

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Richard Darrell Trigg, Pro se — PETITIONER
(Your Name)

vs.

Mary Katherine Jones, et al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals for the Fourth Circuit
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Richard Darrell Trigg, Pro se
(Your Name)

196 Kane Court Lane
(Address)

Duffield, VA 24244
(City, State, Zip Code)

423-327-0722
(Phone Number)

QUESTION(S) PRESENTED

1. How should current mental health laws be altered to still maintain the privacy of someone's mental health issues, but prevent injustices such as those that have occurred in this case, due to the exploitation of someone with a mental dysfunction ?
2. How should attorneys be disciplined who use orders of protection as tools of coercion and further use legal procedures to make a farce of our justice system ?
3. How should attorneys and judges be disciplined who have used and allowed political influence to corrupt our justice system ?
4. What degree of importance are the first three questions to guaranteeing a quality justice system to the citizens of the United States of America ?
5. Should lawyers be allowed to call and threaten a psychiatrist ? If not, what laws need to be passed or modified to prevent this from happening ?
6. Was the U.S. Court of Appeals in error in this case ?
7. Why did the U.S. Court of Appeals disagree with the U.S. District Court in this case ?
8. What laws need to be modified and what new laws need to be passed to provide better justice to U.S. citizens who have adverse mental health issues, and their families, who who have been exploited and coerced in manners similar to those that have occurred in this case, and are the victims of a felony or several felonies ?

LIST OF PARTIES

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

[x] 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:

Mary Katherine Jones (already listed in the caption)

Ernest Harold Jones

Jeri Morrill

Joanne Hardy

William (Bill) Horace Horton

Janet Horton

Claire Horton

David Horton

Connie Horton

Daniel Horton

Chad Jones

Leisa Wintz

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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 A 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 B to the petition and is

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

☐ For cases from **state courts**:

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

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

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

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was October 30, 2017.

☒ 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 _____.
A copy of that decision appears at Appendix _____.

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

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

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Tennessee Code Annotated 39-14-111 - Exploitation of an individual with mental dysfunction and unable to manage their own resources, is in Appendix G.

Tennessee Code Annotated 39-16-507 - Tampering with a witness, is in Appendix H.

STATEMENT OF THE CASE

Please read the documents contained in the Appendices as they explain the details of the case more explicitly. These include the Original Complaint, Objections to Proposed Findings and Recommendations, and the Informal Brief.

The Petitioner and his now ex-wife (Lori) were married for 27 years. Lori has several adverse mental health issues , that include anxiety, depression, bipolar disorder, post traumatic stress disorder (PTSD), and bipolar paranoid schizophrenia. With bipolar paranoid schizophrenia , she can very easily be convinced that lies or falsehoods are true, especially by someone who has a controlling influence in her life. In this case, several of the Respondents including her mother, Mary Katherine Jones, her father, Ernest Harold Jones, her mother's younger brother and Lori's uncle / attorney , Bill Horton, and several of the other Respondents.

Several of the Respondents exploited Lori and took advantage of her and the Petitioner, financially and otherwise, due to Lori's adverse mental health issues. This exploitation was for a very large sum of money. The Petitioner and Lori's credit card bills totaled approximately \$235,000.00. This exploitation is in violation of Tennessee Code Annotated (T.C.A. 39-14-111), the exploitation of someone with mental dysfunction and unable to manage their own resources. Violation of this law is a felony.

