

No. 24-7259

ORIGINAL

USDC, 6:24-cv-03319-BCW

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
APR 24 2025
OFFICE OF THE CLERK
SUPREME COURT, U.S.

KENJA OMARI DE"ANGEL"O CARMICHAEL
Petitioners,

v.

MARK KING, Warden
Respondent,

On Petition for a Writ Of Habeas Corpus 28 U.S.C. §§ 2241
United States Court Of Appeals for the EIGHTH CIRCUIT
App. NO. 24-3522

PETITION FOR A WRIT OF HABEAS CORPUS

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QUESTIONS PRESENTED

1. Is it unconstitutional for a prisoner or detainee to receive cruel unusual punishment by staff 24 hours a day everyday being tortured and harassed, because the Petitioner's ear implants are turned on from the sectional prison towers.
2. Can a detainee become civilly committed under 18 U.S.C. § 4246 without a hearing also without undergoing a mental health examination.
3. Can a prisoner become civilly committed under 18 U.S.C. § 4246 while his ear implants are turned on from the sectional prison towers and the prisoner is being harassed, assassinated and tortured daily.
4. Will the United States Supreme Court leave the Petitioner inside the Federal Medical Center to become harassed, tortured and cruelly punished daily 24 hours a day everyday by staff inside the Prison towers.
5. Will the United States Supreme Court go along with the staff torturing the petitioner daily everyday will the Supreme Court leave the Petitioner abandoned for the particular reasons to become tortured and harassed by staff inside the sectional prison towers cruelly punishing him.

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:

(1.) WARDEN, MARK KING.

TABLE OF CONTENTS

TABLE OF AUTHORITIES.....	iv
QUESTIONS PRESENTED.....	i
TABLE OF CONTENTS.....	ii
INTRODUCTION.....	1
OPINIONS AND ORDERS BELOW.....	1
JURISDICTION.....	2
STATUTES INVOLVED.....	v
STATEMENT OF THE CASE.....	3
REASONS FOR GRANTING THE PETITION,.....	24
APPENDIX.....	iii
CONCLUSION.....	32

APPENDIX"S

APPENDIX -A The United States District Court order and Judgement, order dismissing case without prejudice, subject to Petitioner challenging the conditions of his past and present confinement in a properly filed civil rights action or obtaining the required authorization from the Eighth Circuit to proceed with his present claims under §2241, pursuant to 28 U.S.C. §2244.

APPENDIX-B United States Court Of Appeals final Judgement, This court has reviewed the original file of the United States District Court. It is ordered by the court that the Judgement of the district court is summarily affirmed.

APPENDIX-C Exhausted administrative remedy responds receipt.

APPENDIX -D Kenja O. Carmichael v. Warden J. Pastrana et.al. case No. 5:24-cv-573-JLB-PRL, (1983) civil rights action case labeled Harrassment by staff.

APPENDIX-E United States v. Kenja Omari D'Angel'O Carmichael case No. 0:04-cr-00418-JRT-RLE, United States District court of Minnesota.

APPENDIX-F United States v. Kenja Omari De'Angel'O Carmichael, Case No. 0:14-cr-00045-DSD-LIB-1, 18:2113(a) BANK ROBBERY(1)

APPENDIX-G United States District Court Western District of Missouri (Springfield) case No. 6:15-ev-03310-MDH, 18 U.S.C. §4246 civil commitment

APPENDIX-H findings and order regarding mental competency under 18 U.S.C. §4241(d)

TABLE OF AUTHORITIES

CASES

Becker v. Roothe.....	9,28,27,15,12,10,
Garrett v. Lumpkin.....	27,67
Heck v. Humphrey.....	29
Hutto v. Finney.....	23
Preiser v. Rodriguez.....	29
Safrit v. Stanley.....	24
UNITED STATES v. Carmichael 21:81(a)(1)841(b)(1)(B).....	24,3,
UNITED STATES V. Carmichael 18.U.S.C.2113(a) (1).....	13,158,1,2
UNITED STATES v. Carmichael 18.U.S.C§4246.....	16,15
UNITED STATES v. Zubaydah.....	24

STATUTES

28 U.S.C§1651 (a).....	2.
28 U.S.C. §2241.....	23,20,18,2,1
18 U.S.C. §4246.....	28,23.21,19,17,16,12.
18 U.S.C. §4241 (d).....	23,10,9,1,
18 U.S.C§4147.....	21

Additional Authorities

Proximate Cause.....	11,9,8
Fourteenth Amendment EQUAL Protection Clause.....	25,
Substantive Due Process.....	9.

STATUTES INVOLVED

Section 18 U.S.C. §4246 of title 18, U.S.C. code provides, modification of civil commitment the court may, after considering the factors set forth in section §4241 (d), 18 U.S.C. §4241(b), 18 U.S.C. §4247 (d)

§§4241. Determination of mental competency to stand trial to undergo postrelease proceedings.

28 U.S.C. §2241 Habeas Corpus

18 U.S.C. §4246 civil commitment of an imprisoned person.

21:841(a)(1) and 841(b)(1)(B)

28 U.S.C. §1651(a) an Extraordinary writ

18 U.S.C. §4147

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I JURISDICTION

This court has Jurisdiction pursuant to 28 U.S.C. §1915(h), and 28 U.S.C. §1331 to resolve a Federal question.

II ISSUES

However, because the Plaintiff, Carmichael is civilly committed and is therefore not a prisoner for the purposes of 28 U.S.C. §1915(h), see *United States v. Sellers*, C.A. No. 00-00567, D. 74 (F.D.N.C. June 05, 2014) (finding that Sellers continues to meet the criteria for civil commitment under 18 U.S.C. §4246); See also *Perkins v. Hedricks*, 340 F.3d 582, 583 (8th Cir. 2003) (per curiam) (holding that civilly committed detainee is not a prisoner within the meaning of the PLRA) and the Plaintiff, Carmichael would like this Honorable Court to Proceed without paying the Filing fees and any court costs but to waive the filing fees and all costs without paying.

III LEGAL STANDARD AND RULE

The legal standard and rule was set in the Eighth Circuit in *Perkins v. Hedricks*, 340 F.3d 582, 583, (8th Cir. 2003) (per curiam), and since Plaintiff does not fall into the category of a prisoner per 28 U.S.C. §1915(h), I ask this Honorable court to direct the Clerk of court to waive the filing fees and all court costs and to allow the Plaintiff, to proceed inside the United States Court Of Appeals inside the ELEVENTH Circuit to proceed without pre-paying or paying any filing fees or any court costs. Because the Prison Litigation Reform Act does not apply to Civilly committed detainees, *Bohannon V. Doe*, 527 F.App's 283, 289 (5th Cir. 2013). Also *Ruston v. Dallas Cnty.* NO. 07-10206 (5th Cir. Dec. 18 2007 per curiam). The detainee is immune exempt to costs and from all filing fees. The Plaintiff is confined pursuant to an order to civil commitment therefore, he is not considered a prisoner within the meaning of 28 U.S.C. §1915(h) And is not subject to the screening procedures of 28 U.S.C. §1915(A). *Bohannon V. Doe*, 1915(A), Screening(2) seeks monetary relief from a defendant who is immune from such relief. The Plaintiff is civilly committed under 28 U.S.C. §4246, So the Plaintiff is immune exempt

Introduction

This case presents and represents ,establishes an extraordinaryacknowledgements,On about August 28,2008 the Petitioner was placed inside aShu Unit cell while being remote neural monitored by known Bureau of Prisons staff members operateting inside the sectional prison towers at Coleman Federal prison complex in(Coleman)Fl.Suddenly turnning up the petitioners cochlear audio ear implants up to the maxium powering them from inside the prison towers to talk,harrass and tortureing the petitioner Carmichael,also cracking ,breaking the Petitioners ear implants inside his ears damageing them while fractureing the left side of his skull from them blasting out his ear implants injureing the Petitioner Carmichael,for the specific reasons of torture and cruel unusal punishment.in which unconstitutional against the laws and treaties of theUUUnited States to be detained andimprisoned while being tortered.

OPINIONS AND ORDERS BELOW

Carmichael v. Warden Willoughby case No.6:24-cv-03319-BCW-,order Dismissing case without Prejudice,This case is dismissed without Prejudice,subject to Petitioner challenging the conditions of his past and present confinement in a properly filed civil rights action or obtaineing the required authorization from the Eighth Circuit to proceed with his present claims under§2241,pursuant to 28 U.S.C. §2244.the case is not published See app.

