

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Arthur J. Smith And Darlene Smith PETITIONER(S)
(Your Name)

VS.

Anthony Simpson "et al" RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

☐ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

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

☐ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: _____

☐ a copy of the order of appointment is appended.

Arthur J. Smith
(Signature)
RECEIVED
DEC 17 2024
OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

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

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

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>300</u>	\$ <u>Ø</u>	\$ <u>300</u>	\$ <u>Ø</u>
Self-employment	\$ <u>Ø</u>	\$ <u>700</u>	\$ <u>Ø</u>	\$ <u>700</u>
Income from real property (such as rental income)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Interest and dividends	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Gifts	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Alimony	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Child Support	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Disability (such as social security, insurance payments)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Unemployment payments	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Public-assistance (such as welfare)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Other (specify): _____	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Total monthly income:	\$ <u>300</u>	\$ <u>700</u>	\$ <u>300</u>	\$ <u>700</u>

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

Employer	Address	Dates of Employment	Gross monthly pay
Super Bold City	4225 Lyons Avenue Houston, Texas 77020	6/2022 - 10/2024	\$ 300.00
			\$
			\$

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

Employer	Address	Dates of Employment	Gross monthly pay
Super Bold City	4225 Lyons Avenue Houston, Texas 77020	5/2022 - 10/2024	\$ 700.00
			\$
			\$

4. How much cash do you and your spouse have? \$ 100
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
checking	\$	\$
	\$	\$ 4.47
	\$	\$

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

☐ Home
Value

☐ Other real estate
Value

☐ Motor Vehicle #1
Year, make & model
Value

☐ Motor Vehicle #2
Year, make & model
Value

☐ Other assets
Description
Value

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

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
<u> </u>	\$ <u> </u>	\$ <u> </u>
<u> </u>	\$ <u> </u>	\$ <u> </u>

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

Name	Relationship	Age
<u>Ø</u>	<u>Ø</u>	<u>Ø</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

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

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <u>Ø</u>	\$ <u>Ø</u>
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>#75⁰⁰</u>	\$ <u>Ø</u>
Home maintenance (repairs and upkeep)	\$ <u>Ø</u>	\$ <u>Ø</u>
Food	\$ <u>#75⁰⁰</u>	\$ <u>Ø</u>
Clothing	\$ <u>Ø</u>	\$ <u>Ø</u>
Laundry and dry-cleaning	\$ <u>#40⁰⁰</u>	\$ <u>Ø</u>
Medical and dental expenses	\$ <u>Ø</u>	\$ <u>Ø</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>Ø</u>	\$ <u>Ø</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>Ø</u>	\$ <u>Ø</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>Ø</u>	\$ <u>Ø</u>
Life	\$ <u>Ø</u>	\$ <u>Ø</u>
Health	\$ <u>Ø</u>	\$ <u>Ø</u>
Motor Vehicle	\$ <u>Ø</u>	\$ <u>Ø</u>
Other: _____	\$ <u>Ø</u>	\$ <u>Ø</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>Ø</u>	\$ <u>Ø</u>
Installment payments		
Motor Vehicle	\$ <u>Ø</u>	\$ <u>Ø</u>
Credit card(s)	\$ <u>Ø</u>	\$ <u>Ø</u>
Department store(s)	\$ <u>Ø</u>	\$ <u>Ø</u>
Other: _____	\$ <u>Ø</u>	\$ <u>Ø</u>
Alimony, maintenance, and support paid to others	\$ <u>Ø</u>	\$ <u>Ø</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>Ø</u>	\$ <u>300</u>
Other (specify): <u>Employee</u>	\$ <u>Ø</u>	\$ <u>300</u>
Total monthly expenses:	\$ <u>190</u>	\$ <u>600</u>

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

☐ Yes

☒ No

If yes, describe on an attached sheet.

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

If yes, how much? _____

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

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

☐ Yes

☒ No

If yes, how much? _____

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

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

At this particular time I've been having some severe vision problems and can not pass a physical exam due to this. I had no vision problems prior to me being wrongfully, illegally and unlawfully tazed on May 31, 2017. I have received many tests and eye shots. This problem is ongoing. I was hospitalized again a year and a half ago at Ben Taub Hospital in the medical center area here in Houston, Texas.

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

Executed on: November 1, 2024

My wife and I are being assisted by FEMA (Federal Emergency Management Agency) at this current time due to us being affected by the Tornado that took place on May 16, 2024 and Hurricane Beryl that took place on July 8, 2024 here in Houston, Texas. My wife Darlene Smith and I are displaced due to these two natural disasters.

Arthur J. Smith
(Signature)

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

Arthur J. Smith And Darlene Smith — PETITIONER(S)
(Your Name)

Anthony Simpson, Alan Patterson vs.
Corinth Missionary Baptist Church f/k/a — RESPONDENT(S)
Mount Corinth Missionary Baptist Church
ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of Texas
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Arthur J. Smith
(Your Name)

4225 Lyons Avenue
(Address)

Houston, Texas 77020
(City, State, Zip Code)

713.887.0331
(Phone Number)

QUESTION(S) PRESENTED

- 1) While live on Facebook, why was I approached, unlawfully stopped (detained), received loss of liberty, demanded to show my identification, assaulted and tazed without a warning by the church security guard while my wife and I were conducting a peaceful protest on the city of Houston public sidewalk, while not committing a crime and later being illegally and unlawfully arrested and jailed without a probable cause?
- 2) Why was my Civil Rights, Constitutional Rights As a Native American, Protest Rights and Human Rights violated while conducting a peaceful protest?
- 3) Why was there abuse of power, judicial misconduct, bias, bribery, unethical act, conflict of interest, unfair practice committed and why was I deprived of my due process?

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

- Arthur J. Smith And Darlene Smith v. Anthony Simpson, Alan Patterson, Corinth Missionary Baptist Church f/K/a Mount Corinth Missionary Baptist Church, No. 2019-37336, Harris County Civil District Court #55 of Harris County, Texas. Judgment entered May 23, 2022.
- Arthur J. Smith And Darlene Smith v. Anthony Simpson, Alan Patterson, Corinth Missionary Baptist Church f/K/a Mount Corinth Missionary Baptist Church, No. 01-23-00080-ev, First Court of Appeals of Houston, Texas. Judgment entered February 2, 2024.
- Arthur J. Smith And Darlene Smith v. Anthony Simpson, Alan Patterson, Corinth Missionary Baptist Church f/K/a Mount Corinth Missionary Baptist Church, No. 23-0900, Supreme Court of Texas of Houston, Texas. Judgment entered April 5, 2024.

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TABLE OF AUTHORITIES CITED

CASES

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Joseph v. Doe (E.D. La Jan. 3, 2019) Circuit affirmed the district court's denial of summary judgment on qualified immunity) explaining that, because the plaintiff had not committed any crime, but did not pose an immediate threat to himself or others, and offered minimal resistance, the officers use of force in arresting the plaintiff was unreasonable and therefore violated his Fourth Amendment rights	162

STATUTES AND RULES

In Texas, PC 38.02, states that you don't have to identify until you are lawfully arrested (not detained, suspicious, or randomly questioned)

OTHER

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 _____; 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 A to the petition and is

☒ reported at data.scotxblog.com; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the Supreme Court of Texas court appears at Appendix A to the petition and is

☒ reported at data.scotxblog.com; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

1.

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was _____.

☐ 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 February 2, 2024
A copy of that decision appears at Appendix A.

☐ A timely petition for rehearing was thereafter denied on the following date: April 5, 2024, 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 AND STATUTORY PROVISIONS INVOLVED

I, Arthur J. Smith being stopped, harassed, questioned by a security guard/off duty officer while I'm on foot doesn't obligate me to provide identification unless I'm under lawful arrest. I was not under lawful arrest and I was not committing a crime while conducting a peaceful protest via Facebook Live on the City of Houston Public Sidewalk in the State of Texas. I was unlawfully tazed repeatedly. I fell against a parked car next to the curb of a city park and received more injuries to my head that was all resulted from excessive force and objectively unreasonable use of force. Then I was chased down the City street on to my private property by security guard with his gun out threatening my life. (To kill me) I did not have any weapons on me. I was in fear of my life.

The right of the people to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures, shall not be violated and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things...

On June 16, 1866 the House Joint Resolution proposing the 14th Amendment to the Constitution was submitted to the States, on July 28, 1868, the 14th Amendment was declared, in certificate of the Secretary of State, ratified by the necessary 28 of 37 states, and became part of the Supreme law of the land, my 1st Amendment, 4th Amendment, 14th Amendment, Civil Rights And Constitutional Rights, Human Rights, Protest Rights were all violated.

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STATEMENT OF THE CASE

On May 31, 2017, on a Wednesday, I, Arthur J. Smith had just made it back to my wife Darlene shop at 5309 Sonora Street, Houston, Texas 77020 when I got off of a City of Houston Metro Transportation Bus coming from downtown Houston City Hall. I signed up to speak before City of Houston Mayor Sylvester Turner and the entire 16 City Council members and to submit 400 plus signatures on a Petition List requesting from the City of Houston to remove the illegal, unpermitted, one sided, intentionally, dangerous, Spite fence (wall), which was built by Corinth Missionary Baptist Church & /Kla Mount Corinth Missionary Baptist Church and Pastor Alan Patterson. The spite fence (wall) was built inside the right away eastmont that the city owns, built without a city inspection, built without a permit, illegally built without a survey being submitted for approval, built with no building plans submitted, causing alot of unsafe issues in the Houston, Texas 5th Ward Community. The wall is adjacent to a walking trail, Finnigan Park Community Center on 4900 Providence Street, Houston, Texas 77020, in a school zone of Nathaniel (Nat Q.) Henderson Elementary School, Phillis Wheatley High School and the 12 foot illegal, one sided, spite fence (wall) interferes with the students walking to and from school. It interferes with my wife Darlene business, creates a dangerous alley between the unpermitted, illegal, one sided, spite fence (wall) and the outside side wall of my wife place of business building and blocked the view of my wife Darlene Vote And Live Mural that my wife and I hand painted for about a week to encourage people to register to vote and to vote. The illegal 12 foot wall blocked Democracy. I attempted several times to reach out to communicate with Pastor Alan Patterson before the illegal 12 foot wall was built. I spoke with the Church Secretary and she took notes of my concern and my phone number down. I informed the church secretary that in 2016 some Contractors working for the church had Trespassed onto my wife and I Private Property

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STATEMENT OF THE CASE

and was up against our VOTE AND LIVE MURAL with a measuring tape. So I asked them why were they on our property measuring my wife and I wall with our VOTE AND LIVE MURAL painted on it. They then stated that the Pastor Alan Patterson of Corinth Missionary Baptist Church A/K/a, Mount Corinth Missionary Baptist Church wanted them to build a wall tall enough to block the VOTE AND LIVE MURAL. I then asked the contractors to leave from my wife and I private property. After that I never seen them again. Then in 2017 another group of contractors came out measuring my wife Darlene and I VOTE AND LIVE MURAL painted wall again stating the same reason from Pastor Alan Patterson. After I spoke with the church secretary and left message for the Pastor. He did not contact me about the message I left with the church secretary. The contractors started digging big holes in the ground and I feared that it would hit a gas line and cause an explosion. So I went Facebook live everyday to inform the community after reaching out to the City of Houston. Attorney Benjamin "Ben" Hall with the Hall Law Firm and his wife Sandra Hall stopped by my wife Darlene shop on 5309 Sonora Street, Houston, Texas 77020 to talk with us on behalf of Pastor Alan Patterson. I explained to Attorney Ben Hall that I reached out to Pastor Alan Patterson to talk and he did not respond. Attorney Ben Hall told my wife Darlene and I that he told Pastor Alan Patterson to let him talk to my wife Darlene and I because we were his friends. Nothing was resolved. Attorney Benjamin "Ben" Hall suggested for my wife Darlene and I

STATEMENT OF THE CASE

to let the church get the VOTE AND LIVE Mural painted on the illegal 12 Foot Wall built by the church facing the church. My wife Darlene and I refused to do that because it was our creative work, not the church. There was news coverage aired about the illegal 12 Foot Spite Fence (wall) built by the church on channel 13 and Channel 39 News. After the media attention, I received a threatening call from Pastor Alan Patterson of Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church demanding me to stop saying his name. A day or so after that call, I was targeted, retaliated against by being assaulted, Battery, Aggravated Assaulted with a Deadly Weapon, Unlawfully Tazed and Excessive Force used on me by the Church Security Guard Anthony Simpson. My Civil Rights, Human Rights, Constitutional Rights, Protest Rights, 1st Amendment Rights, 4th Amendment Rights and 14th Amendment Rights were violated when Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church Pastor Alan Patterson Church Security Guard Anthony Simpson walked out of the church front doors, down the church sidewalk, walking out to the City of Houston Public Sidewalk (abandoning his job duties at the church on 4901 Providence, Houston, Texas 77020 and neglected his Security Guard duties to protect the church building and the church members), approaching my wife Darlene and I while we were standing on the City of Houston Public Sidewalk conducting a peaceful protest walking back and forth on feet and not committing a crime while going Facebook Live. Church Security Guard Anthony Simpson randomly questioned my wife Darlene and I by demanding to know what we were doing and demanding to see our I.D.'s, Church Security Guard Anthony Simpson

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STATEMENT OF THE CASE

interfered with my wife Darlene and I Protest by stopping us from doing what we were lawfully and had the right to do. When my wife Darlene and I did not give Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church Security Guard Anthony Simpson our I.D.'s, Anthony Simpson then assaulted me by grabbing and hitting me, pushing my arms and back and then committing Battery and Aggravated Assault against me with a deadly weapon (Taser Gun) by using Excessive Force, Misconduct, Brutality, Abuse of Authority, Violating Procedural Process when he committed unconstitutional Tasing on me as he Unlawfully and Illegally Tased me without a warning and without a Probable cause on the Houston City Streets. Anthony Simpson forced me, by shoving me from the Houston City sidewalk into the Houston City Street. As I was backing up moving away from Anthony Simpson, still facing him while Anthony Simpson kept charging at me, Anthony Simpson reached for his gun first, then reached for his taser, pulled out his taser gun and immediately started tasing me while aiming the taser gun at my face. I threw my arms up to protect my eyes and face and to prevent the taser barbs and wires from tasing me in my face. Anthony Simpson tased me a second time, hitting me again for the second time in my chest. I was able to rip the taser barb wires from my chest, however the two barbs remained stuck in my chest, while blood was dripping everywhere. When I was hit by the powerful 50,000 Volts from the taser gun twice, it felt like fire and I felt like I was being electrified. I fell in the city street,

STATEMENT OF THE CASE

my head hit hard up against a parked vehicle (car), which was parked on the curb side city street of Finnigan Park. The illegal taser that happened to me happened on City Property (sidewalk and street). After being tazed, falling, hitting my head, I jumped up while staggering and started running in fear of my life from Anthony Simpson and his Barbaric Behavior, down the City of Houston Public Street on to Private property that had a Private Property sign posted at my wife place of business at 5309 Sonora Street, Houston, Texas 77020, when Church Security Guard Anthony Simpson trespassed on to the property chasing me with his gun out the entire time while chasing me down the city street and around my wife and Fred Suburban. My wife was able to unlock her shop door and get me to safety while a group of people from the community were outside screaming for me to get into my wife shop building. When I got in the building and locked the doors due to me being in fear of my life, Anthony Simpson gets on his cell phone and tells someone that when I come out of the building, he is going to kill me. Anthony Simpson stood outside the burglar bar door of my wife shop with his gun out, waiting to kill me. Anthony Simpson endangered my wife Darlene life, our son life, who was home inside my wife shop building. My son was home from Texas Southern University and did not know what was going on until he heard all the noise outside. Anthony Simpson also endangered all innocent bystanders lives (seniors, children and adults) with his gun out without a justifiable cause.

STATEMENT OF THE CASE

We did not deserve to have all our fundamental rights and duties of citizens violated by Corinth Missionary Baptist Church f/K/a Mount Corinth Missionary Baptist Church, Pastor Alan Patterson Security Guard, Anthony Simpson on May 31, 2017. Darlene and I did not commit any crime and did not impose a threat upon no one. Darlene and I were conducting a Peaceful Protest on the City of Houston Public sidewalk while on Facebook Live (with 5,000 Facebook Friends watching) giving our viewers an update about an illegal, one sided, unpermitted, intentionally 12 foot dangerous wall built by Corinth Missionary Baptist Church f/K/a Mount Corinth Missionary Baptist Church, Pastor Alan Patterson that blocked my Wife and I VOTE AND LIVE Mural that my wife Darlene and I painted on the outside side wall of her place of business to promote and encourage people to register to vote and to vote. On the day when all my rights were violated; unlawfully and illegally tazed, arrested and jailed, I asked for the Mary Unit to come out to pick me up because after the church Security Guard Anthony Simpson and HPD (Houston Police Department) threatened to call SWAT to get me out of my wife place of business, which was on Private Property with Private Property and No Trespass Signs posted, I really, really feared for my life. At this time hours had passed after since I had been unlawfully tazed with no medical assistant, two taser barbs still stuck in my chest and stomach and bleeding very bad. My wife called State Rep./ Attorney Harold V. Dutton, Jr. and put her phone on speaker so he could speak with a Sergeant French and then a Lieutenant L. E. Bonnette. Sergeant French and Lieutenant Bonnette with the Houston Police Department assured Mr. Dutton and my wife that when I come out of the building (my wife place of business) I will be safe and then taken to the hospital (Ben Taub) immediately

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STATEMENT OF THE CASE

Which turned out to be a lie from Sgt. French and Lieutenant Bonnette of the Houston Police Department. After Sgt. French and Lieutenant Bonnette spoke with State Representative/Attorney Harold V. Dutton, Jr., Mr. Dutton spoke back with me via phone through the burglar bar door of my wife shop and informed me that SWAT was on the way because that's what Houston Police Department Sgt. French and Lt. Bonnette told him, if I don't come out the building, however if I come out the building, HPD Sgt. French and Lt. Bonnette guaranteed that I will be safe. I barricaded myself in my wife shop because I knew I did not commit a crime, I was illegally and unlawfully tazed, my rights were violated, the Church Security Guard, Anthony Simpson threatened to kill me (with his gun in hand) if I come out the building (my wife shop), I was in fear of my life. I requested the Mary Unit (Medical Police) to pick me up if I come out of the building because they are trained to handle situations like mine and I knew I would feel safe and comfortable ^{Harris Health} being in the vehicle with them due to me being in the system as a mental patient at Ben Taub Hospital in the Houston Medical Center area. I also showed the officers my medication to prove what I was saying. Some of the Houston Police officers refused to believe me and some of the Houston Police officers said they didn't even know what a Mary Unit was. I later was informed by my wife that she asked Sgt. French and Lt. Bonnette if I come out of the building (my wife shop), will I be arrested and my wife said Lt. Bonnette said Yes. So my wife said she asked Lt. Bonnette what would I be arrested for. Lt. Bonnette said he could not tell her. She then asked Lt. Bonnette, could he tell my attorney, Mr. Dutton, why I was being arrested. Lieutenant Bonnette said no and said that my Attorney, Mr. Dutton had to be there, then he could tell Mr. Dutton why I was being arrested. My wife then said to Lt. Bonnette that Atty. Dutton was on his way to Houston from Austin Texas and that he was still on the phone and that he was 45 minutes away. Lt. Bonnette still refused to tell my wife and my attorney Mr. Dutton why I was being arrested. And Lt. Bonnette

STATEMENT OF THE CASE

Knew Mr. Dutton was driving from Austin, Texas because he had spoke with him on my wife phone with the speaker on and my wife heard Mr. Dutton tell Lt. Bonnette where he was traveling from, with hundreds of people going Facebook Live on their cellphones, I came out of the building (my wife shop), the Houston Police Department Officers approached me, while the other HPD Officers stood outside right by my wife burglar bar shop door, searching me and jerking on my arms without a Probable Cause. I asked a black Houston Police Officer if my wife could take a picture of me. The black officer (Mans Unit) told me, "Put yo muthaf*cking hands behind yo back, this ain't no muthaf*cking photo shoot!" I later told my wife that I wanted her to take a photo of me because I felt that the Houston Police Department Officers were gonna kill me when I leave with them and that would be her last time seeing me alive and she would have a photo of me the last time she seen me alive. So as the officers were taking me to a unmarked Houston Police car, my wife Darlene asked Sgt. French where were they taking me, Sgt. French told my wife that they were taking me to Ben Taub Hospital. My wife later found out that they lied to her. They never took me to Ben Taub Hospital, which is about 10 minutes from my wife shop. And my wife waited at Ben Taub Hospital for 2 hours and had to be stressed out and later found out that they took me to LBS (Lyndon B. Johnson) Hospital that was also close to my wife shop, about 7 minutes away. However, I did not arrive to LBS until about 2 or more hours after Houston Police Officers unlawfully arrested me and drove off with me from my wife shop on 5309 Sonora Street, Houston, Texas 77020. The officers took me to the Police Substation on Northeast, 830 Ley Rd., Houston, Texas 77028, not the hospital, not Ben Taub, in an unmarked police car and questioned my mental health. It was a lady asking me what floor at Ben Taub Hospital

STATEMENT OF THE CASE

did I receive help, I told the lady it was on the 2nd floor. The lady told the officers that it was no way I would know that if I was lying. Now Sgt. French told my wife that I don't want to ride in the car with the rookie officers (a black officer and a white officer). However, while on the Police Substation parking lot, they placed me in the car with the two rookies (black officer and white officer) that Sgt. French said to my wife that I don't want to ride with. My heart started beating very fast and I felt and knew that I was gonna be killed by the Houston Police Department Officers. Hours had passed at this time and I still had not received any medical attention for the taser barbs that were still stuck in my chest and in my stomach. I was later taken to LBS Hospital. Once my wife made it to LBS Hospital, they refused to let her see me. Once I was taken to Harris County Jail, I was in a holding tank for about 96 hours before I was even booked into jail. For about four days straight, nothing showed in the system on me and my wife could not visit me. So much corruption, Detention Codes, Rules, Regulations and Laws violated. Once I was booked in Harris County Jail, my wife informed me that the date on the county website showed the date 2015 when the year was 2017. There are no records til this date that shows why I was tazed, arrested and jailed by Church Security Guard, Anthony Simpson and Houston Police Department Officers on May 31, 2017. So much abuse of office supplies, back dated documents, deception, abuse of power, my wife and I was violated, harassed, abused, mistreated, embarrassed, targeted and humiliated emotionally and physically in so many ways; There was no report of Anthony Simpson disarming his taser on May 31, 2017, And he left the taser barb wires from his taser gun on the Private Property grounds of my wife shop on May 31, 2017

STATEMENT OF THE CASE

When he Trespassed onto the Private Property of my wife Shop with his gun out, chasing me around my wife and I 1990 Red Suburban threatening to kill me, Abuse Of Authority, Misconduct, Death Threats and Intentionally Harm was committed by Anthony Simpson, my wife Darlene and I were victims and treated like criminals, All these illegal acts, unlawful acts and violations caused emotional strain, damage, humiliation, character assassination, embarrassment and damage to our reputation til this day in 2024. I was illegally, wrongfully, unlawfully tazed, illegally and unlawfully arrested, and unlawfully and wrongfully jailed for 16 days without a bond without a Probable Cause about 13 to 15 days after I reported the illegal, unpermitted, one sided, dangerous Spite fence (wall) to the City of Houston and multiple news stations, my wife and I were retaliated against in all ways I have stated. A law suit was filed May 31, 2019 by Attorney T. Christopher Lewis. As the case was going through the judicial process, my wife and I was not informed exactly of what date that Harris County Civil District Judge LaTosha Lewis Payne in Court No. 55 had dismissed the case and signed off on a Order Granting Defendant Alan Patterson No Evidence Motion For Summary Judgment until we received a copy of our case file from the downtown courthouse on August 1, 2022, We then started representing ourselves Pro Se. I then filed a Motion For Reconsideration on August 10, 2022. (Please See Exhibit) I then filed a Notice of Hearing on December 19, 2022. (Please See Exhibit), The hearing was scheduled for January 23, 2023. Judge LaTosha Lewis Payne for Harris County Civil District Court No. 55 denied the Motion for Reconsideration. I then filed an Appeal to the judge decision. The case was then accepted to the First Court of Appeals in Houston Harris County, Texas. The First Court of Appeals denied the Appeal. I then filed a Motion for Rehearing to the Court decision and the case then went to the Supreme Court of Texas.