At Lori's request for him to close her credit card accounts for her, the Petitioner had a power of attorney (POA) prepared. Lori's uncle / attorney , Bill Horton, and the other Respondent who is also an attorney, Leisa Wintz (Lori's cousin), realized that if Lori signed the POA, the Petitioner could research where all of that money had been spent and prosecute several members of their family. These attorneys were

also aware that the Petitioner had already discussed the exploitation of his wife with a former detective who has prosecuted others for the same crime. Lori and the Petitioner's credit card debt was approximately \$235,000.00 and they have suffered a total financial loss of approximately \$1,000,000.00, not counting the loss of their house, home, farm of 37 acres, and their family. These two attorneys and the other Respondents then did several things to further exploit Lori and prevent her from signing that POA. These other exploitations including convincing Lori of several ridiculous falsehoods, including :

- the Petitioner did not get the POA in order to close her credit card accounts, but he was planning on having her committed to an insane asylum.
- the Petitioner had suddenly developed several dangerous mental health issues and she had no choice but to leave home, get an order of protection (OP) against him, and file for a divorce (Hawkins County, TN Circuit Court Case No. 12CV150).

Anyone with normal mental health could easily discern the truth in these falsehoods. Lori cannot due to her adverse mental health issues.

The Petitioner was able to get copies of statements from one credit card company with whom both Lori and the Petitioner's names were on the account. Therefore, he did not need a POA to get copies of the statements. These statements went back seven years. On the purchase transactions, Lori had been coerced by some of the Respondents to purchase airline tickets, rental cars, motel rooms, and other items in the names of the Respondents. This proves the kind of coercion and exploitation that has occurred . The Petitioner was initially unaware that Lori was being exploited , especially with the credit cards in her name only.

The Respondents were all aware of Lori's adverse mental health issues before they began exploiting her. Lori became suicidal when the Respondents started telling her these falsehoods. She and the Petitioner had been married for 23 years at that time and loved and trusted each other. The Petitioner still loves Lori and hopes to restore their marriage once the truth is explained to Lori . The Petitioner went to several of Lori's appointments with her psychiatrist at Lori's request. Their marriage and family and home were Lori's safe haven. Once the Respondents started telling Lori all of these falsehoods concerning the Petitioner, she could not comprehend losing her husband, her family, her home, their 37 acre farm, and all that they had built together. She also could not comprehend how her husband of 23 years, whom she loved and trusted, who is a Professional Engineer, was the General Manager and Chief Engineer of a large mining corporation (Short Mountain Silica), a deacon at the First Baptist Church of Rogersville, a Sunday School teacher, the author of a book on prayer and has given several presentations on prayer, had all of a sudden changed and developed , according to the falsehoods, a dangerous mental health issue and was dangerous to be around, and she had no choice but to leave home, get an order of protection against him, and file for a divorce. The Petitioner is definitely not a dangerous person, these were all falsehoods told to Lori by the Respondents to exploit her and take advantage of her financially and prevent themselves from being prosecuted for a felony. The Petitioner was also a candidate for the 2016 U. S. Presidential Election; however, his campaign did not generate enough contributions to be reported to the Federal Election Commission. The Petitioner plans on running again for the 2020 U.S. Presidential Election.

Due to Lori's adverse mental health issues, she became suicidal. Lori told the Petitioner after leaving a Professional Psychologist's office (Dr. Zeig) in Phoenix, AZ, that she had held a gun to her head four times in the past two months, contemplating suicide. Lori and the Petitioner both held each other very tightly and cried bitterly for about 15 minutes. They loved each other and had a wonderful, Christian marriage, family, and home. The Petitioner remains astounded today that her family, the Respondents, knew of Lori's suicidal tendencies, but have totally disregarded any concern for her well being and her life, in the pursuit of Lori and the Petitioner's money and then to protect themselves from prosecution for committing a felony.

