPEARANCE AFTER BEING BOOK I
N ON ARREST WARRANT NO(s): 2016-00-3282 CROSS INDEXED TO CADDO PARISH DISTRIC
T DOCKET NO. 342728.

IN CONSIDERATION GOVERNING REVIEW COURT OF APPEAL: CIRCUIT JUDGES IN CASE NO.
21-30172 DAVIS V. POLICE DEPARTMENT OF SHREVEPORT ET.AL. SEE APPENDIXES (K) JU
DGMENT OF DISTRICT COURT DISMISSING CIVIL RIGHT CLAIM ACTIONS AGAINST THE CADD
O PARISH MUNICIPAL LIABILITY FOR VIOLATING THE FEDERAL DUE PROCESS CLAUSE U.S
CONST. XIV. V. VII. IX. XII. AMENDMENTS MAKING OUT A COLORABLE STATEMENT OF C
AUSE OF ACTION UNDER 42 U.S.C. sec. 1983. RELYING ON THIS COURT OPINION MONEL
L V. NEW YORK CITY DEPARTMENT OF SOCIAL SERVICES, 436 U.S. 658, 691-94, S.Ct.
2304 (1989).

DEMONSTRATING THE LOWER COURTS GROSS MISCARRIGE OF JUSTICES IN LOWER CASES IN
UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF LOUISIANA VIEWING:
1. DAVIS V. SHREVEPORT POLICE DEPARTMENT ET. AL. USDC CASE NO. 5:17-cv-00531, /
PROSE APPEAL TO UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CASE NO. 21-30172
SEE: APPENDIX(J) MAG. R&R, (K) DISTRICT COURT JUDGE FOOTE ABUSE OF DISCRETION
ON ACCEPTING THE MAGISTRATE JUDGE MARK L. HORNBY CLEARLY ERRONEOUS AND CONTRA
RY TO LAW AS DETERMINED BY THIS COURT IN CONSIDERATIONS APPLYING THE HECK'S
PROCEDURAL BAR TO CIVIL RIGHTS COMPLAINT FILE PRIOR TO ANY CONVICTION TO BE C
HALLENCE SHOWING THE EXTRAORDINARY CIRCUMSTANCES OF LOWER COURT STRUCTURAL OB
VIOUS SUBSTANTIVE AND PROCEDURAL ERROR APPARENT OF RECORD OF PLEADING.

FILING DATE OF APRIL 10th. 2017 IN UNITED STATES WESTERN DISTRICT COURT CASE-
PERSERVING CIVIL ACTION FOR MUNICIPAL LIABILITY FOR THE UNLAWFUL PRETRIAL DET
ENTION CLAIMS UNDER 42 U.S.C. sec. 1983.

THIS COURT SUPREME COURT RULEMAKING AUTHORITY TO GRANT THE SPECIAL MASTER TO LOWER UNITED STATES FIFTH CIRCUIT COURT OF APPEALS IS VESTED IN PROVISIONS PRESCRIBED IN GENERAL RULES OF PRACTICE AND PROCEDURES FOR "de Novo EXAMINATION OF LOWER COURTS ABRIDGE THE PRIVILEGES AND SUBSTANTIVE DUE PROCESS RIGHTS OF PRISONER MR. DENNIS RAY DAVIS JR., PLEADING PROSE CIVIL RIGHTS ACTIONS AGAINST LOCAL GOVERNMENT OFFICIAL FOR FENCING MR. DAVIS IN MUNICIAPL CUSTODY AT CADDO CORRECTIONAL CENTER SEE APPELLANT PROSE BRIEF FILE IN THIS INSTANT MATTER ON APPEAL FROM THE UNITED STATES FIFTH CIRCUIT COURT OF APPEALS CASE NO. 21-30172, DAVIS V. CADDO DEPARTMENT OF PUBLIC WORKS, ET.AL. SEE:APPENDIXES -(H) SPECIFIC PAGE NUMBERED 1-30 AT THE END OF PAGE).

PRESENTING THE SUBSTANTIVE AND PROCEDURAL DUE PROCESS VIOLATIONS IN CONNECTION WITH THE CADDO PARISH SHERIFF OFFICE AND CADDO PARISH SHERIFF STEVE PRATOR AND HIS JAIL DEPUTY, ENFORNCING JAIL POLICY WAS DELIBERTATE INDIFFERENCE TO, MR. DENNIS RAY DAVIS RELEASE ON THE BOND CONDITION AFFIXED BY THE LOCAL DISTRICT JUDGE" SEE PAGE NO. 1-10, 12-24, OF APPENDIX(H), SUPPORTING THE RELIEF/ SOUGHT FOR THIS COURT TO APPOINT A SPECIAL MASTER UNDER THE PROVISION ACCORD TO RULE ENABLING ACT 28 U.S.C.sec. 2072(a)(b)(c), APPLIED TO FEDERAL STAUTES 28 U.S.C. sec. 798(c), IN ACCORDANCE WITH THIS COURTS RULE OF LAW AND PROCEDURES SUP.CRT.R.20(1), 28 U.S.C. sec. 1254(1)(2), APPOINTING THE CHIEF CIRCUIT JUDGE OF THE UNITED STATES CIURT OF APPEALS TO CERTIFIY TO QUESTIONS OF THE/