STATEMENT OF THE CASE

The Supreme Court Of Texas denied my Motion For Rehearing Petition For Review and I am now requesting a Petition For Writ Of Certiorari from the Supreme Court of The United States.

REASONS FOR GRANTING THE PETITION

Please pardon my tardiness as far as delivery^{of} these documents in reference to my Petition For Writ Of Certiorari. My wife and I have been displaced and under the care of FEMA (Federal Emergency Management Agency) at this current time due to us being affected by the tornado that took place on May 16, 2024 and Hurricane Beryl that took place on July 8, 2024 here in Houston, Texas. My wife Darlene Smith and I are displaced due to these two natural/national disasters and are being assisted by FEMA. When the damage affected our home, our documents got wet and some damaged in reference to this case, however I was able to save some by placing them in bags. I am requesting for the Petition to be GRANTED because according to when I found out about the judge LaTosha Lewis Payne decision in Harris County Civil District Court No. 55 and filed a Motion For Reconsideration I was within my time frame to file my Motion For Reconsideration. (Please See Exhibit 4: Date I received documents with Judge LaTosha Lewis Payne judgment was on August 1, 2022. And I filed my Motion For Reconsideration on August 10, 2022 within the 10 day time frame. (Please see Exhibit 4) The order Granting Defendant Alan Patterson No Evidence Motion For Summary Judgment was GRANTED and claims and causes of action of Plaintiffs Arthur J. Smith and Darlene Smith against Alan Patterson were ordered Dismissed, signed off on and dated by Presiding Judge LaTosha Lewis Payne on May 23, 2022. (Please See Exhibit 2) And the Defendant Alan Patterson's No Evidence Motion For Summary Judgment names a job occupation of a person and a person who are not parties to the law suit. (Please See Exhibit 1: V. There Is No Evidence To Support The Plaintiff Negligence Claims Against Defendant Alan Patterson, Named Alan Simpson page 26 of 161

REASONS FOR GRANTING THE PETITION

I'm also requesting for the Petition to be granted due to a Conflict of Interest between the Defendant attorney Benjamin 'Ben' Hall with The Hall Law Firm who contributed \$1,000.00 on June 15, 2021 to Judge LaTosha Lewis Payne campaign while my wife and I case was still active in the Harris County District Court No. 55 with presiding Judge LaTosha Lewis Payne before she dismissed my wife and I case. (Please See Exhibit 3) also the First Court of Appeals listed the Trial Judge Honorable Jeffrey A. Shadwick who is a Republican, for my wife and I case for Trial Docket No. 2019-37366. (Please See Exhibit 16 pages 1-4: top of page 2) And the Trial Judge for my wife and I Trial Docket No. 2019-37366 was Judge LaTosha Lewis Payne who is a Democrat. I'm requesting for Petition to be granted due to Vincent Clocksien Vacation Letter was not filed within the time frame when the Order for Resetting Trial was put in place. (Please See Exhibit 13-Vincent Clocksien Vacation Letter). (Please See Order Resetting Trial (pgs. 1-6) I'm also requesting for the Petition to be granted due to, right before my medical records were requested and the witnesses were contacted for Order of Resetting Trial case was dismissed. (Please See Exhibits 6) Exhibit 9, Exhibit 10, Exhibit 11, Exhibit 12)

REASONS FOR GRANTING THE PETITION

I'm requesting for the Petition to be granted due to the Defendants claiming I admitted to Trespassing on to the church property and I did not Trespass on to the church property. (Please see Exhibit 7 and Photos of Church Security Guard approaching me while my wife and I was doing a Peaceful Protest on the Houston City Public Sidewalk. (Please See Photo Exhibits

No one should be detained unlawfully, assaulted, illegally tasered, illegally arrested, wrongfully and illegally jailed who did not commit a crime. My rights (all my rights) were violated without a probable cause. There's nothing in Harris County Systems that shows why I was tazed, arrested and taken to jail on May 31, 2017 and held 16 days without a bond. The Defendants Attorneys claim Church Security Guard Anthony Simpson had qualified immunity as a police officer off duty. Anthony Simpson was not in police uniform when he came out of church and approached my wife and I and his actions towards my wife and I clearly violated a legal rule laid out by the federal appeals court. (Please See Photo Exhibits of Church Security Anthony Simpson Actions - Exhibit Photos: Exhibit 15, Pages 18-31

As of today November 1, 2024 from the time that the incidents took place May 31, 2017, before I went to Harris County Jail. I was receiving threats. One by Pastor Alan Patterson. And until this day, I am in fear of my life due to the corruption of the Houston Police Dept. and the ties Pastor Patterson have with the police Dept.

REASONS FOR GRANTING THE PETITION

I am requesting the Petition to be GRANTED due to the fact that Atty. Vincent Glocksien never responded to my Petition For Review/Brief in the First Court of Appeals in Houston Harris County, Texas in reference to case no. 01-23-000080-cv in reference to Arthur S. Also Smith and Darlene Smith.

Also No Deposition was done on me after the Defendants Attorney said they would reschedule one with me. Even though some documents say one was done on me. I was neglected and treated as if my voice did not matter. No due process.

Arthur J. Smith Exhibits

**Exhibit 1 - V. There Is No Evidence To Support The Plaintiff Negligence Claims
Against Defendant Alan Patterson (page 7 of 9)**

**Exhibit 2 - Order Granting Defendant Alan Patterson No Evidence Motion For
Summary Judgment (page 1 of 3 and page 2 of 3)**

**Exhibit 3 - Monetary Political Contributions
(page 1)**

Exhibit 4 - Motion For Reconsideration (pages 1-2)

Exhibit 5 - Notice Of Hearing (page 1)

Exhibit 6 - Plaintiff's Designation Of Experts (pages 1-3)

Exhibit 7 - Plaintiff's Response To Defendant's Request For Admissions (pages 1-2)

**Exhibit 8 - Reporter's Certification Deposition Of Arthur J. Smith - June 21, 2021
(pages 1-5)**

Exhibit 9 - Notice Of Intention To Take Deposition By Written Questions (pages 1-14)

**Exhibit 10 - Amended Notice Of Intention To Take Deposition By Written Questions
(pages 1-3)**

Exhibit 11- Notice Of Delivery (pages 1-2)

Exhibit 12 - Notice Of Delivery (pages 1-2)

Exhibit 13 - JACKSON, DREWS & BOANERGES, P.C.
Vincent Glocksien Vacation Letter (page 1)

Exhibit 14 - Order Resetting Trial (pages 1-6)

Exhibit 15 - Photos (pages 1-61)

Exhibit 16- ARTHUR J SMITH AND DARLENE SMITH
VIANTHONY SIMPSON, ALAN PATTERSON AND
CORINTH MISSIONARY BAPTIST CHURCH & KIAMOUNT CORINTH
(pages 1-4) MISSIONARY BAPTIST CHURCH

RE: Case No. 23-0900
COA #: 01-23-00080-CV
STYLE: SMITH v. SIMPSON

DATE: 2/2/2024
TC#: 2019-37366

Today the Supreme Court of Texas denied the petitions
for review in the above-referenced case.

ARTHUR J. SMITH
* DELIVERED VIA E-MAIL *

RE: Case No. 23-0900
COA #: 01-23-00080-CV
STYLE: SMITH v. SIMPSON

DATE: 4/5/2024
TC#: 2019-37366

Today the Supreme Court of Texas denied the motions for rehearing of the above-referenced petition for review.

ARTHUR J. SMITH
* DELIVERED VIA E-MAIL & POSTAL *

time for discovery has passed. Plaintiff has had more than adequate time to conduct discovery in this matter, this No-Evidence Motion for Summary Judgment is appropriate.

V.

**THERE IS NO EVIDENCE TO SUPPORT THE PLAINTIFF
NEGLIGENCE CLAIMS AGAINST DEFENDANT ALAN PATTERSON**

Plaintiffs herein alleges that the Defendant was negligent and grossly negligent and intentionally caused severe emotional distress to Plaintiffs. Defendant ALAN PATTERSON did not control the means and methods of the work of Houston Police Officer Alan Simpson at the time of the occurrence nor did Pastor ALAN PATTERSON control the acts of Houston Police Officer Alan Simpson therefore he had no duty to Plaintiffs. Defendant ALAN PATTERSON moves for No Evidence Summary Judgment on all of the elements of liability brought against him in Plaintiff's Petition and Pleadings on file in this cause.

Accordingly, Defendant ALAN PATTERSON is entitled to Summary Judgment as a matter of law on Plaintiffs claims arising from the incident made the basis of this suit.

V.

WHEREFORE, PREMISES CONSIDERED, Defendant ALAN PATTERSON prays that Plaintiffs take nothing by reason of this suit, that Defendant ALAN PATTERSON be discharged and be released from costs, without day, and for all such other and further relief, both general and special, at law and in equity, to which the Defendant

NO. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH
V.
ANTHONY SIMPSON, ALAN PATTERSON AND CORINTH MISSIONARY BAPTIST CHURCH f/k/a MOUNT CORINTH MISSIONARY BAPTIST CHURCH

§
§
§
§
§
§
§
§
§

IN THE DISTRICT COURT OF
HARRIS COUNTY, TEXAS
55TH JUDICIAL DISTRICT

7A

ORDER GRANTING DEFENDANT ALAN PATTERSON NO EVIDENCE
MOTION FOR SUMMARY JUDGMENT

CAME on to be considered on this _____ day of _____
2022, Defendant Alan Patterson's No Evidence Motion for Summary Judgment. The Court, upon review of all responsive pleadings and arguments of counsel, finds that Defendant's Motion is in all things GRANTED. It is, therefore;

ORDERED, ADJUDGED and DECREED that Defendants' No Evidence Motion for Summary Judgment as to ALAN PATTERSON is hereby GRANTED. The claims and causes of action of Plaintiffs ARTHUR J. SMITH AND DARLENE against ALAN PATTERSON are hereby Ordered Dismissed.

Costs of Court are taxed to the party incurring said costs.

SIGNED this _____ day of _____, 2022.

Signed:
5/23/2022



JUDGE PRESIDING

page 34 of 161

APPROVED:

JACKSON, DREWS & BOANERGES, P.C.

Vincent Glocksien

VINCENT GLOCKSIEEN TBN:08031200

9432 Katy Freeway, Suite 100

Houston, Texas 77055

Telephone: (713) 464-3383

Facsimile: (713) 464-9467

Vincent@cjblawfirm.com

ATTORNEY FOR DEFENDANT

ALAN PATTERSON

page 35 of 161

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Michael Cooper on behalf of Vincent Glocksien
Bar No. 8031200
mc@cjblawfirm.com
Envelope ID: 62511762
Status as of 3/11/2022 8:12 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Thomas CLewis		tcl@tchrislaw.com	3/10/2022 5:09:25 PM	SENT
Thomas Lewis	24059224	tcl@yourjusticematters.com	3/10/2022 5:09:25 PM	SENT
Lekeshia Alexander		lla@yourjusticematters.com	3/10/2022 5:09:25 PM	SENT
Karl Douglas Drews		karl@cjblawfirm.com	3/10/2022 5:09:25 PM	SENT
Karl D.Drews		kdd@cjblawfirm.com	3/10/2022 5:09:25 PM	SENT
Benjamin Hall	8743745	bhall@thlf.us	3/10/2022 5:09:25 PM	SENT
Ryan Finnegan		rfinnegan@bhalllawfirm.com	3/10/2022 5:09:25 PM	SENT
Kimberly Bobb		kbobb@bhalllawfirm.com	3/10/2022 5:09:25 PM	SENT
Vincent Glocksien		vincent@cjblawfirm.com	3/10/2022 5:09:25 PM	SENT
Debbie Campbell		dcampbell@cjblawfirm.com	3/10/2022 5:09:25 PM	SENT

page 36 of 161



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.
Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 102103925

Marilyn Burgess

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

MONETARY POLITICAL CONTRIBUTIONS

SCHEDULE A(J)1

The Instruction Guide explains how to complete this form.

1 Total pages Schedule A(J)1:
Sch: 10/19 Rpt: 13/35

2 FILER NAME

Payne, Latosha Lewis (The Honorable)

3 Filer ID (Ethics Commission Filers)
00069496

4 Date
06/15/2021

5 Full name of contributor ☐ out-of-state PAC (ID#: _____)
Hall, Benjamin

7 Amount of Contribution (\$)
\$1,000.00

6 Contributor address; City; State; Zip Code

Houston, TX 77024

8 Contributor's Principal Occupation
Lawyer

9 Contributor's Job Title
Lawyer

10 Contributor's employer/law firm
Hall law firm

11 Law firm of contributor's spouse (if any)

12 If contributor is a child, law firm of parent(s) (if any)

Date
06/29/2021

Full name of contributor ☐ out-of-state PAC (ID#: _____)
Hardin, Rusty

Amount of Contribution (\$)
\$1,000.00

Contributor address; City; State; Zip Code

Houston, TX 77005

Contributor's Principal Occupation
Attorney

Contributor's Job Title
Attorney

Contributor's employer/law firm
Rusty Hardin & Associates

Law firm of contributor's spouse (if any)
n/a

If contributor is a child, law firm of parent(s) (if any)

Date
06/29/2021

Full name of contributor ☐ out-of-state PAC (ID#: _____)
Hiran, Bruce

Amount of Contribution (\$)
\$250.00

Contributor address; City; State; Zip Code

Houston, TX 77055

Contributor's Principal Occupation
Litigation Attorney

Contributor's Job Title
Litigation Attorney

Contributor's employer/law firm
Hiran & Streeter Law Firm

Law firm of contributor's spouse (if any)
Hiran & Streeter Law Firm

If contributor is a child, law firm of parent(s) (if any)

Arthur J. Smith
and Darlene Smith,
Plaintiffs

In The District
Court Of Harris
County, Texas

V.

Anthony Simpson,
Alan Patterson
And Corinth Missionary
Baptist Church f/k/a
Mount Corinth Missionary
Baptist Church

55TH JUDICIAL COURT

MOTION FOR RECONSIDERATION

I, Arthur J. Smith is submitting a Motion For Reconsideration in the above case no. 2019-37336 due to the fact that there is an error in the Defendant Alan Patterson's No Evidence Motion For Summary Judgment. (Please See Exhibit on page 7 of 9 stating under roman number V. THERE IS NO EVIDENCE TO SUPPORT THE PLAINTIFF NEGLIGENCE CLAIMS AGAINST DEFENDANT ALAN PATTERSON.) The first paragraph states, "Plaintiffs herein alleges that the Defendant was negligent and grossly negligent and intentionally caused serve emotional distress to Plaintiffs.

Defendant ALAN PATTERSON did not control the means and methods of the work of Houston Police Officer Alan Simpson at the time of the occurrence nor did Pastor ALAN PATTERSON control the acts of Houston Police Officer Alan Simpson therefore he had no duty to Plaintiffs. Defendant ALAN PATTERSON moves for No Evidence Summary Judgment on all of the elements of liability brought against him in Plaintiff's Petition and Pleadings on file in this cause.

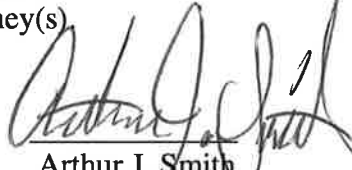
Accordingly, Defendant ALAN PATTERSON is entitled to Summary Judgment as a matter of law on Plaintiffs claims arising from the incident made the basis of this suit." This statement in the Defendant Alan Patterson's No Evidence Motion For Summary Judgment was submitted by JACKSON, DREWS & BOANERGES, P.C. and signed off on by Attorney Vincent Glocksien for Defendant Pastor Alan Patterson on the date of March 10, 2022.

The Order Granting Defendant Alan Patterson No Evidence Motion For Summary Judgment was GRANTED and the claims and causes of action of Plaintiffs Arthur J. Smith and Darlene against ALAN PATTERSON were ordered Dismissed. Signed and dated by Presiding Judge Latosha Lewis Payne on May 23, 2022. The Defendant Alan Patterson's No Evidence Motion For Summary Judgment names a job occupation of a person and a person who are not parties to the lawsuit. I received my case documents from the Harris County Civil Courthouse located on 201 Caroline, Houston, Texas 77001 on August 1, 2022 and that's when I first reviewed the error.

Respectfully Submitted,
ARTHUR J. SMITH
By: 
Arthur J. Smith
Email: artkoffey@yahoo.com
5315 Sonora Street
Houston, Texas 77020
Telephone: 281.667.1016
Pro Se

Certificate Of Service

I hereby Certify that on August 10, 2022, a True and Correct Copy of this MOTION FOR RECONSIDERATION was delivered to the Defendant(s) Attorney(s)


Arthur J. Smith

CASE NO. 2019-37336

Arthur J. Smith and
Darlene Smith,
Plaintiffs
V.

In The District Court
Of
Harris County, Texas
55th Judicial
District

Anthony Simpson, Alan
Patterson And Corinth
Missionary Baptist Church.
f/k/a Mount Corinth Missionary
Baptist Church,
Defendants

NOTICE OF HEARING

The hearing for Motion For Reconsideration will be heard on January 23, 2023 at 1:30pm by Zoom <https://justex.zoom.us/j/360123286> in the 55th County District Court in Harris County, Texas.

Respectfully Submitted,

By: 

Autochthonous American Indian/ In Full Life/ Sui Juris/In Solo Proprio

Arthur J. Smith

Email: artkoffey@yahoo.com

5315 Sonora Street

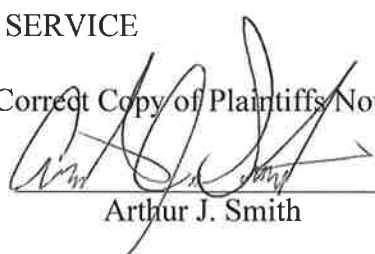
Houston, Texas 77020

Telephone: 281.667.1016

Pro Se

CERTIFICATE OF SERVICE

I Certify that On December 19, 2022 a True And Correct Copy of Plaintiffs Notice Of Hearing was delivered to the Defendants Attorney.


Arthur J. Smith

CAUSE NO. 201937336

ARTHUR J. SMITH AND DARLENE SMITH	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs	§	JUDICIAL DISTRICT
	§	
ANTHONY SIMPSON, ALAN PATTERSON, AND CORINTH MISSIONARY BAPTIST CHURCH /f/k/a MOUNT CORINTH MISSIONARY BAPTIST CHURCH	§	
	§	
Defendants.	§	HARRIS COUNTY, TEXAS

PLAINTIFF'S DESIGNATION OF EXPERTS

TO THE HONORABLE DISTRICT COURT JUDGE:

COMES NOW, Plaintiff, ARTHUR J. SMITH, and files his witness designations pursuant to the Court's Scheduling:

I.

The following expert(s) while not retained as of this date are expected by Arthur Smith in this litigation:

Dr. Roberto Flores, (Primary Server, Medication Management)
7200 North Loop East
Houston, TX 77028
(713) 970-8653
CV will be provided upon receipt.

Dr. Flores is expected to testify about the evaluation of PTSD trauma after incident. Dr. Flores is also expected to testify regarding medication management and related adult mental health treatment plan.

Charlott Judd, LPC, NCC, Physcosocial Rehabilitation
7200 North Loop East
Houston, TX 77028
(713) 970-8653
CV will be provided upon receipt

Ms. Judd is expected to testify regarding Mr. Smith's ongoing anxiety, depression, trauma and PTSD. In addition. Ms. Judd will testify regarding Mr. Smith's trauma focused therapy.

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Kevin Williams, MD
Lyndon B. Johnson Hospital
5656 Kelley Street
Houston, TX 77026
713-566-5100
CV will be provided upon receipt

Dr. Williams is expected to testify about the initial diagnosis, substance found in Mr. Smith cyes and body upon entry Mr. Smith presentation into the emergency hospital.

II.

Defendant reserves the right to supplement this designation further within the time limitations imposed by the Court and/or by any alterations of same by subsequent Court Order and/or by agreement of the parties pursuant to the Texas Rules of Civil Procedure and/or the Texas Rules of Evidence.

III.

Defendant reserves the right to withdraw the designation of any expert witness and to aver positively that such previously designated expert will not be called as an expert witness at trial and to re-designate same as a consulting expert, who cannot be called by opposing counsel.

IV.

Defendant reserves the right to elicit the opinion testimony of experts designated and called by other parties to this suit.

V.

Defendant hereby designates and may call to testify as adverse witnesses any and all of the other Defendants and/or Plaintiffs hereto and any and all expert witnesses designated by any other Defendant and/or Plaintiff, whether or not such other Defendant and/or Plaintiff is still a party hereto at the time of trial.

VI.

Defendant reserves the right to call any physician/specialist who has examined Plaintiff for any condition before or after the date of the accident.

VII.

Defendant reserves the right to elicit technical or other specialized knowledge or expert opinion testimony, through direct or cross-examination, from the potential fact witnesses, based on the witness' knowledge, skill, experience, training or education, and concerning the subject of the witness' personal knowledge and involvement in the matters at issue.

page 43 of 161

Respectfully submitted,

The Law Office of T. Christopher Lewis

/s/ T. Christopher Lewis

T. Christopher Lewis

BAR NO. 24059224

730 N Bishop Ave., Suite 100

DALLAS TX 75208

PHONE: (817) 795-3900

FAX: (817) 795-3901

EMAIL: tcl@yourjusticematters.com

ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

A true and correct copy of the above and foregoing instrument was forwarded to all attorneys of record in accordance with the applicable Texas Rules of Civil Procedure on this 31st day of January, 2020.