The Petitioner has desperately tried to prove Lori's adverse mental health issues and the fact that she is being exploited, in divorce Court in Tennessee. He has not been able to do so for several reasons, including :

- in divorce Court in Tennessee, if someone can answer simply questions like what is your name and address, they are deemed to be competent to file for a divorce. T.C.A. 39-14-111 covers a case such as this by stating a person who is mentally impaired but still competent shall be deemed to be a person with mental dysfunction for the purposes of this section.
- Respondent Bill Horton, Lori's uncle / attorney, has tremendous political power in Tennessee, due to his acquaintance with John Thornton, Tennessee Senator Bob Corker, and Tennessee Governor Bill Haslam. John Thornton is the owner of Thunder Enterprises and a very successful businessman. Bill Horton has been his attorney and has also been the President of Thunder Enterprises. The Petitioner has been a member of Bill Horton's

family for 27 years and knows first hand how much political power he has because of these acquaintances. There are pictures on the internet of Bill and his wife Janet Horton, also a Respondent, with Senator Bob Corker . Bill Horton even called the first Judge in Divorce Court and threatened him and blessed him out on the phone, without the Petitioner's attorney being involved with the call. Mr. Horton has also called and very angrily threatened the Petitioner's attorneys in divorce Court, and due to his political power, they resigned from the case as soon as possible. The Petitioner had three different attorneys in the divorce case due to Bill Horton's manipulation . Due to the huge cost to the Petitioner of battling all of this legally, he had to finish the divorce as his own attorney, Pro se.

Bill Horton also knew the extreme importance of Lori's adverse mental health issues to the Court. After coercing Lori to file for a divorce to protect his younger sister , Lori's mother, and other family members from facing prosecution for a felony, Mr. Horton called Lori's psychiatrist and very angrily blessed her out on the phone and threatened her that if she had any contact whatsoever with the Petitioner, he would file a law suit against her. Lori's psychiatrist, Dr. Trentham, was so terrified after his call, she not only would not allow anyone in her office to talk with the Petitioner, she has also refused to testify at a deposition in a case that the Petitioner has filed in Chancery Court in Hawkins County , TN. Using his political power, Mr. Horton had the Petitioner's name divested from ownership of Lori's and his house and property. Mr. Horton and the other Respondents then coerced Lori to sell their house and farm. The Petitioner's claim in this Chancery Court case (Hawkins County Tennessee Chancery Court Case No. 2017-CH-32) is that

the deed that transferred ownership of Lori and his house and farm to the new buyers should be declared invalid, because he did not sign it and Lori was not competent to sign the deed and was coerced into doing so in the process of the Respondents committing a felony. This case is now before the Tennessee Court of Appeals in Knoxville, TN (Case No. E2017-01834-COA-R3-CV). Due to Lori's psychiatrist refusing to testify regarding Lori's mental health issues, the Petitioner does not have the most critical evidence to present to the Court . The Petitioner also did not have this critical evidence to present to the Divorce Court.

Lawyers should not be allowed to call psychiatrist and threaten them. This is clearly a violation of T.C.A. 39-16-507 (a) Coercion of Witness, which is a felony. Counsel for the Defendants in the Chancery Court Case, Larry Boyd, also talked with and threatened Dr. Trentham before her deposition in that Case. In her deposition, Dr. Trentham confirmed that Mr. Boyd had talked with her before her deposition and threatened her that if she testified regarding Lori's mental health issues, she would be sued by Lori's family. Dr. Trentham is now retired and is terrified to say anything concerning Lori. The Petitioner, Pro se, Motioned the Chancery Court to declare a Mistrial based on Mr. Boyd's tampering of a witness crime with Dr. Trentham. Judge Davies denied his Motion. The Petitioner has Appealed this Order to the Tennessee State Court of Appeals. This Appeal is still pending.

Both attorneys , Bill Horton and Larry Boyd, know how critical the proof of Lori's adverse mental health issues is to both Courts. This is by far the most critical evidence in both cases. That is why both of them have committed felonies in an extreme effort to

prevent Dr. Trentham from testifying. Dr. Trentham is terrified to say anything regarding Lori's mental health that may cause these attorneys to file a lawsuit against her. She is retired and just wants all of this to go away.