KENJA OMARI DE"ANGEL"O CARMICHAEL v, MARK KING case No.24-3522,Judgement the Appeals Court has reviewed the original file of the United States District Court.It is ordered by the Court that the Judgement of thedistrict court is summarily affirmed.This case is not published see app.

United States v. Carmichael case No.0:14-cr-00045-DSD-LIB-1(findings and Order Regarding mental competency under 18.U.S.C. §4241(d)see App.

Jurisdiction

The district court had Jurisdiction pursuant to 18 U.S.C. § 2113(a)(1) in the district of Minnesota see United States v. Carmichael, in which the court had ordered a psychological examination pursuant to 18 U.S.C. § 4241(d) in order to ascertain whether or not Carmichael would be competent to stand trial for charges that were labeled against him. The district court had Jurisdiction pursuant to 28 U.S.C. § 1651(a) and 28 U.S.C. § 2241 habeas corpus that challenges the Governments opposition showing and disclosing that all the Petitions constitutional rights have been violated including Due Process. The United States Court of Appeals had Jurisdiction pursuant to 28 U.S.C. § 1291, in which gave the court of Appeals Jurisdiction over final decisions of the district court. On about November 21, 2024 The United States district court entered an order Dismissing case without prejudice, Denying the Petitioners relief, Carmichael's, 28 U.S.C. § 2241 Habeas Corpus, relief seeked was an emergency Releases, on about February 27, 2025 The United States Court of Appeals for the Eighth circuit had entered an Judgement in which the Appeals court did not review or entertaine the appellants Brief, But the Appeals court hhas reviewed the original file of the United States District court. It was ordered by the court that the Judgement of the district court is summarily affirmed. In which Carmichael's, cochlear audio ear implants have been popped open and cracked broken inside both ears and they are also turned on from inside the sectional prison towers by the Bureau of Prison staff operateting inside the prison towers whom in which are harrassing assassinateting and tortureing the Petitioner 24 hours aday everyday for the last 18 years. And the United States Supreme Court has Jurisdiction and is invoked pursuant to 28 U.S.C. § 2241 Habeas Courpus.

STATEMENT OF THE CASE

On about 2004, Petitioner was arrested and charged with 21;841(a)(1) and (b)(1)(B) Possession with intent to Distribute cocaine Base (2) Governments Disposition was hold the Petitioner in custody of the Federal Bureau Off Prisons for 86 months and 5 years supervised release in which was filed 11/04/2004, in which the Government had designated the Petitioner, Carmichael to Coleman Federal Prison Complex, at the Medium F.C.I. in Coleman Fl. within 500 miles of his Supervised release address and residence with his family in Jacksonville Fl. The court officials and agents in the District of Minnesota, The Judge John R. Tunhime, Chief Magistrate Judge Raymond L. Erickson, Prosecutor Hollandhorse, Federal Public Defender Robert J. Kolstad, and all court Officials had agreed to cruel unusual punish the Petitioner, by having the Bureau Of Prisons staff and known Prison Officials, turning on the Petitioners cochlear audio ear implants on from the sectional prison towers while the petitioner was **incarcerated** at the Coleman Federal Correctional Institution in Colman Fl. In which the District Court transcripts and docket supports the facts in this statement. On about August 28, 2008, after being placed inside a cell in the Shu Unit of the FCI Prison and Institution. In which the Petitioner was seated at the desk in the cell alone while being remote neural monitored by all the documented and recorded monitoring agents and Court Officials. The Bureau of Prisons staff inside the sectional prison towers had turned up the Petitioners ear implants on...they had turned the Petitioners ear implants up to the maximum powering them from the sectional prison towers specifically to talk, and harass, torture assassinating the Petitioner, Carmichael, fracturing the Petitioners skull on the left side of his head. The Petitioner have been tortured everyday 24 hours a day since August 28, 2008. The Petitioner did in fact inform all staff at the prison including both wardens. The Petitioner did exhaust administrative remedy with the Bureau of Prisons. But the Bureau of Prisons failed to let the Petitioner become cruel unusual punished by staff in the towers.

The District Court of Minnesota had decided to retaliate on the Petitioner by changing alternating the Petitioners supervised release plan and address from Jacksonville Fl. Back to the State of Minnesota. In which the District Court had forced the Petitioner Carmichael, to return back to the State of Minnesota specifically to become harassed by them inside the District Court simply because the Petitioners ear implants was turned on and the Petitioner is being tortured harassed cruel unusual punished. Petitioner Carmichael had gotten released from Federal Prison on about January 2, 2010 when the Petitioner, Carmichael had returned back to Minnesota, in which the first initial visit with the U.S. Probation agent Michael F. Alberts the Petitioner had informed reported the torture and harassment to the U.S. Probation agent Michael F. Alberts, Petitioner told the Probation agent that his cochlear audio ear implants were busted cracked open and that they had turned on his ear implants from inside the sectional prison tower seat at the Coleman Federal Prison. In which the agent had responded we would discuss the harassment by staff at some other time. On about 04/05/2010, the court docket discloses docket 41 that the Petitioner was petitioned to the district court. After being telephoned by the Agent Michael F. Alberts stating to the petitioner that if **he do not** come to the Court room to see what the Judge wanted with him that they will issue a warrant out for his arrest. While the petitioner is being Harassed tortured by staff operating inside the sectional prison towers back at the Federal Prison. In which these staff have and still is torturing the Petitioner Carmichael, 24 hours a day every day since August 28, 2008. On about; the 04/05/2010 The Judge Tunhime, Prosecutor Hollandhorst, Federal defender Andrew Mohring, and the U.S. Probation agent Michael F. Alberts all were documented recorded on the face of the record inside the court on transcripts in which was recorded by (Court reporter Kristine Mousseau) The U.S. Probation Agent had stated inside the court that the Petitioner had come inside his office for a visit and the Petitioner had paper inside both ears and had told him that he was being harassed and assassinated by the Bureau of prisons staff inside the prison

towers back at the Coleman Federal Prison, in Coleman Fl. The court transcript discloses, previews that the Prosecutor Hollandhorst, stated on the face of the record that the Government needed to court order Carmichael, to take a mental health evaluation. Then the Judge John R. Tunhime stated on the face of the record inside the district Court stateting that; 'we are going to remove you from your residence and you are going to report to the local halfway house, when you leave the courtroom where there you to stay there for six months. Then stateting that you are going to take a mental health evaluation with doctors that will be provided to you by the Government. Then the Judge stated inside the district court on recorded court transcript on date 04/05/2010, if the you cooperate, comply, by doing what we tell what to do by taking a mental health evaluation. Then we might let you go home to Florida, to be with your family. The Petitioner reported to the local halfway house and stayed their for 5 minutes, then left the there because the Petitioner was being harrassed and tortured assassinated by the Federal Bureau of Prisons staff, operateting inside the sectionl prison towers at the Coleman Federal Prison in Coleman Fl. On about July 12, 2010 Petitioner Carmicahel, had appeared inside the district court from an executed bench warrent. Petitioner had made a court appearance, for revocation supervised release hearing. Inside the district court in Minnapolis Mn. The Petitioner was immediately violated by the court officals by them housing the petitioner inside Sherburne County Jail in Elk, River Mn. In which the Petitioner was held their inside a solitary confinement a cell secluded from general population. Because the Petitioners ear implants was turned on by the prison staff inside the prison towers back at the prison and the Petitioner was being harrassed and assassinated tortured by them. 24 hours aday every day, since August 8, 2008. On about 07/22/2010, docketed an the court docket and transcript, attached to criminal case No.: 0:04-cr-00418-JRT-RLE, on docket 556, In which the Judge Tunhime stated on the face of the record inside the district court, on court transcript threatening the petitioner,

