

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

HOWARD A. CARTER — PETITIONER
(Your Name)

VS.

Ruthless G. K. Nee et al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES DISTRICT COURT FOR THE W.D. OF PA
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

CA. NO. 16-7 CEEC 2/8/18

PETITION FOR WRIT OF CERTIORARI

HOWARD A. CARTER
(Your Name)

48 OVERLOOK DR.
(Address)

Lubelle PA 15450-1050
(City, State, Zip Code)

(Phone Number)

QUESTION(S) PRESENTED

1. whether a state can create a policy rule or regulation by a patterned practice or custom to enforce any law which shall abridge the privileges or immunities of citizens of the United States
2. whether a state can deprive any person of life liberty or property without due process of law or deny to any person within its jurisdiction the equal protection of laws
3. whether the United States or any state can assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States
4. whether every person who under color of any statute ordinance regulation custom or usage of any state or territory subjects or causes to be subjected any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights privileges or immunities secured by the constitutions & laws shall be liable to the party injured in an action at law suit in equity or other proper proceeding for redress.
5. whether a past current present & future on going violations of Plaintiff's Federal Constitutional guaranteed protected secured rights has been deprived under the civil rights act 742 U.S.C 1997c
6. whether Plaintiff is entitled to relief from Judgment
7. whether 42 U.S.C. 1997c imposes a Jurisdictional bar to Federal Jurisdiction to await a tragic event before obtaining relief

QUESTIONS PRESENTED

8. whether a contrary unreasonable law application of clearly established Federal statutory rule imposed proscribed + mandated by Prohibit acts of Congress that is unconstitutional null + void be enforced in Federal Court
9. whether all local county + state officials can impair an obligation of oath of officer a responsibility of duty + contract while acting under color of law + officer is in official capacity
10. whether any local county or state official acting under color of state law + officer for the purposes of the civil rights statute has a obligation of public accountability + the integrity of performance + conduct of a civil oath to support the constitutions of the United States
11. whether the validity of causing a deprivation of secured protected entitled rights by subverting a judicial process + in doing so inflict injury on other person is illegal + unlawful + Linker 18 U.S.C. 242 + 241
12. whether all officials is in default of a obligation to respond + defend under F.R.C.P. Rule 4 + 5
13. whether all officials 12 b motion was timely asserted within 60 days of being served by U.S. Marshal by court order on Sept. 16th 2016 or should be stricken contrary to the R.R.

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:

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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 Third CIRCUIT NO 17-3026; 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 CIV - ACTION NO 16-7 CREC; 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 C to the petition and is

[] reported at SUPREME COURT W.D. 185 W41; or, 2010
☒ has been designated for publication but is not yet reported; or,
[] is unpublished.

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

[] reported at NO 174 WDA 2009; 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 11/21/17.

☐ 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: 1/19/18, and a copy of the order denying rehearing appears at Appendix A.

☐ 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 8/25/10.
A copy of that decision appears at Appendix C.

☐ 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

42 U.S.C. 1985 3 SALMON V MILLER 951 F. SUPP 103
 E.D. TEX (1996) 1st 4th 5th 6th 8th 9th 14th VIOLATIONS
 42 U.S.C. 1997 & INTERJUDICIAL 18 U.S.C. 985
 GRIFFIN V BRICKENRIDGE 403 U.S. 88 91 S. CT 1790 (1971)
 TOLLY V COUGHLIN 76 F.3D 468 2ND CIR (1996)
 ARMSTRONG V DAVIS 275 F.3D 849 9TH CIR (2001)
 GERTY V DUCKWORTH 65 F.3D 555 7TH CIR (1995)
 POWERS V SHUKER 196 F.3D 788 7TH CIR (1996) 1ST IS A
 COGNIZABLE INJURY TO JUDICIAL RELIEF 18 U.S.C. 4107
 TEACHERS V LINDER 541 U.S. 509 2004 AT 513
 U.S. V GEORGIA 126 S. CT 877 5 U.S.C. OF THE 14TH
 ASSERTING CLAIMS UNDER TITLE II 15 1ST + 14 TITLE III
 THE POWER OF CONGRESS TO ABROGATE STATE
 SOVEREIGN IMMUNITY BY AUTHORIZING PRIVATE
 SUITS FOR DAMAGES AGAINST THE STATES FOR CONDUCT
 THAT ACTUALLY VIOLATES THE 14TH AMENDMENT
 42 U.S.C. 12101-12213 42 U.S.C. 12131-12141-12150
 12161-12168 A JUDICIAL CLAIM UNADJUDICATED
 BODDER V CONNECTICUT 401 US 371 (1971) 18 U.S.C. 5110
 EXPUNTER YOUNG 209 U.S. 123 1908 18 U.S.C. 287-100.1
 JUDICIAL RELIEF FED R CIV PROCEDURES RULE 26-37
 28 U.S.C. 2254 RULE 9(b) F.R.C.P. RULE 41 A+B 28 U.S.C.
 CANNELL V LIGHTER 143 3RD 1210-13 9TH CIR (1998)
 MILLER V MCCRAY 449 U.S. 90 101 S. CT 411 (1980)
 HAINES V KENNEDY 404 U.S. 519 92 S. CT 594 (1972)
 HOWE V UNITED STATES 522 U.S. 236 118 S. CT 1969
 BRACEFOOT V COSTELLO 463 U.S. 880 103 S. CT 3383
 28 U.S.C. 1738 + 28 U.S.C. 1739 H.E. 375 18 U.S.C. 1503

STATEMENT OF THE CASE

1. Plaintiff asserts that this civil action is sought in pursuit of compelling reasons of an important Federal question of public importance to require immediate determinations in this court of a conflict with relevant decisions of this court
2. A requested claim of relief a legal remedy claim by corrupt motives political + financial gain
3. The United States Courts of Appeals Third Circuit has decided an important question of Federal law that has not been but should be settled by this court
4. The issues of special matters is presented that calls for sanctions disciplinary action + also disbarment on the certified public record that will show + prove engaging conduct of overcoming a member + of an opportunity to show cause why a disbarment order should not be entered
5. Plaintiff seeks punitive damages on all defendants who were not judicial officials on material facts an direct attack on the face of the certified public record that has been concealed to evade review of criminal + civil liability of sanctions + disciplinary actions for failure to comply with the rules of professional conduct + code of ethics + court orders of civil contempt + of perjury that was submitted to the courts to misstate + misrepresent the facts to a deceiver

