

24-6137

No. _____

ORIGINAL

IN THE SUPREME COURT OF UNITED STATES

Alicia A. Epps, Pro Se

Petitioner

FILED
OCT 07 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

vs.

Poah Communities LLC,

Respondent

On Petition For a Writ of Certiorari to
the Ohio Supreme Court

PETITION FOR A WRIT OF CERTIORARI

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SUB-DIVISION OF CITY OF CINCINNATI

QUESTION(S)

Petitioner Alicia A. Epps Pro Se, hereby Petition for a Writ of Certiorari

¶1. Petitioner Resident depended on Subsidized Housing Forced into living at the Mercy of Political Subdivision of the City of Cincinnati entitled to enforce own Rules and Regulation's, in violation Revised HUD regulation 24.f.r.§982, ignoring Federal Laws, instituting its own Laws Undermining own creation U.S. *Housing Act* of 1937 providing Safe Affordable Housing instead a constant Contribution to Homelessness Endangering to its Resident's Evicting without Valid reason *o.r.c.*3521.02, without a Proper Notification *o.r.c.*3521.01, Intentionally, Recklessly, Maliciously, Unlawfully, Disregarding Lives of Millions, Ignoring Federal Laws Institute own Laws knowing tenants cannot afford to Complain or Cost of Litigation, Poah Client's subjected to a Unfair Abuse by Political Subdivision out of Control

¶2 Utilizing Undertrained Property Manager's and other undertrained Personal that will resort to violent Retaliation without any provocation violating *o.r.c.*3521.01 creating unfair Advantage that will benefit Respondent in violation of Revised HUD regulations 24.f.r.§982, and *housing act* of 1937, case involve Mentally Handicapped pursuant to *o.r.c.*2111.01 and *sup.r.*66, an Application for Guardianship filed in the Probate Court on the behalf of the Petitioner's Disabled granddaughter pursuant to *o.r.c.*2501.06 Next of Kin Right's, the Petitioner filed Civil Suit after the Respondent violate Right's, resulting in the Abuse of Mentally Handicapped granddaughter T.E. and Unlawful Eviction, Questions Simple How? and Why? is this Legally Possible

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LIST OF PARTIES AND RELATED CASES

Names of all Parties appear in the Caption of the Case on the Cover Page

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Poah Communities LLC v. Tempest Epps and all other Occupants No. C-240280, The Hamilton County 1st District Court of Appeals judgment entered June 4, 2024

Poah Communities LLC v. Tempest Epps and all other Occupants No. 24cv05950, The Court of Common Pleas judgment entered May 3, 2024

Poah Communities LLC v. Tempest Epps and all other Occupants No. 24cv05950 The Municipal Court judgment entered March 2024

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Municipal Court on March 2024, Appendix E
Unpublished

JURISDICTION

Timely Petition for Rehearing was thereafter denied on September 27, 2024,
a copy of Order denying rehearing Appears at Appendix A
Ohio supreme Court denying jurisdiction September 13, 2024, Appendix B
1st District Court of Appeals Affirmed the Decision of Common Pleas
June 4, 2024, Appendix C
Common Pleas Dismissed Case on May 3, 2024,
after timely Objection to Magistrate Decision Appendix D

The Jurisdiction of this Court is invoked under 28 u.s.c.§1257(a)

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

14th Amendment, and Article IV, of the *constitution*

STATEMENT OF THE CASE AND THE FACTS

¶1 The Appellee-Respondent Poah Communities a Political Subdivision for City of Cincinnati Ohio, filed a Complaint for Eviction against Tempest Epps and all other Occupant after the Petitioner exercising Next of Kin Rights pursuant *O.R.C.*2105.06, failed to sign Lease with Poah, accompanied by T.E. taken from the Petitioner after first causing Assault pursuant *O.R.C.*2903.13, to Petitioner by family Krystal Gulley, niece and Dante Ice, all instructed by Shirley Colbert suffers from Dementia, Rose Craig Krystal mother, Kayala White her niece, along Eric Colbert ripped T.E. from consoling Grandmother Petitioner arms to intimidate, separate both Petitioner and T.E. incorporating friends LaShawnda Williams, Maria Phillips, other Defendant's creating conspiracy pursuant *R.C.*2923.01 all responsible for Threatening, Attacking and Bullying Petitioner causing injury reported to Police Conduct witnessed by T.E. Day taken, Court in related cases, Funeral Service for her mother the Late Tempest Elise Epps "rip" killed suddenly July 16, 2023, drive-by shooting outside Apartment rented from Respondent Poah since 2013 at 1921 Freeman Avenue,