CAUSE OF ACTION FILE ON APRIL 10th 2017 IN CASE DAVIS V. POLICE DEPARTMENT OF SHREVEPORT, ET.AL. ON APPEAL TI FIFTH CIRCUIT COURT OF APPEAL CASE NO(s)21 30172, IN CONSIDERATIONS OF THE GROSS MISCARRIGE OF JUSTICE IN BOTH LOWER DISTRICT AND COURT OF APPEALS PROCEEDING IN CASE BEFORE THE BAR VIEWING CLAIMS PROSE AFFIRMATIVE DEFENSE FOR "COLLATERAL ESTOPPEL PRECLUSION" IN LOWER FEDERAL COURTS" ANALYSIS OF CLAIMS OF FALSE IMPRISONMENT ARISING FROM D.W.I.4th" CONVICTION IN JURY TRIAL PROCEEDING LEADING TO A "CONVICTION ON JUNE 15th 2017".

PLAIN ERRORS REVIEWS OF DISTRICT AND COURT OF APPEAL ABUSE ITS DISCRETIONS IN THE FEDERAL POLICY AND PRACTICE AND PROCEDURES FOR CONDUCTING A de Novo REVIEWS OF TIMELY SUBMITTED "PROSE OBJECTIONS" TO MAGISTRATE JUDGES ERRONOUS AND CONTRARY TO LAW "APPLYING HECK PROCEDURAL BAR" TO CONVICTION ON "JUNE 15th 2017, IN SPECIFIC PLAIN AND OBVIOUS SUBSTANTIVE DUE PROCESS FOR ACCESS TO COURTS "FATAL ERRORS" COMMITTED BY LOWER COURT WHICH HAS HINDER THE CIVIL RIGHTS ACTION FILE ON APRIL 10th 2017, IN DAVIS V. POLICE DEPARTMENT OF SHREVEPORT, ET.AL. CASE NO.17-0531 distict, and court of appeal case no.21-30172

C.

CONSIDERATIONS OF REVIEW OF WRIT OF CERTIORARI TO COURT OF APPEAL FIFTH CIRCUIT COURT OF APPEALS HAS ENTERED A DECISION IN CONFLICT WITH THE DECISIONS OF THIS COURT ON THE SAME PUBLIC IMPORTANT MATTERS FOR INCARCERATED UNITED STATES CITIZEN TO HAVE ACCESS TO FEDERAL COURT FOR SEEKING REDRESS OF GRIEVANCES CAUSE BY MUNICIPAL POLICY AND PROCEDURES AND CUSTOMS AND USAGE, IN VIEWS/ON THE MERITS COURT OF APPEALS HAS DECIDED IMPORTANT FEDERAL CONSTITUTIONAL-RIGHTS OF ACCESS TO FEDERAL EQUAL PROTECTIONS OF LAWS FOR STATE INCARCERATED PROPERTY OWNERS AND IN DIVERSITY OF CITIZENSHIP CASES TO CONTRARY AND DIRECT CONFLICT WITH CONTROLLING AND BINDING LEGAL PRECEDENTIAL OPINIONS BY THE UNITED STATES SUPREME COURT IN SCOPE OF REVIEWS RULES ENABLING ACT 28 U.S.C sec 2072(a)(b)(c).

DIRECT AND CONCISE ARGUMENT AMPLIFYING THE REASON TO GRANT THE WRIT OF CERTIORARI IN THE INTETESRT OF PUBLIC IMPORTANT FOR INCARCERATED UNITED STATES CITIZEN TO HAVE FAIR REVIEWS IN FEDERAL COURT

THE UNITED STATES CITIZEN, MR. DENNIS RAY DAVIS JR PLEADING FOR THIS COURT TO GRANT THE WRIT OF CERTIORARI TO COURT OF APPEALS FOR THE UNITED STATES FIFTH CIRCUIT IN CASE NO. 23-30108 CASE NAME MR. DENNIS RAY DAVIS JR.ON BEHALF OF GAP INVESTMENTS S. L.L.C., INDIVIDUALLY AND, DOING BUSINESS AS DAVIS PRODUCT & SERVICES L.L.C., DBA, AFFORDABLE CONSTRUCTION & TRACKHOE SERVICES L.L.C DBA, AFFORDABLE FENCE COMPANY DBA, UNITED FENCE & SERCURITY L.L.C., DBA, DPS AUTOMOTIVE & COLLISION CENTER L.L.C., DBA JUMPERS & MORE DBA, DPS SERVICES & DEVELOPMENT.