Carmichael, telling the the Petitioner, that you will do what we tell what to do!..yelling out loudly inside the court room on the face of the record on court transcript recorded by court reporter(Kristine Mousseau)The Judge Tunhime yelled out at the Petitioner talking directly to the Petitioner telling telling the Petitioner that you will tak a mental health evalaution.showing harrassment inside the district courtroom by the court agents.While the Petitioner was being harrassed and tortured by staff insidethe Prison towers. see Garrett v. Lumpkin, 24 hourssaday everyday since August 28, 2008 in which On about 09/14/2010, The Judge Tunhime and the Prosecutor Hollandhorst, and the Federal Defender Andrew Mohring , showed and exposed to the court onathe face of the record that Petitioner Carmichael, was being falsed imprisoned and harrassed terroisticlly threatened by them inside the district court the Judge Tunhime , stated on the face of the record inside the court on transcript on date 09/13/2010, stating what do we got for him Hollanhorst, Prosecutor Hollandhorst then stated outloud inside the court welllwe are going to send transfer the Petitioner to Rochester Mn. the Federal Medical Center, where there the Petitioner Carmichael will take a mental health evaluation and if he do not then he will remaine thereuntil he does. Mr. Carmichael, will staythere until he complies. The Prosecutor Hollandhorst stated out inside the district court on the face of the record that Mr. Carmichael will stay at the Rochester Federal Medical Center until he takes a mental health evaluation. The Petitioner was forced medicated their by doctors and was ejected with 100 miligrams of haldol weekly. The Federal Defender Andrew Mohring had visited the Petitioner Carmichael, telling the Petitioner that they inside the courts only wants you to take a mental health evalatúion. Then they will let you gohome. These court agents belédthe Petitioner false imprison while being harrassed bysstaff inside thersectional prison towers back at the prison until he complied by taking a mental health evaluation. On about 01/29/2013, docketed 76 where there the Judge Tunhime and Prosecutor Hollandhorst, allagents agreed to let the Petitioner, Go free home to be with his family after being Kiddnapped and

False imprisoned, cruel unusual punished, harrassed by them inside the district court. While at the same time being tortured harrassed by staff inside the sectional prison towers 24 hours aday everyday since August 28, 2008 the the Petitioner Carmichael had made ~~56~~ recorded telephone calls to the Government agencies to informed them that the Petitioner was being harmed by Federal agents. Carmichael had called the Coleman Federal Prison and Correctional Institution. The petitoner had talked informed the staff C/O Sheperad, telling the staff that the Petitioner was a Formal, Inmate at the Coleman Federal Prison. The petitioner had identified him self stateting his reg. Number, and had told the staff member that he was placed inside a cell and the staff, Captain Scott and others had Poped, busted open his ear implants turnning them on from inside the Sectional prison towers. Specificly to torture and harrass, assinate the Petitioner from the Towers 24 hours aday every day since August 28, 2008. The Petitioner then told the staff that these known staff members inside the towers are and have been unstoppable and refuse to turn off the Petitioners ear implants. And they won't stopp tortureing and cruel unusual punishing the Petitioner Carmichael, The Petitioner, Carmichael then called the Ocala's, Sherriff's, Dept. Petitioner had talked to the Chief, and told the chief that he was being harrassed and that the Petitioners ear implants was turnd on from the prison towers the chief told the Petitioner that he would call the prison. That Petitioner then called the F.B.I. dept. in Orlando Fl. To report and inform them that the Coleman prison staff are harrassing the formal inmate and that his ear implants are turnd on from their prison towers. The Petitioner then called the Internal Affairs Office and filed a affidavit statement that was faxed to them stateting that the Petitioner was and is being harrassed tortured by the Bureau Of Prison staff operateting inside the sectional prison towers at the Coleman Federal Prison. The Government have been informed and these known Bureau of Prison staff refuse to stopp they are unstoppable and they have been performing cruel unusual punishment onto the Petitioner since August 28, 2008 without stopping 24 hours aday every day.

day, And the government knows about this harrassment and torture being donetto the Petitioner Carmichael, and they refuse to stop these known staff members at the Coleman federal Prison. The Petitioner Carmichael, had then alledgedly Robbed the U.S. Bank in Duluth Mn. On Superior st. The Petitioner alledgedly robbed the US Bank under the rule Proximate Cause trying to get the Government to stopp these staff Officials from further harming the Petitioner. The Petitioner had pleaded not guilty and requested for a speedy trial in which the Petitioner had appeared before Judge TU'PA, in Memphis, TN. at the Odell Horton Federal Building and Federal Courthouse on about 01/27/2014, in which the Government in the District of Minnesota, had violated the Petitioner speedy trial rights; The district of Minnesota had taken 2 months to respond and transferr, transport the Petitioner Carmichael from the Western district of Tennessee to appear in the district of Minnesota before Judge and Magistrate Steven E. Rau on docket 5 on about 02/06/2014, in which was a violation of the Petitioners speedy trial rights also due process clause. When the Petitioner alledgedly robbed the USnBANK in Duluth MN. The Petitioner was trying to get the Government to charge the Petitioner so that the Petitioner could go to trial by pleading not guilty to all charges, and requesting for a speedy trial. TO expose what the Government is doing totthe Petitioner, by allowing the Bureau Of Prisons staff at the Colman Federal Prison, to harm and torture assassinate cruel unusal punishing the Petitioner Carmichael; from Prisons sectional Prison towers at the Coleman Federal Prison, In which is happening 24 hours a day everyday since August 28, 2008. In which in a trial the Petitioner could expose Proximate Cause to a jury disclosing torture and harrassment and cruelty is being done to the Petitioner by the Bureau Of prison staffloperateting inside the sectional prison towers at the prison in FL. are unstoppable and they refuse to stopp torturing the Petitioner Carmichael.

The Government previously stated that the Petitioner Carmichael, was arrested and charged with BANK robbery in violation of 18 U.S.C. §2113(a)(1) in the District of Minnesota, the Court, violated the Petitioners speedy trial rights.

After the Petitioner pleaded not guilty on docket 4 in which had appeared and detained on about 11/21/2014, The district court of Minnesota had deliberately indicted the Petitioner with Bank robbery knowing that they were going to violate the Petitioner's rights. They intentionally planned on erroneous court proceedings see Becker v. Roothe, to further false imprison and cruel unusual punish the Petitioner because these court agents and Officials know that the Petitioner's ear implants have been turned on from inside the Prison Towers and they also know that the Petitioner is being harassed and tortured by staff from inside the Prison towers at the Coleman Federal Prison in Coleman FL. And that the Petitioner would in fact expose this in a trial in Federal Court under Proximate Cause, So they ordered an Psychological examination violating Substantive Due Process Clause, for providing erroneous court proceedings see Becker v. Roothe, The Prosecutor Dunne showed prosecutor misconduct by ordering a psychological examination pursuant to 18 U.S.C. §4241(d) in order to ascertain whether or not Carmichael would be competent to stand trial for charges that were labeled against him by the District of Minnesota. In which both Judges had intentionally violated the Petitioner's Substantive due Process by moving the court ordering a psychological examination to stand trial against the Petitioner Carmichael. In which the Petitioner had previously appeared in court in the Western district of Tennessee inside the Odele Horton Building on date 1/28/2014, Petitioner had pleaded not guilty and requested for speedy trial. The Petitioner's Speedy trial rights were recorded on the face of the record inside that district court on docket 33 1/27/2014, Petitioner had appeared before the Judge David S. Doty and the Magistrate Leif I. Brisbois both Judges moved the district court erroneously threw court proceedings see Becker v. Roothe, ordering an mental health evaluation be conducted onto Petitioner Carmichael in which the Petitioner understood the Court Proceedings and the Charges that were brought against the Petitioner inside the district court. So the Petitioner had also refused to participate in any mental health evaluation because the Petitioner's cochlear audio ear implants are turned on

from inside the sectional Prison towers at the Coleman Federal Prison and Complex, and the Petitioner Carmichael is being harrassed tortured, and cruel unusual punished by them inside the towers 24 hours aday everyday since August 28, 2008, and also the Petitioner had previously been held false imprison, cruel unsuaillyypunished and tortured heldcaptive and harrassed ~~until~~ until the Petitioner Complied with court officals and agents by taking a ~~mental~~ health evaluation for them inside the ddistrict court attached to criminal case No.0:04-cr-00418-JRT-RLE, in which the Petitioner was harrassed and ~~is~~ threatened to take a mental health evaluation inside the distriict courtt by theses agents Judge Tnhime, Prosecutor Hollandhorst, Federal Defender Andrew Mohring, and U.S. Probation agent Michael.F. Alberts, And now these District court agents are performing the same erroneous malicious intention by the court proceedings see Becker v. Roothe, Inside the same district court, doing the same erroneous court proceedings aginn. Both Judges David S. Doty and the Judge Leo I. Brisbois, knows that the Petitioners ear implants are turned on from inside the sectional prison towers at the Coleman Prison. Also knowing that the Buréau Of Priosn staff are harrassing torturing the Petitioner daily 24 hours day everyday for the last 18 years since August 28, 2008. This is why both judges, Judge and Magistrate Leo I. Brisbois and Judge David S. Doty, had diliberatetly violated the Petitioners speedy trial rights, and substantitive Due Process, on the date 3/10/1014, docket 20 motion for a psychiatric exaination under 18 U.S.C. §§4241(d) by Prosecutor Dunne, These court officiâls and agents in the district of Minnesota had already knew thatttheyywere going to violate the Petitioners Due Process, disclosed and showed violations on date 08/11/2014 motion for hearing to determine mental competency under 18.U.S.C. §4241(c) was also entered by prosecutor Dunne on docket 30 on date 08/15/2014, also docket 31 Notice of setting Hearing as to Kenja O. Carmichael, motioning for a mental health competency hearing docket 30 is set for date 08/26/2014, before the Judge David S. Doty in which entered on date 08/15/2014, in which the entire docket, text discloses Judge David S. Doty violateting the Petitioners substantitive Due Process inside the district court proceedings, these district court

