

25-631

No.

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SUPREME COURT, U.S.

SUPREME COURT OF THE UNITED STATES

Jae S. Nah

*Petitioner, Prose*

v.

Andrew V. Jablon, et al

*Respondents*

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On Petition for Writ of Certiorari to the Ninth  
Circuit Court (case 23-4003) for DC case "Order  
of dismissal" of the complaint seeking Judicial  
relief of Orders ruled by frauds (2:23-cv-06909)

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**PETITION FOR WRIT OF CERTIORARI**

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Jae S. Nah / Petitioner, Prose

204 Unit D, Avénida Majorca,  
Laguna Woods, CA92637

Tel: 949-403-0143

E-mail: jw-nah@hotmail.com

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**QUESTIONS PRESENTED**

1. In this early stage of litigation, DC and Appeal courts ignored 1-188 pages of factual evidence showing 7 Orders of 4 federal courts ruled by frauds on the courts by the attorneys of the courts, and abruptly dismissed the complaint without inquiry into the vast range of factual evidence. To this date, the Courts and Defendants did not rebut the factual evidence of 4 federal and 1 state courts for frauds on courts stated in the complaint.

**Question:** Can DC and Appeal courts dismiss the complaint of the case 2:23-cv-06909 without further inquiry into the factual evidence of 5 courts and allegation for fraud on courts?

2. The factual evidence in the complaint show Attorney Jablon in CV15-2075/2343/2347/2351 filed “Motion to remand and 3 Motions to stay” with misrepresented statements “BC571555 in the state court had no federal copyright questions” against material fact of 1-735 copyright discovery Jablon executed in state court BC571555 prior to “Motion to remand & 3 Motions to stay” filed.

After BC571555 remanded and sustained in state court by “Order of remand and 3 Orders of stay” ruled by frauds, Jablon filed state court BC571555 with “Motion to compel 735 copyright discovery”. The discovery was executed in the state court of

BC571555 prior to “Motion to remand and Order of remand (CV15-2075)” filed and “3 Motions to stay and 3 Orders of stay CV15-2343/2347/2351” filed. The state court BC571555 ruled “Order against Motion to compel 1-735 discovery” and stated; (1) attorney Jablon lied to Judge (CV15-2075) and obtained “Order of remand”, (2) Jablon’s 1-735 discovery in BC571555 are all Copyright questions and belong to federal cases pending in federal courts(CV15-2343/2347/2351).

(Pager:2:23-cv-06909; Doc. 1, page ID 16, 17)

**Question:** Is it fair to disregard such clear and most convincing evidence above relevant to the subject of case 2:23-cv-06909 for frauds on 4 federal courts?

3. The complaint pleads that the 3 federal courts CV15-2343/2347/2351 harmed by frauds in 2015 had no authorities to have filed “3 Orders of dismissal CV15-2343/2347/2351” in 2017.

[The Supreme court stated; *Elliot v. Piersol*, 1pet, 328, 340, 26 US 328, 340; “If a court is without authorities, its judgment regarded as nullities, they are not voidable, but simply void and form no bar to a recovery sought, even prior to a reversal in opposition to them”.]

**Question:** Ignoring serious Issues in factual evidence for the frauds on 4 federal courts, Can Appeal courts affirm “Order of dismissal” without inquiry into the factual evidence self-evidently showing the harmed judicial machinery of Courts CV15-2343/2347/2351?

4. BC571555 was remanded and sustained in state court by 4 Orders ruled by frauds on 4 federal courts in 2015. With the default judgment of state court BC571555, Jablon filed Motion to dismiss CV15-2343/2347/2351 and obtained 3 Orders of dismissal in 2017 under concealment of previous frauds on 4 federal courts perpetrated in 2015.

**Question:** For speedy process, Could Supreme court give direction to guide lower courts for the jurisdiction issues on BC571555 remanded by frauds on 4 federal courts CV15-2075/2343/2347/2351 to avoid excessive delay from DC - Appeal court - Supreme court again?

5. Attorney Jablon filed Motion to remand BC571555 back to state court with misrepresented statement that BC571555 in state court did not have any federal copyright questions against material facts of 735 copyright discovery executed by attorney Jablon prior to Motion to remand filed.

Now, DC court and defendants stick to doctrine; Remand is not reviewable in high court. In fact, Defendants misused the doctrine and willfully perpetrated frauds on 4 federal courts to have had 735 copyright discovery in state court BC571555.

**Question:** The DC and Defendants stick Remand is not reviewable in high court. Should it be reviewable the Remand Order decided by 4 Orders ruled by frauds on the courts of CV15-2075/2343/2347/2351 perpetrated by the attorneys of the courts? The judges and attorneys are all officers of the court.