VERSUS CADDO DEPARTMENT OF PUBLIC WORK; JAMES R. MARTIN BUILDING & DEMOLITION; WOODROW WILSON, JR INDIVIDUALLY; AND IN HIS OFFICIAL CAPACITY, JAMES R. MARTIN INDIVIDUALLY; JAMES R. MARTIN BUILDING AND REMODELING L.L.C., COMMISSION OFFICE CADDO PARISH, SHERIFF OFFICE OF CADDO PARISH;CADDO SHERIFF STEVE P RATOR OF CADDO PARISH SHERIFF OFFICE IN HIS OFFICIAL CAPACITY.

CONFLICTS WITH DECISIONS OF OTHER COURTS

THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL DECISION TO AFFIRMED JUDGMENT BY THE DISTRICT COURT FOR REASONS STATED IN THE REPORT AND RECOMMENDATIONS/ SEE APPENDIX (F)(B), THIS CASE PRESENTS THE GROSS MISCARRIGE OF JUSTICE IN THE LEGAL PROCESS IN BOTH DISTRICT AND APPEAL COURTS REVIEWS OF MR. DENNIS RAY DAVIS JR. PERSONALLY INETREST AND ON THE PROPERTY INETEREST OF CORPORATIONS CITIZEN DEEMED TO BE CITIZENS OF LOUISIANA BY THE ARTICLE OF INCORPORATION UNDER

28 U.S.C. sec. 1332(c)(1), DIVERSTY AND CIVIL RIGHTS CLAIMS IN CONTROVERSY OVER THE AMOUNT OF \$ 75, 000.00, BOTH COURT REFUSED TO ADDRESS THE JURY TRIAL DEMANDS AND MOTION FOR SUMMARY AND OR THE DECLARATORY REQUEST AND THE MOTION FOR THE MOTION FOR CHANGE OF VENUE IN OBJECTION TO BE TRIED BEFORE DIFFERENT/FEDERAL VENUE THE UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF LOUISIANA AS REFUSED TO APPLY THE RULE OF JUSTICE AND FAIRNESS TO MR. DENNIS RAY-DAVIS COMPLAINTS DATING BACK TO APRIL 19th 2017. ,SEE APPENDIX(H) PROSE BRIEF.

THE FIRST CIVIL RIGHTS ACTION AGAINST THE CADDO CORRECTIONAL CENTER OFFICIALS AND THE CADDO PARISH SHERIFF STEVE PRATOR AND CADDO PARISH SHERIFF OFFICE POLICY AND CUSTOM FOR RELEASING ARRESTEE ON THE BOND CONDITION AFFIXED BY THE COURT THE PUBLIC TRUST HAS BEEN LONG LOST IN THE UNITED STATES DISTRICT COURTS/ IN THE SHREVEPORT DIVISION WITH THE CHIEF JUDGE HICKS REFUSING TO EVER PRISONER CIVIL RIGHTS CLAIMS OF MR DENNIS RAY DAVIS JR. TO TAKE ANY MEANINGFUL LEGAL COURSES FOR JURY TRIAL PROCEEDING OF CIVIL MATTER FOR MR. DAVIS .

DISTRICT COURT JUDGES HICKS AND DISTRICT JUDGE FOOTES HAS CONTINUED TO ABUSE/ THIER LEGAL DISCRETION REFUSING TO CONDUCT A DE NOVO REVIEWS MR. DAVIS SPECIFIC AND TIMELY OBJECTIONS TO THE CLEARLY ERRONOUS REPORT AND RECOMMENDATION OF THE MAGISTRATE JUDGES IN RELATED CASES TO OVER 10 CIVIL RIGHTS ACTION MR.DAVIS PERSONALLY AND FAMLIY MEMBERS PAYING THE FILING FEES TO THE COURT TO ADDRESS SPECIFIC ISSUES DATING BACK TO 2017, IN VIEW OF THE LOCAL GOVERNMENT OFFICIAL OF THE DEPARTMENT OF CORRECTION, WARDENS OF SATELITE PRISONS VIOLATING MR DAVIS CIVIL AND FEDERAL CONSTITUTIONAL RIGHTS ACCESS TO THE COURT FOR ACTIONS

AGAINST LOCAL STATES OFFICALS FIRST FENCE MR. DAVIS PRETRIAL LIBERTY ON AUGUST 3th 2016, AND LATER ON OR ABOUT DECEMBER 2020, DEPRIVE MR. DAVIS AND CORPORATIONS ASSETS VAULE OF OVER 3 MILLION DOLLORS WITH DUE PROGES OF NOTICE OR OPPORTUNITY TO BE HEARD .

IN CONSIDERATIONS OF SUP.CRT.R. 10(a)(c) ., GOVERNING THE PROSE WRIT OF CERTIORARI ON THE MERITS WITHIN THE RATIONAL/RESULT-IN "HAINES V. KERNER", 404 U.S.519, 92 S.Ct. 594 (1972), CLAIMS OF UNITED STATES FIFTH CIRCUIT COURT OF APPEAL PANEL DECISION SEE: APPENDIX(B) REFUSING TO CONDUCT A DE NOVO REVIEWS ON MERITS PRESENTED IN THE PROSE APPEALLANT BRIEF AND PROSE PETITION FOR REHEARING EN BANC FULL COURT REFUSING TO APPLY THE PRISON MAILBOX RULES OF HOUSTON COURT DECISION TO PRISONER DELIVERY TO PRISON OFFICIALS FOR UNITED STATES MAIL.