agents inside the district of Minnesota knew that the Petitioner Carmichael, did not Robb the Bank in Duluth Mn. In which the Petitioner had Robbed the Bank under the rule proximate Cause Because the Petitioner Carmichael is being harmed, tortured harrassed by the Bureau Of Prisons staff at the Coleman Federal Prison Complex in Coleman FL. And they refuse to stop tortureing harrassing the Petitioner Carmichael, After the Petitioner Carmichael, had informed the Government. On about 03/10/2014, the Government violated the Petitioners Due Process by ordering an mental health examination under 18 U.S.C. §4241(b) while the Federal Defender Kyle white showed ineffective counsel and assistance. In which both Judges the Magistrate and the Senior Judge David S. Doty had continued to violate the Petitioners Due Process inside the district court. By forcing the Petitioner to take or participate in an order for a mental health evaluation and examination while the Petitioners ear implants are turned on from inside the Prison towers and the Petitioner is being harrassed daily 24 hours day everyday since August 28, 2008 by the Federal Bureau of Prisons staff operating inside the sectional prison towers back at the Coleman Prison. The Government had transported and transferred the Petitioner to the MCC in Chicago Ill. Metropolitan Correctional Center. Where there the Petitioner was court ordered to take mental health examination to determine competency to stand trial by Judge David S. Doty, in which the Petitioner Carmichael declined. Petitioner did not participate in the mental health examination. By the Doctor David M. Szyhowski, in which the Dr. Had fabricated (made up) created a mental health examination. The Petitioner had never participated in any examination there at the MCC. The Judge David S. Doty had violated the petitioners Due Process by sending transferring the Petitioner to Chicago Ill. for a mental health examination, The judge David S. Doty also violated the Petitioner Carmichael, by having the Petitioner transferred to Springfield Federal Medical Center in Springfield Mo. where there the Petitioner had continued to become harrassed by doctors regarding a examination while being harrassed tortured cruel unusual punished by Bureau of Prisons staff inside the sectional prison towers at the Coleman Federal Prison in Coleman Fl,

The Petitioner was placed inside the locked cell unit while being harrassed and assinated tortured by staff inside the sectional prison towers. Where the Petitioner knew that all the district court proceedings were erroneous see Becker v. Roothe, the district court had violated the Petitioners rights on the face of the record in bad-faith, While at Springfield Mo. Federal Medical Center inside a locked cell the Petitioner was asked by the unit manager Peter Hill do the Petitioner wants to go to the hearing in which Carmichael, had no knowledge what the hearing was being held for because the Petitioner was suppose to be transferred to the Springfield Federal Medical Center for an examination, not for a civil committment hearing. In which the Petitioner Carmichael had decided to waive the hearing not knowing that the court would violate the Petitioners rights by civilly committing the Petitioner Carmichael, under 18 U.S.C. §4246 in which the Springfield Medical Court had labeled the Petitioner mentally ill and dangerous and had civilly committed the Petitioner without a hearing see Becker v. Roothe, in which the hearing provides the Petitioner the accused a right to cross-examine doctors in which are accusing the person to be mentally ill, dangerous, also an opportunity to provide evidence to prove the petitioners innocence at the hearing also the petitioner is represented by counsel also is able to have or provide witnesses. The Petitioner never had any lawyer or counsel visited him for any hearing The Unit Manager Peter Hill never gave any information about the hearing he never stated that the hearing was a scheduled civil committment hearing ; he just asked the Petitioner from behind the locked cell door do you want to go to the hearing. While the Petitioner was being harrassed and tortured inside the locked cell by the Bureau of Prisons staff operating from inside the sectional prison towers at the Coleman prison. The Senior Judge David S. Doty clearly discloses inside the district court threw all recorded court proceedings that the district of Minnesota, had indicted the Petitioner with the preconceived notation that they inside the district of Minnesota, dilibertately were going to violate the Petitioners rights by indicting

the Petitioner for an alleged Bank Robbery knowing the Petitioner did not Robb any Bank in Duluth MN. These court officials knew that they were going to violate the Petitioners rights and false imprison the Petitioner and cruel unusual punish him by violating the Petitioners Due Process Performing erroneous court proceedings court ordering a mental health examination onto the Petitioner fabricating a mental health examination then civilly committing the Petitioner in Springfield Federal Medical Center, without a hearing. Then the Senior Judge David S. Doty then dismissed the Bank robbery charges knowing that there was not any Bank Robbery committed. The (Findings) and Order regarding mental competency under 18 U.S.C. § 4241(d) case No. 0:14-cr-00045-DSD-LIB, docket #33 filed 8/26/2014, page 1 of 4 previews that the court motion pursuant to 18 U.S.C. § 4241(c) for a hearing to determine whether the defendant is mentally competent to stand trial docket 30 that the court, having reviewed and considered the evidence presented, being duly advised in the premise, and upon all the files, records and proceedings herein, now makes and enters the following findings and order. In which the document states That 1. Defendant has been charged in one-count indictment with bank robbery in violation of 18 U.S.C. § 2113(a)(1) Docket 6 and 2. States on March 10, 2014 the Government filed a motion, pursuant to 18 U.S.C. § 4241(a) and (b) requesting that a psychiatric or psychological examination, of the defendant, be conducted and reported filed with the court subsequent to the completion of the requested examination, for the purpose of determining mental competency of the defendant to stand trial (docket 20) 3. States that on March 24, 2014 after a hearing on the Government's motion, U.S. Magistrate Judge Leo I. Brisobois found, pursuant to 18 U.S.C. § 4241(b), and 4247(c)(4)(A) reasonable cause to order that a psychiatric or psychological examination of the defendant be conducted and issued an order granting the Government's request Docket 27. In which the Petitioner understood the nature and consequences of the court proceedings that were held against him also the Petitioner could assist in his defense and knew the knowledge of the judicial court system such as who was the Judge, Prosecutor, and Federal defender.

In which these Court Officials and agents both judges the Magistrate and the Senior Judge David S. Doty violated the Petitioners Due Process by performing erroneous court proceedings on the face of the record, in bad faith playing games inside the Court alike the Petitioner is mentally ill. Notes States that the Dr. David M. Szyhowski, Forensic studies unit Psychologist with the Bureau of Prisons had completed a Forensic examination on the Petitioner in which the Petitioner had never Participated with the Dr. Szyhowski, in any examination in which the Petitioner had refused and the Dr. Szyhowski had fabricated made up a Forensic report about the Petitioner Carmichael, The District of Minnesota has a history of harrasing the Petitioner Carmichael regarding a mental health examination false imprisoning the Petitioner cruel unusal punishing the Petitioner Carmichael, because the Petitioners ear implants are turned on from inside the Sectional prison towers back at the Coleman Federal Prison in Coleman Fl. In which the criminal case is in connection with this case both arose in the District of Minnesota, Criminal case No. 0:04-cr-00418-JRT-RLE in which the Petitioner was indicted for a 2nd degree possession with intent to distribute a crack cocaine base the Petitioner served 86 months inside the Federal Bureau of Prisons in which this is how the Petitioners ear implants had gotten popped opened and turned on from inside the sectional prison towers by known staff members at the Coleman Prison. While the petitioner was originally serving a Federal prison sentence. The Bureau of Prisons staff operating inside the sectional prison towers had the Petitioner placed inside a cell alone so that they could perform an ear popping tactic onto the Petitioner Carmichael, The staff had turned on the Petitioners ear implants on, turning them up to the maxium busting, cracking them and breaking them while causing the Petitioners skull to fracture on the right side of his head. The known staff members did this to specifically talk, harass and torture the Petitioner Carmichael, 24 hours a day everyday for the last 18 years now. see United States V. Kenja O. Carmichael, criminal case No. 0:04-cr-00418-JRT-RLE, Docket 40 threw 77 is when the Court officials in the District of Minnesota,

