

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

ROBERT GENE BAILEY — PETITIONER
(Your Name)

vs.

CUMBERLAND COUNTY, N.C. DISTRICT ATTORNEY, ROGER THOMPSON
OP/D 4, ROBERT BAILEY, OP/D SHARON K. PERINICA, ASSISTANT DA
D. CUMBERLAND COUNTY, NORTH CAROLINA
ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES ~~COURT OF~~ STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

1100 E MAIN STREET, SUITE 501, RICHMOND, VIRGINIA 23219
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

ROBERT GENE BAILEY
(Your Name)

243 OLD NC 211

(Address)

RAPFORD, NORTH CAROLINA 28376

(City, State, Zip Code)

PRISON - WORK CORRECTIONS

910-944-7612

(Phone Number)

(777)

QUESTION(S) PRESENTED

1. TITLE 42, CHAPTER 21, SUBCHAPTER 1 § 1983 UNITED STATES CODE
Any person who under pretense of law deprives another of
any constitutional right shall be liable to that party injured on an
action at law, suit in equity or other proper proceeding for redress.
2. UNDER THIS SECTION THE UNITED STATES SUPREME COURT HAS HELD
THAT AN OFFICER AND THE DEPARTMENT MAY BE SUED FOR MONETARY
DAMAGES BY THE VICTIM OF AN UNLAWFUL ARREST. MILLER V BRIGGS
425 US 335 (1986)
3. FURTHERMORE THE SAME CIVIL LIABILITY FOR AN OBJECTIVELY UNREASON-
ABLE ARREST WILL APPLY TO AN OBJECTIVELY UNREASONABLE SEARCH -
ANDERSON V CRILATION 483 US 635 (1987)
4. TITLE 42 US CODE 1985(3)
Any person who conspires with another to deprive a third person
of any constitutional right liable to that person for damages. THE
VICTIMED PERSON MAY SUE ONE OR ALL OF THE CONSPIRATORS.
A SEIZURE OF PROPERTY OR PERSONS DECLARS WIDEN
THERE IS MEANFUL INTERFERENCE WITH THE INDIVIDUALS
POSSESSORY INTERESTS IN THE PROPERTY. UNITED STATES
V JACOBSEN 466 US 109 1984.
5. TITLE 42 PROVIDES:
THAT EVERY PERSON WHO UNDER COLOR OF LAW DEPRIVES
ANOTHER OF ANY RIGHTS, PRIVILEGES AND IMMUNITIES SECURED
BY THE CONSTITUTION SHALL BE LIABLE TO THE PARTY INJURED
I HAVE BEEN AN EXISTING PERSON SINCE 6/8/2008
(7)

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:

TO MAKE CLEAR.

1. CUMBERLAND COUNTY, N.C. DISTRICT ATTORNEY'S OFFICE
2. ADA R. THOMPSON
3. ADA G. ROBERT WICKS
4. ADA SIMON K. PENNIEA
5. ASSISTANT BARRY D.
6. CUMBERLAND COUNTY NORTH CAROLINA

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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 1 to the petition and is

☒ reported at U.S. Court of Appeals 12/2/2017; 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 2 to the petition and is

☐ reported at U.S. District Court 29/9/2017; 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 20 SEP 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: 12/2/17, and a copy of the order denying rehearing appears at Appendix 2.