**LIST OF RESPONDENTS / DEFENDANTS**

**Andrew V. Jablon, Mychael E. Byerts, and  
Resch Polster & Berger LLP**

1840 Century Park East 17<sup>th</sup> Floor  
Los Angeles, CA90067

**Genaddy Lebedev, Ethan Michael, Sam Helmi,  
and LM & H law firm**

10999 Riverside #201, Studio city  
CA 91602

**Brian Huh, Royal Printex Inc., Royal Textile  
Prints Inc.**

1946 East, 46<sup>th</sup> Street, Vernon,  
CA90058

**Andrew Kim**

WCD Law Group, APC.  
466 Foothill Blvd. #444, La Canada  
Flintridge, CA91011

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## TABLE OF AUTHORITIES

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1. *Elliot v. Piersol*, 1 pet, 328, 340, 26 US 328, 340 -- - this petition page 16, 17,
2. *Bell v. Twombly*, 550, US. at 556 --- this petition, page 3, 21,
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7. The 9<sup>th</sup> Cir.; case 13-16861, page 20 of 51 --- this petition, page 3, 10, 12, 14,
8. Federal rule of evidence 403 -- this petition, page 7
9. U.S. Constitution 5<sup>th</sup> and 14<sup>th</sup> Amendments --- page 10, 14,
10. RICO, 18 USC Sec. 1001, and other criminal laws --- this petition page 14,

## **PETITION FOR A WRIT OF CERTIORARI**

Petitioner seeks a writ of certiorari to review of US Court of Appeals judgment in the Ninth Circuit case 23-4003 attached in Appendices. Jae S. Nah filed this petition because Appeal courts affirmed DC's Order of dismissal the complaint 2:23-cv-06909.

### **JURISDICTION**

Decision of Ninth Circuit case 23-4003 was entered on April 25, 2025. This petition was mailed to Supreme court by USPS on July 21, 2025. The petition was refiled on September 17, 2025 by USPS to meet guide line. The jurisdiction is under 28 U.S.C 1331, 1254(1).

### **CONSTITUTIONAL PROVISIONS**

The 5<sup>th</sup> amendment and 14<sup>th</sup> amendment for "Due process of law" show "No person can be deprived of life, liberty, or property without due process of law". The judgments ruled by frauds on courts are violation of due process of law both in federal and state courts. Legal rights for ownership of intellectual properties were deprived by wrongful judgments of judicial processes ruled by frauds on courts by officers.

### **STATEMENT, BACK GROUND, EVIDENCE**

Jae S. Nah filed Complaint of 2:23-cv-06909 with factual evidence of 5 courts' documents showing Order of remand (CV15-2075), 3 Orders of stay CV15-2343/2347/2351, and 3 Orders of dismissal CV15-2343/2347/2351 were ruled by frauds on 4 federal courts perpetrated by the attorneys of the courts.

**The Subjects of the complaint** is judicial relief of the 7 orders ruled by frauds on 4 federal courts.

The frauds on 4 federal courts were perpetrated by the attorneys of the courts of CV15-2075/2343/2347/2351. Especially, the complaint does not request any judicial relief of any Orders of State court of BC571555. The complaint stated Factual evidence of relevant actions in CV15-2075/2343/2347/2351 and in state court BC571555 for proving frauds on courts.

DC Court of 2:23-cv-06909 ignored all the factual evidence verifying frauds on 4 federal courts by attorneys of the courts, and filed “Order of dismissal” based on overlapping statutes, rules, and issues irrelevant (to the subject of the complaint) stated in “Motion to dismiss” filed by Defendants.

Especially, DC court and Defendants did not rebut the factual evidence and allegations stated in the complaint for frauds on courts. So, DC court’s “Order of dismissal” must be against Supreme court doctrine that a court should regards factual evidence and allegation in the complaint as true.

**Jae S. Nah appealed DC’s Order of dismissal to 9th Circuit (case: 23-4003).** The Ninth Circuit courts simply ruled that “Dismissal of Nah’s action was proper because; (1) Nah failed to allege facts sufficient to show conduct that amount to fraud on the court” “in determining whether fraud constitutes fraud on the court; (2) the relevant inquiry is not whether the fraudulent conduct prejudiced the opposing party, but whether it harmed the integrity of the judicial process”.

The ruling has major point of dispute because the 188 pages of factual evidence of courts’ documents and allegation in the complaint clearly show there are; (1) NO frauds between the parties, (2) BUT 16 frauds directed to 4 federal courts.

All of the factual evidence are irrevocable evidence in the dockets of 5 judicial processes from state court of BC571555 and 4 federal courts of CV15-2075/2343/2347/2351. Those are all documentary evidence for frauds on 4 federal courts perpetrated by the Attorneys of the 5 courts. The ruling of the Appeal courts were not from evidence-based decision but from pre-decision disregarding all of factual evidence. And the decision is against Supreme court doctrine.