Bill Horton and Leisa Wintz, the other Respondent who is also an attorney, also very cunningly, but legally corrupt, used an order of protection (OP) to coerce the Petitioner to sign a marriage dissolution agreement (MDA). They had Lori get an OP against the Petitioner based on false accusations. When Lori became suicidal, the Petitioner asked her psychiatrist, Dr. Trentham, what he needed to do to help prevent Lori from committing suicide. Dr. Trentham told him to make sure that Lori always knows that he loves her and will always be there for her, because hopelessness is the number one cause of suicide. Suicide is the fourth leading cause of death in our country, more than car accidents. The Petitioner had never heard of an OP and was ignorant of how they worked. Even though Lori had an OP against the Petitioner, the two attorneys , who are Respondents, would have Lori call the Petitioner, send him text messages, email him, and even come back home and stay for as long as a week . To ensure he did all that he could to prevent her from committing suicide, the Petitioner would answer her texts and emails, take her phone calls, and welcome her back home. And as Lori's psychiatrist recommended, he would always assure Lori that he still loved her, he did not want a divorce , and that he would always be there for her. He would also try to explain that she was being mislead very badly on that power of attorney and that he obtained it to close her credit card accounts, not have her committed into an insane asylum.

Lori came home one weekend to get some clothes and other personal belongings. As she

was leaving, she started crying bitterly, and told the Petitioner, " You do not know what you have done to me !!! I have lost my home, my family, my farm, my dogs, everything !!! " The petitioner started crying bitterly also and tried to explain to Lori that she was being mislead very badly by that power of attorney , and on several other things, and that he loved her and did not want a divorce. Lori simply replied that she had two attorneys in the family telling her differently , the Respondents Bill Horton and Leisa Wintz. The Petitioner was very concerned about Lori committing suicide and remains concerned even today.

The two attorneys who are Respondents then used the OP very wisely, but legally corrupt. Lori called the Petitioner on Thanksgiving evening, after being with her family all day. She asked the Petitioner if she could bring divorce papers by their home the following week and get him to sign them and sign over to her their retirement account (IRA) , in both of their names, worth approximately \$200,000.00. The Petitioner told her no, because he still loved her and did not want a divorce and that she was being mislead very badly by that power of attorney (POA), and on several other things. Lori replied that if the Petitioner would not agree to do those things , "we" are going to take some action. The following Monday, Lori's father, Ernest Harold Jones, one of the Respondents, brought Lori by her and the Petitioner's home in Jeri Morrill's car. Jeri Morrill is also a Respondent and is Lori's mother's sister and the mother of Leisa Wintz, the Respondent who is also an attorney. Lori's dad then took Lori to the Clerk's office and coerced Lori into filing a criminal claim in Sessions Court for the Petitioner violating the OP. The Petitioner was astounded . Lori had initiated contact with him approximately 235 times

since she obtained the OP, and even came home to stay as long as a week. This proved that the OP was not necessary and obtained on false accusations. In the Sessions Court Courtroom, before going before the Judge, Lori's lawyer presented a proposed agreement to the Petitioner's attorney. In this agreement, if the Petitioner would agree to sign a marriage dissolution agreement (MDA) that they would prepare, they would drop the OP and the claim against him for violating the OP, and not put him in jail. The Petitioner's attorney told him that he did not have a choice, he either had to sign that agreement and the MDA, or they could have him put in jail for approximately 3000 days (8.2 years). The Petitioner was astounded that he was being blackmailed in Court by Lori's family and attorneys by such crude and corrupt legal activity. The Petitioner signed the agreement in Sessions Court. Lori's attorney had the Judge in Sessions Court dismiss the criminal claim against the Petitioner for violating the order of protection and also discontinue the order of protection. The Petitioner then signed an MDA . In this MDA, the Petitioner had to sign over their \$200,000.00 IRA to Lori within a week. He also had to agree to pay off all of the credit card debt that had accumulated, even though a large percentage of it was money that the Respondents had coerced Lori to spend on them. This is one reason the Petitioner has had to file this petition in forma pauperis.