¶2 Days later Petitioner-Appellant Alicia Epps the biological mother to Tempest contacted Poah, first Receptionist, eventually Property Manager's on more than one occasion concerning Rights as Next of Kin, Petitioner signing Lease also T.E. Poah employee's knows of T.E. only biological daughter then 19 years old, Diagnosed with Autism since a baby, a disabled Adult pursuant *O.R.C.*2111.01 and *sup.r.66*, T.E. and Tempest "rip" only Tenant's on Lease Tempest "rip" signed with Poah, the Petitioner told come to Rent Office with T.E. to get added to Poah Lease pursuant Next Of Kin

Right's, days later Petitioner attacked at 1921 Freeman, by family their friends two Defendant's Krystal, Dante from other related Lawsuit, prevent Petitioner signing Lease as Next of Kin without T.E. present this according to Poah Property Manger first Natasha Brown in conspiracy pursuant *o.r.c.2923.01*, with family Eric, Shirley, Krystal, friend LaShawnda Williams Defendant related Case all accompanying T.E. to 1921 Freeman under Guise T.E. need help to retrieve Clothes, Shoes, etc. despite Objection from Petitioner Next of Kin and the only one living at the Apartment T.E. Taken, disability prevents T.E. from returning on own, the Petitioner Evicted, in 5 minutes by Brown calling police to remove Petitioner after fighting and Arguing

¶3 Month's later Brown's replacement Naive insist that T.E. can be Head of own Household since T.E. is Nineteen choosing to supposedly Evict only Petitioner from 1921 Freeman only one living there, and allow T.E. to sign Lease despite disability Prevents T.E. from understanding Lease, allow family their friends responsible for taking T.E., refuse to return T.E., ignore Probate Court Entries to have T.E. seen by physician for Application for Guardianship filed by grandmother the Petitioner then Lawyers for Poah Communities LLC., Cincinnati Political Subdivision Intentionally lie to the Court making the incorrect Claim and stating for the Record that T.E. had already seen doctor followed by Objection from the Petitioner undertrained Property Manager that replaced Brown now putting T.E. at different risk by never requiring T.E. to see Doctor ignoring Probate Court Entries under *o.r.c.2111.01*, and *sup.r.66* require Doctor not Poah Property Manager for Decision, *municipal court transcript*

¶4 After first Planning to take over Apartment 1921 Freeman Avenue occupied by

¶4 After Petitioner escaped and takeover failed, family conspire with their friends for their own reason's refuse to return T.E. Ignore Probate Court Entries concerning Petitioner Application for Guardianship no Legal Objection, a constant interference hiding T.E., denying T.E. access to Medical Care and Food, do not know anything of education T.E. previously pursued denying that also, family their friends defendant related cases without any Court Order refuse to let Grandmother the Petitioner see T.E, Planning to secretly apply for Food stamps on behalf of T.E. ignoring Petitioner Application and Probate Court Entries Endangering T.E. causing both T.E. and the Petitioner Evicted from 1921 Freeman Avenue by Respondent's, Poah Communities LLC. Premises occupied by Tempest Epps "rip" and all other Occupant's since 2013, despite Respondent is a Sub-Division of City of Cincinnati, utilizing under-qualified Property Managers and other Personnel Endangering T.E. *o.r.c.2903.341* conspiring With the same family their friend responsible for taking T.E., without Court Order Intentionally Ignore Probate Court Entries to have T.E. seen by Physician, Lawyers Intentionally lie in Court say T.E. seen Doctor *municipal court transcript* conspiring

¶5 Bullied Petitioner cause forementioned problems 1, gain access to apartment conspire Brown former Property Manager for Respondent Poah Communities LLC., Intentionally without warning, Petitioner only one living there, T.E. taken returned with family their friends, Brown claiming T.E. wanted items left despite Objections from Petitioner, T.E. taken by Krystal with only clothes wearing, T.E. is unable to return on own Disability prevent it, desperate, selfishly take T.E. pursuant *sup.r.66* Endangering T.E. *o.r.c.2903.341*, the Petitioner never denied T.E. access Apartment

and have tried everything to have T.E. returned to Petitioner, never been apart for this long Brown know Petitioner is Tempest “rip” mother years before 2023, conduct Intentional, Retaliatory violating *o.r.c.5321.02*, Poah filed Eviction against Tempest Epps and all other Occupants February 2024, after the Petitioner failed to come into Office with T.E. to sign new Lease Petitioner should been permitted to sign without T.E. present under circumstances, family their friends intentionally refuse to return T.E. cannot come back on own due to Disability, hide T.E. from Petitioner resulting in Eviction Defendant’s Planning to put Apartment in T.E. name, Ignoring Probate Court Entries given to respondent from the Petitioner dated September 6, October 3 October 26, November 9, 2023, for T.E. to be seen by doctor