T. Christopher Lewis

T. Christopher Lewis



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 89218298

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

CAUSE NO. 2019-37336

ARTHUR J. SMITH AND DARLENE § IN THE DISTRICT COURT
SMITH §
§
VS § 55TH JUDICIAL DISTRICT
§
ALAN PATTERSON § OF HARRIS COUNTY, TEXAS

PLAINTIFF'S RESPONSE TO DEFENDANT'S REQUEST FOR ADMISSIONS

As provided in Rule 198.2, Texas Rules of Civil Procedure, Plaintiff, Arthur J. Smith And Darlene Smith, Respondent herein, serves this Response to Defendant's Request for Admissions.

DEFENDANT'S REQUESTS FOR ADMISSION TO PLAINTIFFS

REQUEST FOR ADMISSION NO. 1 You admit you have no evidence that the defendant which you sued as Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church caused you any harm or damages.

Admit _____ Deny X

REQUEST FOR ADMISSION NO. 2 You admit that the defendant Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church which you sued in this case caused you no harm or damages for which you complain in this suit.

Admit _____ Deny X

REQUEST FOR ADMISSION NO. 3 You admit that the officer (Anthony Simpson) who arrested you was performing his duty as a Houston police officer and not as an employee or agent of defendant Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church which you sued in this case.

Admit _____ Deny X

REQUEST FOR ADMISSION NO. 4 You admit the defendant Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church which you sued in this case is the wrong defendant.

Admit _____ Deny X

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REQUEST FOR ADMISSION NO. 5

You admit that defendant Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church which you sued in this case did nothing to cause the harm or damages you allege in this case.

Admit _____ Deny X

REQUEST FOR ADMISSION NO. 6

You admit your alleged damages in this case against the defendant Corinth Missionary Baptist Church f/k/a Mount Corinth Missionary Baptist Church you sued in this case totals \$0.

Admit _____ Deny X

Respectfully submitted,


Law Office of T. Christopher Lewis
730 N. Bishop Ave., Suite 100
Dallas, TX 75208



T. Christopher Lewis
Attorney for: Plaintiff
Bar no: 24059224
Phone: 8177953900
Fax: 8177953901
Email: tcl@yourjusticematters.com

Certificate of Service

I certify that a true copy of this document was served in accordance with Rule 21a of the Texas Rules of Civil Procedure on the following on October 30, 2020.


T. Christopher Lewis
Attorney for Plaintiff



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 92878756

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

CAUSE NO. 2019-37336

ARTHUR J. SMITH AND) IN THE DISTRICT COURT OF
DARLENE SMITH)
VS.)
HARRIS COUNTY, T E X A S
ANTHONY SIMPSON, ALAN)
PATTERSON AND CORINTH)
MISSIONARY BAPTIST CHURCH)
F/K/A MOUNT CORINTH)
MISSIONARY BAPTIST CHURCH) 55TH JUDICIAL DISTRICT

REPORTER'S CERTIFICATION
DEPOSITION OF ARTHUR J. SMITH
JUNE 21, 2021

I, Cynthia C. Miller, Certified Shorthand
Reporter in and for the State of Texas, hereby certify
to the following:

That the witness, ARTHUR J. SMITH, was duly
sworn by the officer and that the transcript of the oral
deposition is a true record of the testimony given by
the witness;

That the amount of time used by each party at
the deposition is as follows:

Mr. T. Christopher Lewis - None,
Mr. Ryan Finnegan - 7 minutes,
Mr. Vincent Glocksien - 2 hours 32 minutes;

That pursuant to information given to the
deposition officer at the time said testimony was taken,
the following includes counsel for all parties of
record:

1 Mr. T. Christopher Lewis, Attorney for
2 Plaintiff,
3 Mr. Ryan Finnegan, Attorney for Defendant
4 Corinth Missionary Baptist Church,
5 Mr. Vincent Glocksien, Attorney for Defendant
6 Alan Patterson.

7 I further certify that I am neither counsel
8 for, related to, nor employed by any of the parties or
9 attorneys in the action in which this proceeding was
10 taken, and further that I am not financially or
11 otherwise interested in the outcome of the action.

12 Further certification requirements pursuant to
13 Rule 203 of TRCP will be certified to after they have
14 occurred.

15 Certified to by me this 2nd day of
16 July, 2021.

Cynthia C. Miller

17 CYNTHIA C. MILLER, Texas CSR 8065
18 Certification Expiration 07/31/2023

19 Advantage Reporting Service
20 Firm Registration No. 378
21 P.O. Box 169
22 Tomball, Texas 77377
23 281.376.9303
24
25

FURTHER CERTIFICATION UNDER RULE 203 TRCP
FOR THE DEPOSITION OF ARTHUR J. SMITH
TAKEN ON JUNE 21, 2021

The deposition transcript was submitted on
July 7, 2021 to the witness or to the attorney
for the witness for examination, signature and return to
me by July 30, 2021;

The original deposition was was not ☒
returned to the deposition officer on July 30, 2021;

If returned, the attached Changes and Signature
page contains any changes and the reasons therefor;

The original deposition was sent to
Mr. Vincent Glocksien, Custodial Attorney, on
August 2, 2021;

That \$1,009.05 is the deposition officer's
charges to the Defendants, for preparing the original
deposition transcript and any copies of exhibits;

That the deposition was delivered in accordance
with Rule 203.3, and that a copy of this certificate was
served on all parties shown herein and filed with the
Clerk.

Certified to by me this 2nd day of August,
2021.

Cynthia C. Miller

CYNTHIA C. MILLER, Texas CSR 8065
Certification Expiration 07/31/2023

Advantage Reporting Service
Firm Registration No. 378
P.O. Box 169
Tomball, Texas 77377
281.376.9303



Advantage Reporting Service
Full Service Court Reporting Agency
P.O. Box 169
Tomball, TX 77377
281-376-9303

July 6, 2021

Mr. T. Christopher Lewis
Law Office of T. Christopher Lewis
730 N. Bishop, Suite 100
Dallas, TX 75208

In Re: Arthur J. Smith
Arthur J. Smith and Darlene Smith Vs. Anthony Simpson, et al
Case Number: 2019-37336
Date: 06/21/2021

Dear Mr. Lewis:

Enclosed please find the deposition of Arthur J. Smith and Darlene Smith, which was taken in the above-styled case. Please have the witness read the deposition, note any changes by page and line number on the correction sheet located in the back of the deposition, sign the deposition before any Notary Public, and return the deposition, correction sheet, and the signed and notarized signature page to me within the required twenty (20) days for forwarding to counsel.

** The twenty (20) days begin the day you receive this transcript.

Job number to reference: 101613

Sincerely,

Glathyan Trauth

Glathyan Trauth
Enclosure

cc: Mr. Vincent Glocksien
Mr. Ryan Finnegan

page 52 of 161

[Ship Another](#)[Print](#)[Reports](#)[Schedule Pickup](#)

Lone Star Overnight
Customer Shipping Record
Tracking Number: ZY04YFH9

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From: ADVANTAGE
REPORTING
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REPORTING
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11802
LAKEGROVE
COURT
TOMBALL,
TX 77377
(281) 376 -
9303

Service Type: Ground
Declared Value: \$100.00
Reference Number 1: 101613 - 06/21/2021 - SMITH/SMITH DEPO FOR SIG
Pickup Date: 7/6/2021 6:53:00 PM
Weight: 1.00 lbs.
Pieces: 1 of 1

Delivery Options

Delivery Confirmation: Yes
LSO Simple Pricing: No
Estimated Base Price: \$9.09
Estimated Other Fees: \$0.75
Estimated Total Charge: \$9.84

To: MR. T.
CHRISTOPHER
LEWIS
L/O OF T.
CHRISTOPHER
LEWIS
730 N. BISHOP
SUITE 100
DALLAS,
TX 75208
(817) 795 - 3900

Delivery Info
Status: Delivered
Date/Time: 7/7/2021 1:32:00 PM
Delivery Signature: U Unique

Date Printed: 6/29/2021

LIMIT OF LIABILITY: We are not responsible for claims in excess of \$100 for any reason unless you: 1) declare a greater value (not to exceed \$25,000); 2) pay an additional fee; 3) and document your actual loss in a timely manner. We will not pay any claim in excess of the actual loss. We are not liable for any special or consequential damages. Additional limitations of liability are contained in our current Service Guide. If you ask us to deliver a package without obtaining a delivery signature, you release us of all liability for claims resulting from such service. NO DELIVERY SIGNATURE WILL BE OBTAINED FOR 8:30 AM DELIVERIES OR RESIDENTIAL DELIVERIES.

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RIGHT TO INSPECT: We may, at our option, open and inspect any shipment prior to or after you give it to us to deliver.

Prices calculated on the website are estimates based on the information provided. Charges may change due to, but not limited to the following: Address Correction, Unspecified Residential Delivery, incomplete or inaccurate Dimensional and Weight Data.

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Questions? Call 800.800.8984

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page 53 of 161



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 97268958

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH : IN THE DISTRICT COURT OF
:
vs. :
ANTHONY SIMPSON, ALAN PATTERSON AND : HARRIS COUNTY, TEXAS
CORINTH MISSIONARY BAPTIST CHURCH :
F/K/A MOUNT CORINTH MISSIONARY :
BAPTIST CHURCH : 55TH JUDICIAL DISTRICT

**NOTICE OF INTENTION
TO TAKE DEPOSITION BY WRITTEN QUESTIONS**

To Plaintiff by and through their attorney(s) of record: **T. Christopher Lewis (Law Office of T. Christopher Lewis)**
To other party/parties by and through their attorney(s) of record:

You will please take notice that twenty (20) days from the service of a copy hereof with attached questions, a deposition by written questions will be taken of Custodian of Records for:

BEN TAUB GENERAL HOSPITAL (Medical)
ATTN: HEALTH INFORMATION MANAGEMENT
1504 TAUB LOOP

HOUSTON, TX 77030

ST. JOSEPH'S MEDICAL CENTER (Medical)
1401 ST. JOSEPH PARKWAY
GWS Bldg., 7th FLOOR
HOUSTON, TX 77002

MEMORIAL HERMANN MEDICAL CENTER (Medical)
6411 FANNIN STREET
HOUSTON, TX 77030

HOUSTON POLICE MENTAL HEALTH UNIT (Medical)
150 NORTH CHENEVERT STREET, SUITE 200
HOUSTON, TX 77002

THE HARRIS CENTER FOR MENTAL HEALTH (Medical)
9401 SOUTHWEST FREEWAY
HOUSTON, TX 77074

LYNDON B. JOHNSON GENERAL HOSPITAL (Medical)
5656 KELLEY STREET
HOUSTON, TX 77026

before a Notary Public for **Republic Services, Inc.**
2123 W. Governors Circle #100
Houston, TX 77092
713-957-0094 Fax 713-957-0540

or its designated agent, which deposition with attached questions may be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rule 200, Texas Rules of Civil Procedure, to the officer taking this deposition to issue a subpoena duces tecum and cause it to be served on the witness to produce any and all records as described on the attached questions and/or Exhibit(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, pertaining to:

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95243-1-6

ARTHUR SMITH A/K/A ARTHUR JENARD SMITH

and to turn all such records over to the officer authorized to take this deposition so that photographic reproductions of the same may be made and attached to said deposition.

/s/ Vincent Glocksien
Vincent Glocksien
Jackson, Drews & Boanerges, P.C.
9432 Old Katy Road, Suite 100
Houston, TX 77055
713-464-3383 Fax 713-464-9467
Attorney for Defendant
SBA # 08031200

I hereby certify that a true and correct copy of the foregoing instrument has been forwarded to all Counsel of Record by hand delivery, FAX, and/or certified mail, return receipt requested, on this day.

Dated: _____

3/3/2022

Order No. 95243

by _____

Arthur Glocksien

page 56 of 161

ARTHUR J. SMITH AND DARLENE SMITH	:	IN THE DISTRICT COURT OF
	:	
vs.	:	
ANTHONY SIMPSON, ALAN PATTERSON AND	:	HARRIS COUNTY, TEXAS
CORINTH MISSIONARY BAPTIST CHURCH	:	
F/K/A MOUNT CORINTH MISSIONARY	:	
BAPTIST CHURCH	:	55TH JUDICIAL DISTRICT

DIRECT QUESTIONS TO BE PROPOUNDED TO THE WITNESS

Custodian of Records for: **BEN TAUB GENERAL HOSPITAL**

Records Pertaining To: **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**

Type of Records: **Any and all medical records, including but not limited to, hospital records, doctors' records, physical therapy records, patient information sheets, lab/x-ray reports, office notes, files, papers, reports and correspondence pertaining to ARTHUR SMITH A/K/A ARTHUR JENARD SMITH.**

1. State your full name, address and occupation.

Answer: _____

2. Are you able to identify these records as the originals or true and correct copies of the originals?

Answer: _____

3. Were these records made and kept in the regular course of business?

Answer: _____

4. In the regular course of business, did the person who signed or otherwise prepared these records either have personal knowledge of the entries on these records or obtain the information from sources who have such personal knowledge to make such records?

Answer: _____

5. Are these records under your care, supervision, directions, custody or control?

Answer: _____

6. Are these records made at a time closely related to or simultaneous with the occurrence recorded on these records?

Answer: _____

7. Were these records kept as described in the previous questions?

Answer: _____

8. Please gather any and all of such records together and deliver same to the officer taking your deposition for inspection and photocopying. (This will be at no expense to you, and the officer will return the original records to you after they have been both inspected and copied.) Have you done as requested? If not, why not?

Answer: _____

WITNESS (Custodian of Records)

Before me, the undersigned authority, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument in the capacity therein stated, who being first duly sworn, stated upon his/her oath that the answers to the foregoing questions are true and correct. I further certify that the records attached hereto are exact duplicates of the original records.

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20____

NOTARY PUBLIC

My Commission Expires: _____

Order No. 95243.001

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH	:	IN THE DISTRICT COURT OF
	:	
vs.	:	
ANTHONY SIMPSON, ALAN PATTERSON AND	:	HARRIS COUNTY, TEXAS
CORINTH MISSIONARY BAPTIST CHURCH	:	
F/K/A MOUNT CORINTH MISSIONARY	:	
BAPTIST CHURCH	:	55TH JUDICIAL DISTRICT

DIRECT QUESTIONS TO BE PROPOUNDED TO THE WITNESS

Custodian of Records for: **ST. JOSEPH'S MEDICAL CENTER**

Records Pertaining To: **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**

Type of Records: **Any and all medical records, including but not limited to, hospital records, doctors' records, physical therapy records, patient information sheets, lab/x-ray reports, office notes, files, papers, reports and correspondence pertaining to ARTHUR SMITH A/K/A ARTHUR JENARD SMITH.**

1. State your full name, address and occupation.

Answer: _____

2. Are you able to identify these records as the originals or true and correct copies of the originals?

Answer: _____

3. Were these records made and kept in the regular course of business?

Answer: _____

4. In the regular course of business, did the person who signed or otherwise prepared these records either have personal knowledge of the entries on these records or obtain the information from sources who have such personal knowledge to make such records?

Answer: _____

5. Are these records under your care, supervision, directions, custody or control?

Answer: _____

6. Are these records made at a time closely related to or simultaneous with the occurrence recorded on these records?

Answer: _____

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7. Were these records kept as described in the previous questions?

Answer: _____

8. Please gather any and all of such records together and deliver same to the officer taking your deposition for inspection and photocopying. (This will be at no expense to you, and the officer will return the original records to you after they have been both inspected and copied.) Have you done as requested? If not, why not?

Answer: _____

WITNESS (Custodian of Records)

Before me, the undersigned authority, on this day personally appeared _____
known to me to be the person whose name is subscribed to the foregoing instrument in the capacity therein stated, who being first
duly sworn, stated upon his/her oath that the answers to the foregoing questions are true and correct. I further certify that the
records attached hereto are exact duplicates of the original records.

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20_____

NOTARY PUBLIC

My Commission Expires: _____

Order No. 95243.002

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH	:	IN THE DISTRICT COURT OF
	:	
vs.	:	
ANTHONY SIMPSON, ALAN PATTERSON AND	:	HARRIS COUNTY, TEXAS
CORINTH MISSIONARY BAPTIST CHURCH	:	
F/K/A MOUNT CORINTH MISSIONARY	:	
BAPTIST CHURCH	:	55TH JUDICIAL DISTRICT

DIRECT QUESTIONS TO BE PROPOUNDED TO THE WITNESS

Custodian of Records for: **MEMORIAL HERMANN MEDICAL CENTER**

Records Pertaining To: **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**

Type of Records: **Any and all medical records, including but not limited to, hospital records, doctors' records, physical therapy records, patient information sheets, lab/x-ray reports, office notes, files, papers, reports and correspondence pertaining to ARTHUR SMITH A/K/A ARTHUR JENARD SMITH.**

1. State your full name, address and occupation.

Answer: _____

2. Are you able to identify these records as the originals or true and correct copies of the originals?

Answer: _____

3. Were these records made and kept in the regular course of business?

Answer: _____

4. In the regular course of business, did the person who signed or otherwise prepared these records either have personal knowledge of the entries on these records or obtain the information from sources who have such personal knowledge to make such records?

Answer: _____

5. Are these records under your care, supervision, directions, custody or control?

Answer: _____

6. Are these records made at a time closely related to or simultaneous with the occurrence recorded on these records?

Answer: _____

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7. Were these records kept as described in the previous questions?

Answer: _____

8. Please gather any and all of such records together and deliver same to the officer taking your deposition for inspection and photocopying. (This will be at no expense to you, and the officer will return the original records to you after they have been both inspected and copied.) Have you done as requested? If not, why not?

Answer: _____

WITNESS (Custodian of Records)

Before me, the undersigned authority, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument in the capacity therein stated, who being first duly sworn, stated upon his/her oath that the answers to the foregoing questions are true and correct. I further certify that the records attached hereto are exact duplicates of the original records.

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20_____

NOTARY PUBLIC

My Commission Expires: _____

Order No. 95243.003

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH	:	IN THE DISTRICT COURT OF
	:	
vs.	:	
ANTHONY SIMPSON, ALAN PATTERSON AND	:	HARRIS COUNTY, TEXAS
CORINTH MISSIONARY BAPTIST CHURCH	:	
F/K/A MOUNT CORINTH MISSIONARY	:	
BAPTIST CHURCH	:	55TH JUDICIAL DISTRICT

DIRECT QUESTIONS TO BE PROPOUNDED TO THE WITNESS

Custodian of Records for: **HOUSTON POLICE MENTAL HEALTH UNIT**

Records Pertaining To: **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**

Type of Records: **Any and all medical records, including but not limited to, hospital records, doctors' records, physical therapy records, patient information sheets, lab/x-ray reports, office notes, files, papers, reports and correspondence pertaining to ARTHUR SMITH A/K/A ARTHUR JENARD SMITH.**

1. State your full name, address and occupation.

Answer: _____

2. Are you able to identify these records as the originals or true and correct copies of the originals?

Answer: _____

3. Were these records made and kept in the regular course of business?

Answer: _____

4. In the regular course of business, did the person who signed or otherwise prepared these records either have personal knowledge of the entries on these records or obtain the information from sources who have such personal knowledge to make such records?

Answer: _____

5. Are these records under your care, supervision, directions, custody or control?

Answer: _____

6. Are these records made at a time closely related to or simultaneous with the occurrence recorded on these records?

Answer: _____

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7. Were these records kept as described in the previous questions?

Answer: _____

8. Please gather any and all of such records together and deliver same to the officer taking your deposition for inspection and photocopying. (This will be at no expense to you, and the officer will return the original records to you after they have been both inspected and copied.) Have you done as requested? If not, why not?

Answer: _____

WITNESS (Custodian of Records)

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the person whose name is subscribed to the foregoing instrument in the capacity therein stated, who being first duly sworn, stated upon his/her oath that the answers to the foregoing questions are true and correct. I further certify that the records attached hereto are exact duplicates of the original records.

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20____

NOTARY PUBLIC

My Commission Expires: _____

Order No. 95243.004

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH

vs.

ANTHONY SIMPSON, ALAN PATTERSON AND
CORINTH MISSIONARY BAPTIST CHURCH
F/K/A MOUNT CORINTH MISSIONARY
BAPTIST CHURCH

:
:
:
:
:
:

IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

55TH JUDICIAL DISTRICT

DIRECT QUESTIONS TO BE PROPOUNDED TO THE WITNESS

Custodian of Records for: **THE HARRIS CENTER FOR MENTAL HEALTH**

Records Pertaining To: **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**

Type of Records: **Any and all medical records, including but not limited to, hospital records, doctors' records, physical therapy records, patient information sheets, lab/x-ray reports, office notes, files, papers, reports and correspondence pertaining to ARTHUR SMITH A/K/A ARTHUR JENARD SMITH.**

1. State your full name, address and occupation.

Answer: _____

2. Are you able to identify these records as the originals or true and correct copies of the originals?

Answer: _____

3. Were these records made and kept in the regular course of business?

Answer: _____

4. In the regular course of business, did the person who signed or otherwise prepared these records either have personal knowledge of the entries on these records or obtain the information from sources who have such personal knowledge to make such records?

Answer: _____

5. Are these records under your care, supervision, directions, custody or control?

Answer: _____

6. Are these records made at a time closely related to or simultaneous with the occurrence recorded on these records?

Answer: _____

page 65 of 161

7. Were these records kept as described in the previous questions?

Answer: _____

8. Please gather any and all of such records together and deliver same to the officer taking your deposition for inspection and photocopying. (This will be at no expense to you, and the officer will return the original records to you after they have been both inspected and copied.) Have you done as requested? If not, why not?

Answer: _____

WITNESS (Custodian of Records)

Before me, the undersigned authority, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument in the capacity therein stated, who being first duly sworn, stated upon his/her oath that the answers to the foregoing questions are true and correct. I further certify that the records attached hereto are exact duplicates of the original records.

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20 _____

NOTARY PUBLIC

My Commission Expires: _____

Order No. 95243.005

page 66 of 161

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH	:	IN THE DISTRICT COURT OF
	:	
vs.	:	
ANTHONY SIMPSON, ALAN PATTERSON AND	:	HARRIS COUNTY, TEXAS
CORINTH MISSIONARY BAPTIST CHURCH	:	
F/K/A MOUNT CORINTH MISSIONARY	:	
BAPTIST CHURCH	:	55TH JUDICIAL DISTRICT

DIRECT QUESTIONS TO BE PROPOUNDED TO THE WITNESS

Custodian of Records for: **LYNDON B. JOHNSON GENERAL HOSPITAL**

Records Pertaining To: **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**

Type of Records: **Any and all medical records, including but not limited to, hospital records, doctors' records, physical therapy records, patient information sheets, lab/x-ray reports, office notes, files, papers, reports and correspondence pertaining to ARTHUR SMITH A/K/A ARTHUR JENARD SMITH.**

1. State your full name, address and occupation.

Answer: _____

2. Are you able to identify these records as the originals or true and correct copies of the originals?

Answer: _____

3. Were these records made and kept in the regular course of business?

Answer: _____

4. In the regular course of business, did the person who signed or otherwise prepared these records either have personal knowledge of the entries on these records or obtain the information from sources who have such personal knowledge to make such records?