POSTAL SERVICES SEE APPENDIX(H)(I) , SHOWS PREJUDICIAL ERRORS CONTRARY TO THE FEDERAL POLICY FOR PRACTICE AND PROCEDURES FOR REVIEWING PROSE PRISONER PLEADING, APRESENTED CLAIMS OF ALL PROCEEDING IN LOWER FEDERAL COURT PROCESS LACKED/ IN DUE PROCESS ALLOWING EQUAL PROTECTION OF EQUAL PROCTECTIONS OF DUE PROCESS CLAUSES SUBSTANTIVE DUE PROCESS FOR ACCESS TO THE FEDERAL COURT SEEKING RELIEF FROM THE OVERREACH OF THE CADDO PARISH STATES OFFICIAL ACTING UNDER THE COLOR OF STATE LAW VIOLATION OF MR. DENNIS RAY DAVIS JR. , FEDERAL DUE PROCESS U. S. CONST.XIV.V. AMENDMENTS .

PRESENTING TO UNITED STATES JUSTICES LOWER COURT HAS OFFENDED THE UNITED STATES CONSTITUIONAL AND FEDERAL POLICY FOR BORROWING STATES SUBSTANTIVE LAWS FOR TOLLING CIVIL RIGHTS COMPLAINTS IN VIEW OF COURT OF APPEAL AFFIMED THE DISMISSAL OF THE CIVIL RIGHTS CLAIMS AGAINST THE LOCAL CADDO DEPARTMENT OF PUBLIC WORKS, AND THE CADDO COMMISSION OFFICE EMPLOYEE'S AND THE CHIEF DIRECTOR EXECUTIVE WOODY WILSON JR. SEE APPENDIX(F) , MAGISTRATE JUDGE REPORT AND RECOMMENDATION. AS UNTIMELY ON THE FAULTY ASSUMPTION IN LEGAL CONCLSION IN ABSENCE RECORDS FROM THE CADDO CORRECTIONAL CENTER WARDEN ROBERT WYCHE CERTIFICATE.

AFFIDAVIT OF DECLARATION STATEMENT FOR SERVICE MADE ON INCARCERATED PROPERTY-OWNER MR. DENNIS RAY DAVIS JR., ON JULY 15th 2020 MAGISTRATE ANALYSIS/-DATES- FOR THE TOLLING LOUISIANA STATUTE OF LIMITATION SEE APPENDIX(F) SEPECIFIC PAGE NO(s) 6, 7, 8 IN ABSENCE OF STRICT COMPLAINECE WITH THE PROTECTIBLE PROPERTY STATE-CREATED INETERST FOR INCARCERATED PERSON TO ENSURE THEY WAS SERVED WITH ANY CIVIL LEGAL MATTER UNDER LA. CIV. CODE. P. ART. 1235.1(A-D).

JOHSON V. EAST CARROLL DETENTION CENTER ET.AL., 658 So. 724 (LA.APP.2nd.Cir.1995), SEE ALSO THE LOUISIANA FIFTH CIRCUIT COURT OF APPEAL DECISION PINPOINT/ BRIGANDI V. EGANA, 788 So. 2d 680 (LA.APP.5th.Cir. 2011), HARDIN V. STRAUB, 490 U.S.536, 109 S.Ct. 1998, 104 L.Ed.2d 582 (1989).

CONCLUSION

THE COURT OF APPPEAL CIRCUIT JUDGES, STEWART, AND SOUTHWICK, HIGGINBOTAM HAD COMMITTED A JURISDICTIONAL APPARENT ERRORS ON THE FACE OF LOWER DISTRICT COURT REPORT AND RECOMMENDATIONS REFUSING TO BORROW LOUISIANA SUBSTANTIVE PROCEDURAL REQUIREMENTS UNDER LA. Civ.Code. P. art. 1235.1.(A)(D) CONTROLLING ANALYSIS IN SERVICE OF PROCESS ON INCARCERATED PERSON/PROPERTY AND BUISNESS AGENT/OWNER.

GOVERNING THE TOLLING TIME LIMITATIONS
LA.Civ. Code. 3492

GOVERNING THE CLAIMS OF COURT OF APPEAL CIRCUIT COURT JUDGES BREACH FEDERALLY MANDATE POLICY UNDER ERIE DOCTRINE BORROWING THE SUBSTANTIVE LAWS OF STATE'S IN WHICH THE FEDERAL COURT SIT APPLYING LOUISIANA SPECIAL PROVISIONS FOR VIEWS SERVICE OF PROCESS CHALLENGES IN BOTH LOWER COURTS DISTRICT/COURT OF APPEAL'S EXCEED IT'S JUDICIAL POWERS DISMISSING CIVIL RIGHTS CLAIMS REGARDING PROPERTY PERSONALLY AND ON BEHALF OF LOUISIANA BASE DIVERSITY CITIZENSHIP RIGHT TO SUE FOR LOSS OF PROPERTY IN SPECIFIC POINT OF STRUCTURAL ERRORS IN FRAMWORK REVIEW BY LOWER FEDERAL COURT REFUSING TO COMPLY WITH THIS COURT BINDING PRECEDENT IN