- S.A. PRACTICE ON THE COURTS

6. All officials has a obligation of oath a duty of responsibility + contract that was implied on which Plaintiff seeks a remedy of rescission of contract is equity for the loss herein + the irreparable injury's that ~~was~~ incurred a culpable act of liability from the fraud that was perpetrated to draw a wage of disservice is as official capacity acting under color of law + officer is a conspiracy to deprive Plaintiff of civil + U.S. constitutional rights on which a fee to protect was paid to a service not provided to breach the contract null + void to the responsibility of duty + oath the unlawful acts is clearly defensed by state + Federal statutes the rules of professional conduct code of ethics + the civil service collective bargaining agreement contract as well as the Governor's code of conduct # 1980-18 + the laws of the commonwealth enforcement provisions of immediate disciplinary action by the appointing authority a rule + regulation of policy that has abridged on Plaintiff's rights of a employees responsibilities that has not complied is the interest of public policy as clearly defensed is as an officer of the court on which the civil action is based

7. Rule 9 F.R.C.P. The issues raised must be decided by a specific denial + must state any supporting facts that are peculiarly within the party's knowledge
8. Plaintiff asserts that the fraud or mistake must be stated with particularity or with malice intent or knowledge
9. Plaintiff asserts that the conditions precedent has not been performed or of a reasonable inquiry of the facts presented for review
10. Plaintiff seeks judgment on the merits on which has not been determined is any court contrary to prohibit acts of Congress as a matter of law + rights a right to judicial review a duty to correct law application on the contrary unreasonable law applications that ~~that~~ is impermissible + unconstitutional null + void that has infringed on Plaintiff's 1st + 14th amendments rights a right to redress of a grievance + abridged on Plaintiff's rights to access to the courts a due process clause of equal protection of law violation
11. Plaintiff has submitted proof to the courts of a certified public official document + of unlawful acts that is impermissible + very unconstitutional on which is presented to this court for just determinations of Plaintiff's unlawful liberty restraint

12. Plaintiff seeks Judgment of cost as a facial attack as the certified Public Record of the signatories + seal of the issuing authority to vacate + rescind

13. All facts of material proof submitted to this court has not been decided or admitted or adjudicated that as a matter of law would clearly establish a fact that Plaintiff is unlawfully confined + seeks to be vindicated + exonerated to restore his life + liberty that was deprived by all officials acting under color of law + office as an official capacity in excess of his + her authority + did willfully subvert the truth by obstructing a fair administration of justice to stay in good standing to grant pay + back immunity + pension that do infringe on Plaintiff's substantial rights + thereby the public trust + to defraud the government by unlawful acts as when a duty to report is mandated investigation + resolutions acts of a willful transgression against the United States + is a legal liable claim as which the public certified Record will show + prove all facts of who when + where all co-conspirators who is creating review of civil + criminal liability as when Plaintiff asserts the Record has been concealed too conceal the Federal violations of unlawful activities as which a obligation of duty to serve + protect was not performed + was infringed on Plaintiff's right to relief

14. Plaintiff seeks admissions by decree + decrees of omissions that has been advocated by all defendants who is legally responsible + was vital participants in the conspiracy to deprive rights under color of law + office

15. All defendants was notified + failed to act or correct the errors or great relief to subvert a substantial right to relief to correct the unlawful acts of a obligation to correct or report that is mandated + required by law of a statutory duty imposed for the unique demands for a decrease to the obligations of oath + responsibility of duty + contract that was breached will + void + failing to act that has caused a irreparable loss harm + injury a legal liable standing as which Plaintiff seeks damages + relief

16. 42 U.S.C. 1983 42 U.S.C. 1985 II 42 U.S.C. 1985 III The original Plaintiff civil rights statute
to allow + encourage such Federal violations too counter to occur that could of been prevented but all officials did establish a policy + created a pattern practice + custom to impair the obligations of contracts the imposed duty of a

16. A. ADMINISTRATIVE FUNCTION that must
be performed with out exception
on which the breach occurred of rebell-
ious acts of INSURRECTION of a willful
TRANSGRESSION OF FRAUD 28 U.S.C. 1655
28 U.S.C. 2675 & 18 U.S.C. 4108 18 U.S.C. 4107
18 U.S.C. 242 & 241 the bill of PUNISH
the bill of rights
A legal liability standing of statutory
Federal violations 28 U.S.C. 1407
based upon the certified public record of
material evidence offered timely for proof
to support all claims in accordance with
EXISTING applicable provisions of law
pursuant to prescribed rules for the conduct
of its business not inconsistent with
acts of congress & the Federal rules of
CIVIL PROCEDURE

17. THIS ACTION IS BROUGHT UNDER SECTION 4 C
OF THE CLAYTON ACT SEPT 30TH 1976
Pub. L. 94-435 TITLE III 1 303. 90 STAT 1396
28 U.S.C. 1343 28 U.S.C. 1332 28 U.S.C. 1337
DEC 29TH 1979 Pub L. 96-170 8 2. 93 STAT 1284
28 U.S.C. 1345 28 U.S.C. 1346 CHAPTER 171
28 U.S.C. 2409 (A) CHAPTER 179 SECTION 453 (a) OF
TITLE 3 UNDER CHAPTER 5 U.S.C.
OCT 26TH 1996 Pub L. 104-331 1 3(b)(1) 110 STAT 4069
451, 454, 455 + 144 + 632
DEC 1ST 1990 Pub. L. 101-650 TITLE III 1 321 104
STAT 5117 636 CONFORMITY PURSUANT TO
28 U.S.C. 2072 636 (5)

18. Plaintiff seeks the court's certification with level benching instructions for a decision of the estate matter is controversy on the part of the certified public record 28 U.S.C. 1254 1251 Title 28 also 28 U.S.C. 1253 required by acts of congress to be heard & determined by a district court of three judges.
19. Plaintiff seeks review & relief to the enforcement provisions of Prohibit acts of congress 28 U.S.C. 1291 for an interlocutory permanent injunction from all final decisions by direct review of refusing orders to wind up receiverships or to take steps to accomplish the purposes thereof of determining the rights & liabilities upon the part of record that was timely asserted is accordance of 28 U.S.C. 1295
20. Plaintiff submitted a controlling question of law to which there is a substantial ground for a difference of opinion & that an immediate appeal from these orders may materially advance the ultimate termination of this litigation
21. Plaintiff asserts that all 12b motions was not timely asserted & shall be stricken all officials failed to waive service of summons & complaint & then failed to respond & defend to all court orders & subpoena issued all acts of sanctions of civil contempt, suspension, discipline & disbarment Rule 11(b) Title 15 U.S.C. 5 ARTICLE III

22. Plaintiff seeks Judgment on all claims raised under Title 16 Prohibit acts of Congress in accordance of existing applicable provisions of enforcement protection that was infringed & also abridged on Plaintiff's substantial rights to reflect

23. Title 15 U.S.C. sections 1-7 The Sherman Antitrust Act The United States & The District Courts are invested with Jurisdiction to prevent & restrain violations The Attorney General has an obligation responsibility of duty & contract a minister imposed duty that was impeded to institute proceedings in equity to prevent & restrain such violations Plaintiff petitioned the courts & has set forth the case & has set forth the violations all parties was notified on which Plaintiff has not had a hearing or a determination on the facts presented on the certified Public Record or has any claims been timely disputed