Answer: _____

5. Are these records under your care, supervision, directions, custody or control?

Answer: _____

6. Are these records made at a time closely related to or simultaneous with the occurrence recorded on these records?

Answer: _____

page 67 of 161

7. Were these records kept as described in the previous questions?

Answer: _____

8. Please gather any and all of such records together and deliver same to the officer taking your deposition for inspection and photocopying. (This will be at no expense to you, and the officer will return the original records to you after they have been both inspected and copied.) Have you done as requested? If not, why not?

Answer: _____

WITNESS (Custodian of Records)

Before me, the undersigned authority, on this day personally appeared _____
known to me to be the person whose name is subscribed to the foregoing instrument in the capacity therein stated, who being first
duly sworn, stated upon his/her oath that the answers to the foregoing questions are true and correct. I further certify that the
records attached hereto are exact duplicates of the original records.

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20____

NOTARY PUBLIC

My Commission Expires: _____

Order No. 95243.006

page 68 of 161



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 100766938

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

ARTHUR J. SMITH AND DARLENE SMITH

:

IN THE DISTRICT COURT OF

vs.

:

ANTHONY SIMPSON, ALAN PATTERSON AND
CORINTH MISSIONARY BAPTIST CHURCH
F/K/A MOUNT CORINTH MISSIONARY
BAPTIST CHURCH

:

HARRIS COUNTY, TEXAS

:

:

55TH JUDICIAL DISTRICT

**AMENDED NOTICE OF INTENTION
TO TAKE DEPOSITION BY WRITTEN QUESTIONS**

To Plaintiff by and through their attorney(s) of record: **T. Christopher Lewis (Law Office of T. Christopher Lewis)**
To other party/parties by and through their attorney(s) of record:

You will please take notice that twenty (20) days from the service of a copy hereof with attached questions, a deposition by written questions will be taken of Custodian of Records for:

**HOUSTON POLICE DEPARTMENT MENTAL HEALTH UNIT (Medical)
1200 TRAVIS, 23RD FLOOR
HOUSTON, TX 77002**

before a Notary Public for **Republic Services, Inc.
2123 W. Governors Circle #100
Houston, TX 77092
713-957-0094 Fax 713-957-0540**

or its designated agent, which deposition with attached questions may be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rule 200, Texas Rules of Civil Procedure, to the officer taking this deposition to issue a subpoena duces tecum and cause it to be served on the witness to produce any and all records as described on the attached questions and/or Exhibit(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, pertaining to:

ARTHUR SMITH A/K/A ARTHUR JENARD SMITH

and to turn all such records over to the officer authorized to take this deposition so that photographic reproductions of the same may be made and attached to said deposition.

**Vincent Glocksien
Jackson, Drews & Boanerges, P.C.
9432 Old Katy Road, Suite 100
Houston, TX 77055
713-464-3383 Fax 713-464-9467
Attorney for Defendant
SBA # 08031200**

I hereby certify that a true and correct copy of the foregoing instrument has been forwarded to all Counsel of Record by hand delivery, FAX, and/or certified mail, return receipt requested, on this day.

Dated: 4/8/2020by Lisa Staal

Order No. 95243 - 4

page 70 of 161

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH	:	IN THE DISTRICT COURT OF
	:	
vs.	:	
ANTHONY SIMPSON, ALAN PATTERSON AND	:	HARRIS COUNTY, TEXAS
CORINTH MISSIONARY BAPTIST CHURCH	:	
F/K/A MOUNT CORINTH MISSIONARY	:	
BAPTIST CHURCH	:	55TH JUDICIAL DISTRICT

DIRECT QUESTIONS TO BE PROPOUNDED TO THE WITNESS

Custodian of Records for: **HOUSTON POLICE DEPARTMENT MENTAL HEALTH UNIT**

Records Pertaining To: **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**

Type of Records: **Any and all medical records, including but not limited to, hospital records, doctors' records, physical therapy records, patient information sheets, lab/x-ray reports, office notes, files, papers, reports and correspondence pertaining to ARTHUR SMITH A/K/A ARTHUR JENARD SMITH.**

1. State your full name, address and occupation.

Answer: _____

2. Are you able to identify these records as the originals or true and correct copies of the originals?

Answer: _____

3. Were these records made and kept in the regular course of business?

Answer: _____

4. In the regular course of business, did the person who signed or otherwise prepared these records either have personal knowledge of the entries on these records or obtain the information from sources who have such personal knowledge to make such records?

Answer: _____

5. Are these records under your care, supervision, directions, custody or control?

Answer: _____

6. Are these records made at a time closely related to or simultaneous with the occurrence recorded on these records?

Answer: _____

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7. Were these records kept as described in the previous questions?

Answer: _____

8. Please gather any and all of such records together and deliver same to the officer taking your deposition for inspection and photocopying. (This will be at no expense to you, and the officer will return the original records to you after they have been both inspected and copied.) Have you done as requested? If not, why not?

Answer: _____

WITNESS (Custodian of Records)

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the person whose name is subscribed to the foregoing instrument in the capacity therein stated, who being first duly sworn, stated upon his/her oath that the answers to the foregoing questions are true and correct. I further certify that the records attached hereto are exact duplicates of the original records.

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20____

NOTARY PUBLIC

My Commission Expires: _____

Order No. 95243.004



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.
Witness my official hand and seal of office
this August 1, 2022

Certified Document Number: 101530637

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

ARTHUR J. SMITH AND DARLENE SMITH

IN THE DISTRICT COURT OF

vs.

ANTHONY SIMPSON, ALAN PATTERSON AND
CORINTH MISSIONARY BAPTIST CHURCH
F/K/A MOUNT CORINTH MISSIONARY
BAPTIST CHURCH

HARRIS COUNTY, TEXAS

55TH JUDICIAL DISTRICT

NOTICE OF DELIVERY

RE: BEN TAUB GENERAL HOSPITAL (Medical)

I, Lillian Miles, Notary Public in and for the State of Texas, hereby certify pursuant to the Rule 203, Texas Rules of Civil Procedure,

1. That this Deposition by Written Questions of ~~ROCKQUITTA BROOKS~~, the Custodian of Records for the above named is a true and exact duplicate of the records pertaining to ~~ARTHUR SMITH A/K/A ARTHUR JENARD SMITH~~, given by the witness named herein, after said witness was duly sworn by Lucia Murray;
2. That the transcript is a true record of the testimony given by the witness;
3. That \$ 554.49 is the charge for the preparation of the completed Deposition by Written Questions and any copies of exhibits, charged to Attorney for Defendant, Vincent Glocksien, TBA # 08031200;
4. That the deposition transcript was submitted on the 05/16/2022 9:00AM the witness for examination, signature and return to the officer by a specified date;
5. That changes, if any made by the witness, in the transcript and otherwise are attached thereto or incorporated therein;
6. That the witness returned the transcript;
7. That the original deposition by Written Questions and a copy thereof, together with copies of all exhibits was delivered to the attorney or party who Noticed the first questions for safekeeping and use at trial;
8. That pursuant to information made a part of the records at the time said testimony was taken, the following includes all parties of record:

~ T. Christopher Lewis (Law Office of T. Christopher Lewis)
Vincent Glocksien (Jackson, Drews & Boanerges, P.C.)

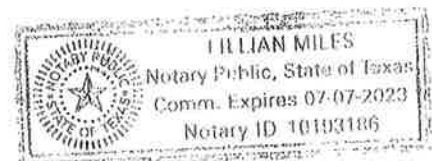
and

9. A copy of this Notice of Delivery was served on all parties shown herein.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS THE May 25, 2022.

Republic Services, Inc.
2123 W. Governors Circle #100
Houston, TX 77092
713-957-0094 Fax 713-957-0540

Notary Public in and for the State of Texas



95243.001

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Envelope ID: 65050509

Status as of 6/2/2022 9:19 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Thomas CLewis		tcl@tchrislaw.com	6/2/2022 8:48:59 AM	SENT
Thomas Lewis	24059224	tcl@yourjusticematters.com	6/2/2022 8:48:59 AM	SENT
Lekeshia Alexander		lla@yourjusticematters.com	6/2/2022 8:48:59 AM	SENT
Karl Douglas Drews		karl@cjblawfirm.com	6/2/2022 8:48:59 AM	SENT
Karl D.Drews		kdd@cjblawfirm.com	6/2/2022 8:48:59 AM	SENT
Benjamin Hall	8743745	bhall@thlf.us	6/2/2022 8:48:59 AM	SENT
Ryan Finnegan		rfinnegan@bhalllawfirm.com	6/2/2022 8:48:59 AM	SENT
Kimberly Bobb		kbobb@bhalllawfirm.com	6/2/2022 8:48:59 AM	SENT
T. ChristopherLewis		tcl@yourjusticematters.com	6/2/2022 8:48:59 AM	SENT
Vincent Glocksien		vincent@cjblawfirm.com	6/2/2022 8:48:59 AM	SENT
Debbie Campbell		dcampbell@cjblawfirm.com	6/2/2022 8:48:59 AM	SENT
Ryan WFinnegan		rfinnegan@thlf.us	6/2/2022 8:48:59 AM	SENT



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.
Witness my official hand and seal of office
this August 1, 2022

Certified Document Number: 102256796

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

No. 2019-37336

ARTHUR J. SMITH AND DARLENE SMITH

IN THE DISTRICT COURT OF

vs.

ANTHONY SIMPSON, ALAN PATTERSON AND
 CORINTH MISSIONARY BAPTIST CHURCH
 F/K/A MOUNT CORINTH MISSIONARY
 BAPTIST CHURCH

HARRIS COUNTY, TEXAS

55TH JUDICIAL DISTRICT

NOTICE OF DELIVERY

RE: LYNDON B. JOHNSON GENERAL HOSPITAL (Medical)

I, Lillian Miles, Notary Public in and for the State of Texas, hereby certify pursuant to the Rule 203, Texas Rules of Civil Procedure,

1. That this Deposition by Written Questions of **ROCKQUITTA BROOKS**, the Custodian of Records for the above named is a true and exact duplicate of the records pertaining to **ARTHUR SMITH A/K/A ARTHUR JENARD SMITH**, given by the witness named herein, after said witness was duly sworn by Arthur Jenard Smith;
2. That the transcript is a true record of the testimony given by the witness;
3. That \$ 363.91 is the charge for the preparation of the completed Deposition by Written Questions and any copies of exhibits, charged to Attorney for Defendant, **Vincent Glocksien, TBA # 08031200**;
4. That the deposition transcript was submitted on the **05/23/2022 9:00AM** the witness for examination, signature and return to the officer by a specified date;
5. That changes, if any made by the witness, in the transcript and otherwise are attached thereto or incorporated therein;
6. That the witness returned the transcript;
7. That the original deposition by Written Questions and a copy thereof, together with copies of all exhibits was delivered to the attorney or party who Noticed the first questions for safekeeping and use at trial;
8. That pursuant to information made a part of the records at the time said testimony was taken, the following includes all parties of record:

T. Christopher Lewis (Law Office of T. Christopher Lewis)
Vincent Glocksien (Jackson, Drews & Boanerges, P.C.)

and

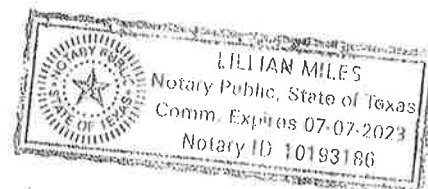
9. A copy of this Notice of Delivery was served on all parties shown herein.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS THE June 2, 2022.

Republic Services, Inc.
2123 W. Governors Circle #100
Houston, TX 77092
713-957-0094 Fax 713-957-0540

Lillian Miles
 Notary Public in and for the State of Texas

95243.006



page 77 of 161

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Envelope ID: 65271762

Status as of 6/9/2022 8:20 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Thomas CLewis		tcl@tchrislaw.com	6/9/2022 8:01:46 AM	SENT
Thomas Lewis	24059224	tcl@yourjusticematters.com	6/9/2022 8:01:46 AM	SENT
Lekeshia Alexander		lla@yourjusticematters.com	6/9/2022 8:01:46 AM	SENT
Karl Douglas Drews		karl@cjblawfirm.com	6/9/2022 8:01:46 AM	SENT
Karl D.Drews		kdd@cjblawfirm.com	6/9/2022 8:01:46 AM	SENT
Benjamin Hall	8743745	bhall@thlf.us	6/9/2022 8:01:46 AM	SENT
Ryan Finnegan		rfinnegan@bhalllawfirm.com	6/9/2022 8:01:46 AM	SENT
Kimberly Bobb		kbobb@bhalllawfirm.com	6/9/2022 8:01:46 AM	SENT
T. ChristopherLewis		tcl@yourjusticematters.com	6/9/2022 8:01:46 AM	SENT
Vincent Glocksien		vincent@cjblawfirm.com	6/9/2022 8:01:46 AM	SENT
Debbie Campbell		dcampbell@cjblawfirm.com	6/9/2022 8:01:46 AM	SENT
Ryan W.Finnegan		rfinnegan@thlf.us	6/9/2022 8:01:46 AM	SENT



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.
Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 102376581

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

JACKSON, DREWS & BOANERGES, P.C.
ATTORNEYS AT LAW

Shareholders
JAMES BOANERGES
WILLIAM S. JACKSON
KARL D. DREWS

9432 Katy Freeway, Suite 100
Houston, Texas 77055
713-464-3383
713-464-9467-Fax
vincent@jdblawfirm.com

VINCENT GLOCKSIEH

July 14, 2021

Ms. Marilyn Burgess
Harris County District Clerk
201 Caroline
Houston, Texas 77002

RE: Cause No. 2019-37336; Arthur J. Smith and Darlene Smith
v. Anthony Simpson, Alan Patterson and Corinth
Missionary Baptist Church f/k/a Mount Corinth Missionary
Baptist Church; In the 55th District Court, Harris
County, Texas

Dear Ms. Burgess:

This letter is to advise you that I will be invoking my
vacation letter beginning July 19, 2021 through August 13, 2021.
I would appreciate it very much if you would not set any matters,
including trial, during that time period.

By copy of this letter, I am notifying all counsel of record
of this vacation schedule.

Sincerely,

Vincent Glocksien

Vincent Glocksien

/dc

page 80 of 161



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 96839138

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

SMITH, ARTHUR J

vs.

SIMPSON, ANTHONY

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IN THE DISTRICT COURT OF
HARRIS COUNTY, TEXAS
55th JUDICIAL DISTRICT

ORDER RESETTING TRIAL

This case is reset for TRIAL for the two week period beginning 07-27-2021.

If the case has not been reached by the second Friday after this date, the trial will be
reset. The parties are ordered to appear for a DOCKET CALL
on 07-16-2021 at 09:00 AM.

All previous pre-trial deadlines remain in effect, unless changed by the court.

If you have any questions concerning this order, please contact the Court
coordinator, ASHLEY HOSKINS at (832) 927-2653.

Signed

LATOSHA LEWIS PAYNE
JUDGE, 55TH DISTRICT COURT
Generated on: 2/24/2021

SMITH, ARTHUR J

vs.

SIMPSON, ANTHONY

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IN THE DISTRICT COURT OF
HARRIS COUNTY, TEXAS
55th JUDICIAL DISTRICT

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Signed

LATOSHA LEWIS PAYNE
JUDGE, 55TH DISTRICT COURT
Generated on: 2/24/2021

ALAN PATTERSON

SMITH, ARTHUR J

vs.

SIMPSON, ANTHONY

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IN THE DISTRICT COURT OF
HARRIS COUNTY, TEXAS
55th JUDICIAL DISTRICT

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LATOSHA LEWIS PAYNE
JUDGE, 55TH DISTRICT COURT
Generated on: 2/24/2021

SMITH, ARTHUR J

vs.

SIMPSON, ANTHONY

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IN THE DISTRICT COURT OF
HARRIS COUNTY, TEXAS
55th JUDICIAL DISTRICT

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Signed

LATOSHA LEWIS PAYNE
JUDGE, 55TH DISTRICT COURT
Generated on: 2/24/2021

SMITH, ARTHUR J

vs.

SIMPSON, ANTHONY

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IN THE DISTRICT COURT OF
HARRIS COUNTY, TEXAS
55th JUDICIAL DISTRICT

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Signed

LATOSHA LEWIS PAYNE
JUDGE, 55TH DISTRICT COURT
Generated on: 2/24/2021

ORTX

SMITH, ARTHUR J

vs.

SIMPSON, ANTHONY

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IN THE DISTRICT COURT OF
HARRIS COUNTY, TEXAS
55th JUDICIAL DISTRICT

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coordinator, ASHLEY HOSKINS at (832) 927-2653.

Signed

LATOSHA LEWIS PAYNE
JUDGE, 55TH DISTRICT COURT
Generated on: 2/24/2021



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.
Witness my official hand and seal of office this August 1, 2022

Certified Document Number: 94520686

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

No. 23-0900

[Click for Official Page \(http://www.search.txcourts.gov/Case.aspx?cn=23-0900\)](http://www.search.txcourts.gov/Case.aspx?cn=23-0900)

**ARTHUR J. SMITH AND DARLENE SMITH
v. ANTHONY SIMPSON, ALAN
PATTERSON AND CORINTH MISSIONARY
BAPTIST CHURCH F.K.A MOUNT
CORINTH MISSIONARY BAPTIST
CHURCH**

The Court denied review of the petition on February 2, 2024. It then denied rehearing on April 5, 2024 **File Closed**

Case Events Parties and Counsel

Court of Appeals

Appellate District:	1st Court of Appeals
Outcome Below:	Dismissed
COA Docket No.:	01-23-00080-CV
Opinion Author:	Per Curiam

Trial Court

Trial Court:	55th District Court
County:	Harris
Trial Judge:	Honorable Jeffrey A. Shadwick
Trial Docket:	2019-37366

Entries on SCOTX Orders Lists

- February 2, 2024 (/scotx/orders/2024-02-02?from=23-0900)
- April 5, 2024 (/scotx/orders/2024-04-05?from=23-0900)

Docket Entries

Date	Event	Outcome
2024-04-05	Notice sent to Court of Appeals	
2024-04-05	Notice sent to Court of Appeals	
2024-04-05	Motion for Rehearing - Disposed	Denied
2024-04-05	Motion for Rehearing - Disposed	Denied
2024-03-21	Call received	
2024-02-27	Case forwarded to Court	
2024-02-27	Case forwarded to Court	
2024-02-20	Motion for Rehearing	
2024-02-20	Motion for Rehearing for pet #2	

2024-02-02	Petition for Review disposed	Denied
2024-02-02	Petition for Review disposed	Denied
2024-01-02	Case forwarded to Court	
2024-01-02	Case forwarded to Court	
2023-12-08	Description of document returned to Supreme Court	
2023-12-06	Response Waiver filed	
2023-12-06	Response Waiver filed	
2023-12-01	Response Waiver filed	
2023-12-01	Call received	
2023-11-30	Phone call from Clerk's Office	
2023-11-29	Petition for Review (Petitioner)	
2023-11-29	Petition for Review #2 (Petitioner)	
2023-11-20	Description of document returned to Supreme Court	
2023-11-15	Description of document returned to Supreme Court	
2023-11-10	Affidavit of Inability to Pay Court Costs	
2023-11-10	Affidavit of Inability to Pay Court Costs	
2023-11-10	Motion for Extension of Time to File Petition for Review disposed	Filing granted
2023-11-02	Notice requesting filing fee	
2023-10-31	Clerk's Record	
2023-10-31	Notice of Appeal filed (Petitioner)	
2023-10-31	Notice requesting filing fee	
2023-10-31	Electronic communication sent to Party	

2023-10-31 Notice requesting filing fee

2023-10-30 Motion for Extension of Time to File Petition for Review filed

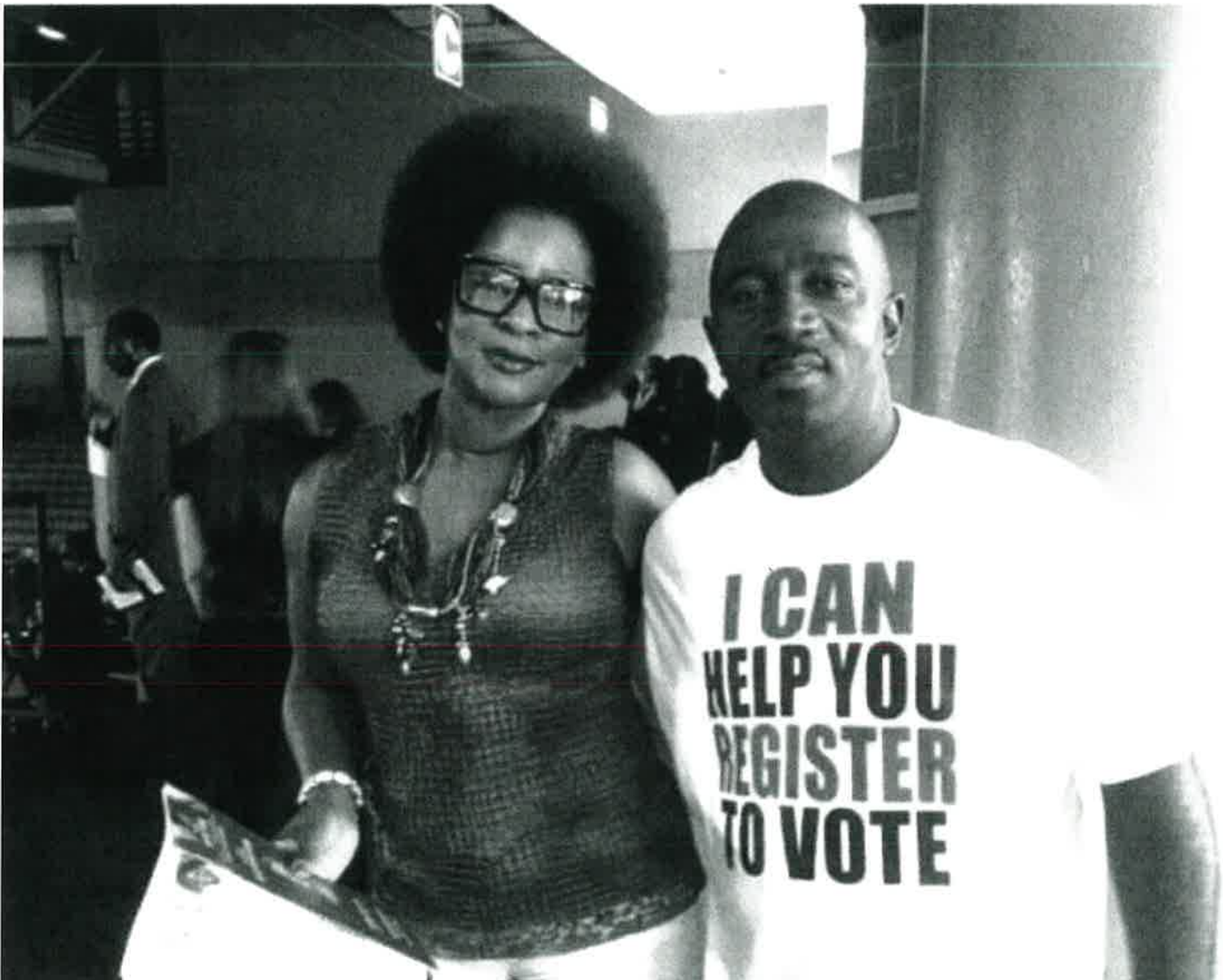


Hillary Clinton

Jun 7, 2015 at 10:29 AM • 


"We took a 400-square foot barbershop and turned it into a voter registration headquarters. Your hope gives your vote life! Did I say that right?" - Art

"You said it right." - Darlene



A NON-PARTISAN VOTER REGISTRATION DEPOT

VOTE AND LIVE **18 AND UP**
USA POWER UP!
"MY VOTE GIVES MY HOPE LIFE!"