**The Supreme court doctrine show as;** [a court should regards factual allegation and evidence in the complaint as true (- See *Bell v. Twombly*, 550 US at 556; *Tellabs v. Makor*, US, 308, 322.)]. Then, DC and Appeal courts should regard the factual evidence and allegations in the complaint as true and need to start investigation for finding frauds on courts (-see Pager 2:23-cv-06909; Doc. 1, page ID 1-188).

To this date, DC court, Appeal courts, and Defendants did not inquire into the factual evidence in the complaint. So, the DC and Appeal court should start inquiry into the factual evidence through discovery to find frauds on 4 federal courts.

**Investigation on the factual evidence for fraud on court has priority in this case**, and those investigation is not limited by overlapping statutes, Rules, and other secondary issues (see 9<sup>th</sup> Cir. Case 13-16861, page 20 of 51).

#### **WHY THE CASE SHOULD NOT BE DISMISSED.**

**The factual evidence show all (in order of time):**  
In 2015, after first copyright settlement in CV13-8960 in favor of La Printex Inc. (LAP) owned by Jae S. Nah

(Nah), Attorney Andrew V. Jablon (Jablon) for Royal Printex Inc. (RP) filed an lawsuit in State court against Nah and LAP with “Breach of Oral license Contract” (BC571555). The lawsuit BC571555 was filed to have avoided scheduled copyright lawsuits against RP (215 infringements on 35 LAP designs’ copyrights value about \$4.5 - 7 million).

After the lawsuit (BC571555) filed in state court, attorney Jablon served Jae S. Nah, LAP, and Gennady Lebedev (“Lebedev”, attorney for Nah and LAP) with **1-735 Copyrights discovery** on 35 LAP designs for invalidation of the copyrights in state court (Pager 2:23-cv-06909 Doc. 1, page ID 14, 58-154). And then, Nah’s attorney Lebedev removed the case BC571555 to federal court of CV15-2075. Nah and LAP were Defendants of the case CV15-2075.

1. In 2015 federal court CV15-2075, attorney Jablon filed “Motion to remand BC571555 to State court”, and willfully misrepresented that BC571555 in state court had NO federal Copyright questions against the material facts of attorney Jablon’s 1-735 copyright discovery executed in state court BC571555 prior to “Motion to remand” filed.

In “Motion to remand”, the 6 attorneys of the 4 federal Courts of CV15-2075/2343/2347/2351 and state court of BC571555 knowingly and willfully concealed the 735 copyright discovery executed in the state court of BC571555 under the duty to disclose to federal court of CV15-2075. Finally, the federal court of CV15-2075 filed “Order of remand” ruled by fraud (- see Pager 2:23-CV-06909, Doc. 1, page ID 14, 15, 16, 28-41 for Motion to remand, 42-

47 for Order of remand).

2. With “Order of remand” ruled by fraud, attorney Jablon filed misrepresented “3 Motions to stay CV15-2343/2347/2351” and stated BC571555 in state court had only questions on state laws against material facts of 735 copyright discovery Jablon executed in State court of BC571555 prior to “3 Motions to stay”.

The Order of remand ruled by fraud directly influenced CV15-2343/2347/2351. The 6 attorneys of 5 courts colluded and concealed Jablon’s misrepresented the 3 Motions to stay CV15-2343/2347/2351. And the 3 Orders of stay CV15-2343/2347/2351 were filed by frauds perpetrated by 6 attorneys of the 5 courts (-see Pager 2:23-cv-06909; Doc. 1, page ID 19, 20).

3. After BC571555 was remanded to state court by Order of remand and 3 Orders of stay CV15-2343/2347/2351 ruled by fraud, attorney Jablon filed state court with “Motion to compel 1-735 copyright discoveries” against Jablon’s own Statements in “Motion to remand and 3 Motions to stay filed in 4 federal courts CV15-2075/2343/2347/2351”.

This “Motion to compel” axiomatically verified attorney Jablon deceived 4 federal courts CV15-2075/2343/2347/2351 to have invalidated 35 LAP designs by 1-735 copyright discoveries in State court BC571555 under unlawful jurisdiction for US Copyright law (-see Pager 2:23-cv-06909; Doc. 1, page ID 16, 17, 161-179). The Facts show this action is not normal-remand case as unviewable,

but bad-faithed scheme to break judiciary system and to have 735 copyright discovery in state court.

4. The state court of BC571555 ordered against "Motion to compel" and stated; (a) attorney Jablon lied to judge (CV15-2075), and obtained "Order of remand", and (b) 1-735 discovery are Copyright questions and belong to federal cases pending in Federal courts (CV15-2343/2347/2351). This is confirmed evidence for frauds on 4 federal courts CV15-2075/2343/2347/2351 by attorney Jablon.