24. Plaintiff wish to bring in additional parties under section 4 of Title 15 all co-conspirators who can be identified in the Record certified Public

24. It should be brought to the courts that the ends of justice requires to promote the interest of justice by summons & subpoenas on which concealment of the certified public record to evade criminal & civil liability that has infringed & abridged on Plaintiff's substantial protected entitled rights 1st 4th 8th 9th & 14th amendments 42 U.S.C. 1997c

25. TUCKER ACT 18 U.S.C. 3500 & 18 U.S.C. 287-1001
TITLE 15 ANTITRUST VIOLATIONS 1ST & 14TH U.S.C. 5
PROHIBIT ACTS OF CONGRESS QUI TAM 31 U.S.C. 3729 & FALSE CLAIMS ACT CORRUPT ORGANIZATIONS 18 P.A.C.S.A. 911 ORGANIZED CRIMES 18 P.A.C.S.A. 5702
UNLAWFUL ACTIVITIES 18 P.A.C.S.A. 5111 AND TITLE II VIOLATIONS 42 U.S.C. 12101-12113 TUCKER ACT 1492
CONSTITUTIONALITY OF STATE & FEDERAL STATUTES
28 U.S.C. 2403 A+B

26. Plaintiff seeks enforcement of Judgment & foreclosure of recovery to Land by default to the breach of contract of personal injury liability of insurance of health care & medical malpractice property damages
Pursued 28 U.S.C. 1655 by attachment education DISCRIMINATED CIVIL RIGHTS VIOLATIONS
HABEAS CORPUS VIOLATIONS & CIVIL DETAINERS
CONDITIONS OF CONFINEMENT TO REVIEW UNDER
THE ADMINISTRATIVE PROCEDURE ACT / TO REVIEW THE
APPEALS OF AGENCY DECISIONS RULE 341 RULE 1114
RULE 706

27. All facts is clearly grounded in the certified Public Record to support all claims on which has not been disputed on which Plaintiff seeks punitive damages on the infringement + abridgment of his 1st 4th 5th 6th 8th 9th + 14th amendments 42 U.S.C. 1997c as obligation imposed of Public Administration Crimes Code + non-compliance 28 U.S.C. 2675 +

28 U.S.C. 1355 fine penalty or forfeiture for recovery of enforcement incurred under acts of Congress + 28 U.S.C. 1395 Rule 1366 28 U.S.C. 1367 supplemental

Jurisdiction of a Federal Statute of all claims related in the same case of controversy art III of U.S.C. 5

28. Plaintiff seeks Judgment Title 16 for the 18 U.S.C. 241 + 242 18 U.S.C. 1503 + 18 U.S.C. 2 under Title 15c actions by state attorney General non-compliance of failing to act in responsibility of duty imposed of a strict liability of impairing a contract breach 18 U.S.C. 4108 18 U.S.C. 4107

To the obligation of drawing a wage is as official capacity acting under ~~noting~~ color of Law + office for a fee or deservence see Appendix "F" for profit

29. Plaintiff asserts that he has presented prima facie evidence of collateral estoppel on all officials personally involved & legally responsible & liable for the irreparable loss harm & injury's on which a remedy of recourse in equity & relief is sought that is a Federal & state statute clearly defined of a responsibility of duty oath & contract was breached Title 16

30. A final judgment or decree heretofore or hereafter rendered in any civil or criminal proceeding brought by or on behalf of the United States under the antitrust laws to the effect that a defendant has violated said laws shall be prima facie evidence against such defendant in any action or proceeding brought by any party against such defendant under said laws as to all matters respecting which said judgment or decree would be an estoppel as between the parties.

Provided that this section shall not apply to consent judgment or decrees entered before any testimony has been taken nothing contained in this section shall be construed to impose any limitation on the application of collateral estoppel

31. Plaintiff asserts that he has been deprived Judicial Relief of his Life + Liberty Plaintiff has been deprived of his PROPERTY + PAPERS WITH OUT due due PROCESS OR EQUAL PROTECTION OF LAWS
32. Plaintiff has been deprived of medical ATTENTION for his serious health needs + has suffered mental + physical deterioration NEUROMUSCULAR damage IRREPARABLE disfigurement to the face + hand + a deformity of the Left Shoulder all facts of serious injury's IS ON medical RECORDS + COMPLAINTS which is unresolved on which a fee was charged + no medical services was provided + the further injury's + pain + suffering could have been prevented
33. Plaintiff has submitted proof to the courts of subject JURISDICTION matter of his unlawful Liberty RESTRAINT on which the certified public record is UNCONSTITUTIONAL null + void that will grant Plaintiff the relief sought

34. see appendix "e" for a mandatory demand for relief to vacate + discharge on a facial defective arrest warrant
"actor arrested at Mercy Hospital by Det. CORONER BRUCE WRIGHT OIA # C 859938-2 actor arrested on warrant issued to these detectives"
"Detectives T. Wolfson + H. Footer"
"Pa. Crimes Code Sect. 2501. Criminal Homicide"
35. see appendix "e" Affidavit for Criminal Complaint Commonwealth of Pennsylvania County of Allegheny
"Affiant Name + signature Det. T. Wolfson + H. Footer"
OIA # C 859938-2 "Pluruses reviewed the signatures of the issuing authority" Plaintiff cannot make his signature to appear of "Bruce Wright"
Plaintiff Probable cause to arrest duly sworn or affirmed according to Law sworn to + subscribed on Dec 14th 1994 at 11:50 AM Detective H. Footer + T. Wolfson signatures appears but not the seal of the issuing authority of Bruce Wright."
36. Plaintiff has submitted proof to the courts for relief on the constitutionality of his Liberty Restraint on which no dispute exist or any adjudication on the merits for a direct verdict on a facial attack on the certified Public Record on which a duty to correct once notified has been evaded to civil + criminal liability since 1994 Plaintiff asserts that this fact bars conviction 28.U.S.C 1655
18.U.S.C 1503 20 P.R.S. 3383 28.U.S.C 2403 A+B

36. 18 U.S.C. 5301 28 U.S.C. 2675 18 U.S.C. 242 + 241
18 U.S.C. 4108 18 U.S.C. 4107 18 U.S.C. 3500 e
18 U.S.C. 287-1001 1st 4th 8th 9th + 14th 42 U.S.C. 1997e

37. Plaintiff asserts a facial attack on the face of his arrest warrant as unconstitutional issued by fraud is illegal unlawful wrongful unjust invalid null + void inadmissible + impermissible a precedent mandates of unlawful restraint

38. Plaintiff seeks relief by equitable provisions acts of Congress to the exception as justice so requires to the enforcement provisions of constitutional protection to the matter of constitutional interpretation of constraining 1st 4th 8th 9th 14th Title is Article III U.S.C. 5

40. see appendix "c" motion for pretrial discovery filed by P.D. David G. McTINKO clerk stamped on April 17th 1995 at 7:25 A.M. Rule 305 B(1) + 305 B(2)

41. see appendix "c" receipt of copy of information signature + certification is lacking dated March 13th 1995 Plaintiff or counsel of record is lacking Det. Wolf signature appear not the District Attorney a obligation of a mandatory duty to disclose

42. All material evidence was suppressed by the Commonwealth + used at trial to undermine the outcome to obtain a verdict of guilt to deprive Plaintiff of a fair trial as is mandated in the bill of rights to inspect + examine to prepare a defense on equal terms.