Arthur J. Smith El-Bey

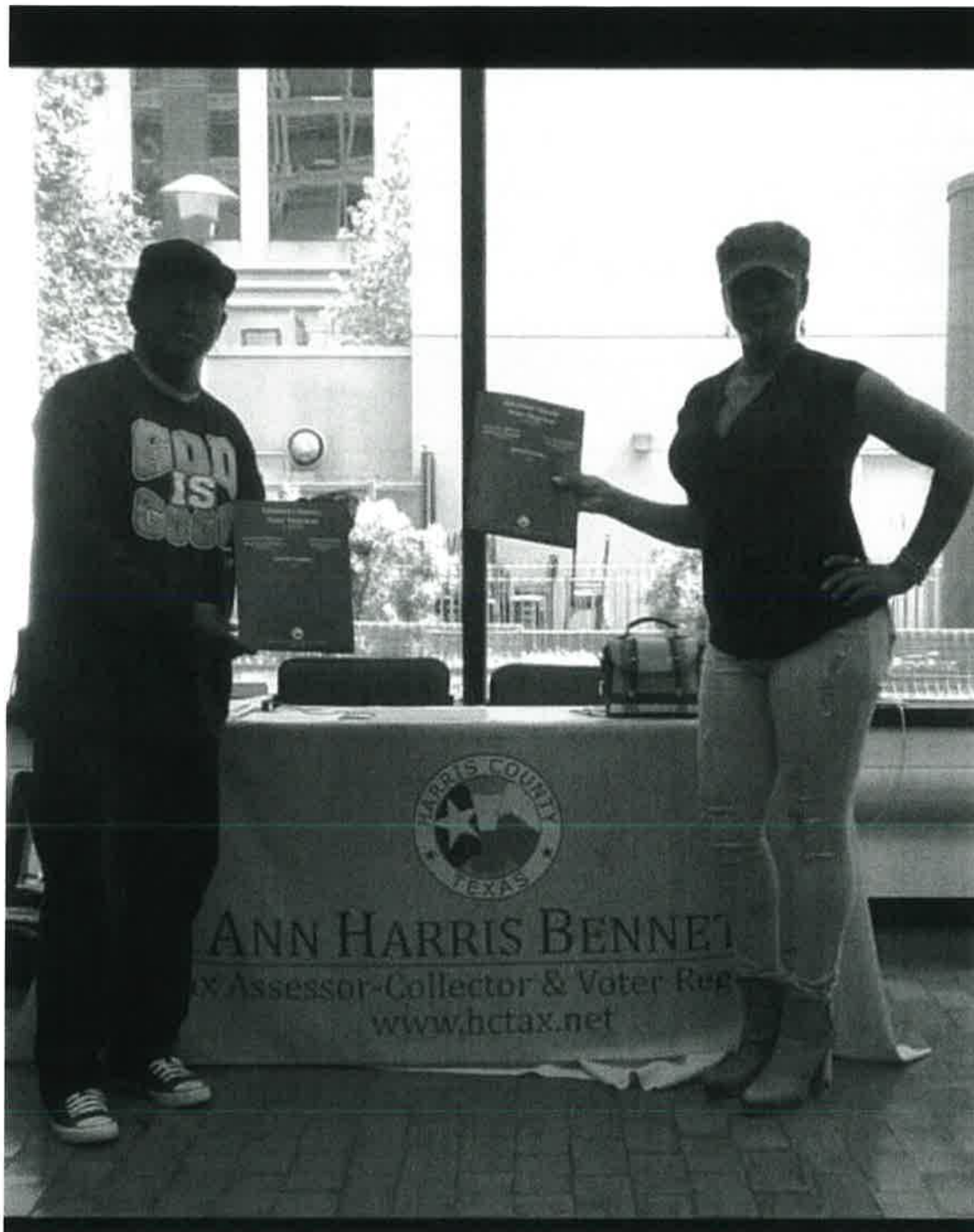
Sep 21, 2017

5th Ward Live TV... If your Child is 17 Years Old And 10 Months And Live In Harris County,Texas. Parents They Can Get Registered To Vote And Vote For The First Time. They Must Be Registered By October 10, 2017. Everyone "VOTE AND LIVE"

Please Share. Thanks
One Love...I Salute!



2 comments • 9 shares



Arthur J. Smith El-Bey

Apr 27, 2019

*Volunteer Deputy Voter Registrar Training In Downtown Houston @Harris County Voter Registration Department! I Am So Glad Koffey Signed Up This Year! We Are Now Good To Get Individuals Registered To Vote Up Until December 31, 2020!

*5th Ward Live TV...Via Facebook. - lil art



53

Page 95 of 161

10 comments • 8 shares



Sherry Dunn • Following

Jun 20, 2017

No wall can stop the power of a strong community that is United! Arthur J. Smith and Koffey Smith committed to serve the people. One Love - #5thWardTexas



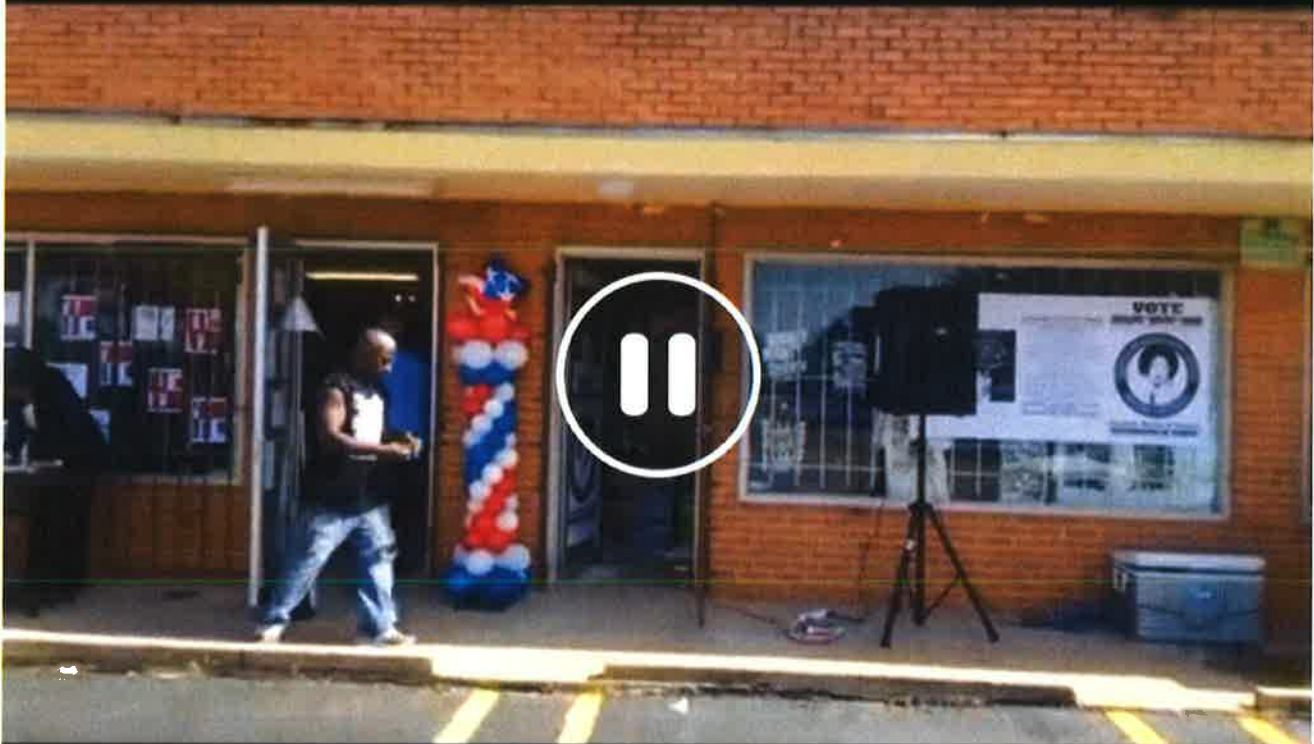
You, Koffey Smith EL-Bey and 5 others 1 comment



Jul 15, 2023 · 🌐

#FBF July 2015 to semi Grand Opening of V&L(Vote and Live). The first Voters Registration Bui... See more

5th Ward Houston, TX



The Vote & Live Story Timeline

0:03 / 6:15



You, Angel Linsey and 5 others 1 comment • 4 shares



Jul 15, 2023 · 🌐

#FBF July 2015 to semi Grand Opening of V&L(Vote and Live). The first Voters Registration Bui... See more

5th Ward Houston, TX



The Vote & Live Story Timeline



The Vote & Live Story Timeline





The Vote & Live Story Timeline



  12

4 comments • 2 shares • 515 views

Page 100 of 161



Jul 15, 2023 · 🌐

#FBF July 2015 to semi Grand Opening of V&L(Vote and Live). The first Voters Registration Bui... See more

5th Ward Houston, TX



The Vote & Live Story Timeline



You, Angel Linsey and 5 others

1 comment · 4 shares



Like



Comment



Share

5th Ward Houston, TX



The Vote & Live Story Timeline



  12

4 comments • 2 shares • 515 views



Like



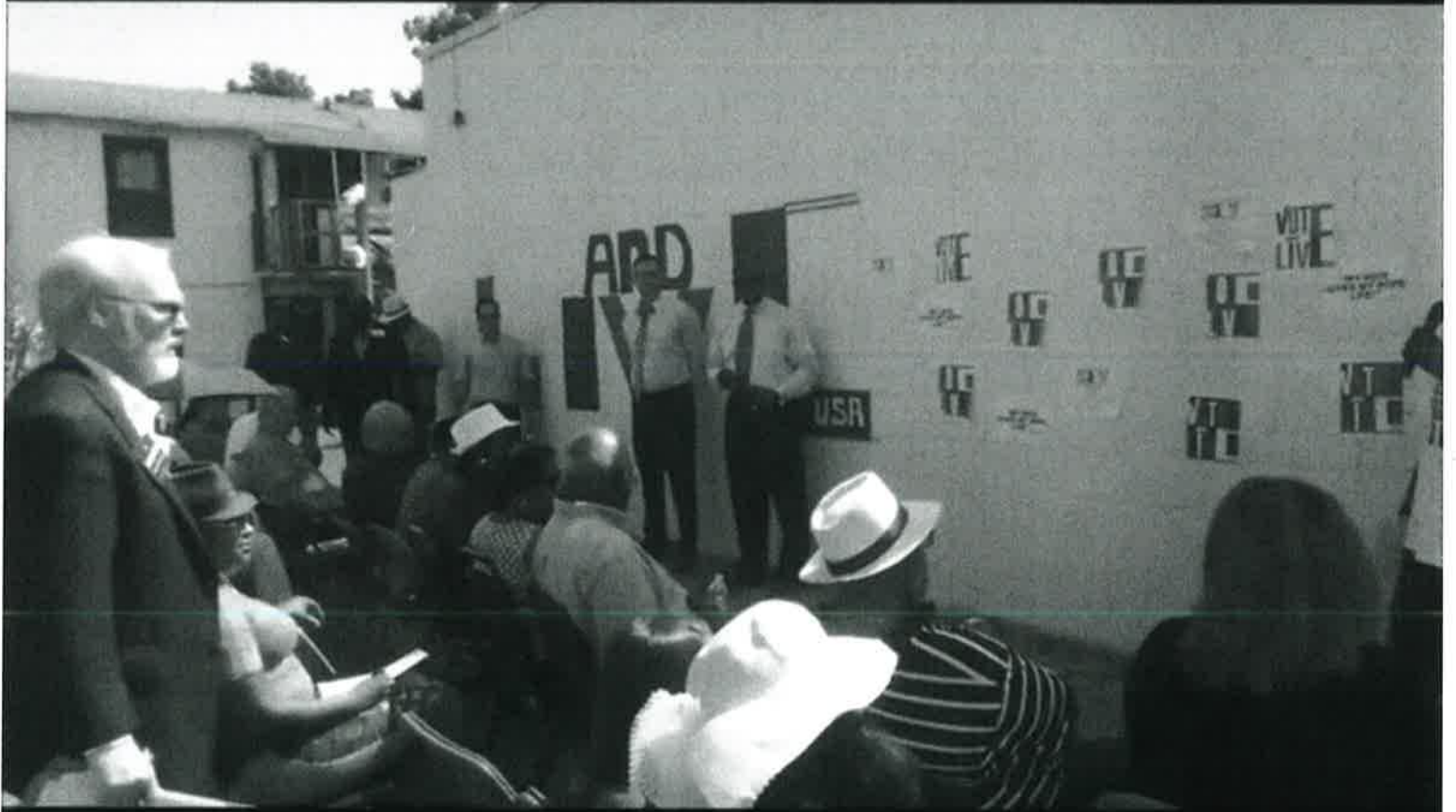
Comment

Page 102 of 161



Share

5th Ward Houston, TX



The Vote & Live Story Timeline



  12

4 comments • 2 shares • 515 views

 Like

 Comment

 Share

Page 103 of 161

5th Ward Houston, TX



The Vote & Live Story Timeline



 12

4 comments • 2 shares • 515 views

 Like

 Comment

 Share

Page 104 of 161

5th Ward Houston, TX



The Vote & Live Story Timeline

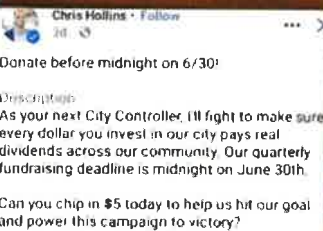
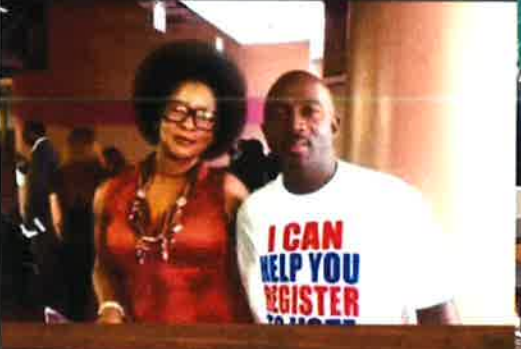
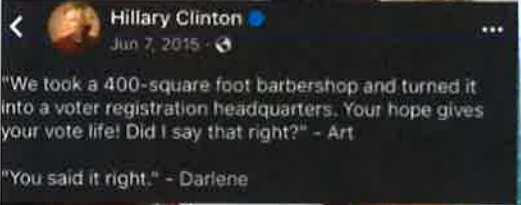


  12

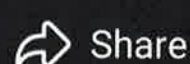
4 comments • 2 shares • 515 views

#FBF July 2015 to semi Grand Opening of V&L(Vote and Live). The first Voters Registration Building of its kind. Its apart of Our Culture,Ancestors way of living, For Our Tribe to not be Bias and therefore we Establish V&L for the betterment of our Community,City and State.

#Houston #5thWard #Texas #Tribe



You, Angel Linsey and 5 others 1 comment • 4 shares









   19

page 109 of 161

5 comments 3 shares 12.6K views



...and he was on the city
...so everybody that walks pass the
...church he gone ask for I.D I think not.

2



Earl Collins · 3:35

Isiah Carey Fox 26

4



Harl Ausbie Jr. · 4:44

Call channel 13 again

4



Karhonda Watts · 5:06

Luscious Lyons has been exposed

7



Terri Ausberry · 6:16

Mayor Sylvester Turner need to handle this fast
quick and a hurry.

5



Write a comment...





4:44

Call channel 13 again



4



Karhonda Watts · 5:06

Luscious Lyons has been exposed



7



Terri Ausberry · 6:16

Mayor Sylvester Turner need to handle this fast quick and a hurry.

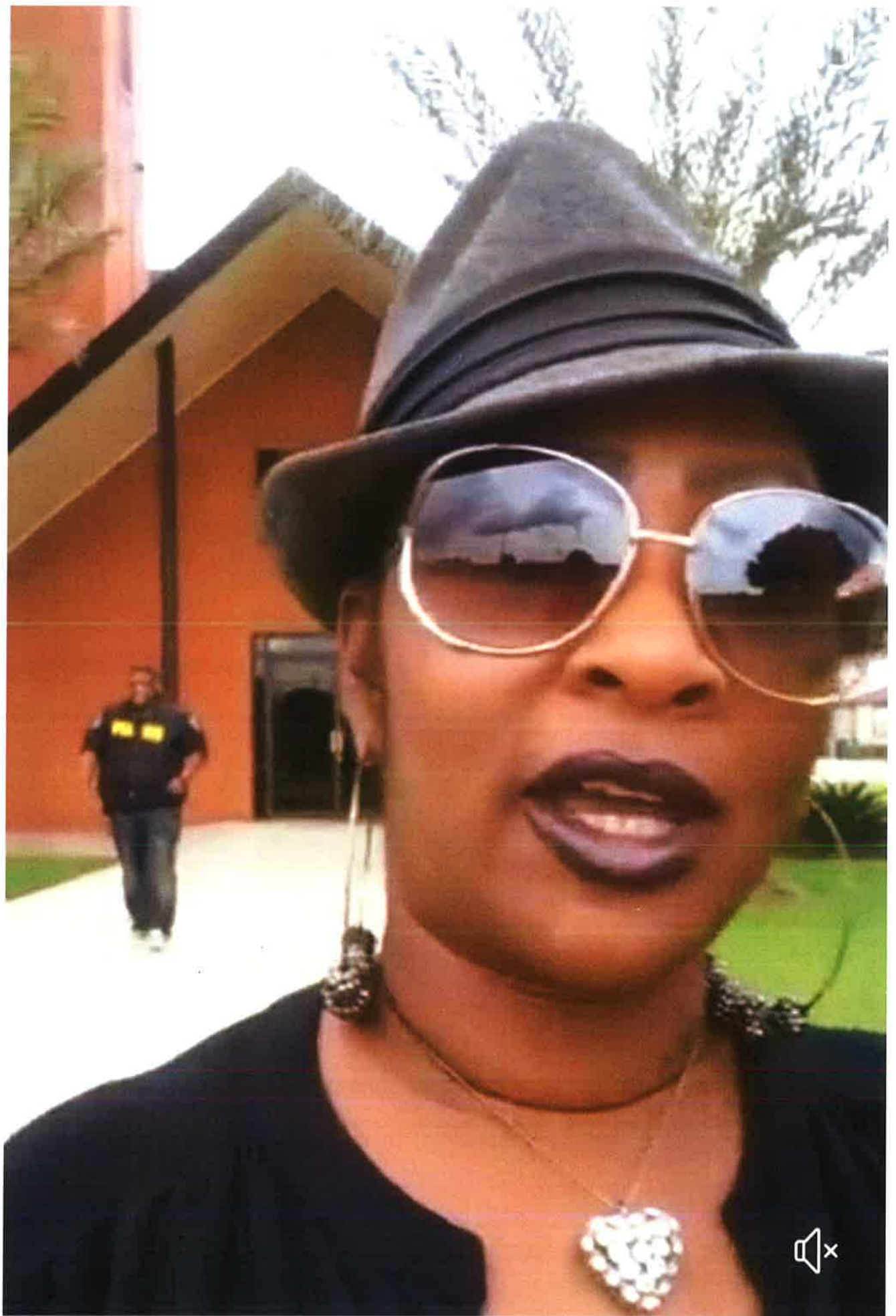


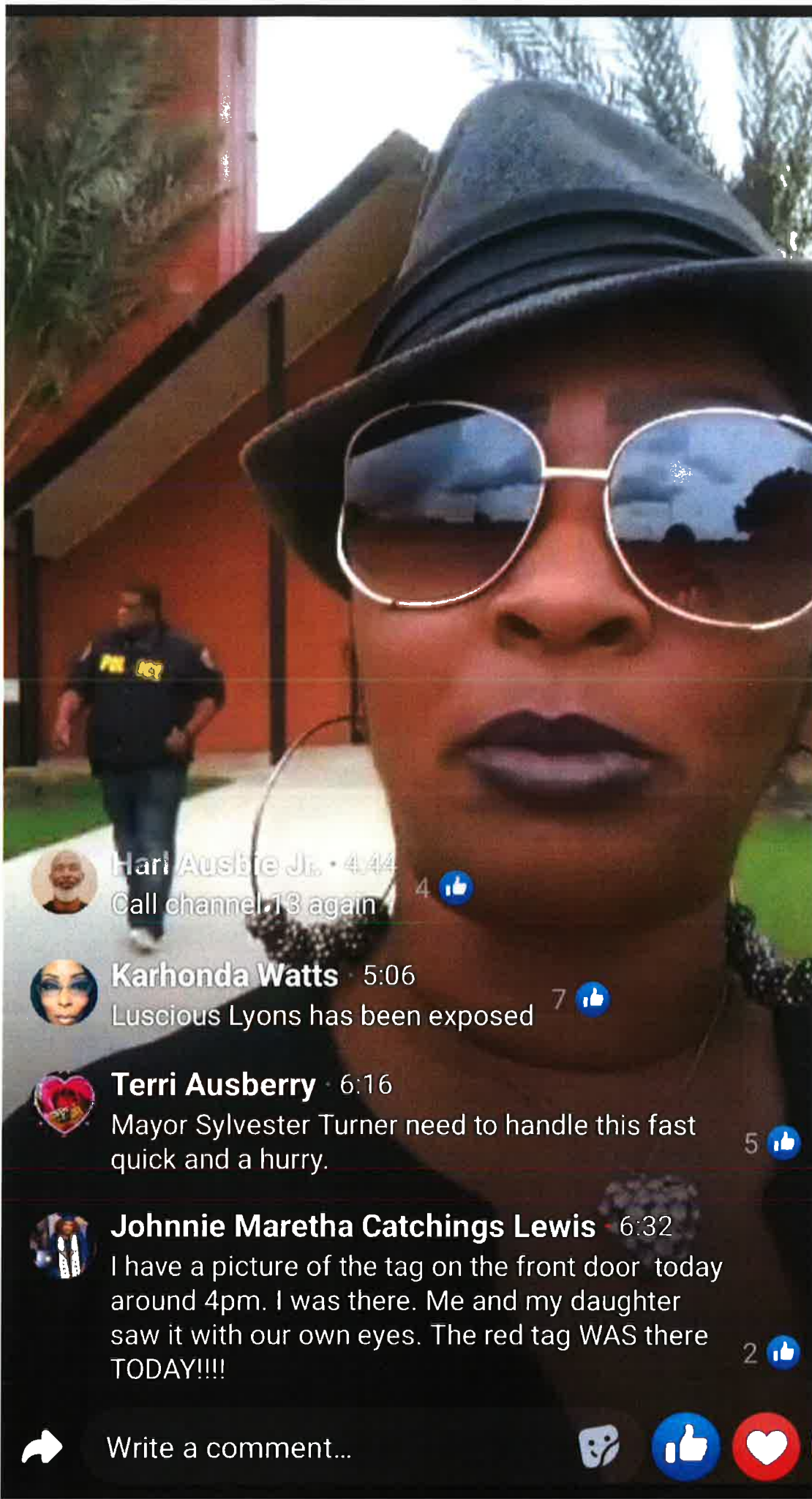
5



Write a comment...