RELYING ON THE POLICY OF THIS COURT INTERPERTATIONS HARDIN V. STRAB
490 U.S. 536, 109 S.Ct. 1998, 104 L.Ed 2d. 582 (1989), GOVERING ALL/ LOWER COURT SCREENING THE PRISONER COMPLAINTS UNDER PROVISIONS SET FORTH 28 U.S.C. §§ 1915A.(a) SCREENING PRACTICE AND PROCEDURE FOR ALL LOWER FEDERAL COURT TO BINDING EFFECTS OF STATES SPECIAL STATUE THAT SUSPENDS THE STATE STATUTE OF LIMITATIONS FOR PRISONER VIEWING CLAIMS OF DISABILITY IN LEGAL SERVICES MADE ON INCARCERATED PERSONS FOR TOLLING THE STATUTE OF LIMITATIONS FOR PERSON INCARCERATED .

-IN ADDITION TO CLAIMS OF COURT OF APPEAL CIRCUIT PANEL STEWART, HIGGINBOTAM AND SOUTHWICK COMMITTED A GROSS MISCARRIGE OF JUDGES REFUSING TO ADDRESS THE CLAIMS PROPERLY PRESENTED BEFORE THE COURT FOR ADJUDICATIONS ON THE MERITS MUNICIPAL-LIABILITY FOR THE AUGUST 3th. 2016 UNLAWFUL PRE-TRIAL DETENTION IN CONNECTION WITH THE CIVIL RIGHTS ACTION FILE DATE APRIL 10th./2017 PRIOR TO CONVICTION AT D.W.I. CROSS-INDEXED TO MAGISTRATE JUDGE MARK L. HORNSBY REPORT APPLIED IN MAGISTRATE JUDGE MCCLUSKY REPORT AND RECOMMENDATION PROPOSED TO U.S. DISTRICT JUDGE MAURICE HICKS JR. SEE APPENDIX(F) pp. 1-11 IN CONSIDERATIONS OF MAG.R&R. IN PRIOR FEDERAL PROCEEDINGS APPLYING HECKS PROCEDURAL BAR TO MUNICIPAL CLAIM

IN CONSIDERATIONS OF LOWER COURTS COMMITTED A JURISDICTIONAL ERRORS IN FAILING TO DISTINGUISH PROSE PRE-TRIAL INCARCERATED PERSON: CASUE OF ACTION AGAINST THE LOCAL MUNICIPAL ACTORS IN SPECIFIC POINT OF JURISDICTIONAL ERRORS STANDING ONE FACE OF ALL LOWER COURT JUDGMENTS ON REVIEWS IN CONNECTION: DAVIS V. SHREVEPORT POLICE DEPARTMENT ET.AL. SEE APPENDIX(H) pp.1-30 PROSE APPELLANT BRIEF FILE IN COURT OF APPEALS CASE NO. 23-30108.

PRESENTING FOR THE COURT OF APPEALS REVIEWS REGARDING DEPRIVATIONS OF LIBERTY AND PROPERTY IN VIOLATIONS OF RIGHTS TO DUE PROCESS U.S. CONST. XIV. V. IV. AMENDMENTS

SPECIFIC POINT OF LOWER COURT REFUSING TO CONDUCT A DE NOVO REVIEW: MAGISTRATE JUDGE MARK L. HORNSBY APPLIED HECKS PROCEDURAL BAR TO CIVIL RIGHTS CLAIMS FILE AGAINST THE MUNICIPAL CORPORATION AND CADDO PARISH SHERIFF OFFICE/ CADDO PARISH SHERIFF STEVE PRATOR FOR PLACING[UNLAWFUL RESTRAINT OF PRETRIAL] LIBERTY AND DELAYS OF 5½ MONTHS PRIOR TO FIRST COURT APPEARANCE AFTER BEING] ARRESTED ON WARRANTS SEE:APPENDIX(H) pp.8-23.

SPECIFIC POINT OF COURT OF APPEAL: GROSS DEPARTURE FROM PROPER JUDICIAL REVIEWS INCONCERNING THE APPEAL IN PROSE APPELLANT BRIEF COURT OF APPEAL REFUSED TO ADDRESS TO COURT REVIEWS ON SUBSTANTIVE AND PROCEDURAL[GROSS MISCARRIGE OF JUSTICE IN LOWER DIST. COURT]

APPELLANT BRIEF CAN BE AT APPENDIX(H) TO COURT OF APPEAL FIFTH CIRCUIT.