43. Plaintiff uncovered all facts of all claims in 2015 by helping others to correct an appeal. Plaintiff noticed a pattern practices + custom of defendants in his case also was wilful participants in other cases.
44. On which Plaintiff Criminal Trial Courts Constitution Trust-Tribunal Case Action is being held open at Docket Noth CC 9502129 + CC 950218 as ongoing + active + was never authorized by the issuing authority of signature + seal Plaintiff has presented his claims + proof to the courts on which all defendants failed to appear + defend in a timely manner or omit or deny the claims Plaintiff can not obtain any relief or get a claim adjudicated on the concise pertinent material facts on the merits of the certified public record to support the claims of special matters by specific denial or supporting facts after a reasonable inquiry within that party's knowledge.
45. Plaintiff seeks special damages on the immense extensive immersion in subverting the truth to conceal the unlawful activities of the official document + acts that was not legally issued or act legally done. Plaintiff seeks judgment + relief on all allegations of a time + place under oath to test the sufficiency of the material official document specifically stated.

46. Plaintiff asserts that his trust was breached & incurred by a deceptive practice of fraud & corruption with malice knowledge & intent Plaintiff requested a D.R. & a jury trial all defendants intentionally failed to waive service of summons & compliant all officials intentionally defaulted to file a 12 b motion is a timely matter or certify their signature on the utterly 12 b motion knowing it will be stricken & not timely asserted.
47. Plaintiff asserts that to subvert a judicial proceeding is a deceptive practice to evade review of civil & criminal liability & sanctions
48. Plaintiff asserts his trial was by ambush & surprise & unconstitutional where prosecutorial misconduct is alleged
49. Plaintiff asserts that the scope & purposes of Rule 1 that these rules govern the procedure in all civil actions & proceedings in the United States district courts they should be construed & administered to secure the just & expeditious of every action & procedure
50. U.S.C. Title 28 723(b) 723(c) 2072 The Union of equity & action at law & rules 28 U.S.C. 1343 42 U.S.C. 1985 Title III Plaintiff asserts that the law is clearly defined that Plaintiff is entitled to recover damages from any person who fails to prevent or to aid in preventing any wrongs mentioned

50. u. on which he or she had knowledge or was about to occur + power to prevent + failed to act Plaintiff asserts this civil action is to recover damages for serious irreparable injuries of judicial respect of his life liberty property papers persons + of his rights privileges + immunities secured to him that was deprived with out due process of law or provided the equal protection of law that is secured + guaranteed a citizen of the United States who has been deprived of a right to be heard in any court of law or obtain any relief or profit on the certified public record that is undisputed on the merits is accordance with existing applicable provisions of law pursuant to acts of congress that is unconstitutional null + void.

51. all acts done is in furtherance of a conspiracy mentioned of concealment of fraud + corruption of Federal violations to draw a wage in an official capacity of disservices while engaging in unlawful activities under color of law + officers
18 U.S.C. 242 18 U.S.C. 287-1001 18 U.S.C. 1503
18 U.S.C. 2 28 U.S.C. 2675 u.

52. Plaintiff has been unable to address any deprivations under color of any state or Federal law statute ordinance regulation custom or usage of any right privileges

52.1. OR IMMUNITY secured by the CONSTITUTIONS of the UNITED STATES the BILL OF RIGHTS OR by ANY ACTS OF CONGRESS ENFORCEMENT PROVISIONS for equal RIGHTS OF CITIZENS + OF ALL PERSONS WITHIN the JURISDICTION Plaintiff seeks to RECOVER DAMAGES + TO SECURE EQUITABLE RELIEF FOR INDICTMENT + CONVICTION DISMISSAL by DIRECT VERDICT + FOR THE IRREPARABLE INJURY'S TO MY PERSONS + THE LOSS OF MY FUNDS PROPERTY + PAPERS Plaintiff has been UNABLE TO RECOVER ANY EQUITY FOR THE HARM IN ALL HIS GRIEVANCES FILED OR CRIMINAL COMPLAINTS OR PETITIONS FILED ON HIS UNLAWFUL LIBERTY RESTRAINT IN THE STATE OR FEDERAL COURTS

53. Plaintiff seeks TO RECOVER DAMAGES + RELIEF UNDER PROHIBIT ACTS OF CONGRESS U.D.M. TITLE II QUI TAM + TRUST VIOLATIONS ALL FACTS IS CLEARLY ESTABLISHED IN THE CERTIFIED PUBLIC RECORD FOR REVIEW ON WHO HOW WHEN + WHERE OF ALL OFFICIALS OBLIGATIONS WHO WAS NOTIFIED + FAILED TO ACT TO PREVENT THE LOSS HARM + INJURY'S TO CONTINUE TO RECUR TO STOP THE FEDERAL VIOLATIONS OR REPORT ON A DUTY OF RESPONSIBILITY + OATH + CONTRACT.

54. Plaintiff seeks THIS COURT'S ENFORCEMENT PROVISIONS OF PROTECTION PURSUANT TO ACTS OF ~~CON~~ CONGRESS PROVIDING FOR THE PROTECTION OF Plaintiff'S CIVIL RIGHTS SUBSTANTIAL RIGHTS + THE OBLIGATION BREACH OF ALL OFFICIALS IMPOSED DUTY + LIABILITY IN THE INTEREST OF -

at

54. JUSTICE 28 U.S.C. 1402 SECTION 1346. 2409 A
28 U.S.C. 2403 A+B 28 U.S.C. 1407 28 U.S.C. 1411
28 U.S.C. 1412 28 U.S.C. 1441 SECTION 1331 A Federal
question this civil action arises under the
Constitutions, laws + treaties of the United States
Dec 1st 1980 Pub. L. 96-486 § 2(a) 94 STAT 2369
28 U.S.C. 1337 28 U.S.C. 1392 OCT 1st 1996 Pub. L. 104-220
§ 1, 110 STAT 3023 28 U.S.C. 1395 FEES. penalty +
forfeitures 18 U.S.C. 985