However, all 6 attorneys knowingly and willfully concealed the Order of state court to 4 federal courts of CV15-2075/2343/2347/2351 under the duty to disclose. The Order of state court is a verified evidence confirming 4 frauds on 4 federal courts CV15-2075/2343/2347/2351 perpetrated by 6 attorneys of the courts (-see Pager 2:23-cv-06909; Page ID 16, 17, 18, 50-56). The 6 attorneys of 4 federal and 1 state courts colluded together and knowingly and willfully sustained BC571555 in the state court under unlawful jurisdiction.

5. Attorney Gennady Lebedev for Nah & LAP quit BC571555 in state court without disclosure of the frauds on 4 federal courts under the duty to disclose to 4 federal courts. Finally, attorney Jablon obtained default judgment in state court BC571555 under unlawful jurisdiction in 2017.
6. In 2017, with the default judgement of BC571555 under unlawful jurisdiction in state court, attorney Jablon returned to 3 federal courts of CV15-2343/2347/2351 and filed "3 Motions to

dismiss CV15-2343/2347/2351".

Ever since 2015, the 3 federal courts CV15-2343/2347/2351 were in harmed status caused by the frauds on the 3 federal courts perpetrated by attorney Jablon's "3 Motions to stay CV15-2343/2347/2351" and "3 Orders of stay ruled by frauds".

7. In 2017, attorney Gennady Lebedev quit CV15-2343/2347/2351 without disclosure of the frauds directed to the courts of CV15-2075/2343/2347/2351. Finally, the "3 orders of dismissal" were filed while 3 Judicial processes were still in harmed status by previous frauds on 3 courts perpetrated by attorney Jablon ever since 2015.

## **THE ISSUES TO APPEAL COURT'S RULING**

### **Federal Rules of evidence Rule 403**

Defendants did not rebut the factual evidence of the Complaint for no reason. And, DC and Appeal courts did not clarify the factual evidence of all 5 courts' documents. So, the documents of factual evidence in the complaint are not in the category of Federal Rules of evidence Rule 403 (excluding relevant evidence).

Nonetheless, the DC and Appeal courts ignored all factual evidence and allegation in the complaint, and dismissed the case. That is against US Supreme court's doctrine for factual evidence and allegation. The factual evidence should be regarded as true.

**Grave miscarriage of justice and independent action was stated by DC in Order of dismissal.**  
The DC did not inquire into the factual evidence and

rule Order of dismissal. If the Factual evidence is justified as fraud on court, then this matter won't be issued. So Discovery on the evidence is inevitable.

**Factual evidence of 5 courts were ignored and excluded by the Appeal courts' order.**

The ruling for Affirm Order of dismissal was so simple; (a) "Nah failed to allege facts sufficient to show conduct that amount to fraud on the court." (b) "In determining whether fraud constitute fraud on the court, the relevant inquiry is not whether the fraudulent conduct prejudiced the opposing party, but whether it harmed the integrity".

**However**, the factual allegation and evidence in the complaint are completely different from the Ruling. The evidence in the complaint directly show frauds on 4 federal courts perpetrated by attorney Jablon. So, Petitioner believes the Appeal courts ignored and excluded factual evidence and just dismissed the case.

Following evidence speak itself attorney Jablon perpetrated frauds on 4 federal courts: (1) "Motion to compel 735 discovery" filed by attorney Jablon in state court BC571555 with statements saying RP need to investigate copyrightability of 35 LAP designs with 735 discovery (-see Pager 2:23-cv-06909; Doc. 1, Page ID 16,17, 51-71, 75-154, 161-179, 180-187). And then, (2) state court BC571555 ruled "Order against Motion to compel 735 discovery" and confirmed Jabon lied to federal judge(CV15-2075) by "Motion to remand" and obtained Order of remand, and 735 discovery is copyright discovery and belong to 3 federal cases pending (CV15-2343/2347/ 2351). (-see Pager 2:23-cv-06909; Doc. 1, Page ID 16-18, 50-56.)

The Appeal court ignored entire factual evidence and affirmed “Order of dismissal” at this early stage. DC and Appeal courts read Motion to dismiss filed by defendants and ignored factual evidence in Complaint.

Moreover, in the complaint (Doc. 1, Page ID. 1-188), there are much more evidence verifying frauds on 4 federal courts to be submitted in Discovery process.

Especially in the priority case for fraud on court, the DC and Appeal courts are not empowered to have ignored the relevant factual evidence in the dockets of 4 federal courts and a state court. It is DC and Appeal courts’ error to have ignored factual evidence for frauds on 4 federal courts. Deep inquiry is required to ensure unbiased and comprehensive finding truth.