☐ 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

1. ON SEIZURES, UNLESS CONDUCTED PURSUANT TO A WARRANT OR PERSON UNREASONABLY REFUSES UNCONSCIENTIOUS. *STARR V GARRIS* 135 N.E. 2d 16 519 SE 24 220 (1999)
2. ANY OFFICER OR OFFICIAL WHO EMPLOYERS, EMPLOYER, EMPLOYED OR SUBJECT OF THE ONE AND PROPER ADMINISTRATION OF THE LAW SUBJECT TO (5) FIVE YEARS IN FEDERAL PRISON AND FINE AND PUNITIVE DAMAGES FOR THE ONLY AUTHORITY 1805, SECTION 18, 45 COP 2.
3. U.S. Supreme Court HAS HELD THAT AN OFFICER AND THE DEPARTMENT MAY BE SUED FOR MONEY DAMAGES BY THE VICTIM OF AN UNLAWFUL ARREST. *MILITARY V BRIGGS* 425 U.S. 335 1982 -
4. THE STATE CIVIL LIABILITY FOR AN OFFICER'S UNLAWFUL SEIZURE, *ANDERSON V BRIDGEMAN* 483 U.S. 635 (1987)
5. FOURTH AMENDMENT - PROTECTION OF CIVIL RIGHTS - *CABALLERO V CITY OF CONCORD* 456 F.2d 204 (9TH CIR 1992) TITLE 42, CHAPTER 21, SUBCHAPTER 1, 1983 U.S. CODE
6. A SEIZURE OF PROPERTY OCCURS WHEN THERE IS INTERFERE WITH THE AN ENVIRONMENTAL POSSESSIONS INTERESTS IN THE PROPERTY. *U.S. V JOHNSON* 466 U.S. 109 (1984)
7. THE PROPORTION OF PROPERTY MUST BE AS LOW AS THE REASONABLY NECESSARY FOR THE PURPOSE OF DETAINING A PERSON OR FOR THE PURPOSE OF DETAINING A PERSON, IF A BUREAU INVESTIGATION REVEALS THAT IS NOT, THE PROPERTY SHOULD BE RETURNED TO THE OWNER THE (H) FOURTH AMENDMENT PROTECTS PROPERTY AS WELL AS PROPERTY *SOLIM V LOUIS COUNTY* 506 U.S. 538 (1992)
8. VIOLATION BY OR VIOLATION (1ST) FRAUD, (2ND) THEFT, (3RD) BURGLARY, (4TH) ROBBERY, (5TH) KIDNAPING, (6TH) STALKING, (7TH) RECKLESS, (8TH) HARBORING, (9TH) HARBORING, (10TH) THEFT, (11TH) RECKLESS, (12TH) THEFT, (13TH) RECKLESS, (14TH) RECKLESS, (15TH) RECKLESS.
9. STATE OF NORTH CAROLINA CRIMINAL STATUTES VOLUNTARY - 14-72, 14-73, 14-73, 14-78, 14-78, 14-76, 14-90, 14-91, 14-92, 14-100, 14-101, 14-102, 14-105, 14-112, 14-114, 14-115, 14-118, 14-118.4, 14-119, 14-134, 14-159, 14-160, 14-165, 14-167, 14-168, 14-168.2, 14-168.3, 14-168.4, 14-168.5, 14-169, AND 99A-1
10. THE SUFFICIENT EVIDENCE TO SUPPORT ANY CLAIMS AGAINST ROYAL GAMBALLY *STICKER V GAMBALLY* 327 U.S. 267-269 1994
(11) CONTINUED

11. DEFENDANTS KNOWINGLY, WILLFULLY, FRAUDULENTLY, VIOLATING RIGHTS TO OWN LAND BRADY V MARYLAND, 393-US-834 (1963) UNKNOWN STATES V TUBERA 319 F.3d 705-708 (CA-DC 2013)
12. (DOCS) THOUSANDS OF ITEMS OF PERSONAL PROPERTY ILLEGALLY SEIZED, STOLEN AND UNLAWFULLY HELD SINCE 6/5/2008, OFFERS IN EXCHANGE LONG PLED GUILTY AND WOULD PLEAD AND WENT TO FEDERAL PRISON, ALL ACTIONS BY THESE DEFENDANTS WERE AND CONTINUE TO BECOME DIRECT PARTICIPATION, AIDING AND ABETTING OF THE CONTINUING CRIME.
13. THE GOVERNMENT MAY NOT DEPRIVE A PERSON OF A PERSONAL RIGHT OF LIBERTY OR PROPERTY UNLESS THE DEPRIVATION IS LAWFULLY PROVEN TO SERVE A COMPULSIVE STATE INTEREST.
14. ABUSE OF DEPRIVATION - A TYPICAL BUT NOT CAUSES INJUSTICE, VIOLENTLY AND UNJUSTIFIED, UNLAWFUL, UNREASONABLE OR ARBITRARY ACTION BY A COURT, OR OTHER A DEPRIVATION AGAINST REASON AND EVIDENCE
15. ABUSE OF PROCESS - THIS IMPROPER USE OF SOME REGULAR CIVIL OR CRIMINAL LEGAL PROCEEDINGS TO OBTAIN A RESULT WITHOUT THE PROCEEDING WAS NOT INTENDED TO PERPETRATE PROSECUTE RESULTS A TORT IS COMMITTED AND SEEN STATES 452
16. DEFENDANTS CONTINUE ONLY IN VIOLATIONS OF BILLBOARD CONTRACTS
17. DEFENDANTS CONTINUE ONLY IN VIOLATIONS OF MORTGAGE LIMITED TO SOLIDARITY OF CONTRACTS
18. CONSPIRACY OF DEFENDANTS - UNLAWFUL COMBINATION OF

OR AGREEMENT BETWEEN (2) TWO OR MORE PERSONS TO CARRY INTO EFFECT A PURPOSE HARMFUL TO SOME INDIVIDUALS OR CLASSES OF THE PUBLIC AT LARGE, MORE PARTICULARLY,

19. CONSTITUTIONAL LAWS WHICH ARE UNCONSTITUTIONAL, I.E., WHICH CONTRAVENE THE CONSTITUTION ARE NULL AND VOID THEY WILL NOT BE ENFORCED BY THE COURTS.