55. 28 U.S.C. 1404 in the interest of justice a civil
action by motion of hearing is rem
28 U.S.C. 1442 OCT 19th 1996 Pub. L. 104-317 Title II 206
110 STAT 3850 any officer of the courts of the
United States for any act under color of
office or in the performance of his or her
duties 28 U.S.C. 1443 28 U.S.C. 1449 certified copies
of the state courts records as certified right
of proof to support all claims for judgment
a process proceeding for award + collect

56. 28 U.S.C. 1450 for final judgment or decree
for an unwarranted ~~and~~ voided injunction
relief from all judicial officials who
failed to adjudicate on the merits
28 U.S.C. 144 + 455 to ascertain the truth
in a fair and impartial manner to
promote the interest of justice

57. 28 U.S.C. 1602 28 U.S.C. 1605 General exceptions
to the jurisdictional immunity of a foreign
state
Plaintiff is seeking relief in personam in
this action from all decrees subject to

57. A appeal a bar on motions to dismiss a stay of discovery shall constitute a bar to the granting of a motion to dismiss under rules 12 b + 56 of the Fed. R.D. Civ. P. construction nothing in this subsection shall prevent the United States from seeking protective orders or asserting privileges ordinarily available to the United States Oct 6th 2000 Pub.L. 109-304 § 17 (f)(2) 120 Stat 1708

58. 28 U.S.C. 1605 + 28 U.S.C. 1607 28 U.S.C. 1608 SERVICE TIME TO ANSWER + default The general agent authorized by appointment + by law and receiver service of process + notice of suit summons + complaint issued by the court dispatched by the clerk to the agency served by U.S. Marshal in accordance with F.R.D.C.P. Rule 4. as authorized by Federal statute providing service proof must be by service affidavit Rule 4(d) Federal law asserting jurisdiction over property + assets authorized by a Federal statute shall serve an answer or other responsive pleading to the complaint within 60 days ~~and~~ after service has been made

59. 28 U.S.C. 1608(c) No judgment by default shall be entered by a court of the United States or of a State against a foreign state "unless the claimant establishes his claim or right to relief by evidence satisfactory to the court"

59.4. "A copy of any such default judgment shall be sent to the foreign state or political subdivision in the manner prescribed for service in this section" Oct 21st 1976. Pub. L. 94-583 § 401 90 STAT. 2894

60. 28 U.S.C. 1610 EXCEPTIONS TO THE IMMUNITY FROM ATTACHMENT OR EXECUTION THE PROPERTY IN THE UNITED STATES OF A FOREIGN STATE AS DEFINED IN SECTION 1603(4) OF THIS CHAPTER USED FOR COMMERCIAL ACTIVITY IN THE UNITED STATES SHALL NOT BE IMMUNE FROM ATTACHMENT IN AID OF EXECUTION OR FROM EXECUTION UPON A JUDGMENT ENTERED BY A COURT OF THE UNITED STATES.

The foreign state has waived its immunity from attachment in aid of execution or from execution either explicitly or by implication the property is or was used for the commercial activity upon which the claim is based + the execution relates to a judgment establishing rights in property which is immovable + situated in the United States

The property consist of a contractual obligation + any + all proceeds from such a contractual obligation to indemnify or hold harmless the foreign state or its employees under a policy of automobile or other liability or casualty insurance covering the claim which merged into the judgment the judgment relates to a claim for which the foreign state is not immune under 1605 (a)(7) regardless of whether the property is or was involved with the act upon which the claim is based.

60.4. IN ADDITION TO ANY PROPERTY IN THE UNITED STATES OF AN AGENCY OR INSTRUMENTALITY OF A FOREIGN STATE ENGAGED IN COMMERCIAL ACTIVITY IN THE UNITED STATES SHALL NOT BE IMMUNE FROM ATTACHMENT IN AID OF EXECUTION OR FROM EXECUTION UPON A JUDGMENT ENTERED BY A COURT OF THE UNITED STATES.

THE JUDGMENT RELATES TO A CLAIM FOR WHICH THE AGENCY OR INSTRUMENTALITY IS NOT IMMUNE BY VIRTUE OF SECTION 1605 (A)(2) (3) (5) OR (7) OR 1605 (b) OF THIS CHAPTER REGARDLESS OF WHETHER THE PROPERTY IS OR WAS INVOLVED IN THE ACT UPON WHICH THE CLAIM IS BASED

60.5. NO ATTACHMENT OR EXECUTION REFERRED TO IN SUBSECTIONS (A) + (B) OF THIS SECTION SHALL BE PERMITTED UNTIL THE COURT HAS ORDERED ~~SO~~ SUCH ATTACHMENT + EXECUTION AFTER HAVING DETERMINED THAT A REASONABLE PERIOD OF TIME HAS ELAPSED FOLLOWING THE ENTRY OF JUDGMENT + THE GIVING OF ANY NOTICES REQUIRED UNDER SECTION 1608(c) OF THIS SECTION

60.6. IF THE FOREIGN STATE HAS EXPLICITLY WAIVED ITS IMMUNITY FROM ATTACHMENT PRIOR TO JUDGMENT THE PURPOSE OF THE ATTACHMENT IS TO SECURE SATISFACTION OF A JUDGMENT THAT HAS BEEN OR MAY ULTIMATELY BE ENTERED AGAINST THE FOREIGN STATE + NOT TO OBTAIN JURISDICTION

61. 48 U.S.C. 1610(c) THE VESSELS OF A FOREIGN STATE SHALL NOT BE IMMUNE FROM ARREST IN REM INTERLOCUTORY SALES + EXECUTION IN ACTIONS BROUGHT TO FORECLOSE A PREFERRED MORTGAGE OR LEVY OF LIES AS PROVIDED IN 1605(d) RULE 50(b) A MOTION FOR JUDGMENT AS A MATTER OF LAW AGAINST THE PARTY OR A CLAIM OF DEFENSES THAT UNDER THE CONTROLLING LAW CAN BE DETERMINED.