**As to Subject matter Jurisdiction**, DC Court ruled that the Complaint of 2:23-cv-06909 does not have subject matter jurisdiction in Federal court because of judgment of BC57155 in state court. However, the above factual evidence show: (1) The fraud on 4 federal courts has arisen **earlier** than BC571555 remanded in state court. (2) Unlawful jurisdiction in state court arisen **later** by the Order of remand & 3 Orders of stay ruled by frauds on the 4 federal courts, and (3) The default judgment of BC571555 filed by the state court under unlawful jurisdiction without authority because BC571555 was remanded and sustained in state court by the “Order of remand and 3 Orders of stay” ruled by frauds perpetrated by the attorneys of CV15-2075/2343/2347/2351 & BC571555. The DC and Appeal courts never have invoked above serious matters on judicial processes of 4 federal courts.

**Judicial-processes were harmed by frauds.**

The factual evidence show multiple frauds directed to 4 federal courts during 2015, 2016, and 2017, the 5 courts' judicial processes of CV15-2343/2347/2351 and BC571555 were all badly harmed and screwed up. Nevertheless the DC and Appeal courts did not invoke factual evidence showing frauds on 4 federal courts and ruled Order of dismissal in favor of defendants.

**The Supreme court and 9<sup>th</sup> Cir. Court stated critical priority for "fraud on court" as under;**

"[Inherent power of a court to investigate whether a judgment was obtained by fraud, is beyond questions], --- [and to investigate whether a judgment was obtained by fraud is not limited by overlapping Statutes and Rules]". (*Universal Oil Prods. Co. v. Root Refining Co.*, 328 US 575, 580) (9<sup>th</sup> Cir. 13-16861, Page 20 of 51) (-see 2:23-cv-06909; Doc. 1, page ID #8). DC and 9<sup>th</sup> Cir. Courts need to do investigation on all of the factual evidence of 5 courts with top priority in order to protect Judicial process from frauds.

**"Due course of Process" of Constitution 5<sup>th</sup> and 14<sup>th</sup> amendments breached by frauds on courts**

This complaint's subject is about the matter 4 judicial processes CV15-2075/2343/2347/2351 of 4 federal courts failed to have DUE COURSE OF PROCESS IN LAW caused by the frauds on courts perpetrated by the attorneys of the courts. So, Petitioner requests the DC and Appeal courts need to inquiry into this case.

**To this date, the factual evidence was not investigated and the case was dismissed.**

DC and Appeal courts excluded factual evidence of the 5 courts' documents in the complaint and ruled "Order of dismissal" by secondary issues issued by the Defendants. The courts should have inquired into the factual evidence before Order of dismissal.

**By Common-sense in law, a judgment need to be made by "evidence-based practice".** The evidence should be objective data, documents, and verified matters. The "Order of dismissal" was not ruled by "the factual evidence in the complaint", but ruled by secondary and fabricated issues stated by Defendants. At this early stage, it is too early for DC and Appeal courts to have decided Dismissal. Discovery process on factual evidence is indispensable in this case.

**Defendants filed "Motion to dismiss" with overlapping Rules and Statutes** without rebuttal of factual evidence in the complaint because the factual evidence from dockets of 4 federal courts CV15-2075/2343/2347/2351 & state court BC571555 are all irrevocable courts' documents to be rebutted. Both parties need Discovery process to ensure the facts of truth and complete this case in short period.

**The evidence in the complaint fully verified 7 Orders of 4 federal courts ruled by frauds.** The state court's Order against Motion to compel 735 discovery (filed by attorney Jablon) confirmed the facts that Jablon deceived 4 federal courts and obtained "Order of remand and 3 Orders of stay" in CV15-2075/2343/2347/2351. Defendants did not want discovery process because they are not able to REBUT Official documents of judicial processes of CV15-2075/2343/2347/2351. The Defendants filed "Motion to

dismiss” with other secondary issues other than frauds on courts. DC court admitted the other issues of Defendants and threw out the factual evidence of the courts’ dockets proving frauds on courts. Defendants planned maximum delay of this case of frauds on courts because they cannot rebut the factual evidence of the courts. Petitioner prays no more delay. In 2017, other 3 Orders of dismissal CV15-2343/2347/2351 were also ruled by frauds on courts because CV15-2343/2347/2351 were in harmed status ever since “3 Motions to stay” filed by attorney Jablon and “3 Orders of stay CV15-2343/ 2347/2351” ruled by frauds in 2015. All 8 Motions and 7 Orders are connected each other by chain of frauds perpetrated by attorney Jablon during 2015, 2016, and 2017.

**Independent action by grave miscarriage of justice, jurisdiction, and other legal matters were picked in “Order of dismissal” by DC court.** However, all above issues are no more matters because “4 frauds on 4 federal courts of CV15-2075/2343/2347/2351” were already verified by State court’s “Order against Motion to compel” (-see Pager 2:23-cv-06909; Doc. 1, page ID 15-21, 50-56). In discovery, more courts’ documents will be released.