PRAYER FOR RELIEF

THE PETITIONER MR. DENNIS RAY DAVIS JR. PERSONALLY/ON BEHALF OF CORPORATIONS LISTED AS REAL PARTIES TO LOWER COURT PROCEEDINGS ON DIRECT REVIEWS IN ACTION FILE INTO THIS COURT PURSUANT TO SUP.Crt. R. 14(b)(i)(ii)(iii)SCOPE OF REVIEW GOVERNING SUPREME COURT CONSIDERATIONS UNDER PROVISIONS SUP. Crt. R. 10(a)(c) FOR U.S. JUSTICES TO RESOLVE THE UNITED STATES FIFTH CIRCUIT COURT OF APPEALS DECIDING AN IMPORTANT FEDERAL QUESTIONS OF AFFIRMING THE LOWER DISTRICT COURT JUDGMENTS TOLLING THE LOUISINANA ONE STATUTE OF LIMITATIONS UNDER LA.Civ.Code. Art. 3492 WITHOUT BORROWING THE PREQUISITE OF LOUISIANA NOTIFICATIONS SCHEMES FOR PERSON INCARCERATED PROCEDURAL REQUIREMENTS UNDER LA.Civ.Code. P. Art.123-5.1.(A)-(D) RELYING ON SUBSTANTIVE LAWS OF LOUISIANA AS RULE OF LAW FOR REVIEW IN SUSPENDING THE TOLLING OF ONE TIME LIMITATIONS IN ABSCENCE OF STRICT RECORD SHOWING AFFIDAVIT OF WARDEN OF CADDO CORRECTION CENTER SERVING THE MUNICIPALLY LEGAL NOTICES ON INCARCERATED PROPERTY OWNER/APPOINTED AGENT/OWNER OF INTEREST

OF LOUISIANA CORPORATION RESOLVING THE QUESTIONS WHETHER OR NOT DEFENDANTS OF CADDO DEPARTMENT OF PUBLIC WORKS SERVED PETITIONER ON THE MAGISTRATE ANALYSIS DATE OF JULY 15th. 2020 FOUND AT APPENDIX(F) PAGE NO. 7 DATE OF ACCRUING THE TOLLING OF STAUTE OF LIMITATIONS IN VIEWS OF THE LOWER COURT REFUSING REVIEW UNDER THE STAUTE[OF LOUISIANA SUSPENDING TOLLING IN ABSENCE[OF SUFFICIENT/-&] MANDATORY RECORD OF WARDEN AS PROOF SERVICE BY WARDEN THROUGH PERSONAL SERVICE MADE ON INCARCERATED PERSON APPLYING ERIE DOCTRINE OF THIS COURT REVIEWING OF STATE COURT BINDING EFFECTS IN "JOHNSON V. EAST CARROLL DETENTION CENTER" 658-So.2d 724 (LA.APP. 2nd. Cir. 1995), SEE ALSO "BRIGANDI V. EGANA" 788 So.2d 680 (LA.APP. 5th. Cir. 2001).

FURTHER IT'S PRAYED FOR THIS COURT TO RESOLVE THE QUESTIONS OF LOWER COURTS REFUSING TO BORROW THE LOUISIANA ANALOGOUS SUSPENDING TOLLING LIMITATIONS IN ABSENCE STRICT COMPLIANCE WITH PROCEDURAL SERVICE OF PROCESS ON INCARCERATED PERSON IN ACCORD WITH LOUISIANA LEGISLATIVE INTENT LA.Civ.Code. P. Art.1235.1. (A)-(D) IN THE PUBLIC INTEREST AND THIS COURT GRANTING THE WRIT CERTIORARI FOR PRO-SE INDIGENT INCARCERATED PROPERTY AND LAND OWNER UNDER EXCEPTIONAL REVIEWS AND CIRCUMSTANCES WARRANTING THIS COURT TO EXERCISE DISCRETIONARY POWERS ADDING THE PRECEDENT SET FORTH IN[UNANIMOUS JUSTICES DELIVERED OPINION FOR THE COURT] BY U.S. JUSTICE STEVENS CITING: "HARDIN V. STRUB" 490 U.S. 536, 109 S.Ct. 1998 104 L.Ed. 2d 582 (1972) .

FURTHER IT'S PRAYED FOR THIS COURT TO REMAND THIS CASE BACK TO LOWER COURT TO HOLD A EVIDENTIARY HEARING ON EXCEPTIONAL CIRCUMSTANCES OF ONGOING DEPARTURES IN LOWER FEDERAL COURT PROCEEDINGS[REFUSING TO CONDUCT A DE NO VO REVIEWS IN] HECKS PROCEDURAL BAR TO CIVIL RIGHTS CLAIMS AGAINST MUNICIPAL ACTORS CADDO PARISH SHERIFF OFFICE, CADDO PARISH SHERIFF STEVE PRATOR AND JAIL ADIMISTRATORS AT CADDO CORRECTIONAL CENTER DURING BOOKING PROCESS ON AUGUST 3th. 2016 PLACE UNAUTHORIZED PRE-TRIAL DETENTION IN CONNECTION WITH ARREST WARRANT NO.2016-00-3282 CROO INDEXED TO 1st. JUDICIAL DISTRICT COURT DOCKET NO 342728.