61. d. Only with a favorable finding on that issue
50 (b) U.S.C 1701-1702 or any other proclamation
order, regulation or license issued pursuant
thereto shall be subject to execution or
• attachment in aid of execution of any
judgment relating to a claim for which a
foreign state including any agency or
instrumentality or such state claiming such
property is not immune under section 1605
(A)(7)

62. Subparagraph (1) shall not apply if at the time
the property is expropriated or seized
by the foreign state the property has been held
in title by a natural person or if held in trust
has been held for the benefit of a natural
person or persons

63. At the request of any party in whose favor
a judgment has been issued with respect to a
claim for ~~which~~ which the foreign state is not
immune under section 1605 (A)(7)

The Secretary of Treasury + The Secretary
of State should make every effort to fully, promptly
+ effectively assist any judgment creditor or
any court that has issued any such judgment in
identifying locating + executing against the property
of that foreign state or any agency or instrument-
ality of such state is providing such assistance
the secretaries may provide such information
to the court under seal + should make every effort
to provide the information in a manner sufficient
to allow the court to direct the U.S. Marshalls Office
to promptly + effectively execute against that -

63. II PROPERTY

64. 28 U.S.C. 1651 WRITS The SUPREME COURT + ALL COURTS ESTABLISHED BY ACTS OF CONGRESS MAY ISSUE ALL WRITS NECESSARY OR APPROPRIATE IN AID OF THEIR RESPECTIVE JURISDICTIONS + AGREABLE TO THE USAGES + PRINCIPLES OF LAW
65. 28 U.S.C. 1652 STATE LAWS + RULES OF DECISIONS THE LAW OF SEVERAL STATES EXCEPT WHERE THE CONSTITUTION OR TREATIES OF THE UNITED STATES OR ACTS OF CONGRESS OTHERWISE REQUIRE OR PROVIDE SHALL BE REGARDED AS RULES OF DECISION IN CIVIL ACTIONS IN THE COURTS OF THE UNITED STATES IN WHICHEVER THEY APPLY
66. 28 U.S.C. 1654 APPEARANCE PERSONALLY OR BY COUNSEL IN ALL COURTS OF THE UNITED STATES THE PARTIES MAY PLEAD + CONDUCT THEIR OWN CASES PERSONALLY OR BY COUNSEL AS BY THE RULES OF SUCH COURTS RESPECTIVELY AND PERMITTED TO MANAGE + CONDUCT CASES THEREIN
MAY 24th 1949 C 139 § 91, '63 STAT 103
67. 28 U.S.C. 1655 LIES ENFORCEMENT ON ABSENT DEFENDANTS IN A ACTION IN A DISTRICT COURT TO ENFORCE ANY LIES UPON A CLAIM UPON THE TITLE TO REAL OR PERSONAL PROPERTY WITHIN THE DISTRICT. WHEREAS ANY DEFENDANT CANNOT BE SERVED WITHIN THE STATE OR DOES NOT VOLUNTARILY APPEAR THE COURT MAY ORDER THE ABSENT DEFENDANT TO APPEAR + PLEAD BY A DAY CERTAIN SUCH ORDER SHALL BE SERVED ON THE ABSENT DEFENDANT PERSONALLY IF PRACTICABLE WHEREVER FOUND + ALSO UPON THE PERSON OR PERSONS IN POSSESSION OR CHARGE OF SUCH PROPERTY IF ANY

67. u. If an absent defendant does not appear or plead within the time allowed the court may proceed as if the absent defendant had been served with process within the state but any adjudication shall as regards the absent defendant without appearance affect only the property which is the subject of the action when a part of the property is within another district but within the same state such action may be brought in either district.

any defendant not so personally notified may at any time within one year after final judgment enter his or her appearance + thereupon the court shall set aside the judgment + permit such defendant to plead on payment of such costs as the court deems just

68. 28 U.S.C. 1657 PRIORITY OF CIVIL ACTIONS notwithstanding any other provisions of law each court of the United States shall determine the order in which civil actions are heard + determined except that the court shall expedite the consideration of any action brought under chapter 153 or section 1826 of this title any action for temporary or preliminary injunctive relief as submitted for proof on OCT 20th 2016 on record relief was decided also on AUG 1st 2016 COMPLAINT sent to Attorney General MARY L. FRIEDLANDER PN ID# 47046 OR any other action if good cause therefor is shown

For purposes of this subsection good cause is shown if a right under the constitutions of the United States or a Federal statute.

68. u. including rights under section 55a of Title 5 would be maintained in a factual context that indicates that a request for expedited consideration has merit.
69. The Judicial Conference of the United States may modify the rules adopted by the courts to determine the order in which civil actions are heard & determined in order to establish consistency among the judicial circuits
Nov 8th 1985 Pub. L. 98-620 Title IV 1401(a) 98 Stat 3356
70. 28 U.S.C 1658 CIVIL ACTION ARISING UNDER ACTS OF CONGRESS A PRIVATE RIGHT OF ACTION THAT INVOLVES A CLAIM OF FRAUD, DECEIT, MANIPULATION OR CONTRIVANCE IS CONTRAVENTION OF A REGULATORY REQUIREMENT CONCERNING THE SECURITIES LAWS AS DEFINED IN SECTION 3(a)(47) OF THE SECURITIES EXCHANGE ACT OF 1934 (15 U.S.C 78c(a)(47)) MAY BE BROUGHT NO LATER THAN THE ELAPSE OF A YEAR AFTER THE DISCOVERY OF THE FACTS CONSTITUTING THE VIOLATIONS OR 5 YEARS AFTER SUCH VIOLATIONS
Dec 1st 1990 Pub. L. 101-650 Title III 1313(a) 104 Stat. 5114
AS AMENDED July 30th 2002 Pub. L. 107-204 Title VIII 804(a) 116 Stat. 801
71. 28 U.S.C 1695 + 28 U.S.C 1697 STOCKHOLDERS DERIVATIVE ACTION A CORPORATION ORGANIZED + INCORPORATED TO DO BUSINESS + IS DOING BUSINESS
SERVICE IS MULTIPARTY MULTIFORUM ACTIONS
WHERE THE JURISDICTION OF THE DISTRICT COURT IS BASED IN WHOLE OR IN PART UPON SECTION 1369 OF THIS TITLE -

71. n. process others than subpoenas may be served at any place within the United States or anywhere outside the United States if otherwise permitted by law now and 2002 Pub.L. 107-273 Div. C Title I § 11020 (b)(4)(A) 116 Stat 1828

72. Defendants 28 U.S.C. 1711 Plaintiff asserts that all defendants class in this class action + all class members + class counsel failed to act in a timely manner in a good faith effort to do a reasonable inquiry into the facts or to show cause by court order into the true causes of Plaintiff's liberty restraint or detention that is unconstitutional illegal unlawful impermissible null + void.

73. Plaintiff asserts that all officials is acting in an official capacity under color of Law + office in excess of the scope of authority is furthermore of a conspiracy 42 U.S.C. 1985 III

74. Plaintiff requested a proposed settlement of all claims of all class members named + also unnamed co-conspirators who is conducting review + can be identified in the certified Public Record upon review to resolve any dispute on any claim raised.