Alternated changed the Petitioners supervised release plan bringing the Petitioner back to the district of Minnesota specifically to become harrassed and threatened, and diliberatetly falsed imprisoned by them inside the district court. Petitioner was held captive inside the Rochester Federal Medical Center in Rochester Mn. Until the Petitioner complied with them inside the district court by taking a mental health examniation. In which the Prosecutor Holland Horse showed Prosectuor misconduct inside the district court. 09/14/210 docket#60, the Judge Tunhime stated inside the district court what'; do we got for'em, Hollandhorst, Hollandhorst responded outlloudly in the district court on the face of the record well we are going to send Mr. Carmichael to rochester Federal Medical Center where he will take a mental health evaluation and if he do not cooperate then he will remaine stay, there until he complies by taking a mental health examination with doctors. The Petitioner was held illeagally falsed imprisoned by them while being harrassed, tortured, by the staff inside the sectional prison towers because the Petitioners ear implants are turnned on by these staff. And the Petitioner is being harrassed 24 hours aday every day. now for the last 18 years. The docket text to the criminal case No. 0:04-cr-00418-JRT-RLE, previews and discloses the court officials pretending alike the petitioner was on revocation violation inside the district court while disclosing that the Petitioners ear implants are turnned on, from inside the sectional prison towers at the Coleman Federal Prison in Coleman FL. In which the Judge David S. Doty, and the Magistrate Judge Leo I. BrisBois in the district of Minnesota all had diliberately intentionally violated the Petitioners rights threw erroneus court proceedings see Becker v. Roothe, all because the Petitioners ear implants are turnned on and the petitioner is being harrassed, tortured and the Petitioner can't go to trial to expose what the government is allowing to happened to the Petitioner Carmichael. The district court Officals have retailated against the Petitioner Carmichael, inside the court by false imprisoning the Petitioner under 18 U.S.C. §4246, see

Criminal case No.0:14-cr-00045-DSD-LIB-1,Docket#3 01/27/2014,threw 06/09/2015,docket #38all discloses evidence of erroneous court proceedings to diliberatetly civilly committ the Petitioner,Carmichael so that they could further false imprison the Petitioner while the Petitioner is being harrassed assassinated and tortured by the Bureau OF Prisons staff operatetinginside the sectional prison towers at the Coleman Federal Prison in Cöleman Fl. 24 hours aday everyday for the last 18 years without ever stopping. In which the Senior Judge David S.Doty had trnasferred the Petitioner to Springfield,Federal Medical Center in Springfield Mo.for what was suppose to be a mental health examination for competency to stand trialaas seen on transcript on docket 32 in which the Petitioner stated out loudly in the court on record that were are suppose to go trial and if were not going to trial then whats the problem.In which the Judge stated that werare going to have you evaluatated and bring you back herein the court and ask you] qquestions about the court are understanding who the judge is and Prosecutor andwho is your lawyer and then welwill proceed Mr.Carmichael,in which the Petitioner was then sent ttoSpringfiöld Federal Medical Center for what was suppose to a evaluation but ended up being a civil committment hearing. According to civil case No.:6:15-cv-03310-MDH,The Judge M.Douglas Harpool, assigned Judge David P.Rush determined Present mental health conditions of an imprisoned person on docket text 1 filed on date 7/24/2015 and docket 11 on date 09/08/2015,Magistrate Judge David P.Rush held amental health hearing on docket text 12,date 09/14/2015,The Judge David P Rush held a hearing on section 18 U.S.C.§4246 Petition held September 8,2015,In which the Petition Carmichael's,Due Processwas violated also Substanitive Due Process clause was violated because the Petitioneris injured also theres erroneous court proceedings in which inflicts harm and pyhsical injury upon the Petitioner.The Petitioner had waived the civil committment hearing and all mental health examinations because the Petitioner knew that he was being targeted by these court officials in the 8th circuit by both courts for

Western district of Missouri and for the district of Minnesota, In which the Judge David P. Rush held a mental health hearing on docket 11 on date 09/08/2015, For civil case No. 6:15-cv-03310-MDH The Judge David P. Rush had a hearing without the Petitioner, Carmichael in which they inside the civil court had civilly committed the Petitioner Carmichael under section 18.U.S.C. §4246 inside the Springfield Medical Court without any cause or evidence also without the Petitioner's presents. The Petitioner was civilly committed by court officials all because the petitioners ear implants are turned on from inside the sectional prison towers at Coleman Fl. And the Petitioner is being harassed, assassinated and tortured by Bureau Of Prisons staff that is operating inside the prison towers 24 hours a day everyday for the last 18 years. Since August 28, 2008 in which these Bureau of Prisons staff won't stop torturing the Petitioner as seen on docket 40 threw 77 3/04/2010, attached to criminal case No. #0:04-cr-00418-JRT-RLE in which shows and discloses why the U.S. Probation agent Michael F. Albarts, and Prosecutor Hollandhorst, Judge Tunhime had all showed on the face of the record why they held the Petitioner captive false imprisoned, under cruelty until the Petitioner complied with them inside the district court by taking a mental health evaluation for them inside the courts. The Bureau Of Prisons staff are in fact are remote neural monitoring the Petitioner while talking, harassing the Petitioner 24 hours a day everyday for the last 18 years without stopping in which these staff are unstoppable. The Petitioner was civilly committed without a hearing and without a mental health examination all because the Petitioner's ear implants are turned on from the sectional prison towers by staff. The Petitioner had filed a Habeas Corpus 28 U.S.C. § 2241 to the Western district of Missouri district court amended complaint with an habeas exhibit-A, B, C, D, E, F, G, H case No. 6:24-cv-03319-BCW, In which in the Judgement was ORDER DISMISSING the case without prejudice, Ground 4. The district court stated and construed the Petitioner's claims that he has been falsely imprisoned "without a mental health examination and without a hearing, in which the Court proceedings was performed in bad-faith also

erroneous to unlawfully civilly committ the Petitioner from converted erroneous court proceedings, In which the district court denied the Petitioner 28 U.S.C. §2241 relief seeked in which was an emergency release threw a habeas courpus 28 U.S.C. §2241 filed inside the district court. Also Ground 1. Petitioner claims that he is subject to cruel unusual punishment indviolation of his rights under the eight Amendment to the United States Constitution and laws and treaties when staff memebers turnned up Petitioners cochlear audio ear implants"to the maxium, 'causeing Petitioner to suffer various injuries. The Petitioner construed precisely to the district court that his ear implants are turnned on by staff overateting inside the sectional prison towers at the Coleman Federal Prison in Coleman Fl. And these staff have been tortureing the Petitioner daily everyday for the last 18 years inside and outside various prisons and jails, Also while the Petitioner is at his home inside his resiednce In which these Bureau off Prison staff are harrassing tortureing the Petitioner without ever stopping since August 28, 2008 The United States Supreme Court Justices and Clerks can remote neural monitor the Petitioner Carmichael and reivew his mind and on the media screen preiveiws Harrassment by the Bureau of Prisons staff at Coleman Prison. by the Depatment of Defense remote neural monitoring system. The Petitioner has filed a 28 U.S.C. §2241 Habeas Corpus to challenge the legality of dentention and conditions of confinement, Petitioner construes that it is unconstitutional and in violation to recieve harrassment, torture and cruel unusual punishment under the 8th Amendment while being harrassed and tortured by staff inside the sectional prison towers daily while being detained in detention. In which they refuse to stopp. Ground 2. Petitioner claims that his due process hs been violated because his ear implants are turnned on 'and he is being harrassed and assianted by Bureau of prison staff inside teh sectional prison towers at the Coleman Federal Prison. Also the Petitioner has been civilly committed without a hearing and without a mental health examination, Also the district court abused its dsicreation and used erroneous court proceedings in which erred by faileing to conduct a proper competency

hearing pursuant to 18 U.S.C. §4247(d) in which the petitioner construes that the Senior Judge David S. Doty along with the Magistrate Leon I. Brisbois had both violated petitioners Due Process by moving the court. Ordering a mental health evaluation and examination to introduce civil commitment under 18 U.S.C. §4246 to further false imprison the Petitioner unlawfully threw erroneous court proceedings as seen on the docket 1 threw 41 they created and fabricated an indictment then dismissed the indictment to criminal case No. 0:14-cr-00045-DSD-LIB-1, knowing that they were going to violate the Petitioners Due Process inside the district court's court proceedings because the petitioners ear implants are turned on and the petitioner is being harassed, tortured, and cruelly punished by staff inside the prison towers at Coleman Federal Prison. And this is the only reason why the Petitioners Due process have been violated by these court officials and agents of the court of Minnesota, to stop the Petitioner from exposing harassment, torture by staff inside trial. The Due process violations construes how these Judges further moved the district court to further false imprison the Petitioner threw erroneous court proceedings while violating the IDRA insanity defense reform Act. The Judge David S. Doty knows that the Petitioners ear implants are turned on and the Petitioner is being harassed tortured 24 hours a day everyday since August 28, 2008 and this is why both judges the Senior judge and the Magistrate both violated court proceedings, such as a speedy trial rights and substantive due Process violations by moving ordering the court to have a mental health examination without any evidence or probable cause no signs that indicates the Petitioner is suffering from any mental illness or disease or defect the Petitioner Carmichael showed no cause or signs, indicating any mental health disease or defect. the Petitioner understands all court proceedings and charges that are held against the Petitioner; the Petitioner knows with knowledge who the judge is and prosecutor and lawyers and the court. Federal defender Kyle White showed an effective counsel and assistance on the case inside the district court.