Harl Ausbie Jr. · 4:44

Call channel 13 again

4



Karhonda Watts · 5:06

Luscious Lyons has been exposed

7



Terri Ausberry · 6:16

Mayor Sylvester Turner need to handle this fast quick and a hurry.

5



Johnnie Maretha Catchings Lewis · 6:32

I have a picture of the tag on the front door today around 4pm. I was there. Me and my daughter saw it with our own eyes. The red tag WAS there TODAY!!!!

2



Write a comment...





Harl Ausbie Jr. · 4:44

Call channel 13 again



4



Karhonda Watts · 5:06

Luscious Lyons has been exposed



7



Terri Ausberry · 6:16

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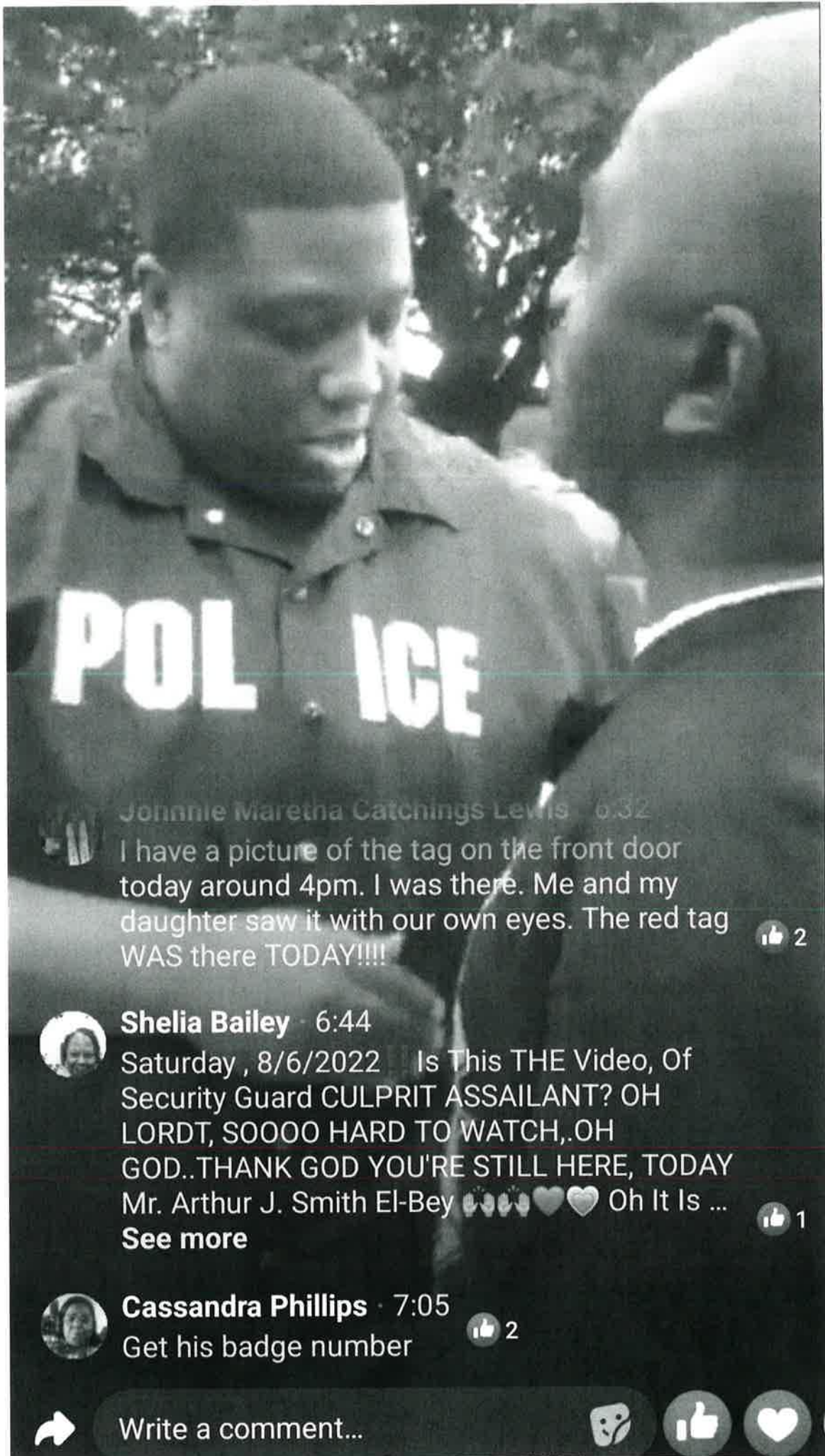


2



Write a comment...





Johnnie Maretha Catchings Lewis · 6:32

I have a picture of the tag on the front door today around 4pm. I was there. Me and my daughter saw it with our own eyes. The red tag WAS there TODAY!!!!



Shelia Bailey · 6:44

Saturday , 8/6/2022 Is This THE Video, Of Security Guard CULPRIT ASSAILANT? OH LORDT, SOOOO HARD TO WATCH,.OH GOD..THANK GOD YOU'RE STILL HERE, TODAY Mr. Arthur J. Smith El-Bey 🙏🙏🙏💖💖 Oh It Is ...
[See more](#)



Cassandra Phillips · 7:05

Get his badge number



Write a comment...





Johnnie Maretha Carcinos Lewis · 6:32

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2



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See more



1



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Get his badge number



2

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Oh It Is ...



1

See more



Cassandra Phillips 7:05

Get his badge number



2



Freddy Jr Torres 7:33

Boy I tell yu..



2

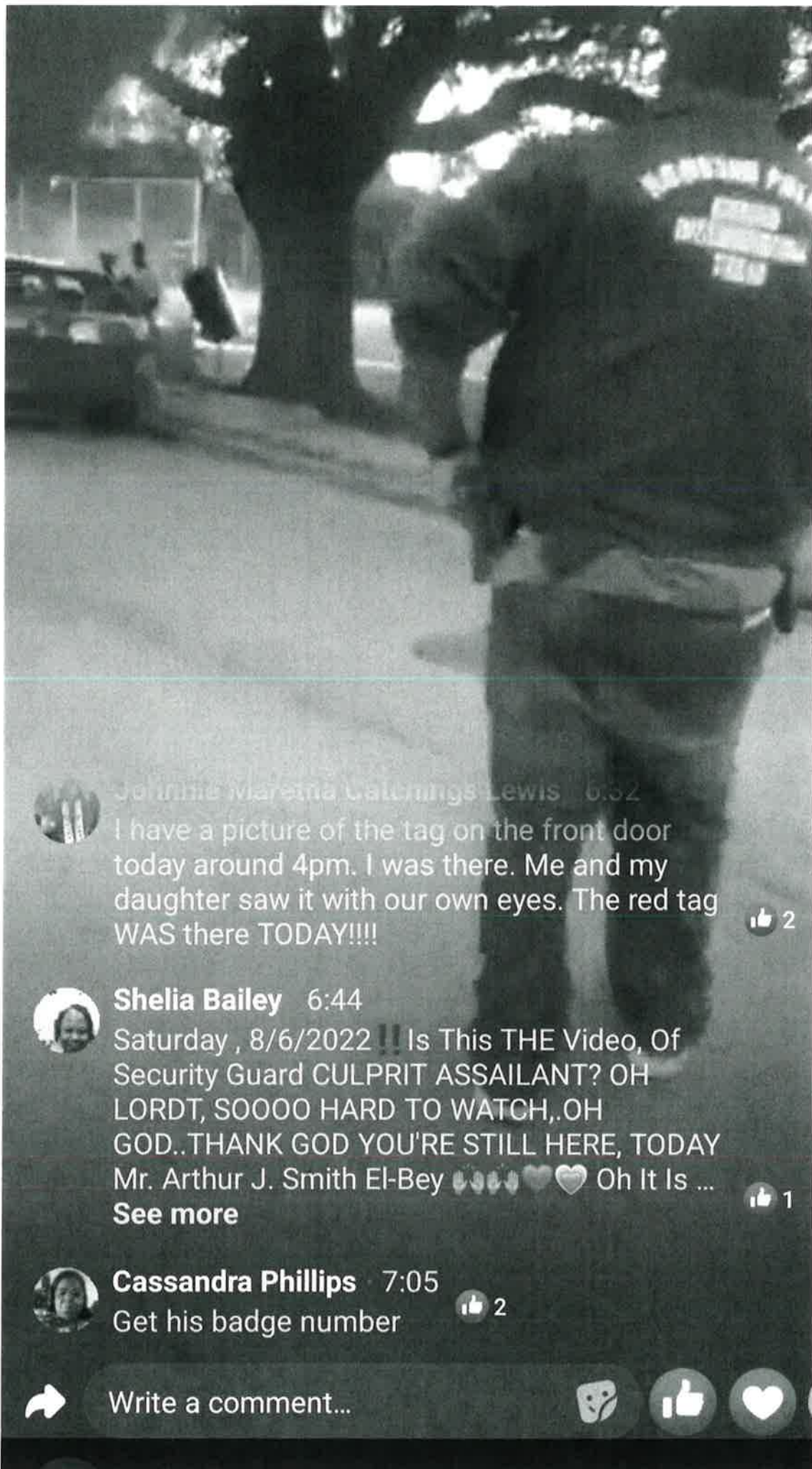
Write a comment



   19

5 comments 3 shares 12.6K views

page 118 of 161



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See more



1



Cassandra Phillips · 7:05

Get his badge number



2



Write a comment...







Precious Carter · 2:31

Unbelievable tazed for no reason that officer would have no job in the morning he went too damn far Art and his wife was on the city streets so everybody that walks pass the church he gone ask for I.D I think not.

2 



Earl Collins · 3:35

Isiah Carey Fox 26

4 



Harl Ausbie Jr. · 4:44

Call channel 13 again

4 



Karhonda Watts · 5:06

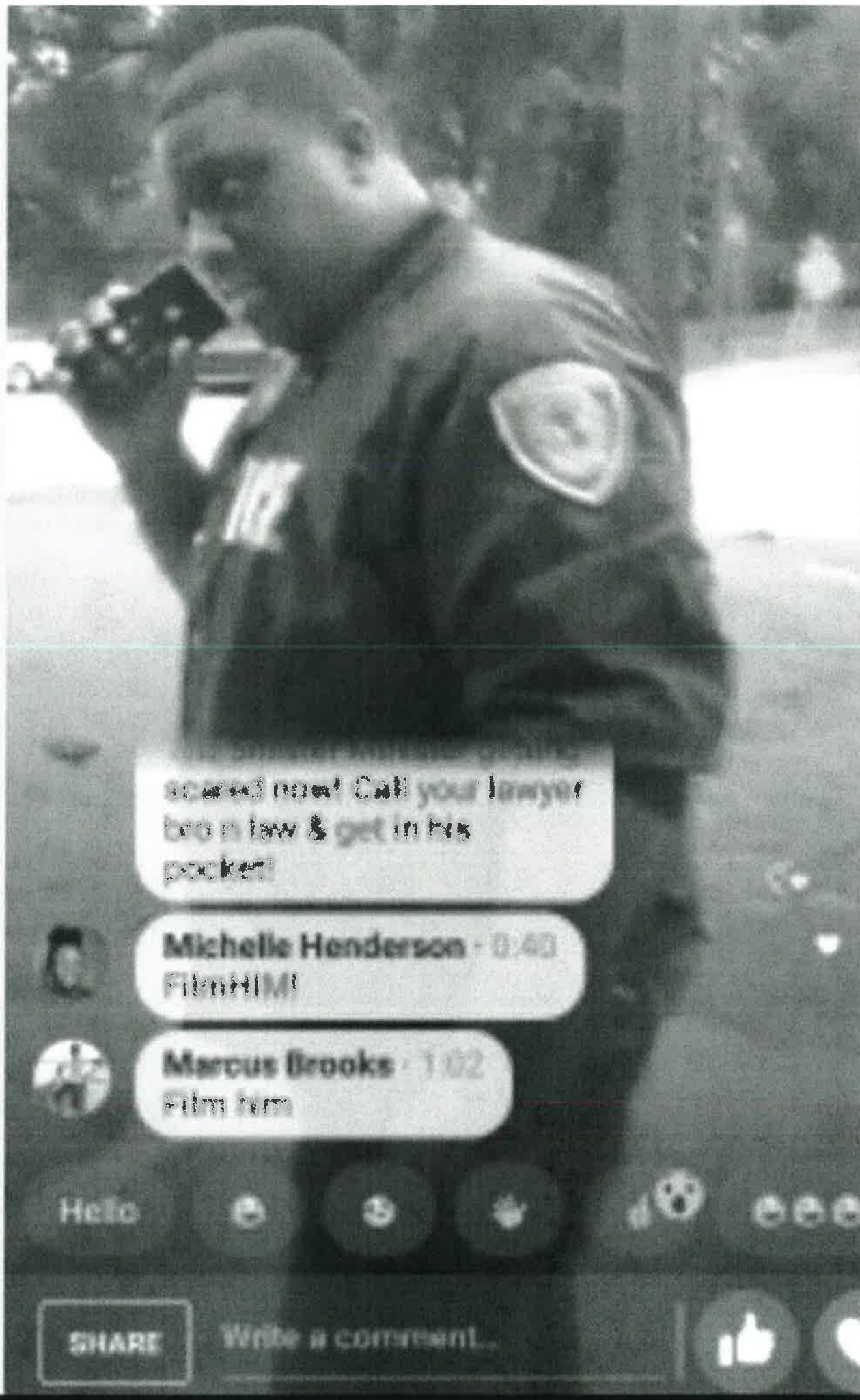
Luscious Lyons has been exposed

7 



Write a comment...







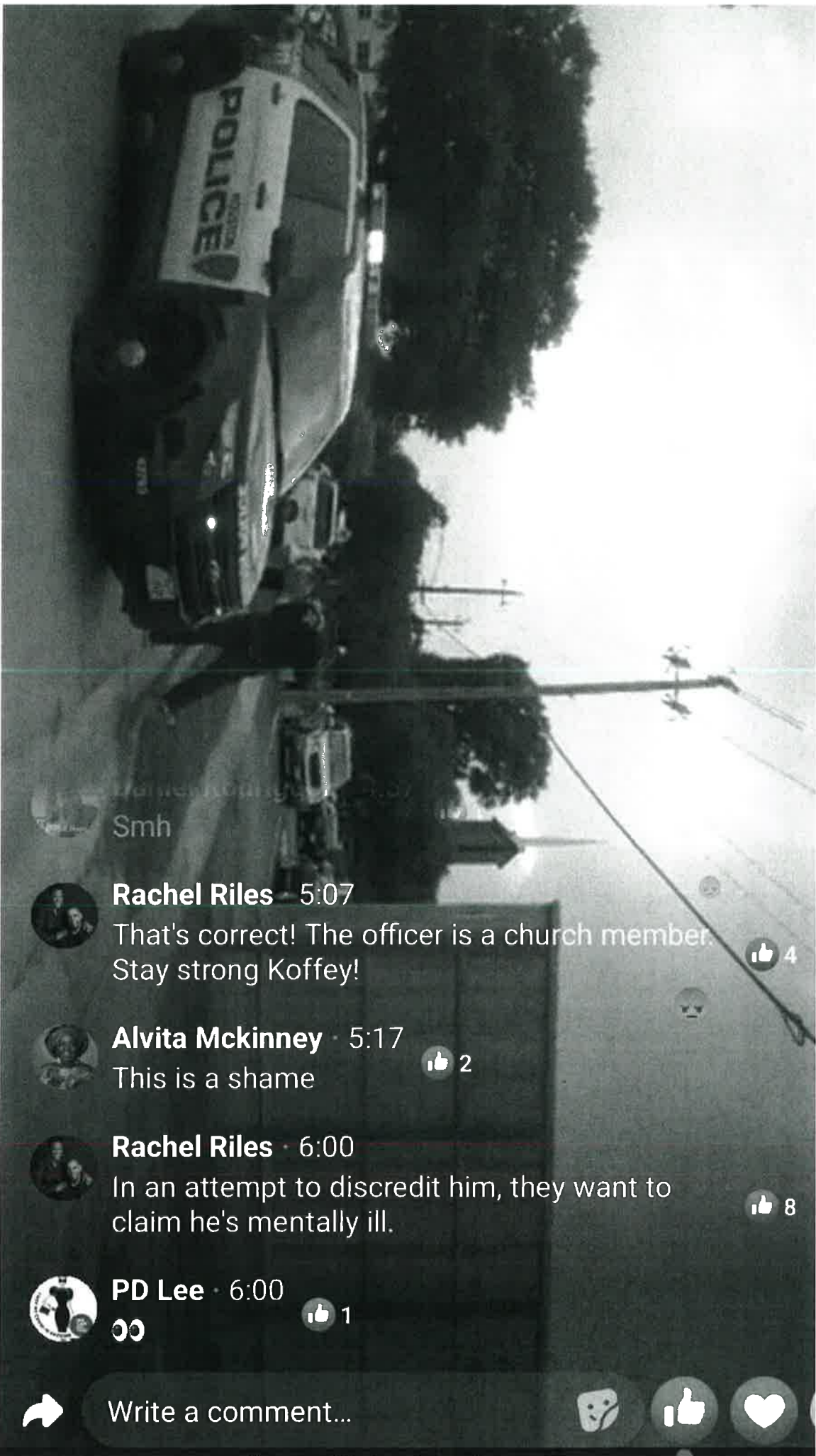
👍👎👀 97

70 Comments • 48 Shares • 3.3K Views

page 123 of 161







Smh



Rachel Riles · 5:07

That's correct! The officer is a church member.
Stay strong Koffey!



Alvita Mckinney · 5:17

This is a shame



Rachel Riles · 6:00

In an attempt to discredit him, they want to
claim he's mentally ill.



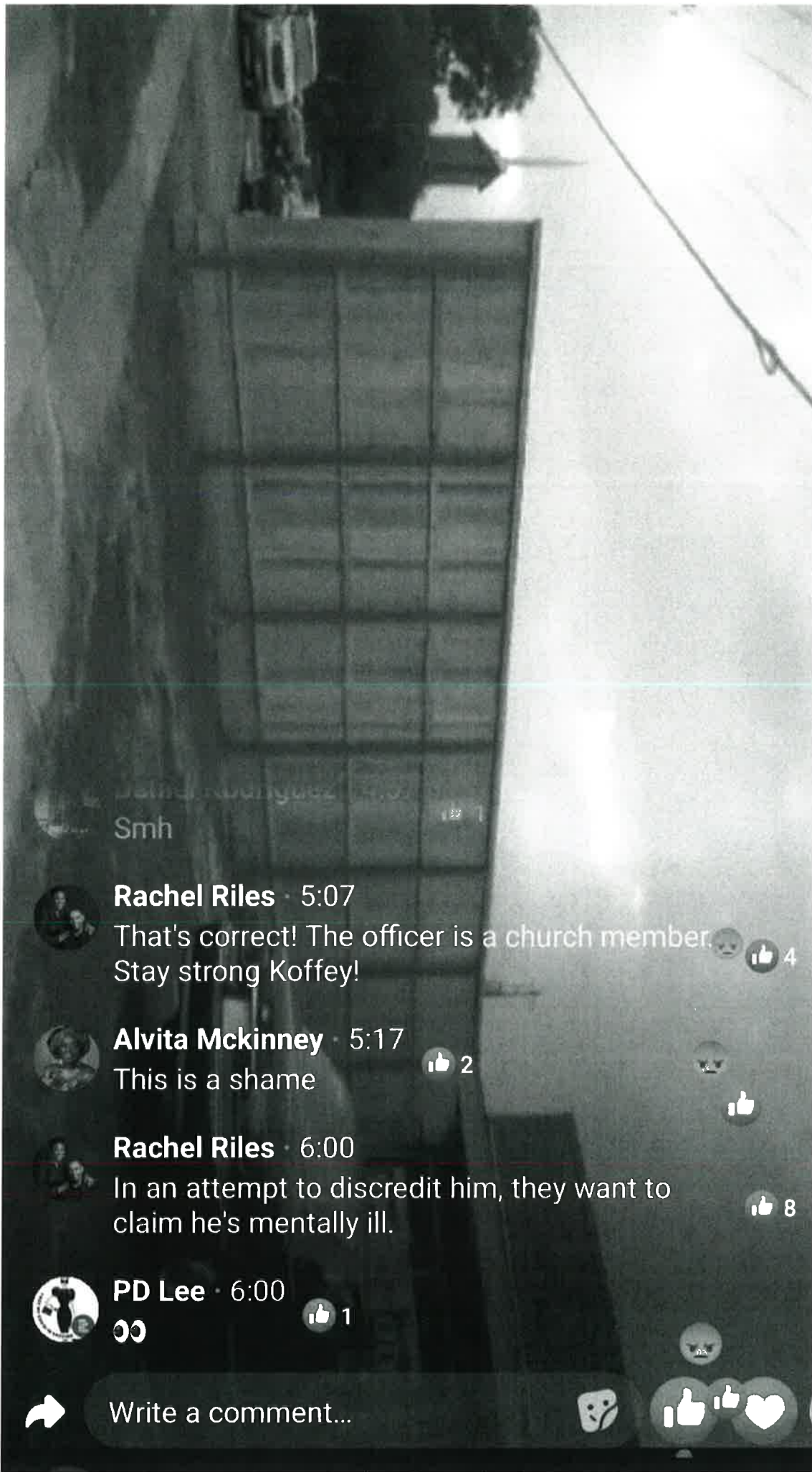
PD Lee · 6:00

oo



Write a comment...