**As to priority of investigation on fraud on court, we have spotted statements from Authorities:**  
(1) “*Inherent power of a court to investigate whether a judgment was obtained by fraud, is beyond questions*” (Supreme court, *Universal Oil Prods. Co. v Root Refining Co.*, 328 US 575, 580).  
(2) “*Inherent power of a court to investigate whether a judgment was obtained by fraud is not limited by overlapping Statutes and Rules*” (9<sup>th</sup> Cir. Case 13-

16861, page 20 of 51).

DC court dismissed this case by non-harmonized Rules and Statutes instead of finding whether judicial machinery was harmed by frauds on 4 federal courts. So, investigation on the factual evidence for fraud on court is top priority matter in this case.

**DC and Appeal courts should not ignore the state court “Order against attorney Jablon’s “Motion to compel 735 discovery” in BC571555.** In the complaint, the Order of state court verified and confirmed frauds on 4 federal courts with; (a) attorney Jablon lied Judge (CV15-2075) and obtained “Order of remand”, and (b) 735 discovery are federal questions and belong to federal cases pending (CV15-2343/2347/2351). This ruling is the confirming evidence that attorney Jablon perpetrated frauds directed to 4 federal courts CV15-2075/2343/2347/2351(-see Pager 2:23-cv-06909; Doc. 1, page 15-21).

**Discovery process on all of the factual evidence in the complaint is indispensable for fair trial.** In fact, DC court, Appeal courts, and Defendants did not rebut the factual evidence in the complaint to this date. Nevertheless, the DC and the Appeal courts ignored 188 pages of the factual allegations backed by documentary evidence in the Complaint, and threw out the complaint of the case 2:23-cv-06909 in whole by Order of dismissal. The DC and Appeal courts ignored this confirming evidence for fraud on court, and that should be Reckless Disregard.

**The 7 Orders of the Judicial processes ruled by frauds and unlawful jurisdiction are matters.**  
The case 2:23-cv-06909 for the frauds on courts and

unlawful judicial process by wrong jurisdiction are about violation of **Due course of process of 5<sup>th</sup> and 14<sup>th</sup> Amendments**. Disregarding main Subject backed by documentary factual evidence of 5 Courts, DC and Appeal courts dismissed the Complaint by 12b(1)(6) with **the issues of excusal** stated by Defendants. The Defendants did not rebut the factual evidence showing 7 frauds on 4 federal courts. Therefore, Nah believes this case should go for Discovery process to confirm the factual evidence for 5 courts' judicial processes harmed by frauds.

**The complaint stated the defendants were culpable member in RICO and other violations of criminal laws during 2015, 2016, and 2017.** DC court thrown out the RICO, 18 USC Sec.1001, and other criminal statutes for the reason Nah has no right to pursue criminal matters. Nah knew Nah does not have right to pursue this criminal matter.

However, frauds on courts have both violation of civil and criminal statutes. Fraud on court has more on matters judicial machinery harmed (-see 10<sup>th</sup> Cir. *Bulloch v. US*. 763F, 2D, 1115, 1121; Supreme court 926, 2d, 912, 817, -1991). So, this case has more on matters Judicial machinery of federal court harmed by frauds on the 4 federal courts.

That said the Judicial machinery of federal court is the party harmed by the fraud on court. So, rather than Plaintiff, the federal court have more matters on judicial machinery harmed by frauds on the courts. [-See 9<sup>th</sup> Circuit court affirmed Federal court ruled huge sanctions and fines to defendants for fraud on the DC court (9<sup>th</sup> Circuit case 13-16861).]

**The complaint of 2:23-cv-06909 show serious issues on attorneys in the judicial system; (1) change of the jurisdiction by unlawful actions of misrepresented Motions, (2) misuse of jurisdiction gap between federal and state court, (3) the attorneys' unethical attitudes and thoughts on frauds on courts, (4) the attorneys' ceaseless fraud actions against the courts, and (5) obsessive winning mentality with win-at-all-costs attitude during 2015, 2016, and 2017.**

**The complaint of 2:23-cv-06909 should be free from legal doctrine “Res judicata” because None of the District courts did inquire into the factual evidence for finding frauds on 4 federal courts up to this day. Nah found the factual evidence of 4 federal and 1 state courts showing frauds on 4 federal courts and filed complaints with vast range of factual evidence. However, all previous complaints were dismissed without going through any investigations on frauds on 4 federal courts. So, this fraud on court matter should be free from legal doctrine Res Judicata.**

**DC Court denied Jurisdiction of the complaint of 2:23-cv-06909 and stated the court does not have jurisdiction on subject matter of the complaint mainly due to judgment of state court BC571555.**