Ground 3. Of the Petitioner claims that the Petitioner's rights to mental privacy has been violated since August 28, 2008 when the staff turned on his ear implants on and the Petitioner can't do anything without these staff members monitoring harrasing him and torturing him as well. The Petitioner construed to the district court that this is unconstitutional and a violation against the laws and treaties of the United States. The Petitioner filed a 28 U.S.C. § 2241 habeas corpus in which should have been granted by the district court. Because the Petitioner asked and requested immediate speedier release from prison in his relief, of the Petitioner in which the Petitioner requested immediate release so that the Petitioner can escape emancipate torture harrasment cruel unusual punishment. In which is being done by staff inside the prison towers at the Coleman Prison. Also the Petitioner needs to become immediately released from Springfield Federal Medical Center to end this case in a federal litigation. The Petitioner is unable to contact his attorneys and lawyers from this prison because the Bureau of prisons staff inside the sectional Prison towers knows that they will get the Death Penalty for turning on the Petitioner's ear implants on when prosecuted. These staff controls the Medical Center here at Springfield, Telling the staff there not to let the Petitioner use the telephone to contact his attorneys because they are and will be prosecuted to the max. The counselor Hargrove knows that the Petitioner's ear implants are turned on as well as the Warden's administration does also in which they have intentionally held the Petitioner incommunicado from being able to contact his attorneys while being harrassed and tortured here at Springfield to protect themselves retaliation. The Petitioner is being held incommunicado, Petitioner is being harmed by staff inside the (towers) while in detention by the Bureau of Prisons staff inside the sectional prison towers in which they refuse to stop harrassing and torturing the Petitioner Carmichael, while the Prison officials here are told to hold the Petitioner incommunicado and unable to contact his attorneys from the counselor Hargrove's office phone Petitioner's prison phone is being redirected to other phone numbers

by the Bureau of Prisons staff operating inside the sectional prison towers at the Coleman Federal prison. These prison Officials are retaliating against the petitioner, causing more injury in which is a violation of Substantive Due Process clause, Petitioner needs the United States Supreme Court to Grant emergency release so that the Petitioner could contact his attorneys at Johnny Cochran's Law firm in Chicago Ill. Also grant emergency release so that the Petitioner could have his cochlear audio ear implants removed from both ears by an ear nose and throat doctor, so that the Federal Bureau of Prisons staff inside the prison towers can no longer harm and harass torture the Petitioner any more. In which this specific determination does overrides the general terms of an Bivens §(1983) in which such relief cannot be obtained from a civil rights law suit or a Bivens §(1983) also the Bivens §(1983) civil rights does not surrenders relief to a detainee or a prisoner. A Bivens ('1983) does not grant immediate speedier release from a Federal Prison in which Habeas Corpus 28 U.S.C. §2241 and 4247(g) **Habeas Corpus unimpaired**, Does Grant Emergency release or speedier immediate release from Federal Prison. Also Habeas Corpus 28 §. U.S.C. 2241 does surrenders relief to prisoners who has been violated threw court proceedings also to who has been unlawfully civilly committed under 18 U.S.C. §4246, civilly committed under the custody of the Attorney General's office to further become violated and illegally false imprisoned so that the staff inside the sectional prison towers at the Federal prison Complex could infact continue to harass and torture assiante and cruel unusual punish the Petitioner while being unlawfully detained in detention under 18 U.S.C. §4246 civil commitment in which was performed and conducted by erroneous court proceedings in bad faith on the face of the record in which 18 U.S.C. §4246 civil commitment extends the duration of the Petitioners confinement in which does challenges the legality of the Petitioners detention. In which the Habeas Corpus 28 U.S.C. §2241 is the correct remedy and application for the Petitioner, Carmichael who, has and is being violated inside the district court. "enabling erroneous Court proceedings to civil commit the Petitioner unlawfully without

Probable cause without a mental health examination also without a hearing 4241(d) with a hearing conducted enables the Petitioner to cross-examine witnesses provide evidence to afford the opportunity to defend the Petitioner's rights also in a hearing the Petitioner has the right to become represented by counsel at a hearing in which there was no lawyer came to visit the Petitioner to inform the petitioner that there was a hearing the Petitioner filed a Habeas Corpus 28 U.S.C. § 2241 inside the district court filed on date 11/21/2024, case No. #6:24-cv-03319-BCW in which was overlooked, the Petitioner's issues and grounds raised supported the relief sought in which was to become speedier immediate released from Federal Prison to be able to visit a ear nose and throat doctor so that the Petitioner could then have his cochlear audio ear implants removed from both ears immediately. So that the Petitioner can no longer receive cruel unusual punishment from the staff operating inside the sectional prison towers. The Petitioner Carmichael did in fact file a civil rights law suit Bivens (1983) action in the Middle district of Florida Ocala division case No. 5:24-cv-573-JLB_PRL Appeal No. 25-10706-D in which the 1983 Bivens action cannot grant immediate release speedier from Federal Prison or from the custody of the Attorney General's Office also from an unlawful civil commitment while unlawfully detained in detention also the (1983) Bivens action does not grant immediately speedier release from Federal prison or to enable the Petitioner to afford the opportunity to contact lawyers or attorneys at the Johnny Cochran's law firm in Chicago Ill. to end this vitiligation with the Bureau of Prisons staff inside the towers who refuse to stop torturing the Petitioner in which are unstoppable (On about January 19, 2019 the Petitioner was being forced medicated, Petitioner had simply refused to take medication the C/o HAMMER had escorted the Petitioner to the SHU Unit housing unit Petitioner was then placed in a cell. For refusing medication, when the Petitioner had then agreed to take the medication to become released when the staff operating inside the sectional prison towers had, told the staff at the Springfield medical center that to leave the petitioner inside the cell so that could

torture and harrass the Petitioner Carmichael, while inside the locked cell for 4 and half years cruel unusual punishment the warden and counselor and staff all left the Petitioner inside the cell to be tortrured by staff inside the towers since his ear implants are turrrned on. See Hutto v. Finney 437 U.S. 678, 685; The Judge David S. Doty and the Judge David P. Rush at the western District of Missouri (springfield) had civilly committed the Petitioner to simply invoke, inforce cruel unusal punishment onto the Patitoner Carmichael after being unlawfully civilly committed under 28 U.S.C. §4246 in which is a way to false imprison a innocent person for the same crime over and over aginn, in which unconstitutional civilly committing a person without any mental health desease or defect being held under 28 U.S.C. §4246 without a mental health examnation also being civlly committed without a hearing under 4247(d) in which the Petitioner had waived the hearing to reserve and to protect his rights in which it is unlawful for the petitioner to become civilly committed without a hearing being held in his presents pursuant to 4247(d) at a hearing the person who is accused to be mentally ill. also shall be represented by counsel also is able to cross examine doctors who accuses the person to be mentally ill, also the Petitioner is able to disclose evidence to prove his innocents that he or she is not suffering from any mental illness of defect the hearing gives the Petitioner a opportunity to defend his rights. The Petitioner Carmichael had waived the hearing because the Petitioner is being harrassed and torutred by Bureau of Frison staff operateting inside the sectional prison towers at Coleman Federal Prison. The Habeas Corpus 28 U.S.C. §2241 is the Corrract remedy and application Petition for the Petitioner to file inside the United States Supreme Court to obtaine relief by seeking immediate emergency release for the petitioner to afford the opportunity to visit the ear nose and throat doctor so that the Petitioner could have his ear implants removed immediately to end stopp the staff from harrassing and tortureing him, to stopp the violations of cruel unusual punshmet. and harm being done by Bureau of prisons staff operateting inside the towers. at the Coleman Federal Prison complex in Coleman fl.