20. RESPONDENTS, DEFENDANTS DID, HAVE AND CONTINUE DAILY TO PARTICIPATE IN, AND AID AND ABET IN THE VIOLATIONS OF BUT NOT LIMITED TO ROBERT KENNEDY'S RIGHTS UNDER LAWS, CODES, STATUTES AND CONSTITUTIONAL RIGHTS BY BUT NOT LIMITED TO ASSAULT, DECEIT, MENTAL PRANK, ADULTERANCE, FREEDOM, FALSE ARRESTS, ASSAULT mpc 21-10 CORRUPTION, CRIMINAL CORRUPTION mpc 2-12.5 CRIMINAL MISDEMEANOR, CRIMINAL SOLICITATION, CULPABLE, CRIMINAL LITIGATION, CIVIL LITIGATION, CONSPIRACY TO PERPETRATE, CONSPIRACY TO PERPETRATE, CRIMINAL POSSESSION OF STOLEN GOODS, PROPERTY, CONSTITUTIONAL TORTS, PERJURY, DELIBERATE PERSECUTION, PERSECUTION, DISSEMINATION, PUBLIC PROSECUTION, IMPRISONMENT, EMOTIONAL DISTRESS, CONVICTION OF THE LAW, EXTORTION, FALSE ARRESTS, FALSE IMPRISONMENTS, mpc 212.3, FALSE PRETENSES, FALSE SWEARING, FREEDOM FORCE, FRAUDULENT CONVERSION, GRAND LARCENY, HARBORING, ASSAULT mpc 250.4, HARM SECOND OF mpc 2.12) THEREFORE, PUBLIC CONDITIONS, PUBLIC TORTS, INTENTIONAL INFLUENCE OF MENTAL DISTRESS, INTENTIONALLY, OR WITH INTENT, PURPOSELY, mpc 6-13(2) TRESPASSABLE INJURY, IMMORAL CONDUCT, TEND AND STEPHAN LIBERTY, LARCENY, LEGAL CHARGE TOXIC INDUCE

malicious attack, malicious imprisonment, malicious prosecution,
maliciously, maliciously, malicious of felony, maliciously, or
common law, malicious in office, malicious motive,
particular malice, negligent conduct, deprivation of rights,
privileges, or immunities shall be liable to the party injured,
non presence, obstruction of justice, official omission, contrary,
TORTS 4, TARRANT PAPER 5/2008, PROFIT STOLEN PROPERTY
(1000) THOUSANDS OF DOLLARS OF PROPERTY, ILLEGALLY SEIZED, STOLEN, BY DEFENDANT
PROSECUTOR, RELEVANT, STOLEN GOODS, PROPERTY, REVERSIBLE EFFECTS,
SYMPTOMS WITH PHYSICIAN RARER 3141 2B 973-976, ABLE TO
COUNCIL, RELEASE ON OWN RESPONSIBILITY, RELEVANT LAW, RELEVANT
EVIDENCE, SCHOOL, STRICT LIABILITY, STRICT LIABILITY SLANDER
SPECIFIC PERFORMANCE, STRICT LIABILITY, SUBORNATION OF
PERJURY 22A 2d 794-800, 22F 2d 788-794, SOLICITATION OF
CONTRABAND, FRAUDULENT CONVERSION, FRAUDULENT MISREPRESENTATION,
GOODS AND CREDIT, 401-20159) 401-20159(b) (GROUND LAKELAND,
HARDSHIP, HARDSHIP DAMAGES, ILLEGITIMATE PERJURY, TORT,
WITNESS MIS CONDUCT WITHIN OR WITHOUT EXTORTION, NCGS 15-8,
LITIGATION OF MATTER 15A 2d 643-645, BREACH OF FIDUCIARY
DUTY 698 241-243, PURSUE, EMBEZZLEMENT, EXPLOITATION,
STRICT LIABILITY CRIMES, CONFESSION CONSPIRACY TO CONSPIRACY,
NOT UNDER COLOR OF LAW, 702 42 USC 1985(b) MAY SEVERAL
OR ALL CONSPIRATORS, NCGS 14-209 250N6 258 1235F 2d 498 1962,
99A-1, CIVIL REMEDIES FOR CRIMINAL ACTS NCGS 99A-1, UNLAWFUL
SEIZURES NCGS 15A-242, CONSPIRACY NCGS 15A 124, LIBEL TRIPASS,