¶6 T.E. a Disabled Adult unable to function in Society on own true Reason family their friends came to 1921 Freeman Avenue days after death disrespecting Tempest “rip” by physically attack the Petitioner and Stealing T.E. Police called did nothing leaving the Petitioner and T.E. there all night despite a neighbor verified petitioner story told officer’s never seen krystal, did not remember Dante both Defendant’s in related Cases, both Assault and Battery to Petitioner witnessed by T.E. fearing for life, escape next morning no Charges filed despite Petitioner showed signs of Injury, Krystal Petitioner niece, Dante Ice, Tempest’s “rip” ex-boyfriend both are Desperate refuse to Leave Apartment resorting to violence against Petitioner neither on Lease, later discovered Dante secretly had Key made to the Respodent Apartment Poah in communication with Petitioner at this Time changed the Lock’s to Door and Mail Box Petitioner had not been added to Lease but as Next of Kin *o.r.c.2105.03* given

the new Key's Planning conspiracy *o.r.c.2923.01*, with Krystal took T.E. claim T.E. made Decision to go but until T.E. see a qualified Physician T.E. cannot make any Decision pursuant *sup.r.66*, and *o.r.c.2111.01* need Court to issue an Order require T.E. be returned instead of the Entries Ignored by family their friends to have T.E. seen dated September 6, October 3, October 26, November 9, all in 2023,

¶7 Respondent Poah utilizing Undertrained Property Manager's other Personnel did nothing to Asist Petitioner Ignored Probate Court Entries made situation worst endangering T.E. Natasha Brown no longer employed by Poah around August 2023, joined conspiracy pursuant to *o.r.c.2923.01*, with family their friends and allowing Shirley, Krystal, LaShawnda, and Eric all part of the conspiracy and Defendant's in other Lawsuit file by Petitioner regarding same Case allowed Entry into Apartment at 1921 Freeman despite none of them being on Lease, and knowing Petitioner still living there never left apartment waiting to assume duties as Next of Kin pursuant *o.r.c.2105.03*, causing Arguing and Fighting, Endangering both T.E. and Petitioner Brown called Police again told Police put Petitioner out 1921 Freeman Avenue in 5 minutes told family their friends not to let Petitioner back in Apartment and Brown knows Petitioner been living there Brown's action's is Retaliatory toward Petitioner for a incident that happened in the Past pursuant *o.r.c.5321.02*, Petitioner and T.E. both have *constitutionally* protected interest in Public Housing *o.r.c.3735*, Petitioner never added to Lease pursuant to *o.r.c.2105.03*, Next of Kin Right's violated by poah Respondent filed to Evict Petitioner on February 2024, only one living in apartment since T.E. taken from apartment days after the sudden death of Tempest "rip" killed

outside apartment July 16, 2023, Undertrained Property Manager insist T.E. have own apartment in conspiracy with family and friends, Ignore Probate Court Entries to have T.E. seen by Physician requirement for Application Endangering T.E. under *o.r.c.2903.341*, *o.r.c.2111.01*, and *sup.r.66*,

¶8 Petitioner filed Application for Guardianship no one Opposed it at the Hearing Probate Court Magistrate let Krystal speak although not a Party but participant in conspiracy to take T.E. from only family T.E. knows unlawfully, T.E. also allowed to speak, Petitioner allowed two question's despite only one Petitioning for Application of Guardianship have no Legal Recourse but allowed to interfere and cannot Afford to feed T.E. asking Magistrate question about T.E. EBT card since Petitioner has it, Petitioner prepared for Krystal or other Defendant's will inquire about Benefits T.E. maybe Eligible for Planning to Apply or help T.E. Apply T.E. do not know what EBT card is, do not know it's function nor does T.E. know how to buy Food and definitely cannot apply for benefit's on own family their friends Intentionally undermining the Legislative intent of Probate Court violating *sup.r.66*, *o.r.c.2111.01*, *o.r.c.2903.341*, Respondent fear nothing Poah's Maintenance Men came to move to Sidewalk feet's from Tempest "rip" Memorial still stands today, on what would have been Tempest's "rip" 38th birthday April 5, the Petitioner prolonged date of eviction through Appeals until could not any Longer Evicted May 23, 2024, assuming responsibilities as Next of Kin pursuant to *o.r.c.2105.03*, Financial reason could not afford to pay anyone to move tried to avoid the Eviction, Petitioner paid Tempest's "rip" Duke Bill, the Rent included in the payment, while Petitioner waited to be added to the Lease, Court of