Daniel Rodriguez · 4:37

Smh



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Write a comment...





In an attempt to discredit him, they want to claim he's mentally ill.



PD Lee · 6:00



1



Franciel Harris · 6:11

Y keep his wife out of sight. She's his calm in a storm.



4



Daniel Rodriguez · 6:18

F12



1



Brenda Limbrick-Sanders · 6:33

This has to end positive.



5



Write a comment...



Comments

Top comments

Your replies

More lik



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#FBB July 2015 to semi Grand Opening of V&L(Vote and Live). The first Voters Registration Bui... See more

5th Ward Houston, TX



The Vote & Live Story Timeline



You, Angel Linsey and 5 others 1 comment · 4 shares



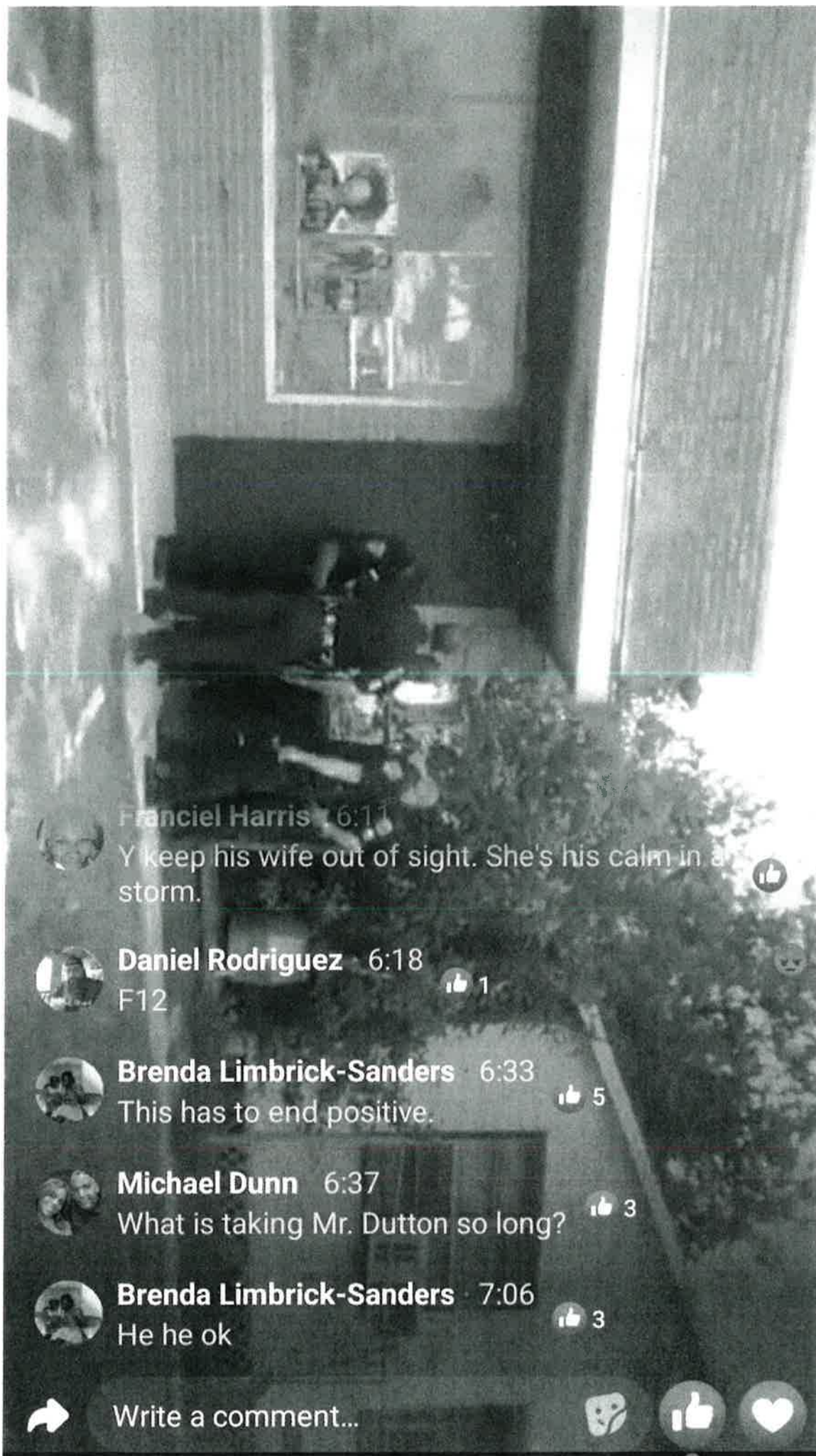
Like



Comment



Share



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Daniel Rodriguez · 6:18

F12



1



Brenda Limbrick-Sanders · 6:33

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5



Michael Dunn · 6:37

What is taking Mr. Dutton so long?



3



Brenda Limbrick-Sanders · 7:06

He he ok



3



Write a comment...





PD Lee · 6:00

00

1



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Cassandra Squeaky Yarbrough · 7:18

If the officer is a church member then his approach was premeditated. If this is true then he needed no id because he knew who he was.



Write a comment...





Michael Dunn 6:37

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3



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3



Cassandra Squeaky Yarbrough 7:18

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9



Brenda Limbrick-Sanders 7:28

Thank you Lord.



3



Write a comment...





Brenda Limbrick-Sanders 7:06

He he ok



Cassandra Squeaky Yarbrough 7:18

If the officer is a church member then his approach was premeditated. If this is true then he needed no id because he knew who he was.



Brenda Limbrick-Sanders 7:28

Thank you Lord.



Edward Felder 7:34

Edwin Felder





Cassandra Squeaky Yarbrough

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Brenda Limbrick-Sanders · 7:28

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Edward Felder · 7:34

Edwin Felder



Moe Grinda · 7:37

And they thanking God for this man going to jail...just evil





Cassandra Squeaky Yarbrough · 7:28

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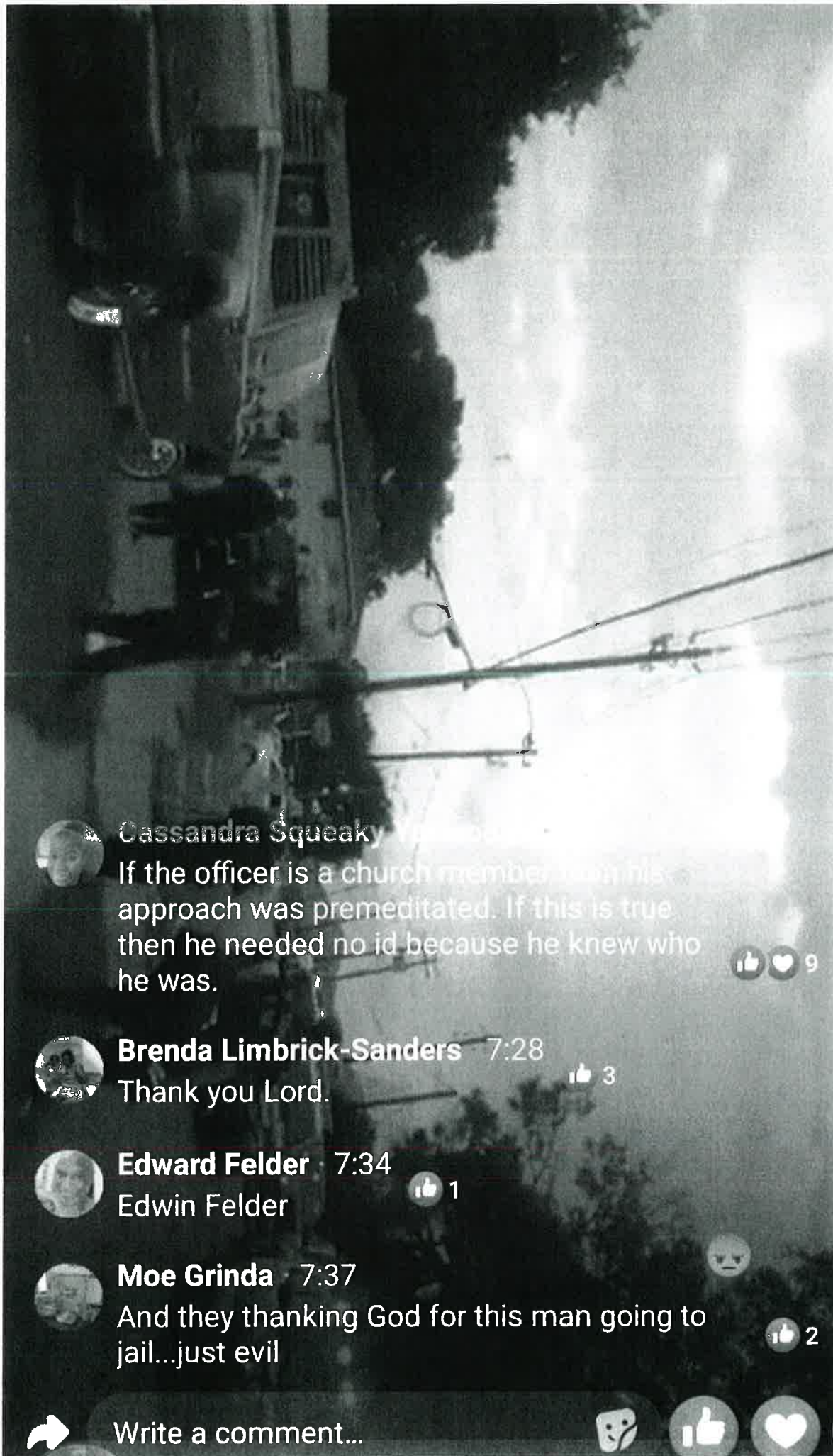
Edwin Felder



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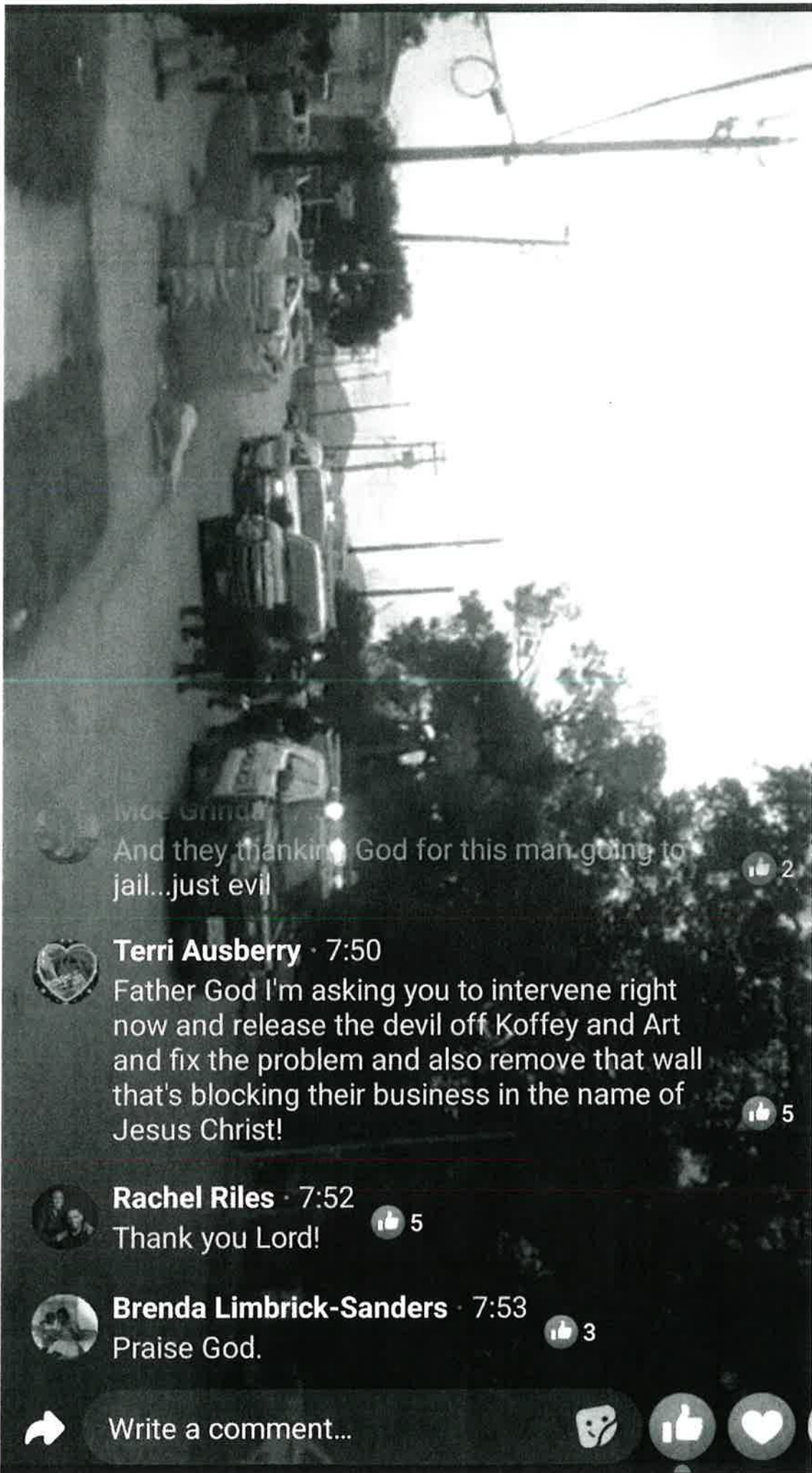
Moe Grinda · 7:37

And they thanking God for this man going to jail...just evil



Write a comment...





Mike Grind · 7:49

And they thanking God for this man going to jail...just evil



2



Terri Ausberry · 7:50

Father God I'm asking you to intervene right now and release the devil off Koffey and Art and fix the problem and also remove that wall that's blocking their business in the name of Jesus Christ!



5



Rachel Riles · 7:52

Thank you Lord!



5



Brenda Limbrick-Sanders · 7:53

Praise God.

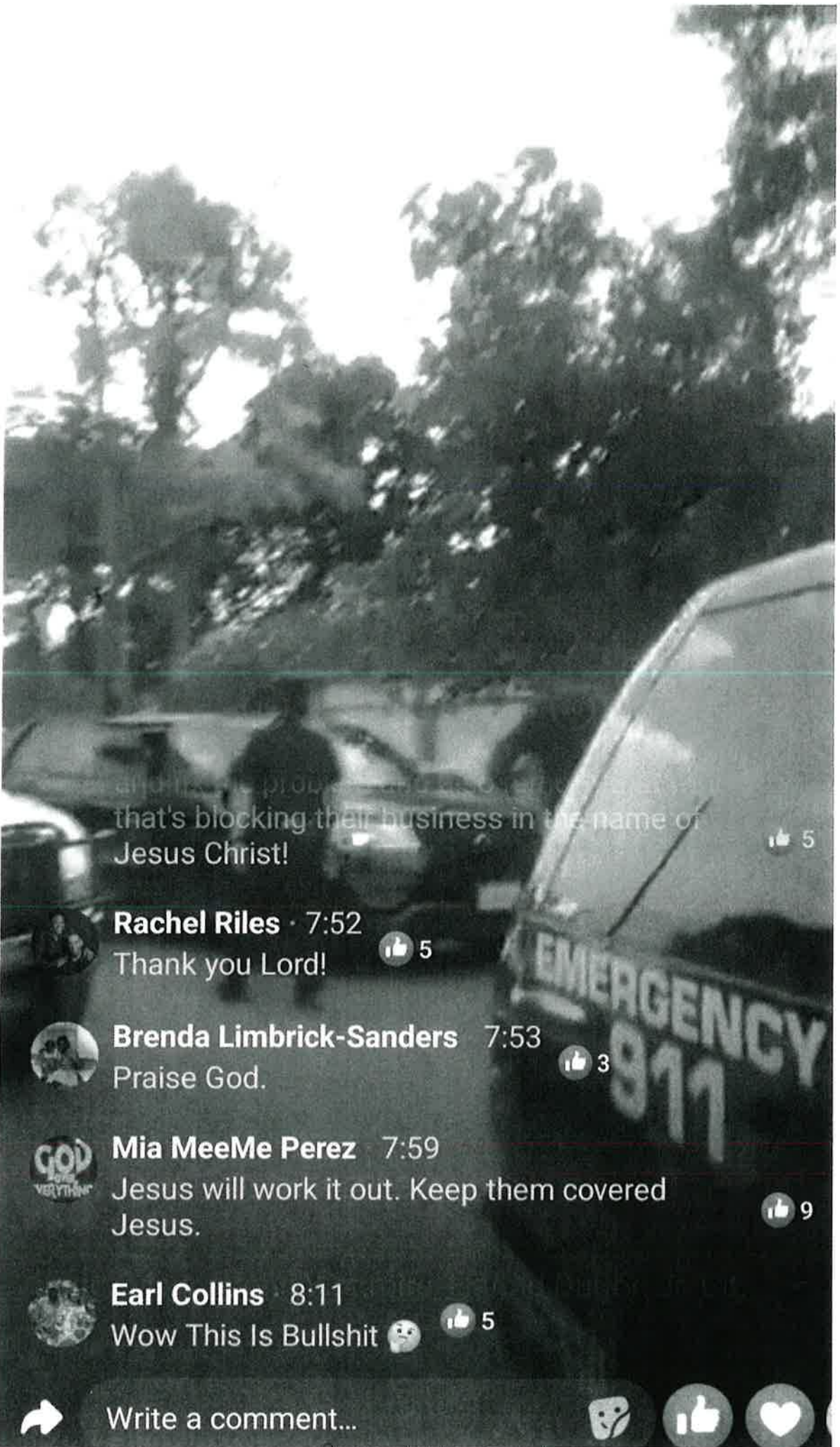


3



Write a comment...





and the people who are blocking their business in the name of Jesus Christ!

5



Rachel Riles · 7:52

Thank you Lord!

5



Brenda Limbrick-Sanders · 7:53

Praise God.

3



Mia MeeMe Perez · 7:59

Jesus will work it out. Keep them covered Jesus.

9



Earl Collins · 8:11

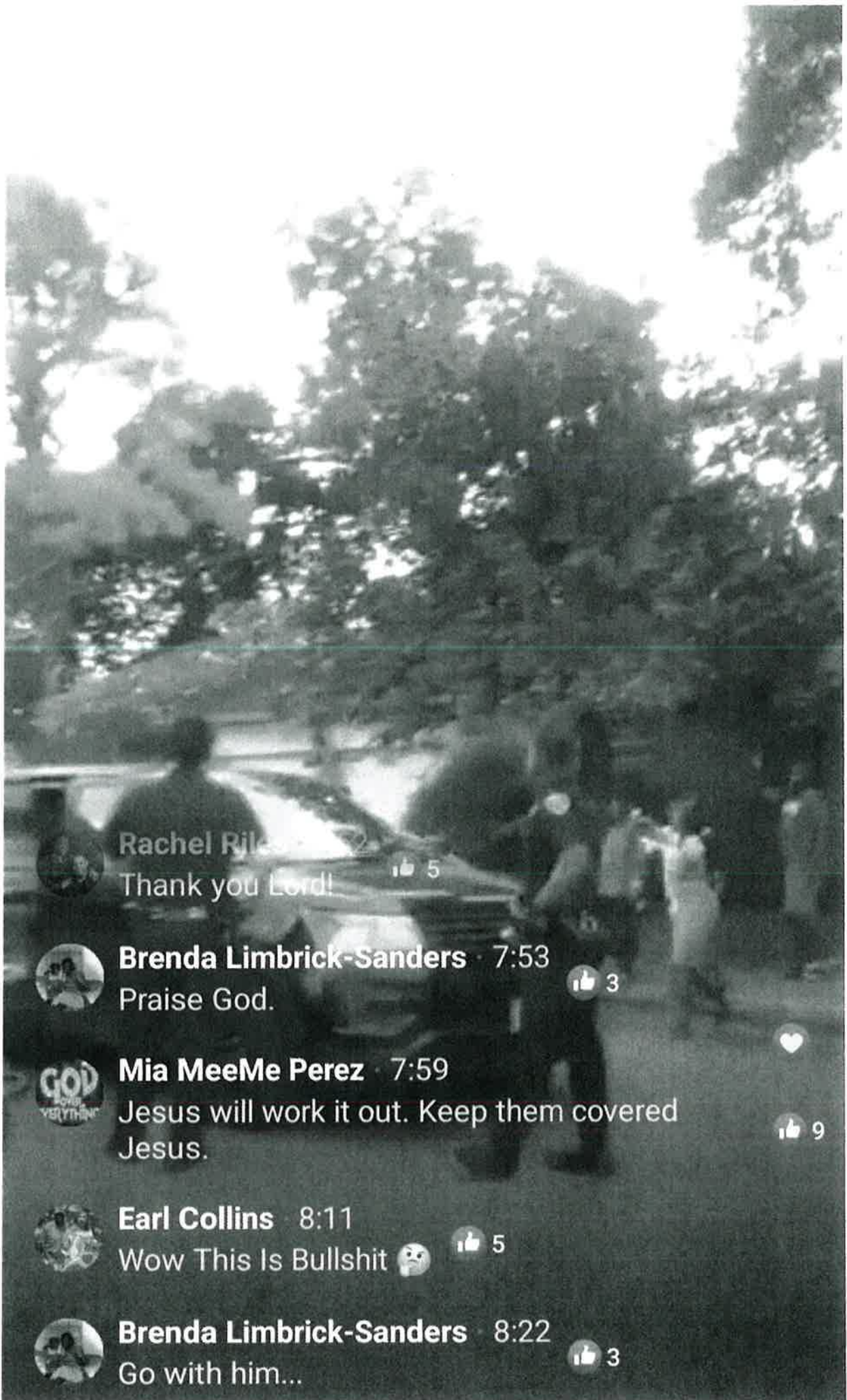
Wow This Is Bullshit 🤔

5



Write a comment...