The Respondents have also coerced Lori into having the Petitioner arrested two other times based on false accusations . Once in Knox County , TN, when the Petitioner was just delivering some clothes and other items that Lori had asked him to buy for her. He was falsely accused of aggravating stalking for violating an OP that had expired several months earlier. Also, they had Lori have him arrested for stalking and telephone

harassment, when the Petitioner was just responding to Lori's texts and emails and still trying to assure her that he still loved her and would always be there for her, to hopefully prevent her from becoming suicidal again, and also try to convince her that she was mislead very badly by her family members on the power of attorney and several other things. The Petitioner has had to hire three different attorneys in criminal court proceedings. All three of these attorneys assured him that it is not unusual for an attorney to use an order of protection as a tool of coercion, as the two attorneys in Lori's family have against the Petitioner. These two attorneys have used the Health Insurance Portability and Accountability Act (HIPAA) , which was written to protect someone with adverse mental health issues , as a tool to threaten Lori's psychiatrist , that they would file a lawsuit against her. They used HIPAA to their advantage to prevent very crucial evidence from being available to the Court, that is, Lori's adverse mental health issues. They used HIPAA to protect themselves and other members of their family from being prosecuted for committing a felony . These same attorneys then used an order of protection (OP), which was created to protect someone from a dangerous person, as an unjust tool of coercion , to make the Petitioner sign the marriage dissolution agreement in lieu of him going to jail for approximately 3000 days, even though his violation of the OP was only in an effort to prevent his wife from committing suicide. In doing these things, these attorneys have made a farce of the Tennessee Justice and Legal systems . The Petitioner is asking the Supreme Court to review existing laws and work with NAMI, and him, and other mental health agencies, to modify them to prevent this from happening to other citizens of the United States of America, and to obtain justice in this case.

Current laws also need to be reviewed and modified and implemented that prevent someone with strong political power in a state's justice and legal system from corruptly controlling the events in a legal case such as this one, especially when someone with adverse mental health issues is involved. Surely there is more justice in the U.S.A. than all of the corruption that has occurred in this case in Tennessee.

The negative publicity from being arrested on the internet and in local newspapers has lead to the defamation of the Petitioner's character. As a professional engineer with his own consulting firm (Trigg Engineering), the author of a book on prayer, and a public speaker on prayer, this defamation of his character has been devastating to his ability to produce income . Several pastors have told him that he cannot give a presentation on prayer at their church due to this negative publicity on the internet and in the newspapers. This negative publicity has also been devastating to his engineering consulting firm. His income for his engineering consulting firm in 2017 was zero dollars. This again is another reason he has had to file this petition in forma pauperis. He has been staying with family members and borrowing money from them to pay his bills. The Petitioner does not have a home. The Petitioner is hopeful that justice will be achieved in all of this corruption through the U. S. Supreme Court.

Due to the corrupt legal practices of Bill Horton since all of this began, the Petitioner has filed two reports against him with the Board of Professional Responsibility (BPOR) in Tennessee. The BOPR monitors the ethics of attorneys in Tennessee. Due to the Judges being manipulated by Bill Horton, the Petitioner has also filed complaints against two Judges in Tennessee with the Court of the Judiciary , that monitors the ethics of Judges.

All of Lori's adverse mental health issues and the events that have taken place by the Respondents exploiting Lori have been explained to all the Judges in Divorce Court in Tennessee, and the BOPR, and the Court of the Judiciary. However, due to Bill Horton's political power in Tennessee, neither he nor the Judges were found to have committed any wrong. The Petitioner has also met with the Tennessee Assistant District Attorney, two U.S. Attorneys and called the F.B. I. regarding the huge amount of corruption that has transpired in this case. They all explained that with current laws, without some kind of solid proof, they could not do anything. The Petitioner is asking the Supreme Court to review these laws and make necessary changes to prevent others with adverse mental health issues from being taken advantage of, financially and otherwise, as the Petitioner and his wife have due to her adverse mental health issues.