FURTHER IT'S PRAYED FOR THE COURT TO CONSIDER THE CLEAR AND CONVICING EVIDENCE PRESENTED IN THIS WRIT OF CERTIORARI OF PETITIONER WAS DEPRIVE OF HIS LIBERTY/ AND HIS PROPERTY IN VIOLATIONS OF EQUAL PROTECTIONS IN FEDERAL DUE PROCESS U.S CONST. XIV. V. AMENDMENTS/PRESENTING IT WOULD A GROSS MISCARRIGE OF JUSTICE IF THIS COURT DOESNT GRANT THE RELIEF SOUGHT IN LIGHT OF[ADEQUATE RELIEF CANNOT] BE OBTAINED IN ANY ORTHER FORM OR FROM ANY ORTHER FEDERAL COURT APPLYING SUP.- Crt. 20(1).

WHEREFORE IT'S PRAYED IN THE INTEREST OF JUSTICE TO PREVENT THE ONGOING GROSS-
JUSTICE IN THE LOWER COURT PROCEEDINGS IN CONSIDERATIONS OF INCARCERATED UNITED
STATES CITIZEN BEEN UNCONSTITUTIONALLY DETAINED IN CADDO CORRECTION CENTER ON
AUGUST 3th. 2016 GOVERNING THE CONSIDERATIONS CLAIMS MUNICIPAL LIABILITY CLAIM
AGAINST THE CADDO PARISH SHERIFF OFFICE POLICY AND CUSTOM FOR RELEASING ARREST
TE MR. DENNIS RAY DAVIS JR. ON THE BOND CONDITION AFFIXED BY THE COURT COMBINE
D WITH PRETRIAL FALSE IMPRISONMENT CLAIMS ARISING FROM THE SHERIFF STEVE PRATO
R AND HIS DEPUTIES AT CADDO CORRECTIONAL CENTER PROLONGED DETENTION 5½ MONTHS-
AFTER BEING ARRESTED ON WARRANT BROUGHT MR. DENNIS RAY DAVIS JR FOR FIRST COUR
T APPEARANCE IN VIOLATION OF U.S. CONST. XIV. V. AMENDMENTS OF THE ENUMERATION

CONSTITUTIONAL RIGHTS PROCEDURAL DUE PROCESS AFFORD TO UNITED STATES CITIZENS,
WHOM TURN THEM SELF-IN TO LOCAL GOVERNMENT AUTHORTIES ON BASIS OF ARREST WAR
RANT THIS CASE IS UNPRECEDENT AND OF GREAT PUBLIC IMPORTANCE AFFECTING ALL 50 ST
ATES OPERATIONS OF CITY, PARISHES, COUNTY JAILS BOOKING PROCESS ARRESTEE'S ON
THE BASIS OF CONTENTS OF ARREAT WARRANTS SIGNED COURT ORDERS AFFIXNING BOND CON
DITIONS IN LIGHT OF THE PROCEDURE ON THIS PETITION FOR AN EXTRAORDINARY PRO-SE
WRIT OF CERTIORARI TO UNITED STATE FIFTH CIRCUIT COURT OF APPEALS RESOLVING TH
E HECKS PROCEDURAL BAR APPLIED TO PRINICPLE CIVIL RIGHTS ACTION FILE INTO UNIT
ED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA PROSE PLEADINGS.

DAVIS V. SHREVEPORT POLICE DEPARTMENT ET. AL. USDC CASE NO. 5:17-cv-00531, VIEW
OF THE COURT OF APPEALS IN DAVIS V. SHREVEPORT POLICE DEPARTMENT ET. AL. CASE-
NO(s)21-30172 COURT OF APPEALS DECISION TO AFFRIMED THE DISTRICT COURT DISMISS
AL OF CIVIL RIGHTS AGAINST THE CADDO PARISH SHERIFF OFFICE OFFICIAL IN THEIR O
FFICAL CAPACITY FOR REASON STATED IN MAGISTRATE JUDGE REPORT AND RECOMMENDATIO
N CONFLICTS WITH PRIOR PANEL UNITED STATES FIFTH CIRCUIT BINDING LEGAL PRECED
ENTS AND ORTHER DECISION OF FEDERAL APPELLATE COURT DECISION ON THE SAME ISSUE

ITS FURTHERED PRAYED FOR THIS COURTS CONSIDERATIONS OF THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL INTERNAL OPERATION PROCEDURES ARE CONTRARY TO CONGRESSIONAL INTENT Fed.R.App.P. 47(a), IN CONSIDERATIONS OF THE COURT OF APPEALS STANDING ORDERS DENYING THE PETITION FOR EN BANC CONSIDERATION ON THE BASIS OF LOCAL RULES 35.2. REFUSING TO APPLY THE CONTROLLING LEGAL AUTHORITY GOVERN THE PRACTICE AND PROCEDURES OF FEDERAL COURT ADJUDICATIONS ON PROSE PRISONER SUBSTANTIVE DUE PROCESS FOR MEANINGFUL ACCESS TO THE COURTS RELYING ON SUPREME COURT RULEMAKING POWER UNDER 28 U.S.C. sec. 2072(a)(b)(c).

