

19-6762

No. USC A9

ORIGINAL

No. 19-55117

Supreme Court, U.S.
FILED

SEP 28 2019

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Fred Martin Wimberley
(Your Name) — PETITIONER

vs.
Rachel M. Sacramento — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

The United States 9th Circuit Court of
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE) Appeals

PETITION FOR WRIT OF CERTIORARI

Fred Martin Wimberley
(Your Name)

5018 Obama Boulevard Apt. #8
(Address)

Los Angeles, California 90016-4719
(City, State, Zip Code)

(323) 989-5744
(Phone Number)

QUESTION(S) PRESENTED

No questions were presented to me by the
3 Justices of the United States 9th Circuit
Court of Appeals. This is a Clear Cut
Case and all 3 of them should have
ruled in my favor, but they didn't. Due
to the fact that they didn't rule in my
favor, that's why I'm now appealing this
case to the highest court in the land—
The United States Supreme Court Under our
Chief Justice—The Honorable John G. Roberts Jr.

LIST OF PARTIES

- ☒ All parties appear in the caption of the case on the cover page.
- ☐ All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

RELATED CASES

None.

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

STATUTES AND RULES

OTHER This is a case about my Los Angeles Retirement. My ex-wife changed her name back to Welch after our Civil Divorce was finalized on Sept. 15, 2009. Now, she has since remarried on Sat. Aug. 9th 2019. Her last name is now Jones. Since my Retirement is my Sole and Separate Property,

1 it is not Community Property. My ex-wife,
2 Betty Marrie Welch, now her married last
3 name is Jones. Betty Marrie Jones may have
4 Skipped town or she might be living in another
5 State. Who knows? I have No Current
6 Address or Phone Number for my ex-wife,
7 Betty Marrie Jones. So, when I officially
8 retire from LA County after 25 years
9 of service on December 31st 2025, my
10 ex-wife is Not Entitled to 50% of my
11 LACERA Retirement Pension Fund. It is my
12 hope that the Honorable Chief Justice, John
13 G. Roberts Jr. and his 8 Associate Chief
14 Justices rule in my favor and mail that court
15 decision to me within the next few weeks
16 from now.

IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

☒ For cases from federal courts:

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

☐ reported at _____; or,

☐ has been designated for publication but is not yet reported; or,

☒ is unpublished.

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

☐ reported at _____; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

☐ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix _____ 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 It's hard to tell because the U.S. 9th Circuit

Court of Appeals claims that my case is frivolous. It is not

☐ No petition for rehearing was timely filed in my case.

I might have to let the Honorable John G. Roberts Jr. decide this case in

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the my order denying rehearing appears at Appendix _____. favor.

☐ 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).

Please Note: The United States 9th Circuit Court of Appeals did not set a Rehearing Date. They should have
Due to the 3 Justices Grave Judicial Error, that is why I'm
appealing this case to the U.S. Supreme Court.

☐ 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).

Please Note: This case is a Grave Judicial
Error on the part of all 3 Justices on the U.S.
9th Circuit Court of Appeals.

STATEMENT OF THE CASE

This case involves the fact that my ex-wife, Betty Marrie Welch wants 50% of my retirement pension fund when I retire in 5 years. The Main Legal Reasons why my ex-wife is not entitled to 50% of my LACERA Retirement Pension Fund are:

1. My LACERA is my Sole and Separate Property.
2. It is not Community Property.
3. My sister, Mary Harrison is the Chief Beneficiary of my LACERA Retirement Pension Fund.
4. I did not Designate my ex-wife to have 50% of my LACERA Retirement Pension Fund.
5. After our Civil Divorce was over on 9/1/2004, she changed her name from Wimberley to Welch. She remarried on Sat. Aug. 9th 2019 and now her married name is Jones.
6. I have No Children with my ex-wife.

1 7. My sister, Mary Harrison is the
2 Sole and Chief Beneficiary of

3
4
5 my LACERA Retirement Pension Fund.

6 8. My sister's name is "On Record"
7 with the Headquarters of the LACERA
8 Office in Pasadena, California.
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11 9. Since my ex-wife remarried
12 on Saturday, August 9th, 2019 her
13 last name is now Jones.
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16 10. I have No Current Address or
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19 Phone Number for my ex-wife, who
20 was Betty Marrie Welch, not it's Betty
21 Marrie Jones. She may have Skipped town.
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23

24 My ex-wife might be living in another state.
25 Who knows?
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1 Rule 14.1(d) The Citation of the official
2 report was from the United States
3 9th Circuit Court of Appeals in which
4 the 3 Justices erroneously ruled
5 in not ruling for me the, Petitioner.
6 Due to that Grave Judicial Error
7 of theirs, that's why I'm appealing
8 this case to the Highest Court of
9 the land — The United States Supreme
10 Court. This case should have de-
11 cided in my favor by the 3 Justices
12 on the 9th Circuit Court of Appeals.

Rule 10.

The United States 9th Circuit Court
OF Appeals has not ruled a favorable
decision in my favor. The 3 Justices
claimed that my case is frivolous.
The facts in my case speak for them-
selves. So, how is this case frivolous?
This is not a frivolous case. I have
more than enough Major Preces to
prove this case.

Rule 14.1(h) In terms of this Federal
Rule, the 3 Justices on the United States
9th Circuit Court OF Appeals failed to
give me a Fair and Impartial Hearing.
This is their Fault, not mine. That's basically

1 Why I don't have an Appendix A.
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4 Rule 14.5
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6 This Petition is filed and is in Good
7 Faith. I'm submitting it before the
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9 60 days that ends on January 12th
10 2020.
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15 Respectfully Submitted,
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17 Mr. Fred Martin Wimberley
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19 Date — Monday, November 18th 2019
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