The Petitioner has had conversations with the National Alliance on Mental Illness (NAMI), the Hawkins County Tennessee Mental Health Association, and several other mental health groups and pastors of churches, who have stated that current mental health laws fail to protect those who suffer from adverse mental health issues in situations like Lori's and his, and the justice system often does not protect them.

Because of it being a long document, approximately 20 pages long, the Petitioner has not included a copy of his affidavit that he submitted with the original Complaint, Pro se, to the Tennessee Chancery Court under Judge Davies. However, the Petitioner asks that the Supreme Court obtain a copy of it and read it, as it is a very good journal of what has transpired in this case. The Chancery Case in Hawkins County Chancery Court in Tennessee is Case No. 2017-CH-32. The Petitioner has also sent a letter to some of the

Respondents , including Bill Horton's wife, Janet, describing the illegal exploitation of Lori that has taken place and his desire to reach a settlement without pursuing any legal proceedings. He mentions that he does not want to embarrass Lori by having to prove her adverse mental health issues to the Court. The Respondents did not respond to this letter, written several months ago.

Appendix F is the original Complaint filed in this case in the U.S. District Court, which contains the Statement of the Claim and the specific relief that the Plaintiff (Petitioner) is seeking.

Appendix C contains the Report and Recommendation of Judge Pamela Meade Sargent for the U.S. District Court, in which the Judge recommended that the Court dismiss the Plaintiff's (Petitioner) claims because he lacks standing to bring claims on behalf of his former spouse and they challenge state court decisions.

Appendix D contains the Objections To Proposed Findings And Recommendations filed by the Plaintiff (Petitioner), in which the Petitioner explains to the Court that he did not file the Claims just on behalf of his former spouse, but on behalf of himself. The Petitioner also explains to the Court that the Complaint filed in this case claims the Defendants (Respondents) violated T.C.A. 39-14-111, which concerns the exploitation of an adult with mental dysfunction and who is unable to manage their own resources, and this is a new case that has not been tried in any other Court, state or federal.

Appendix B is the Order issued by the United States District Judge James P. Jones in which he overruled the Plaintiff's (Petitioner) objections , accepted the report and

recommendation of the magistrate Judge , dismissed the Plaintiff's action and closed the case.

Appendix E is the Informal Brief filed by the Plaintiff (Petitioner) with the U.S. Court of Appeals for the Fourth Circuit, in which he asks the Court of Appeals to reverse the Order of the District Court and to continue with the proceedings of the Case.

Appendix A is the Judgment from the U.S. Court of Appeals for the Fourth Circuit in which the Judgment of the District Court was affirmed. However, the Court of Appeals disagreed with the ruling of the District Court , stating that dismissal of this action for lack of standing was unwarranted. This Order also states that T.C.A. 39-14-111 (2015) was repealed in 2017 , and although this statute created a private right of action, Trigg (the Petitioner) did not plausibly allege that he was among the individuals entitled to bring such an action. The Petitioner disagrees with this ruling because the fact that the Plaintiff (Petitioner) filed this case alleges that he was entitled to bring such an action. Also, the Order states that nor does it appear that that any of the Defendants' alleged activities occurred during the period the statute was in effect. This is in error . The statute was not repealed until 2017. The Plaintiff (Petitioner) mention in his Complaint that his divorce from Lori was not final until the Tennessee Supreme Court denied his application for them to review his divorce case on April 1, 2015. Many of the Defendants' alleged activities occurred between 2011 and 2015. This statement is therefore in error. This Order also states that to the extent Trigg (Plaintiff and Petitioner) attempted to raise any other cause of action, his allegations were too vague and conclusory to state a

plausible claim for relief. The Petitioner disagrees with this ruling because in the original Complaint filed (Appendix F) , the Plaintiff (Petitioner) explicitly states his claims and allegations against the Defendants (Respondents) and very specifically states the Relief sought from the Court. These disagreements that the Petitioner has with this ruling of the U.S. Court of appeals are among the reasons he is submitting a petition for writ of certiorari. The U.S. Court of Appeals disagreed with the District Court and made rulings that were in error to the facts of the case.