RATIONAL/REASONING HOLDING OF HQUSTON V. LACK 487 U.S. 266, 276 (1988)APPLIES TO PROSE PRISONER CIVIL RIGHTS FILING INTO COURT OF APPEALS IN VIEW OF CLAIMS COURT OF APPEALS DECISIONS REFUSING TO APPLY PRISONER MAILBOX RULE TO PETITION FOR PROSE PETITION FOR EN BANC CONSIDERATION OF THE UNITED STATES FIFTH CIRCUIT COURT OF PANEL BEFORE HIGGINBOTAM, STEWART, AND SOUTHWICK IN THIS INSTANT DIRECT APPEAL TO SUPREME COURT SEE APPENDIX(B).

GOVERNING THE CONSIDERATIONS OF COURT OF APPEALS DECISION NOT TO APPLY THE PRISON MAILBOX RULE TO TIMELY FILE PETITION FOR EN BANC SEE APPENDIX(I) IS INCONSISTENT WITH ENABLING ACT OF CONGRESS 28 U.S.C. sec. 2072(a)(b)(c) AS DETERMINED BY THE RULE MAKING AUTHORITY OF SUPREME COURT IN THE HOUSTON COURT'S, AND COURT OF APPEALS OF THE UNITED STATES FIFTH CIRCUIT COURT OF APPEAL CLERK OF-COURT HAS ENTERED A DECISION IN CONFLICT WITH DECISION OF ANOTHER UNITED STATES COURT OF APPEAL ON THE SAME IMPORTANT MATTER PROCEDURAL FOR PRISON MAILBOX RULE TO 42 U.S.C. sec. 1983, SUP.CRT.R. 10(a) CITING: SULIK V. TANEY CNTY, 316 F.3d 813, 815 (8th.Cir.2003).

WHEREFORE THE SPECIFIC PRAYER IS TO REMAND THIS CASE BACK TO THE COURT OF APPEAL TO ADDRESS ON THE MERITS OF CLAIMS PRESENTED IN ORIGINAL PROSE APPELLATE-BRIEF SEE APPENDIX(H),

IN ACCORDANCE WITH SUP. CRT. R. 10.(a)(b)(c), GOVERNING THE CONSIDERATIONS OF THE IMPERATIVE PUBLIC IMPORTANCE FOR THIS COURTS ASSISTANCE IN GUIDING THE LOWER COURTS PREJUDICIAL JURISDICTIONAL AND MANIFEST CONSTITUTIONAL ERRORS IN FRAMEWORK ADJUDICATING ON THE MERITS OF CIVIL RIGHTS COMPLAINTS DATING BACK TO PRINCIPLE CASE FOR SET FORTH CLAIMS FOR MUNICIPAL LIABILITY AGAINST THE CADDO PARISH SHERIFF OFFICE AND EMPLOYEE AT CADDO CORRECTION CENTER PLACING UNCONSTITUTIONAL AND UNAUTHORIZED PRETRIAL DETAINERS AND IN OR ABOUT THE MUNICIPAL-ACTORS OF CADDO PARISH DEPARTMENT OF PUBLIC WORKS DEPRIVE OF COMMERCIAL AND / PERSONAL ASSET WITHOUT DUE PROCESS AFFORDING INCARCERATED PROPERTY AND BUSINESS OWNER ACTUAL NOTICE OF MUNICIPAL HEARING ON THE ALLEGED ORDINANCE VIOLATION ON A COMMERCIAL PROPERTY/OFFICES AND SHOPS OWNED BY PETITIONER MR. DENNIS RAY DAVIS JR.

WHEREFORE AFTER THE MOST HONORABLE UNITED STATES JUSTICES REVIEW THIS PROSE WRIT OF CERTIORARI GRANTING THE APPLICATION RESOLVING THE LOWER COURT JURISDICTIONAL ERRORS TOLLING THE STATUTE OF LIMITATIONS OF LOUISIANA ONE PERSONAL-IN JURY STATUE UNDER LA.CIV.CODE. 3492 REFUSING TO BORROW THE LOUISIANA ANALOGOUS STATUTORY SCHEME FOR SERVICE OF PROCESS ON INCARCERATED PERSONS LA.CIV.CODE. P. ART. 1235.1.(A)-(D), REGARDING CLAIMS CIVIL RIGHTS VIOLATIONS DEMOLITIONS/-COMMERCIAL PROPERTY OF INCARCERATED PERSON WITH NOTICE AND OR A OPPORTUNITY TO BE HEARD, FURTHER THE GRANTING THE APPLICATION RESOLVING THE ISSUES OF LOWER COURTS REFUSING TO CONDUCT A DE NOVO REVIEWS OF THE CLEARLY ERRONEOUS AND CONTRARY TO LAW HECKS PROCEDURAL BAR TO ACTION AGAINST A MUNICIPAL CORPORATION CADDO COMMISSION OFFICE .

RESPECTFULLY SUBMITTED
BY:

UNITED STATES CITIZEN:
MD DENNIS RAY DAVIS