

24-7198 ORIGINAL

No. \_\_\_\_\_

FILED  
JAN 08 2025

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

IN THE

SUPREME COURT OF THE UNITED STATES

Donna Ellar

— PETITIONER

(Your Name)

JESSIE Thomas vs.

+ Emily Thomas — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

US Court of Appeals Ninth Circuit

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Donna Ellar

(Your Name)

4437 E. Catalina Ave

(Address)

Chesa, Az 85206

(City, State, Zip Code)

480-621-1490

(Phone Number)

QUESTION(S) PRESENTED

- WHY VIDEO WAS NOT ADDRESSED OF  
DEATH THREAT
- WHY JUDGMENT WAS NEVER ISSUED  
SINCE DEFENDANTS NEVER RESPONDED

## LIST OF PARTIES

All parties appear in the caption of the case on the cover page.

All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

## RELATED CASES

IN THE  
SUPREME COURT OF THE UNITED STATES  
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

**OPINIONS BELOW**

For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix \_\_\_\_\_ to the petition and is

reported at US Court of Appeals; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

The opinion of the United States district court appears at Appendix \_\_\_\_\_ to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix \_\_\_\_\_ to the petition and is

reported at US DISTRICT COURT of Ar; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

The opinion of the \_\_\_\_\_ court appears at Appendix \_\_\_\_\_ to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

## JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 10/23/2023.

No petition for rehearing was timely filed in my case.

A timely petition for rehearing was denied by the United States Court of Appeals on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

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

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

For cases from **state courts**:

The date on which the highest state court decided my case was 10/23/2023.  
A copy of that decision appears at Appendix \_\_\_\_\_.

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

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

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

Constitutional rights violated:

Fifth and Fourteenth Amendments

Sixth Amendment Right

Civil Rights Violation

First Amendment

Defendants have never responded to any court or pleaded their case

**STATEMENT OF THE CASE**

*Attached*

Briefing and Statement of Claim

On May 13, 2022 Mesa Police Report (Report 2022-100933 See Attachment A) was called in by Emily Thomas, aka Emily Smith, to the residence owned by Jessie Thomas, husband of Emily Thomas at 2519 E. Diamond Avenue, Mesa, AZ 85204 to discuss emails between Shawn Oaklief/Father/Parent and Emily Thomas/Mother/Parent of common child during the modification of custody in Maricopa County Superior Court FC2007-092087; during which all 4 parties (Emily Thomas, Jessie Thomas, Officers Cyprien and Bertola) participated in a conversation and concluded the conversation laughing about the "death threats" to the Plaintiffs, Shawn Oaklief and Donna Ellar, grandparent of common child.

Officer Cyprien directly instructed Emily Thomas and Jessie Thomas to "shoot" the Plaintiffs, Shawn Oaklief if they saw him and Emily Thomas included "his mom too" which is Donna Ellar (proof by video yet to be presented to the court) provided to the Plaintiffs by City of Mesa Municipal Court, which is the body cam video directly from Officer Cyprien.

Findings confirmed by letter dated 10-25-2022 by Lt. Mark Higbee of Mesa Police Department Professional Department (See attached) after submission to Internal Affairs Case #2022-047.

ARS 13-1202 is the law that describes the charge of threatening or intimidating. This statute states that a person commits this crime "if the person threatens or intimidates by word or conduct: ARS 13-1202(A)(1): To cause physical injury to another person or serious damage to property in Maricopa County, AZ located at 2519 E. Diamond Avenue, Mesa, AZ 85204 by Emily Thomas and Jessie Thomas, wife and husband.

As a direct result of egregious acts as explained above, Plaintiffs individually and collectively have suffered: sleepless nights, worry, anxiety and stress, feeling

see TEXT MESSAGE FROM EMILY Thomas

3/3/2025