REASONS FOR GRANTING THE PETITION

While they were very happily married for over 20 years, the Petitioner and his wife, Lori, and family (they have two sons), were taken advantage of tremendously, financially and otherwise, due to her adverse mental health issues. The acts that were committed are felonies. Lori and the Petitioner and their sons are all victims in this case. The Petitioner is just seeking justice for Lori, him, and their sons. When two very experienced attorneys realized that felonies had been committed, they did several things to further exploit Lori due to her mental health issues , in an effort to protect their family members from prosecution. One of these exploitations included coercing Lori to file for a divorce based on several false accusations. Lori became suicidal when all of these exploitations of her started. The Petitioner tried desperately to prove Lori's adverse mental health issues to the Divorce Court , but was not successful. He even appealed the divorce to Tennessee Court of Appeals and then applied for the Tennessee Supreme Court to review their divorce case. However, due to one of the Respondents, Bill Horton, being a very powerful attorney in Tennessee, all of his efforts were not successful. Mr. Horton called and threatened Lori's psychiatrist to prevent her from disclosing any information regarding Lori's adverse mental health. The two attorneys who are also Respondents also used an order of protection, obtained on falsehoods, to coerce the Petitioner to either sign a marriage dissolution agreement or go to jail for over 3000 days. The Petitioner had been advised by Lori's psychiatrist to always make sure Lori knew that he loved her and would be there for her to prevent her from committing suicide.

These two attorneys took advantage of his love and concern for his wife that he showed by answering her texts and emails, taking her phone calls, and always cordially receiving her when she would come back home to file a claim in criminal Court for him violating the order of protection. The fact that he was doing this in an effort to hopefully prevent Lori from committing suicide did not matter to these attorneys. These attorney used the HIPAA law and an order of protection which are written to protect someone with adverse mental health issues and to protect someone from a dangerous person , to prevent their own family members from being prosecuted for committing a felony . In doing this , they exploited Lori and prevented her and her family from achieving justice in this case. Bill Horton also used his political power in Tennessee very strongly in all of this to prevent his younger sister and other family members from being prosecuted. The Petitioner is asking the Supreme Court to review this case and current laws, and either modify existing laws or pass new ones, to not only achieve justice in this case for Lori and her family, but to prevent others with similar adverse mental health issues from being exploited , coerced, and taken advantage of, in any manner similar to how Lori has been in this case. The Supreme Court's review of all this is vital to all U.S citizens, not only those who have any adverse mental health issues, but any other citizen who may be exploited in a similar fashion. According to the Judgments obtained in this case so far, current law does not allow justice to be achieved in this case. The Petitioner is asking the Supreme Court to review the decisions made in this case relative to existing laws and determine if they were legally correct.

What makes this case unusual, is that paranoid bipolar schizophrenia is not a very

common mental health disorder. This disorder renders the individual to be very easily convinced that lies or falsehoods are true. When the Petitioner first noticed this in his wife, they had been married for 15 years. When the Petitioner asked his wife's (Lori) psychiatrist, Dr. Trentham, if Lori's parents and the other Respondents could easily convince Lori that lies or falsehoods are true, she replied yes, very easily, due to Lori's adverse mental health issues. Lori's mother and father and several of the other respondents have known of these mental health issues of Lori for several years. They used them to coerce her to spend large sums of money on them and then to help prevent themselves from facing possible prosecution for committing a felony. What is unusual about this mental health issue is the individual can otherwise appear competent and without any problems. Tennessee Code Annotated 39-14-111 addresses this situation by stating a person who is mentally impaired but still competent shall be deemed to be a person with mental dysfunction for the purposes of this section. The Petitioner is asking the Supreme Court to review this case to determine what tests can psychiatrist develop to help detect when someone has paranoid bipolar schizophrenia, or any similar condition that in which an individual can easily be convinced that lies or falsehoods are true. Also, what laws need to be written or modified to protect individuals with this adverse mental health issue from exploitation and fraud as has occurred in this case? The Petitioner is also asking the Supreme Court to review this case and determine why he has not been able to achieve justice in this case. Bill Horton, Lori's uncle / attorney called and threatened Lori's psychiatrist and has rendered her in a state of fear such that she will not testify. The Petitioner is asking the Supreme Court to appoint a psychiatrist to review