75. Plaintiff seeks \$60. million of agreement regarding that settlement is subject to court approval + if approved would be binding on some or all class members
Feb 18th 2005 Pub.L. 109-2 § 304 119 Stat 5

76. 28. U.S.C. 1715 NOTIFICATIONS TO APPROPRIATE FEDERAL & STATE OFFICIALS. THE ATTORNEY GENERAL OF THE UNITED STATES OR IN ANY CASE IN WHICH THE DEFENDANT IS A FEDERAL DEPOSITORY INSTITUTION A STATE DEPOSITORY INSTITUTION A DEPOSITORY INSTITUTION HOLDING COMPANY A FOREIGN BANK OR A NONDEPOSITORY INSTITUTION SUBSIDIARY OF THE FOREGOING (AS SUCH TERMS ARE DEFINED IN SECTION 3 OF THE FEDERAL DEPOSIT INSURANCE ACT (12 U.S.C. 1813)) THE PERSON WHO HAS THE PRIMARY FEDERAL REGULATORY OR SUPERVISORY RESPONSIBILITY WITH RESPECT TO THE DEFENDANT IF SOME OF ALL OF THE MATTERS ALLEGED IN THE CLASS ACTION ARE SUBJECT TO REGULATION OR SUPERVISION BY THAT PERSON

APPROPRIATE STATE OFFICIAL IN THIS SECTION. THE TERM APPROPRIATE STATE OFFICIAL MEANS THE PERSON IN THE STATE WHO HAS THE PRIMARY REGULATORY OR SUPERVISORY RESPONSIBILITY WITH RESPECT TO THE DEFENDANT "SEE" APPENDIX "F" FOR PROOF OF IMPAIRING AN OBLIGATION OF CONTRACT OF TRUSTS FOR A WAGER DEMAND IS AN OFFICIAL CAPACITY ACTING UNDER COLOR OF LAW + OFFER A FEE PAID FOR A DISSENT OR ON WHICH THE LOSS HARM + IRREPARABLE INJURY'S COULD OF BEEN PREVENTED 28. U.S.C. 2675(A) A DUTY BREACH 18 U.S.C. 4108 WILLFULL TRANSGRESSION 18. U.S.C. 4107 CONSPIRACY 18. U.S.C. 242 + 241 18. U.S.C. 287-1001 P.A.C.S. 911 P.A.C.S. 5111 P.A.C.S. 5702 QUI TAM NOTITIOUS A.D.A. TITLE II TUCKER ACT 18. U.S.C. 3500 TOWNE ACT VIOLATIONS OF FEDERAL STATUTES THAT HAS INTERFERED + ABROGATED ON PRIESTS 1ST 4TH 5TH 6TH 8TH 9TH + 14TH AMENDMENTS 42 U.S.C. 1997c

76.4. OR WHO LICENSES OR OTHERWISE AUTHORIZES THE DEFENDANT TO CONDUCT BUSINESS IN THE STATE IF SOME OR ALL OF THE MATTERS ALLEGED IN THE CLASS ARE SUBJECT TO REGULATION BY THAT PERSON IF THERE IS NO PRIMARY REGULATOR SUPERVISOR OR LICENSING AUTHORITY ON THE MATTERS ALLEGED IN THE CLASS ACTION ARE NOT SUBJECT TO REGULATION OR SUPERVISION BY THAT PERSON THEN THE APPROPRIATE STATE OFFICIAL SHALL BE THE STATE ATTORNEY GENERAL

77. PLAINTIFF ASSERTS THAT KENNAL ALEXANDER MERRICK COUSSED ON RECORD IS A DEFENDANT IN PLAINTIFF'S CIVIL ACTION

78. PLAINTIFF ASSERTS THAT MARY L FREEDLESE COUSSED ON RECORD IS A ASSUMED CO-CONSPIRATOR IN PLAINTIFF'S CIVIL ACTION

79. PLAINTIFF ASSERTS A CONFLICT OF INTEREST EXISTS ON WHICH A OBLIGATION TO WAIVER SERVICE OF SUMMONS + COMPLAINT WAS NOT COMPLIED WITH A DUTY TO RESPOND + DEFEND WITHIN 60 DAYS BY COURT ORDER DATED 9/16/16 WAS NOT TIMELY + MUST BE STRICKEN AS INADMISSIBLE + WAIVED ON WHICH A 12 b MOTION WAS SUBMITTED UNTIMELY WITHOUT ANY REASONABLE INQUIRY OF THE SUBJECT MATTER ON WHICH THE CERTIFIED PUBLIC RECORD WILL SHOW + PROVE THAT PLAINTIFF FILED A COMPLAINT IN 2011 + ALSO NOV 15TH 2016 PERSONAL KNOWLEDGE OF FACTS OF ALL CLAIMS ON WHICH WAS CONCEALED THE ACTS OF CIVIL CONTEMPT + DEFAULT + THE OBSTRUCTION OF JUSTICE

80. Plaintiff asserts that any attempt to compromise or settle in a good faith effort is an prohibited act of Congress all defendants is proceeding under the bad faith statute in an official capacity acting under color of law + office on which Plaintiff seeks punitive damages is a individual capacity from all defendants who are not judicial officials but is officers + employees of the courts contrary to the RLE no official asserted immunity + did waive any rights by default which could have been raised see appendix "F" for proof of non-compliance

81. Plaintiff asserts contrary to the RLE that absolute immunity cannot be imputed to local agency's the Federal standard is the same as the state law under *Dickens v Howard* 531 PN 127 Sup Ct 1990 Personal responsibility + prejudice to the adversely caused by the court orders to respond + show cause rules 4+5 + to discovery Plaintiff has submitted proof of a long history of dilatoriness the exhaustion + vexation of litigation F.R.C.P. 41 A+B *Carlson v Pitcher* 187 F.3d 416 whether the conduct of the attorney was willful or in bad faith PN-CT rules CTC canon 3 code of Jud conduct 4a P.R.C.S.A. violations of statutes that calls for sanctions as a duty imposed + not performed on which relief is sought to the enforcement + abridgment of Plaintiff's 1st 4th 8th 9th + 14th U.S. constitutional

81. A. established secured protected guaranteed rights
18. U.S.C. 241 18. U.S.C. 1503 18. U.S.C. 287. 1001 18. U.S.C. 242
18. U.S.C. 4108 18. U.S.C. 4107 28. U.S.C. 2675A 28. U.S.C. 1655

82. Plaintiff asserts that 7-107 The code of professional responsibility is clearly defined non-performance of an obligation imposed on all officials acting in official capacity like 8.4 under color of Law + office

83. Plaintiff asserts that the RTR is in case + not supported by the record or Law in accordance of DENNIS V SPARKS 449 U.S. 24 101 S.Ct 183 (1980) civil rights statute 42 U.S.C. 1983 is clearly defined to act under color of state law for purposes of civil rights statute "does not require that the defendant be an officer of the state" it is enough that he or she is a willful participant in joint action with the state or its agents private persons jointly engaged with state officials in the challenged action are acting under color of law for purposes of the civil rights statute the immunities of state officials recognized for purposes of the federal civil rights statute are equivalents of those that were recognized at common law"