Rachel Riley · 7:52

Thank you Lord!  5



Brenda Limbrick-Sanders · 7:53

Praise God.  3




Mia MeeMe Perez · 7:59

Jesus will work it out. Keep them covered Jesus.  9



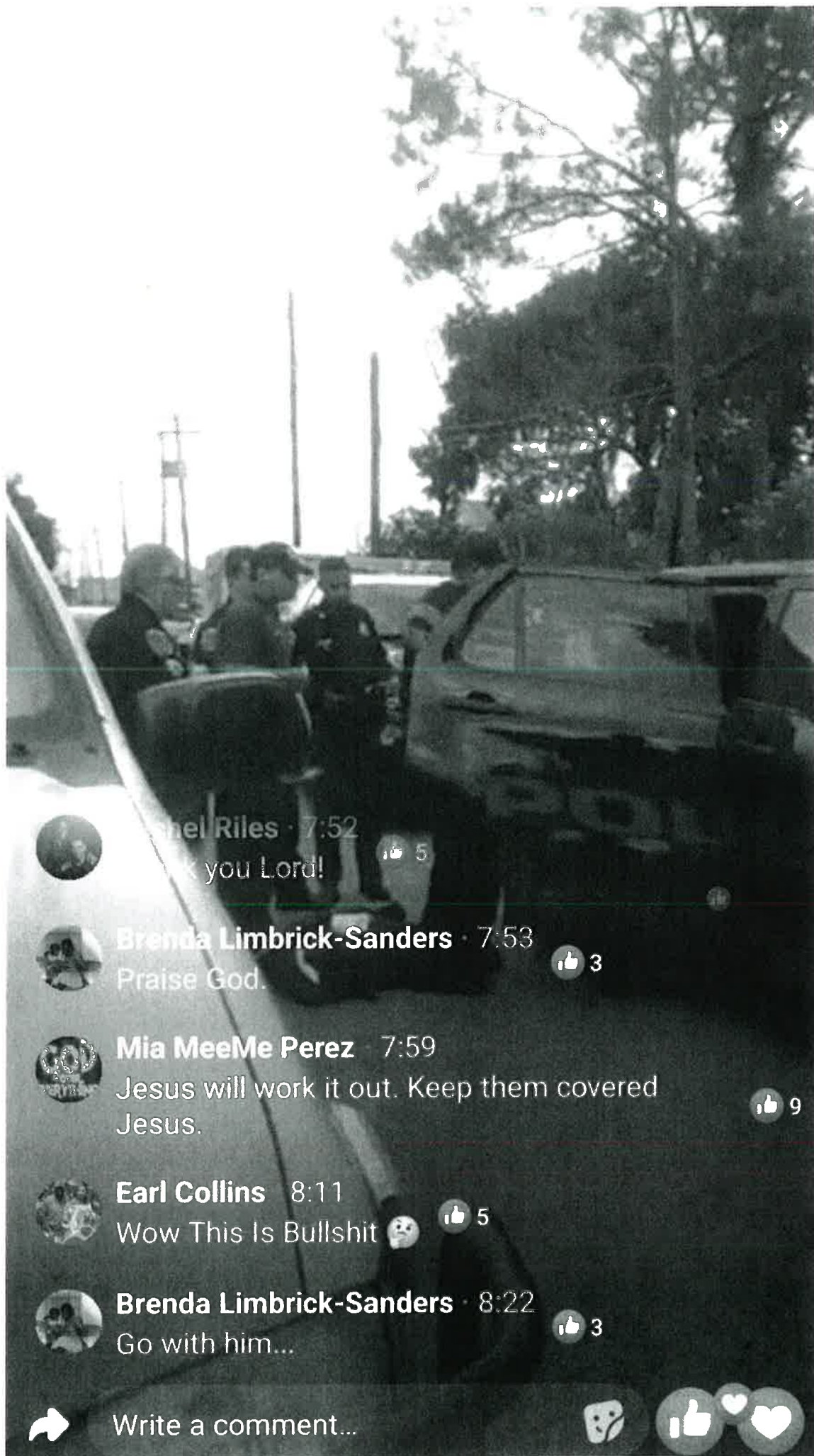
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Wow This Is Bullshit   5



Brenda Limbrick-Sanders · 8:22

Go with him...  3



Rachel Riles · 7:52

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Brenda Limbrick-Sanders · 7:53

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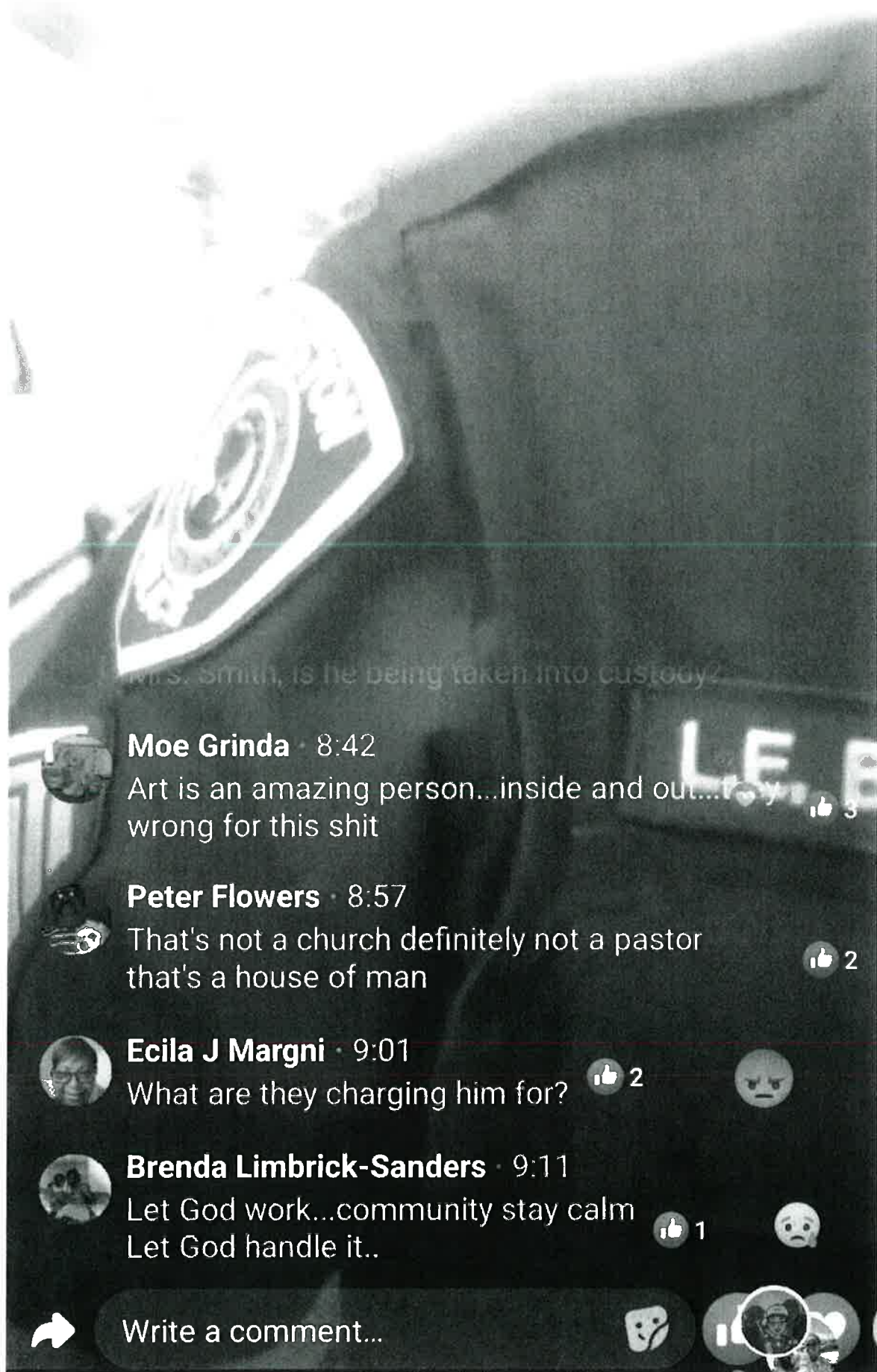


3



Write a comment...





Mrs. Smith, is he being taken into custody?

Moe Grinda · 8:42

Art is an amazing person...inside and out...
wrong for this shit

3

Peter Flowers · 8:57

That's not a church definitely not a pastor
that's a house of man

2

Ecila J Margni · 9:01

What are they charging him for?

2



Brenda Limbrick-Sanders · 9:11

Let God work...community stay calm
Let God handle it..

1



Write a comment...





Go with him...

3



Vanessa Richards · 8:41

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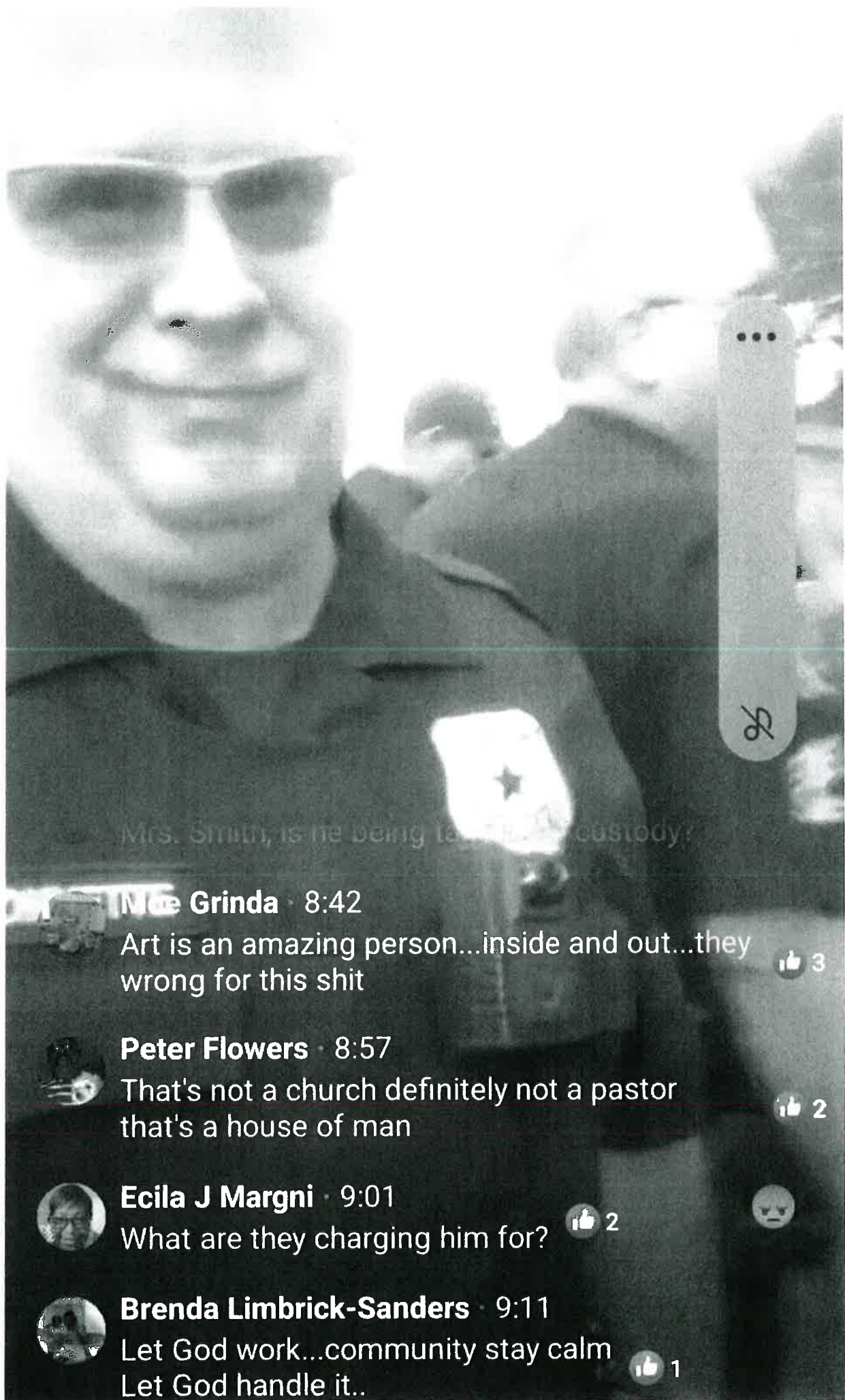


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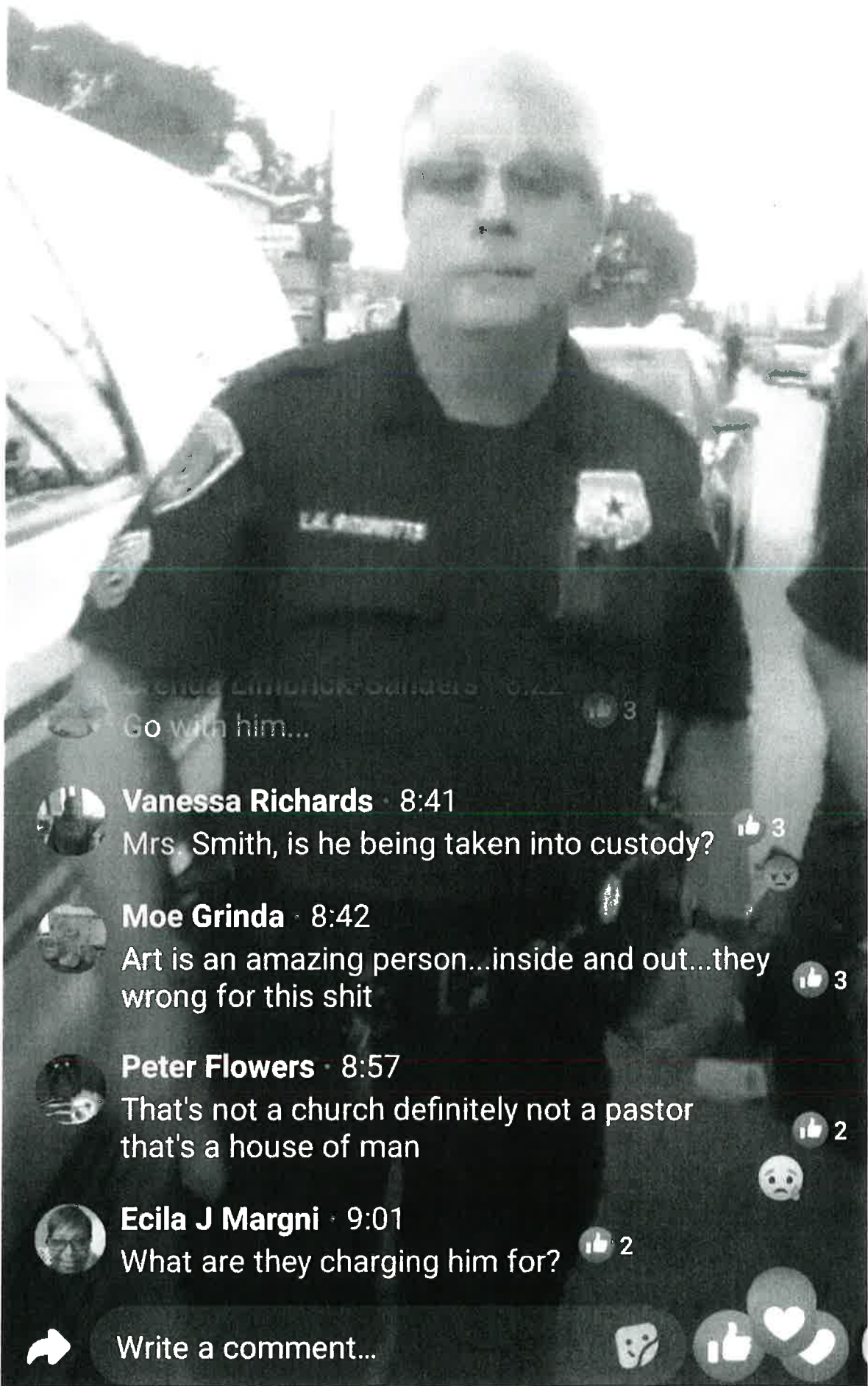
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Jul 15, 2023 · 🌐

#FBF July 2015 to semi Grand Opening of V&L(Vote and Live). The first Voters Registration Bui... See more

5th Ward Houston, TX



The Vote & Live Story Timeline



You, Angel Linsey and 5 others

1 comment • 4 shares



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Comment



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abc13.com

The wall debate: Business owner upset over fence built by church



2 comments • 2 shares

5th Ward Residents Call for Action Following the arrest of Art...

Description

Protesters come out to voice their frustrations. Residents of Houston's 5th Ward call for action after they say Arthur J Smith was wrongfully detained and tazed by an HPD officer on May 31, 2017.

NEWSFIX
CW39.COM

9
0
1

SUNDAY SERVICES
AT
10 AM

MOUNT CORINTH
JOY FOR THE JOURNEY
Alan Lamar Patterson, Pastor

👍 🤖 😮 55

18 comments • 109 shares • 9.3K views



Like



Comment



Share

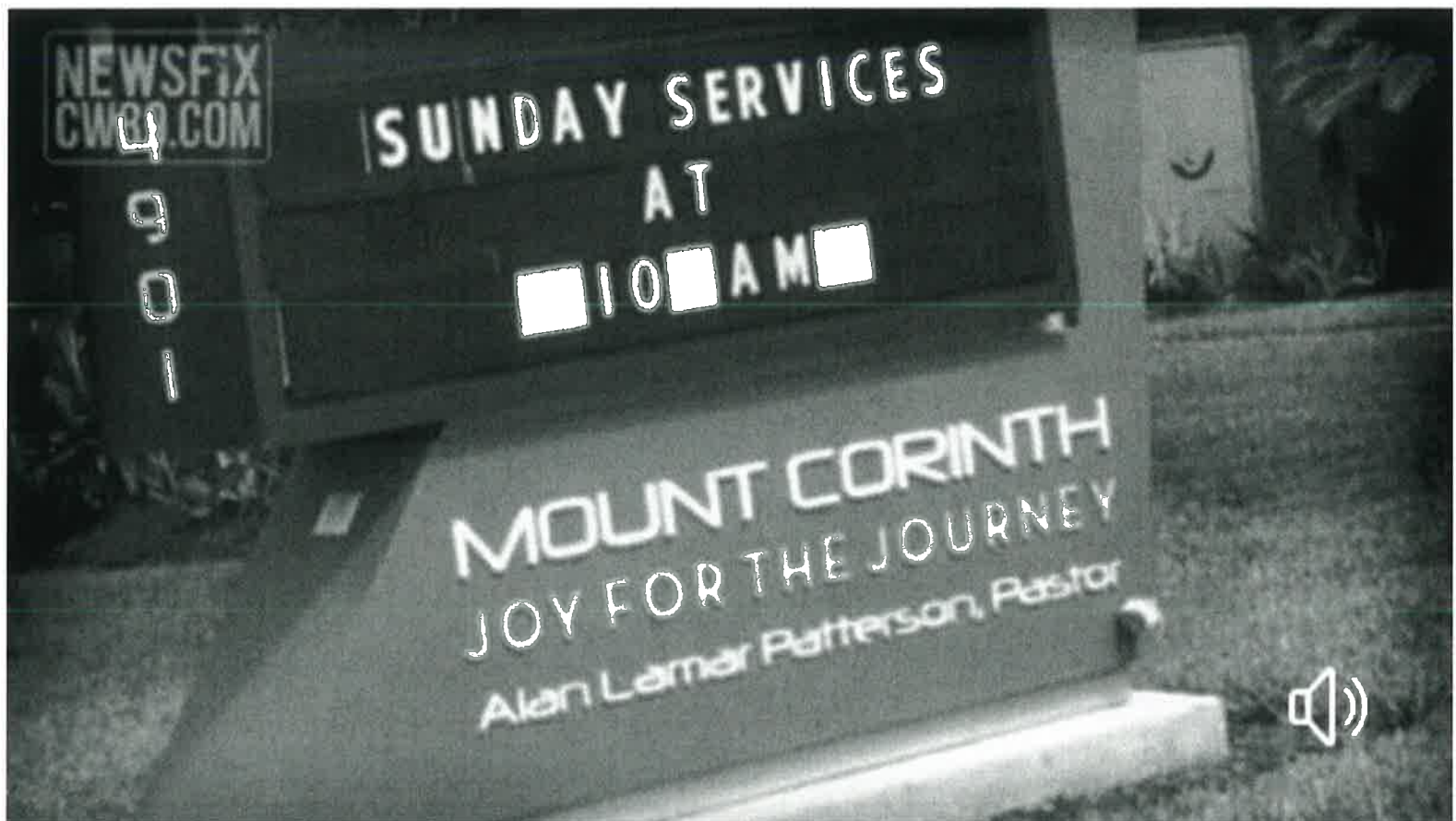


CW39 • Follow

Jun 4, 2017 at 11:42 AM • 🌐



Protesters come out to voice their frus... See More



You and 55 others

18 Comments • 98 Shares



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(1) Breaking News
Update



Free Press washed out, Fifth Ward community in protest: Here's what you missed this weekend!

3 years ago





CW39 • 🔔



Jun 4, 2017 • ⚙️

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👍 🙄 😬 55

18 comments • 109 shares • 9.3K views



Like



Comment



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CW39 · Follow

Jun 4, 2017 at 11:42 AM · 🌐



Protesters come out to voice their frus... See More



You and 55 others

18 Comments · 98 Shares



CW39 • 🔔

Jun 4, 2017 • ⚙️



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👍 🤖 😬 55

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Like



Comment



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Jul 15, 2023 · 🌐

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5th Ward Houston, TX



Beto O'Rourke was live.

Sunday at 8:30 PM · 🌐

Houston VOTE mural by Koffey, Art, and Young Giant...and Beto climbs a fence!



13.1K Views



Love



Comment



Share



You, Koffey Smith EL-Bey and 1.3K others

92 Shares

The Vote & Live Story Timeline



You, Angel Linsey and 5 others

1 comment · 4 shares



Jul 15, 2023 · 🌐

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Love



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The Vote & Live Story Timeline



You, Angel Linsey and 5 others

1 comment · 4 shares



Like



Comment



Share



betoorourke
Houston, Texas



Tria Janae Lewis • Following

Jun 13, 2021

Vote and Live!!!!!! Arthur J. Smith El-Bey Koffey Smith
EL-Bey FifthWard YungGiant



2

Page 159 of 161

1 comment • 2 shares

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Arthur J. Smith

Date: November 1, 2024

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Arthur J. Smith and Darlene Smith — PETITIONER (S)
(Your Name)

VS.

Anthony Simpson, Alan Patterson — RESPONDENT(S)
Corinth Missionary Baptist Church flka
Mount Corinth Missionary Baptist Church
PROOF OF SERVICE

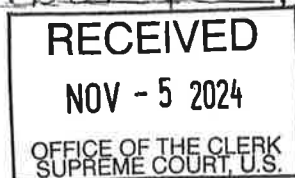
I, Arthur J. Smith, do swear or declare that on this date,
November 1, 2024, as required by Supreme Court Rule 29 I have
served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*
and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding
or that party's counsel, and on every other person required to be served, by depositing
an envelope containing the above documents in the United States mail properly addressed
to each of them and with first-class postage prepaid, or by delivery to a third-party
commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

Vincent Gloeksien; Jackson, Drews And Boanerges - 9432 Katy Freeway Suite 100 - Houston, Texas 77055
Pierre Grosdidier; City of Houston, City Hall Annex - Houston, Texas 77002
Benjamin Hall, III; The Hall Law Firm - 530 Lovett Blvd. - Houston, Tx 77006

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

Executed on November 1, 2024



Arthur J. Smith
(Signature)
Pro Se