Lori's mental health records and meet with Lori , in order to prove her mental health issues to the Court. If the Supreme Court rules in favor of the Petitioner, he is asking the Court to grant the Relief requested in the original Complaint .

Even though the Petitioner has made known that his wife suffers from these adverse mental health issues, and that she has been taken advantage of tremendously , to Judges, Trial Courts, Court of Appeals (state & federal), the Tennessee Supreme Court, the F.B.I., U.S. District attorneys, the sheriff of Hawkins County, TN, the sheriff's department (by filing a complaint), the Board of Professional Responsibility, the U.S. District Court, and the Court of the Judiciary, why has justice not been achieved in this case ? Bill Horton , Lori's uncle / attorney has tremendous political power in Tennessee. The Petitioner is asking the Supreme Court to review this case and determine why justice has not been achieved in this case and not only prosecute any guilty parties , but review existing laws and / or write new laws that will make it easier for someone with adverse mental health issues to obtain justice when they are exploited and the victim of a crime, especially a felony. This issue is of utmost importance to U.S. citizens that have adverse mental health issues and their families .

The Petitioner is also asking the Supreme Court to review this case because the U. S. Court of Appeals was in error, as discussed in the Statement of the Case. The Court states that nor does it appear that any of the Defendants' alleged activities occurred during the period the statute was in effect. This is in error . Many of the Defendants alleged activities occurred before this statute was repealed. The Petitioner also mentions other reasons that he disagrees with this ruling in the Statement of the Case, including the

Court of Appeals disagreed with the Ruling of the U.S. District Court.

The Petitioner is also asking the Supreme Court to review this case because the issues involved are of national importance . He has had discussions with the National Alliance on Mental Illness (NAMI) and several other mental health organizations and pastors of churches that have stated that current laws fail to protect those with mental health issues and allow them to achieve justice when a crime has been committed against them . This is a large problem in our country and is not just for U.S. citizens with adverse mental health issues and their families that also become victims of crimes committed , as in this case. The Petitioner is asking the Supreme Court to review this case in detail and modify current laws or pass new ones that will help prevent the gross injustices that have occurred in this case from happening to others and to help them achieve justice when they do occur.

The Petitioner is also asking the Supreme Court to review this case to achieve justice for his now ex-wife, Lori, and their family. And if possible, help them restore their family and their home . She was coerced into signing a deed that transferred ownership of their house and farm. She was not competent to sign this deed, the Petitioner did not sign the deed, and Lori was coerced to sign it by the Respondents , in the process of committing a felony. Lori was also coerced to sign another deed which "divested " the Petitioner's interest in their house and farm. This was all accomplished because Lori's adverse mental health issues were not made available for the Divorce Court and Bill Horton used his political power to ensure they were not. The Petitioner is asking the Supreme Court to declare these two deeds invalid and return the house and property back to Lori and the

Petitioner. He is also asking the Supreme Court to review why and how all of this exploitation and corruption was allowed to occur in Tennessee state courts , and the federal courts , and to prosecute anyone that has committed a crime, and pass new laws or modify existing laws to help prevent these types of injustices from occurring again.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

R. Danell Lutz, Pro Se

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