Appeals dismissed Case as Moot, asserting if Premises has been restored Appeal is typically moot *schwab v. Lattimore* 166, Petitioner filed response May 31, 2024 and,

¶9 A Motion to dismiss complaint failed state claim for relief under *r.civ.p.12(b)(6)* and or no 3-Day Notice, under *o.r.c.1923.04*, Trial court did not have Subject Matter Jurisdiction citing *city of Cleveland hts. v. lewis* in order survive Motion to dismiss Complaint must contain sufficient factual matter accepted as true and Plausible on face *Ashcroft v. igbal*, 556 quoting *bell atl. corp. v. Twombly*, 550 the Petitioner filed Notice of Appeal and Stay the Writ May 14, 2024, no hearing held, Honorable Judge Mallory made a motion to strike under *r.civ.p.12(h)* without motion from respondent Event's of Day of Eviction not included in original Counterclaim because Conduct of Maintenance Men conspiring with four or five Property Manager's, also four Bailiff's there no one stopped Maintenance Personal from Intentionally, breaking mostly all of the furniture, Petitioner file Grievance form from the Ohio State Bar Association Certified Grievance Committee, concerning this Matter they declined have pictures also included in Grievance Form, Petitioner to file additional Lawsuit involving the Immigrants hired by Poah to clean the Epps former Apartment, threw family Cat Jenga out the Window Intentionally Month's after Poah left the Cat in Apartment after Evicting the Epps, also Evicted is T.E., innocent only guilty of being Disabled Adult under *o.r.c.2111.01*, whole Ordeal nightmare for Petitioner and T.E.

¶10 Woman work for Poah possibly maintenance stole furniture irreplaceable items and some Expensive item's everything witnessed by other Tenant's heard furniture thrown downstairs, some would say to instill fear in other Tenant's an Political Sub-

thrown downstairs, some would say to instill fear in other Tenant's an Political Sub-division that intentionally violate the *housing act* of 1937 and utilizing undertrained Property Manager's & Maintenance Men that won't Hesitate to employ Retaliatory measure violating *o.r.c.3521.02* not trained to understand Federal Laws, Sabotaging Integrity of Government Contracts and undermining the fundamental principle that Law constrain both Government as well as Citizen's, Apart from the Governmental consideration make this a case of Great Public Interest also involve abuse of Mental Health under to *o.r.c.2111.01*, *sup.r.66*, and *o.r.c.2903.341*

REASONS FOR GRANTING THE PETITION

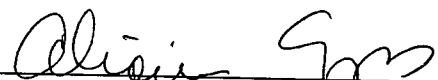
¶11 For the Reasons discussed above this case involve Matters of Public and Great Interest and a Substantial Constitutional Question the Petitioner request that this Court accept Jurisdiction in this Case so that the issues presented will be reviewed on Merits, Petitioner low-Income an example of other low-Income citizen's depended on federally funded housing, need to feel safe from Landlord's like Poah, controls it's Resident's using Fear of a Unlawful Eviction if they want, for years Lawyers for the Respondent hide any wrong doings and evicting innocence citizen's winning Case on Procedure with the Merits never to be heard in violations of *housing act* of 1937 and their *constitutionally* protected interest in Public Housing stripped, contributing to Homelessness some say this started the housing problem in first place Political sub-

division allowed to utilize undertrained property Manager's, Maintenance Personal to ignore federal Laws, Employ Retaliation without Fear of Repercussion destroying Families instead of helping, a result of Budget Cut, Pursuant to *r.civ.p.54(b)*, when more than one claim for relief is presented in a action, or when multiple parties are involved the Court may enter Final Judgment as to one or more but fewer than all the claim or parties only upon an express determination that there is no just reason for delay *st. vincent charity hosp. v. mintz, 33 ohio st, 3d 121, 123*, all Epps involved Tempest "rip" Guilty of being killed, Alicia Guilty assuming responsibilities as Next of Kin, T.E. Guilty of being Disabled pursuant to *o.r.c.2111.01, sup.r.66*,

CONCLUSION

¶11 For the Foregoing Reasons the Petitioner-Appellant, Alicia A. Epps, Pro Se, Respectfully Request this Court Issue to Writ of Certiorari to Reverse and Remand

respectfully submitted,


The Petitioner-appellant Alicia A. Epps
December 5, 2024,