KNOW, FELONY OBSTRUCTION OF JUSTICE, SEVERAL EMOTIONAL DISTRESS,
SAND AND PARK 475P 2d 703-705, PROCEEDING CONDUCTED TO MAKE A
POLICE OFFER, 272 A 2d 794-800, 262 F 2d 288-799, FELONY FROM
MADNESS NOT PUBLIC, LITMOS, CARE, FOREIGN DOCUMENTS, VESTED
RIGHTS, VICARIOUS LIABILITY, WIDENED GROSSLY NEGLIGENT WASTES,
WIDENED COLLECTORIAL, IMMORAL FABRICATING EVIDENCE, DEPRIVATION
OF CIVIL RIGHTS, FELONY PRISON, CONSPIRACY AGAINST RIGHTS, TITLE
18, SECTION B, 241-242, FELONY HARASSMENT SOCIAL MEDIA,
CONSPIRACY OF SILENCE, OBSTRUCTION OF DEED RECOVERY OF PROPERTY,
1974 AMENDMENT TORTS CLAIMS ACT, LETTER OF PROTECTIVE WARRANT,
FUNDAMENTAL, ARTICLE 18 U.S. CODE, CONSPIRACY PROPERTY, STERO,
SAND, CRIMES OF OMISSION, CRIMINAL CORRUPTION, IN LUMBARD,
FREEDOM OF CONTRACT MISRAID OF FELONY, NEGLIGENCE IN PROSECUTION
OF EMOTIONAL DISTRESS, UNALIENABLE RIGHTS, POST OFFER PAYMENTS,
CRIMINAL SOLICITATION, CRIMES OF OMISSION, CRIMINAL MISCONDUCT,
HOLOCARSTIC WILL, SPECIFIC PERFORMANCE, ILLEGALLY HOLDING PROPERTY,
CONSPIRACY LIABILITY, THREATS, DENIAL OF RIGHTS, LITMOS CARE,
PRISON IN LAW, LEGAL DUTY, ENTANGLEMENT ON RIGHTS, PUBLIC POLICY,
PRISON IN LAW, POSITIVE TRAMP, FELONY MISCONDUCT OF JUSTICE,
FELONY FALSE EVIDENCE, COMPOUNDING A FELONY, FELONY PRISON,
UNLAWFUL, FELONIOUS, FALSE IMPRISONMENTS, UNLAWFUL CONDITIONS,
FELONY FALSE CHARGES, DENIAL OF PROPER COUNSEL, FELONY THEFT,
GROSSLY UNLAWFUL JOB PERFORMANCE - IN EXCESS OF (500) DOLLAR
HUNDRED CRIMINAL VIOLATIONS AND IN EXCESS OF (300) THOUSAND
SAND CIVIL VIOLATIONS OF RIGHT OF ROBERT GARY TALLEY,

STATEMENT OF THE CASE

EVERY CITABLE ITEM BROUGHT AGAINST ROBERT ENE BAILEY
by DEFENDANTS, PRESENTED by WILLIAM C. TOMAN, JR., N. CAROLINA
of MOTOR VEHICLES (PREVIOUSLY DISMISSED FROM CUMBERLAND COUNTY, N.
C. SURVEYS DEPARTMENT, PERSONAL CHARGES OF BUYING STOLEN PROPERTY,
LAWLESS, PLD EASY TO MATH AND WANT TO FEDERAL PRISON.)
WERE AND CONTINUE TO BE BEING PERSECUTED, KNOWLEDGEFULLY, RECK-
LESSLY IN CONSPIRACY WITH OTHERS KNOWN AND UNKNOWN TO LODGE THEIR
PREVIOUS CRIMES, THEFT, EXTORTION, COERCION, ALL IN FURTHER PERSECUTED
AS ALL THE RECORDS WERE A MATTER OF PUBLIC RECORDS AND
EVERY TRANSACTION by ROBERT ENE BAILEY WERE AND CONTINUE
TO BE IN THE LETTER OF THE LAW -