84. The burden is on state officials claiming immunity in the civil rights action to demonstrate he or she establishment 18. U.S.C. 242 + 241 all defendants is in default" 18. U.S.C. 2

GRAND V UNITED STATES 408 U.S. 606 92 S.Ct 2614
judicial corruption of a conspiracy + co-conspirators who subverted a judicial process + in doing so inflicted an irreparable injury on Plaintiff

85. See *J. U.S. 545* and 1017 D.C. 1987 UNCONSTITUTIONAL
delays tactics for failures to expedite appeals
and further delays Plaintiff seeks immediate
release state *J. Gillespie* 2016 OIED 7088
Banks v. Dretke 540 U.S. 668 Prosecution lead
& concealed misconduct
Dennis v. Secretary 2016 U.S. App LEXIS 15434
3rd Cir 2016
Gillespie v. Timmerman - Cooper 2013 U.S. Dist LEXIS
17998 S.D. OIED 2013
42 P.R.C.S.A. Rule 1035(b) Plaintiff is entitled to
judgment of default by omissions of failing to
respond or waiver of acts & liability to
deferred all issues of fact to resolve any
doubt to the existence of all material evidence
of facts to support all claims raised summary
judgment may be entered free from doubt.
86. 1035(d) defense claim to disclose facts a rule
requiring specific fact
Rules of Civil Procedure 42 U.S.C. 1035(d)
87. 28 U.S.C. 2414 AGENTS & OFFICIALS upon obligations
& liabilities of the U.S. shall be made on
settlements by the Secretary of the Treasury
after certification by the Attorney General that
it is in the interest of the U.S. provided by acts of
Congress the claims & facts presented was
clearly in excess of such officers jurisdiction
Plaintiff seeks a declaration of final judgment
of decree on all officials acting in his or her
official capacity the adversary adjudication was
not substantially justified

88. Plaintiff seeks a interlocutory injunction to vacate 28 U.S.C. 2347 as required by law to do so 28 U.S.C. 2072 rules of procedure + evidence submitted to the United States district courts + of the court of appeals that has abridged + modified Plaintiff's substantive rights that do conflict with expressly applicable rules of title 28 for the record on review of enforcement of agency orders + administrative agency correctness of findings of fact by agency that further reflect 28 U.S.C. 2202 is necessary or proper relief based on a declaratory judgment or decree may be granted after reasonable notice + hearing against any adverse party whose rights have been determined by such judgment
89. Plaintiff asserts under 28 U.S.C. 2241 all prior writs has been denied with out a hearing see appendix "F" court order to show cause impairing the obligations of contract Plaintiff asserts that he is in custody for an act done or omitted in pursuance of an act of congress or an order process, judgment or decree of a court or judge of the United States + is in direct violation of the constitutions or laws or treaties of the United States Plaintiff is a citizen of the state + is in custody for an act done or omitted under any alleged right title authority privilege protection or exemption claim under commission order or sanction of the PA Commonwealth state or under color thereof the validity + effect of which.

- 89.11. depends upon the Law of the Nation & it is necessary to bring Plaintiff into court to testify under oath in furtherance of justice for a hearing & determine the facts & dispose of the matter as law & justice requires
- 28.U.S.C 2243 All writs issued in order directing the respondent to show cause why the writ should not be granted
- The person to whom the writ or order is directed shall make a return certifying the true cause of the detention
- Plaintiff presented issues of law to the person to whom the writ is directed & all judicial officials was acting as lawyers & under determinations with out the development of the record & with out adjudication on the merits presented
90. Plaintiff has not had a fair or full or meaningful opportunity to be heard or present his proof to establish his claim that would just reflect
- The person to whom the writ is directed shall be required to produce at the hearing the body of the person detained
91. Plaintiff asserts he is unlawfully detained & has been deprived to testify under oath or a chance to deny any facts in a return or allege any other material facts

92. Plaintiff asserts that the notice required is satisfied upon the person who has the primary Federal + state defense in section 3 of the Federal Deposit Insurance Act (12 U.S.C. 1813) primary Federal regulatory or supervisory responsibility with respect to the defendant or of the state in which the defendant is incorporated or chartered if some or all of the matters alleged in the class action are subject to regulation or supervision by that person + upon the appropriate Federal official on which Plaintiff seeks final approval of a proposed settlement of \$60 million on all claims presented for final judgment or dismissal.

93. The appropriate Federal official + the appropriate state are served with notice. The state attorney General + appropriate Federal official that has primary regulatory supervisory or licensing authority over the defendant authority to consider or expand an imposed obligation duty or responsibilities upon Federal or state officials. Feb 18th 2005 Pub L. 109-28 3(a) 119 Stat 5.

94. Plaintiff submitted proof to the courts to support all claims in accordance with Prohibit acts of Congress 28 U.S.C. 1738 state + territorial statutes + judicial proceedings + full faith credit on which these claims is based under the full faith statute on which a duty to correct is imposed + the non-compliance by impairing a contract a breach that could of been prevented on which the irreparable loss harm + injury's did occur a legal liable standing

REASONS FOR GRANTING THE PETITION

1. Plaintiff asserts that the prevailing party during the course of the proceedings engaged in conduct which unduly + unreasonably protracted the final resolution of the matter in controversy
2. Plaintiff asserts that the basis for the award is a finding that the United States acted in bad faith that the award shall be paid by any agency found to have acted in bad faith + shall be in addition to any relief provided in the judgment
3. Plaintiff asserts that the position of the United States was not substantially justified whether or not the position of the United States was substantially justified shall be determined on the basis of the record (including the record with respect to the action or failures to act by the agency upon ~~which~~ which the civil action is based which is made in the civil action for which fees + other expenses are sought)
4. It is a civil action brought by the United States or a proceeding for judicial review of an adversely adjudication described in section 504 (a)(4) of Title 5 section 202 of Pub. L. 96-481 Government organizations + employees the party has committed a willful violation of law + has otherwise acted in bad faith + the judgment obtained was unreasonable under the facts + circumstances to respond + defend in a timely manner of a court order after notices 475

Plaintiff seeks final judgment on all claims
raised timely for adjudication on the merits
of the certified public record offer of proof to
support all claims of unconstitutional law
applications that is null + void on its face
The signatures + seal with a certificate of a
judge of a court record certified + further
authenticated to determine full faith credit or
bad faith statutes provision to promote the
interest of justice Plaintiff submitted all claims
of facts clearly established in the certified
public record on which **CONCLUSION** has not been
determined in any court to resolve the issues
of the constitutionality + jurisdiction of Plaintiff's

The petition for a writ of certiorari should be granted.

Unlawful Liberty Property + Rights Restraint

Respectfully submitted,

Harold A. Carter

Date: 4 / 14 / 18