First of all, the complaint does not request judicial relief of the orders of state court of BC571555. Secondly, BC571555 was remanded and sustained in state court by “Order of remand BC571555 to state court” ruled by federal court of CV15-2075 and “3 Orders of stay” ruled by 3 federal courts of CV15-2343/2347/2351”. So, the DC should inquire into the factual evidence whether “Order of remand (CV15-2075) and 3 Orders of stay CV15-2343/2347/2351”

were ruled by frauds on 4 federal courts. If all orders ruled by frauds, then DC Court should void the all 4 orders. In fact, the state court of BC571555 ruled "Order against Motion to compel 735 discovery filed by attorney Andrew Jablon", stated attorney Jablon lied to judge (CV15-2075) obtained Order of remand (CV15-2075), and stated 735 discovery are all copyright questions and belong to 3 federal courts CV15-2343/2347/2351. So, the DC need to look into "735 copyright discovery", "motion to remand and order of remand", "3 motions to stay and 3 orders of stay", "motion to compel 735 discovery in state court BC571555", "Order against motion to compel", "motions to dismiss CV15-2343/2347/2351", and "orders of dismissal CV15-2343/2347/2351".

Without looking into above Motions and Orders, the DC court has no other way whether the complaint of this case is genuinely true or not. For unknown reason, Defendants avoid to have inquired into the factual evidence in the complaint through discovery, and filed "motion to dismiss" based on secondary issues of overlapping Rules and statutes excluding factual evidence of the 5 courts. That was against Supreme court doctrine; factual evidence in the complaint should be regarded as true, even if suspicious.

### **QUESTIONS AND NAH'S ANSWER**

- 1. Can the Judges ignore the factual evidence of 5 Courts' documents and dismiss the case without inquiry into the factual evidence?**

At the beginning stage of the case, Petitioner believes the courts cannot ignore 161 pages of factual evidence of the courts' documents in the

complaint because the factual evidence are from Discovery documents, relating 8 Motions filed by attorney Jablon, and the relating 8 Orders filed by the judges of the 5 courts of CV15-2075/2343/2347 /2351 and state court BC571555.

All of those factual evidence attached in the complaint are not only directly relevant to the Subject of the complaint 2:23-cv-06909 but also most clear evidence showing the frauds on courts.

Hence, Defendants has only a way to dismiss this case by rebuttal of factual evidence, but failed. Disregarding entire factual evidence in the complaint, the DC ruled “order of dismissal” and the Appeal courts affirmed “Order of dismissal” in favor of Defendants.

**2. Can the orders of the cases be legally valid after the cases were repeatedly harmed by frauds on the courts by the attorneys?**

Supreme court expressed; “if a court is without authorities, the judgment and order regarded as nullities. They are no voidable, but simply void --- even prior to reversal in opposition to them” (*Elliot v. Piersol*. 1 pet. 328, 340 26 US 328, 340).

Even prior to reversal, all orders of the courts of CV15-2075/2343/2347/2351 regarded as nullified upon frauds on the 4 federal courts. Considering critical priority for frauds on courts, the DC and Appeal court need to move to discovery for inquiry into factual evidence and allegations in this case. Abandoning inquiry into factual evidence relevant to frauds on courts would be Reckless Disregard Due process of law in 5<sup>th</sup> and 14<sup>th</sup> Amendment.

3. **In due process of law for fraud on court, Do the DC and Appeal courts have power to rule Dismissal of the case without inquiry into factual evidence showing fraud on court?**

Dismissal of the case without proper investigation on the factual evidence of the complaint is error.

Dismissal could be reckless disregard the right of intellectual property without due process of the laws. Due process of laws in this case requires inquiry into the factual evidence of the 5 courts ignored by the DC and Appeal courts.

4. **Does judgment of state court BC571555 have authority on the cases CV15-2343/2347/2351**

**In 2017?** Attorney Jablon filed Motion to dismiss CV15-2343/2347/2351 and obtained Orders of Dismissal CV15-2343/2347/2351. The problem is the 3 cases were harmed by frauds on courts perpetrated by attorney Jablon with “3 Motions to stay CV15-2343/2347/2351” ever since 2015.

This question is important because the DC court stated federal court has no jurisdiction on the complaint 2:23-cv-06909 because of the judgment of state court BC571555 ruled in 2017. The courts CV15-2343/2347/2351 had no authority since 2015.

The factual evidence in the complaint 2:23-cv-06909 shown the federal cases CV15-2343/2347/2351 were harmed by frauds on 3 courts twice; **1<sup>st</sup> time;** 3 frauds directed to 3 courts CV15-2343/2347/2351 by 3 Motions to stay, and 3 Orders of stay ruled by frauds in 2015.

**2<sup>nd</sup> time;** 3 frauds directed to 3 courts by Motions to dismiss CV15-2343/2347/2351, and 3 Orders of dismissal ruled by frauds in 2017.

5. **In this early stage, Can Appeal and DC courts ignore the massive factual evidence in the complaint and simply dismiss the case?**

Petitioner believes even though the defendants denied frauds on courts, the factual evidence of courts' documents should be under investigation by discovery process. Supreme court doctrine says that factual evidence and allegations in the complaint should be regarded as true even if suspicious. Discovery on all factual evidence will clarify each evidence whether or not it is genuine.