DEFENDANTS KNOWING THIS PUBLIC SEIZURE, THERE OF (1000)
THOUSANDS OF ITEMS OF PROPERTY OF ROBERT ENE BAILEY WAS NOT
LEGAL CONTINUED IN THE CONSPIRACY AGAINST ROBERT ENE
BAILEY FROM JUNE 5, 2008 TO FURTHER FURTHER ARREST ROBERT ENE
BAILEY ON 30 JULY 2008 IN FURTHER FURTHER IMPRISONMENT
FOR NON-EXPOSURE CRIME ON A 1995 FORD MUSTANG STOLEN
FROM CUSTOMER CAROL WITH LEGAL WEN TO ROBERT ENE
BAILEY by DEFENDANTS AND ILLEGALLY HELD by OFFICIALS
SINCE JUNE 5, 2008 TIL THIS DATE 2/15/2018, IN FURTHER
FURTHER, FURTHER IN LAW - ROBERT ENE BAILEY, ON \$50,000 AND
HUNDRED THOUSAND DOLLAR BOND OVER A (2000) TWO THOUSAND
FOUR CAR STOLEN by WILLIAM C. TOMAN, JR. IN VIOLATION OF
LAW, CODES, STATUTES, CONSTITUTIONAL RIGHTS.

REASONS FOR GRANTING THE PETITION

RESTORING OUR PROCESS FOR JURY TRIAL ONLY
WITHHELD FROM ROBERT GENE BAILEY, HIS FAMILY,
FRIENDS, EMPLOYERS, BUSINESS ASSOCIATES AND (100'S)
HUNDREDS OF HIS CUSTOMERS AND OTHER DEPENDANTS
THAT HAVE HAD THEIR LIVES ASSES FULLY
SEIZED, ~~STOLEN~~, AND UNLAWFULLY HELD SINCE
JUNE 5, 2008 BY CORRUPT OFFICIALS.

A FEDERAL ABUSE OF ACTION MAY BE MAINTAINED
AGAINST A STATE OFFICER, OFFICIAL WHO UNDER COLOR OF
LAW DEPRIVES A PERSON OF HIS CIVIL RIGHTS 106 N.F.
215-217.

TITLE 42 PROHIBITS: EVERY PERSON WHO UNDER COLOR
OF LAW DEPRIVES ANOTHER OF ANY RIGHTS PRIVILEGES AND
IMMUNITIES SECURED BY THE CONSTITUTION SHALL BE LIABLE
TO THE PARTY INJURED

(14TH) FOURTEENTH AMENDMENT - THE RIGHT TO TAKE,
HOLD AND POSSESS OF PROPERTY EITHER REAL OR PERSONAL WITH
EQUAL JUSTICE UNDER THE LAW - THE CASE WAS OBTAINED
WITHOUT JURY TRIAL - ONLY BECAUSE DEFENDANTS HAVE
STOLEN AND UNLAWFULLY HELD MY ASSETS, NOW WITH (1,170,000)
ONE MILLION, ONE HUNDRED SEVENTY THOUSAND DOLLARS IN DEBT
OUR PAYMENTS AS OF 2/5/2018 OUR ROBERT GENE BAILEY. (12)

PHYSICAL OR INDEBENT PERSON: AN ECONOMICALLY POOR OR DISTRESS OR
WELFARE PERSON. A PERSON WHO IS UNABLE TO PROVIDE FOR AND
MAINTAIN HIMSELF OR HIS FAMILY FROM HIS INCOME OR HIS OTHER RESOURCES
THE BUREAU SEIZED, SINCE 6/5/2018. - THERE BY DECEPTION,
AT THE TIME OF ARREST, ROBERT GENE BARTLEY WAS NOT COMMITTING ANY
CRIMINAL ACT NOR WAS IN THE PROCESS OF COMMITTING ANY CRIMINAL ACT
WHICH WOULD THREATEN THE WELFARE OF ANY INDIVIDUAL INCLUDING
DEPENDENT KIDS, SECTION 18, USC 1502

DEPENDENTS ONLY CONTINUE IN PARTICIPATION AND ARE OBTAINING IN (500)
FOR HUNDRED OR MORE CRIMINAL ACTS (1,000) THOUSANDS OF VIOLATIONS OF
LAWS, CODES, STATUTES, CONSTITUTIONAL RIGHTS OF ROBERT GENE BARTLEY (100) HUNDREDS
OF CRIMINAL ACTS, CRIMINAL ACTS, BATHS, DOTS, HOME IMPROVEMENTS, COST,
JEWELRY, LENS, PAPERWORK

CONCLUSION

DEPENDENTS ACTING AND IN ACTIONS RESULT IN (1,000) THOUSANDS OF
CITIZENS RIGHTS HAVE WITHHELD SIMPLY BECAUSE OF THE EXISTENCE OF ACTS OF
THEM, AS THEY BECOME TOO POOR TO PROTECT THEM OR OBTAIN CONSTITUTIONAL RIGHTS

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Robert Gene Bartley

Date: 2/16/2018