REASONS FOR GRANTING THE PETITION

Because the Petitioner was originally charged with 21:841(a)(1) and 841(b) (1) (B) 2nd degree possession with the intent to distribute cocaine Base (2) In the District of Minnesota and the Petitioner was being Confined and imprisoned at Coleman Federal Correctional Institution and Prison Complex in Coleman Fl. within 500 miles of the Petitioners supervised release plan and address with his family in Jacksonville Fl. While incarcerated at Coleman Federal Correctional Institution (medium) on about August 28, 2008 The Petitioner Carmichael, was placed inside a cell alone inside the shu unit while inside the locked cell the known Bureau of Prisons staff members was infact remote neural monitoring the petitioner from the sectional prison towers at the Coleman Federal Prison Complex in coleman fl. when the known Bureau Of prisons staff had suddenly turned on the Petitioners ear implants up to the maxium powering them from inside the sectional Prison towers at the prison enableing the Petitioners cochlear audio ear implants to pop crack break open while injureing the Petitioner fractureing the left side of the Petitioners skull and head area these staff talked inside both ear implants instantanously these known Bureau of Prison staff had started talkaing loud and clear inside the Petitioners broken ear implants. While the Petitioner was inside the inclosed cell, the Petitioner was then tortured 24 hours aday everyday they vibrated the Petitioners ear implants enableing the Petitioners body to shake and treamble, while they talked loudly. The Petitioner experiences sleep deprevation the Petitioner is unable to get sleep and rest see Safrit v. Stanley, 2024 U.S.App. lexis 2545(4,24) in which made sufficient claims of sleep deprivation to constitute cruel unusual punishment. In which see United States v. Zubaydah, 212 Led 2d 65, 70 (2022) when sleep deprivation is constituted as torture the Petitioner is unable to sleep at night while inside a locked cell on the housing unit in which every other inmate inside their cell is free from sleep deprivation, free from harrassment, and torture, they are not being harrassed assassinated by

Bureau of prisons staff operateting from inside the sectional prison towers at night when sleeping. This is also a violation of the Petitioners Fourteenth Amendment Equal protection Clause. The Petitioner is infact the only person being harrassed assassinated and tortured by the Bureau of Prisons staff operateting from inside the sectional prison towers. The Petitioner did infact exhaust his Administrative remedy with the Bureau of Prisons at the Coleman Federal Correctionanl Institution and prison Complex in Coleman Fl. The agents in the District of Minnesota had alternated chnged the Petitioners Supervised release plan from Jacksonville Fl. Back to the state of Minnesota. The case manger Mr. Harris had told the Petitioner Carmichael that they wanted the Petitioner back in Minnesota Because they wanted to see him. The agents court officials in the district of Minnesota knew that the Petitioners ear implants was turnned on by the Bureau of Prisons staff inside the sectional Prison towers. These court officals in the district of Minnesota also knew that the Petitioner was being harrassed and assassinated cruel unsual punished inside the Coleman Prison daily 24 hours aday everyday without stopping. And that these agents court officials have said that they in the District of Minnesota would take care of it, by retailateting forceing the Petitioner to come back to the state of Minnesota while playing games pretending acting, alike the Petitioner was on supervised release in Minnesota while the Petitioners ear implants have been turnned on, by the staff inside the prison towers at Coleman Fl. Upon the itnitial visit with the U.S. Probation agent Michael F. Alberts inside the Federal Courthouse in the District of Minnesota. Petitioner Carmichael had reported informed the agent, Michael F. Alberts that the Petitioners ear implants have been turnned on by staff and they are infact harrassing, tortureing, the Petitioner and they refuse to stopp harming the Petitioner. Agent Michael F. Alberts, responeded now is not the time to diâscus harrassment right now maybe another time. Agent Michael F. Alberts, Federal defenders Office, and the Prosecutor Hollandhorst, and the Judge John R. Tunhime all court officals in the District of Minnesota had forced the Petitioner Carmichael to return back to Minnesota specifcly to become harrassed

and threatened cruel unusual punished and falsed imprisoned by them inside the District of Minnesota. In which is recorded on court transcript on the face of the record attached to criminal case No. 0:04-cr-00418-JRT-RLE, Docket 40 threw 77 exposes that the court officials knew that the Petitioners ear implants were turned on and the Petitioner is being harrassed and tortured ,cruel unusual punished by the staff inside the prison towers in Coleman FL In which the court officials and agents in the district of Minnesota, the objective was to kidnapp, false imprisoned, threatened, the Petitioner inside the district court and force medicate by doctors at Rochester Federal Medical Center. Also held captive by them in the district of Minnesota until the Petitioner cooperated and complied with them in the district court by taking a mental health examination then was released from their custody as seen on docket on date 01/29/2013 proven to be competent to stand trial by doctors. all these court events are documented on the face of the record on transcript by court reporters on date 09/15/2013 the Petitioner had called the Coleman Federal Prison on a recorded telephone call to inform the prison officials that he was being harrassed and tortured by staff inside the prison towers at the prison and that they are harming him because his ear implants are turned on by them in the towers. While incarcerated at Coleman Federal prison in about 12/17/2009, the Petitioner Carmichael had called the United states district attorneys Office Eric Holders, in Washington D.C. and had reported and informed them that the Petitioner was placed inside a cell and the staff operating inside the sectional prison towers had popped open turn on his ear implants on from the prison towers specifically to harrass and torture him 24 hours aday everyday, The secretary stated that you are recorded and that they will follow up on the call. While out released in 2013, the Petitioner had called the Ocala sherriff's Dept. They told the Petitioner that they would call the federal prison and follow up with this case of harrassment. The Petitioner had called the Orlando F.B.I. dept. in ORLANDO FL. and informed and reported them regarding being harrassed and tortured by Bureau of prisons staff inside the prison towers. Also the Petitioner called

The internal affairs in which the Petitioner had continued to become tortured and harrassed by these known federal Bureau of prisons staff.24 hours aday everyday since August 28,2008 see Garrett v. Lumpkin,on about 01/10/2014, The Petitioner had alledgedlly robbed the US BANK,in Duluth MN.Because the staff at the Coleman Federal/Prison in Coleman FL.would'nt stopp harrassing torutreing the Petitioner Carmichael,In which they refuse to turn off the Petitiners ear implants from inisde the prison towers.The Petitioner had robbed the US BANK in Duluth MN. under proximate cause trying to get the Government to stopp these staff operateting from inside the prison towers from further harming the Petitioner,The Petitioner had pleaded not guilty requested speedy trial before Honorable Judge Tu'PA' in Memphis Tn.at the Odell Horton Building and courthouse on about 01/27/2014,in which it had taken the government in the district of Minnesota 2 months to transport the Petitioner to the district of MINnesota, to face bank robbery charges, in which was a violation of the petitioners Due Process also violation of a speedy trial rights.18 U.S.C.§3161(h)(7)(A),3161(h)(1)(D)and 18 U.S.C§3162 (a)(1)also 3161(b)in which is the 6th Amendment a right to a speedy trial the district court in the district of Minnesota had charged the Petitioner with Bank Robbery 18:2113(a)criminal case No.0:14-cr-00045-DSD-LIB-1,as seen on docket 18,19,20, Prosecutor Dunne showed Prosecutor misconduct,by motion ing the court for an Psychiatric examination under 18 U.S.C.§4241(d),in which in which the court offials in district of Minnesota knew that they were'nt going to trial for any BANK robbery Charges against the Petitioner,Carmichael Because they intention was to false imprisoned the Petitioner Carmichael threw erroneous court proceedings see Becker v. Roothe,as seen on the docket in which discloses that substantive Due Process violations from docket 18, 19,20,21,22,23,24,25,26,27,28,29,30,31,32,33,34,35,36,37,38,The Petitioner tried to dismiss Federal Defendaer Kyle White after Kyle White told the Petitioner that they were going to false imprison the petitioner Carmichael The Petitioner was transported to the MCC in Chicago,ILL. and there the DR. David M.Szyhowski,had fabricated and made up a forensic examination submitted.