6. **Is Remand order (CV15-2075) not reviewable even if remand order was ruled by fraud with Motion to remand and 3 Motions to stay?**

Nah's answer: These fraud actions are not in the category that remand order is not reviewable even though defendant insisted remand order is not reviewable. With Order of remand and 3 Orders of stay ruled by frauds, attorney Jablon remanded BC571555 back to state court. Moreover, without 3 Orders of stay, attorney Jablon was not able to have sustained BC571555 in state court and to have filed Motion to compel 1-735 copyright discovery in state court BC571555 under unlawful jurisdiction.

So, the remand order should be reviewable by higher court to protect judicial system from Remanding by willful frauds destructing subject matter jurisdiction on US Copyright laws. Motion to compel 735 copyright discovery filed by Jablon is a firm evidence that attorney Jablon remanded BC571555 into state court by frauds on courts to have invalidated 35 copyrights in state court.

(-see Motion to compel; Pager 2:23-cv-06909, Doc. 1, page ID 16, 17, 18, 161-179, and 180-188).

If federal court nullifies Order of remand and 3 Orders of stay, state court had no jurisdiction on BC571555 ever since 2015.

Considering huge legal issues on frauds directed to 4 federal courts by defendants, the factual evidence of the courts' documents, and rule 901 for evidence, it is indispensable to proceed discovery process promptly.

#### **APPEAL COURT'S RULING, ISSUES, ANSWER**

The Appeal court (23-4003) stated; (1) Nah failed to allege facts sufficient to show conduct that amount to fraud on the court, (2) Nah failed to show integrity of judicial process of the courts were harmed by frauds. Supreme court doctrine for motion to dismiss and plausible complaint, and Petitioner's answers are:

1. The questions at pleading stage is whether there are sufficient factual allegation to make claim in complaint claim plausible.

Petitioner answer; The complaint attached with the factual evidence of the 5 courts' documents shows clear and convincing evidence for frauds on 4 federal courts (the complaint page ID: page 1-188). As one of most convincing evidence, the state court BC571555 filed "Order against attorney Jablon's motion to compel 735 discovery in state court of BC571555". The judge of state court 15 ordered that 735 discoveries are all copyright questions, belong to Federal cases (CV15-2343/2347/2351)], and attorney Jablon lied judge

(CV15-2075) and obtained Order of remand. It is irrevocable evidence for frauds on 4 federal courts CV15-2075/2343/2347/2351. The complaint shows that Jablon's 8 Motions are all misrepresentations.

Those factual evidence and allegations are truly sufficient enough for showing the Defendants are liable for frauds on 4 federal courts.

2. The court is required to proceed on assumption that all factual allegations are true even if their truth seems doubtful (*Twombly*, 550, US at 556).  
Petitioner answer: The factual evidence in the complaint are all from clear and most convincing documentary evidence of the 5 courts' dockets.
3. A complaint states plausible claim for relief. Those standard require factual evidential allegation to be enough to raise a right to relief above the speculative (Bell v. Twombly 550, U.S. 544).  
Petitioner answer: The complaint of 2:23-cv-06909 has clear subject of judicial relief from the Orders of the courts of CV15-2075/2343/2347/2351 ruled by frauds. The factual evidence are not speculative but the documents are all from the 5 courts. (the complaint page ID - from page 27 to page 188). Accordingly, the DC court need to proceed discovery process on the factual evidence in the complaint so that all parties in this case finds what are the truth about Subject of claims.
4. Fraud on the federal court by attorneys of the court have more on the matters on the judicial machinery harmed by the fraud rather than prejudiced party.

Petitioner answer: All of the factual evidence show that attorney Jablon filed 4 federal courts with misrepresented 8 Motions and obtained 7 Orders ruled by frauds on the courts. The harmed party by frauds is judicial machinery of federal courts. The factual evidence in complaint clearly show this case is not for the frauds between the parties but for frauds on 4 federal courts perpetrated by the Attorneys of the 4 federal courts.

To protect judicial machinery from frauds, DC court need to discover the factual evidence of the 5 courts whether the judicial machinery of 4 federal courts were harmed by frauds on courts.

#### **PETITIONER PRAYS TO SUPREME COURT**

To expedite this judicial process of DC court 2:23-cv-06909, Petitioner prays to Supreme courts to order as:

1. Return this case back to DC and Appeal courts to proceed next process and investigate factual evidence stated in the complaint.
2. Remand order needs to be investigated. If remand order was ruled by frauds on the courts of CV15-2075/2343/2347/2351, federal court needs to void the orders ruled by frauds.
3. Speedy process is indispensable to find the truth about frauds on courts in the complaint.

Respectfully stated by Jae S. Nah on 9/16/2025,

Jae S. Nah / Petitioner