the report to the court. In which was filed under seal the Petitioner had never participated with any doctors at the MCC, for any evaluation, in which Dr. Szyhowski had threatened the Petitioner Carmichael, about not having to participate with him for an examination and that he would just fabricate a report on the Petitioner Carmichael. The Court Agents in the District of Minnesota had the Western District of Missouri, (Springfield) to civilly commit the Petitioner Carmichael, to false imprison him while being harassed and tortured by staff inside the prison towers. The Petitioner was civilly committed by the Western District (Springfield) under 18 U.S.C. § 4246 without a hearing. On about 09/08/2015, in which by the petitioner not being present for the hearing is a violation of Due Process and Substantive Due Process because the violation causes further injury to the Petitioner. Also the Petitioner was civilly committed without a mental health examination in which is a violation of substantive Due Process clause. The reasons for granting this Petition is because the Petitioner's cochlear audio ear implants are turned on from inside the sectional prison towers by Bureau of Prisons staff operating inside the towers at the prison at Coleman FL. in which they are performing cruel unusual punishment onto the Petitioner 24 hours a day every day since August 28, 2008 for the last 18 years. Another reason for granting this Petition is because inside the district court of Minnesota the Petitioner was being held on Bank Robbery Charges in violation of 18:2113(a) where as seen on docket 3, threw docket 38, the district court has abused its discretion and used erroneous court proceedings see. Becker v. Roothe (Judgment not void however irregular or erroneous court proceedings may be or voidable Judgment may be) To false imprison the Petitioner, detaining Petitioner in detention while the Bureau of Prisons staff is harassing, torturing Petitioner 24 hours a day every day, talking loud and clear inside the Petitioner's ear implants, from the sectional prison towers, cruel unusual punishment the Petitioner Carmichael, the Petitioner prays that the chief Justice Grants Emergency Release also dismissing the unlawful civil commitment that holds Petitioner unlawfully

in custody Also challenges to the duration of confinement should in fact be brought as a petition for Habeas Corpus and is not the proper subject of a civil rights action brought pursuant to §1983 see Preiser v. Rodriguez 411 U.S. 475, 484, 494, 93 S.Ct. 1827, 36 Ed.2d 439 (1973) holding that essence of habeas Corpus and the traditional function of writ is to serve release from illegal custody) Habeas Corpus is the exclusive remedy for a state prisoner who challenges the fact or duration of his confinement and seeks immediate or speedier release see Heck v. Humphrey, 512 U.S. 477, 481, 114 S.Ct. 2364, 129 L.Ed. 2d 383 (1994) thus, to the extent Plaintiff seeks speedy or speedier release, because the petitioner is being tortured harrassed by Bureau of prisons staff operating inside the sectional prison towers, 24 hours a day everyday torturing the Petitioner inside his ear implants. from the prison towers at Coleman Prison Complex in Coleman Fl. Petitioner have indeed filed a Bivens §1983 action in the Eleventh Circuit But But the Petitioner Carmichael cannot obtain an immediate release from prison as a form of relief, in a civil rights lawsuit See e.g. Preiser v. Rodriguez, 411 U.S. 475, 490, 93 S.Ct. 1827, 36 L. Ed. 2d 439 (1973) ("Congress has determined that habeas corpus is the appropriate remedy for state prisoners attacking the validity of the fact or length of their confinement, and that specific determination must override the general terms of §1983) Accordingly, this request for relief will be denied. Because relief is unavailable under §1983 Bivens action. The Petitioner ask and prays that Emergency release is granted so that the Petitioner can now visit the ear nose and throat doctor so that the Petitioner could have his cochlear audio ear implants immediately removed from both ear's, so that the Bureau of Prisons staff can no longer harm and harass torture or cruel unusual punish the Petitioner from the sectional prison towers anymore. Also the Petitioner can visit an eye doctor so that his eye implants can become removed also from out of both eye lids so that the Bureau of prisons staff can no longer project media content inside the eye implants and eyes at night while trying to sleep. Also the Petitioner Prays that Emergency Release is Granted from the

United States Supreme Court. Because the Bureau of Prison staff members are operating inside the sectional prison towers at the Coleman Prison controls the staff at the Springfield, Federal Medical center in Springfield Mo. These Bureau of Prisons staff had told C/O Hammer to lock the Petitioner up inside the Shu Unit in which they contacted the doctors and wardens here and told them to leave the Petitioner inside the locked cell shu unit so that they could torture the Petitioner for 4 and a half years without any disciplinary reasons at all. Just because the Petitioner's ear implants are turned on from the sectional prison towers at Coleman Prison. The Petitioner was placed inside the Shu Unit for 4 years to be harassed, tortured and cruelly punished by staff at Coleman while inside the Springfield Federal Medical Center. In which a new warden had come to the facility and had to release the Petitioner Carmichael, back to general population while still being harassed by staff in the prison towers at Coleman. The Petitioner is unable to call his attorneys from the counselors phone because the staff inside the prison towers have told the staff at Springfield not to let the Petitioner use the phone to contact any attorneys to end the cruel unusual punishment from being done to him here at Springfield Mo. The Petitioner is being held incommunicado here at the Medical center. And the Bureau of Prisons phone system is being redirected the Petitioner is also unable to call attorneys from a prison phone because of staff inside the prison towers redirecting his calls, retaliation, violation of due process. Petitioner needs relief granted so that the Petitioner could visit an ear, nose and throat doctor to have his ear implants removed from both ears immediately. To stop the harassment from these unstoppable Bureau of Prisons staff operating from inside the sectional prison towers at Coleman. In which this stops the petitioner from being further harmed by staff and ends the torture from being committed by them daily. The United States Supreme Court agents can remotely neural monitor the Petitioner Carmichael and review the harassment being done see it on the media screen displaying Harassment on the media screen, While the known Bureau of Prisons staff operates inside the towers

The United States Supreme court clerks can review the Petitioner being harrassed in which is being done to the Petitioner, by typeing in the Petitioner name on the Department of defense remote neural monitoring system website in which is government accesss Bureau of Prisons knows that the Petitioner is being harrassed also the Courts knows and identify Harrassment this is why the Petition should be Granted. Immediately so that the petitoner won't be harmed any further.

CONCLUSION

for the foregoing reasons Petitioner Carmichael respectfully moves this United States Supreme Court. To Grant this Petition to vacate the United States Court of Appeals judgement and remand for further consideration of the issues presented in the interest of justice, the Petitioner prays that United States Supreme Court Grants Emergency Release to the Petitioner, in which is appropriate by the constitutional laws and treaties of the United States. Petitioner is in fact being tortured and harassed cruel unusual punished is injured and is continuously being harmed and harassed by these Bureau of Prisons staff operating inside the sectional prison towers at Coleman prison 24 hours a day everyday each shift working performs torture harassment onto the Petitioner with dedication and determination these Bureau of prisons staff are and have been unstoppable for the last 18 years. And the Petitioner needs the United States Supreme Court to Grant Emergency Release so that the Petitioner can visit an ear nose and throat doctor to have these damaged broken ear implants removed from out of both ears immediately also when release the petitioner can contact his attorneys so that the Petitioner can litigate with the Government including bringing charges against these Federal Bureau of Prisons staff members in which will receive the (DEATH PENALTY) for turning on the Petitioner's ear implants on from the sectional prison towers. And for torturing the Petitioner it is unconstitutional and against the laws and treaties of the United States to continue holding and detaining the Petitioner Carmichael, while he is being deliberately cruel unusual punished 24 hours a day everyday by these known Bureau of prisons staff in the prison towers. In which the Petition should be Granted.

to proceed without paying filing fees or costs.

IV. CONCLUSION

Could you please contact the Doctors at the Springfield Federal Medical Center in Springfield, Mo to confirm that the Plaintiff is a civil detainee, for the foregoing reasons set forth also could you please court order that all filing fees and court costs are to be waived enabling the Clerk not to Charge any filing fees to the Plaintiff Carmichael, inside the district court or inside UNITED STATES SUPREME COURT.

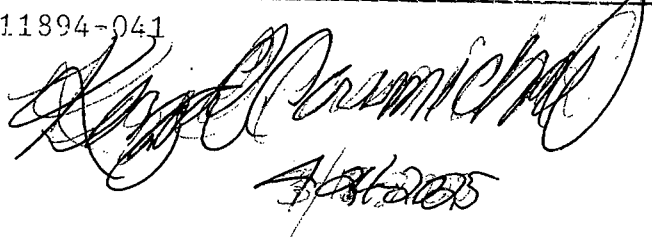
V. CERTIFICATE OF SERVICE

I hereby certify that the foregoing is true and correct also a correct copy of the foregoing motion was sent on this 24th day of April, 2025 prepaid postage first class mail deposited in the prison mail box mailing system at the United States Medical Center for Federal Prisoners, for forwarding to: United States Supreme Court, 10 First Street NE, Washington D.C. 20543

AFFIDAVIT OF KENJA OMARI DE"ANGEL"O CARMICHAEL

I declare under the pains and penalty of perjury pursuant to Federal Law(s) 28 U.S.C. §1746 and U.S.C. §1621 that the foregoing is true and correct that the plaintiff civil commitment case number is Case No. 6:15-cv-03310-MDH, And the Plaintiff is exempt immune from all filing fees and court costs.

Respectfully Submitted by Kenja O. Carmichael
reg. 11894-041



3/26/2025