

APPEAL NO. 06-41505

DISTRICT COURT NO: 1:05 cv 0576

IN THE
SUPREME COURT OF THE UNITED STATES

Kevin A. Wiederhold, Petitioner

v,

Steve Morris et al/GHWB et al, Respondents
Beaumont Federal Correctional Complex
5830 Knauth Road (Medium)
Beaumont, Texas. 77720

ON PETITION FOR A WRIT OF CERTIORARI FROM THE
UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

PETITIONER FOR WRIT OF CERTIORARI

Kevin A. Wiederhold, pro se
1926 Glenfield Street
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QUESTIONS PRESENTED

1. Whether the prejudicial, abusive lower courts (perpetrators) in FL, GA, TX and LA violated Canon Laws, RICO Laws, Constitutional Law, Fed and State laws when:(a).Maliciously defaming, arresting, imprisoning and convicting/sentencing petitioner using perjured, defaming and racketeering documents/witnesses etc. (b). Prejudicially denying/striking petitioner's pleadings, petitions and briefs that clearly proved: perjury, racketeering, petitioner's defense, constitutional violations, civil rights case, and a clear case of “First Impression” to overturn the extremely corrupted convictions.
2. Whether the Judges involved should be investigated by the Judicial Commissions in their Districts and/or Washington D.C. for recommendation of impeachment by the House and criminal charges for racketeering and falsification of Court files.
3. Whether the lawyers and clerks involved be investigated for racketeering and falsification of records the latest being the erasing of the S.Ct, March 17th, 2003 Extension of Time and granting thereof, Erasing of the April 2003 filing of the S.Ct, 02-10290 petition and denial thereof. The erasing of the filing of the July 2003 S.Ct, Petition for Rehearing and denial thereof etc. The pathetic, stupid, malicious, sick denial of the well done Extension of Time petition by a Weird “Justice” who believes it is a legal matter to talk to a whole University about “having (Republican) Orgies” (Appendix I).
4. Whether the racketeering Attorneys and Government “Officers” involved be permanently disbarred and/or fired and criminally charged for their involvement with the racketeering Judges, corporations, government agencies, Individuals etc all over the U.S. such as the latest and most harmful bribe taking “Individuals” Bob Thompson et al who continually slanders and defames petitioner as a “Schizo” all over the U.S. desperately trying to justify the unconstitutional Dr. DeClue et al /Dr.DeScrewloose et al (Fed)racketeering, psycho babble exams. Petitioner has exposed the piece Fed trash Dr.DeClue et al

(DeScrewloose et al) as the main federal government racketeering “expert”/witness's past and present so tell the pathetic insane, schizo, ego crybabies in the U.S. Gov they failed (Appendix A,G,H,I,K,M).

5. Whether the defaming Medical doctors involved Dr. Riggs et al and psycho(babbling) “Doctors” involved (Dr.DeClue et al) .should be investigated by the U.S. Inspector Generals, the U.S. Attorneys Office, and (again) by the corrupt Professional Responsibility Agencies of their state(s).

6. Whether the Unites States Attorney General and Inspector Generals Offices should investigate this whole malicious, perjuring and racketeering matter as well as recommending that injunctions be placed on the racketeering perpetrators for petitioner's sake or petitioner leaves the corrupted society.

7. Whether worthless trash U.S. Government “Case Workers/Officers” Mr. Green et al has committed further racketeering by the constant malicious slander, defamation, senseless setups and thefts and other racketeering bribery related activity to destroy innocent petitioner after his releases from kidnappings/imprisonments in 2003, 2004 and 2005 in Florida and Texas.

8. Whether the Appellate Court Judges, Lawyers or Clerks are insane, incompetent, schizo, narcissistic or are they racketeering when denying a well done Appellate Court petition which requests state, federal laws and the constitution be followed. Petitioner made it very clear in the whole petition this is nothing but a pathetic, insane, schizo, delusional, lying, Godless , worthless, evil, unconstitutional racketeering enterprise and a Case of First Impression therefore no case law justifying probable cause will be used to justify anyone. Furthermore, the Appellate Court denial states petitioner did not answer “the issue”. Petitioner did answer “the issue” in the December 19th, 2006 Appellate Brief. Petitioner asserts, he made it very clear all throughout the Appellate Brief this was a “Case of First Impression”, and that is what it will be or petitioner gets out of your sick nation. Petitioner asserts, the pathetic, corrupt, lazy lower Court could make up the excuse they are BLIND as bats and made an “ERROR”.

Kevin A. Wiederhold vs. Steve Morris et al/GHWB et al

Appeal No. 06-41505, District Court No. 1:05 cv 0576

CERTIFICATE OF INTERESTED PERSONS
AND CORPORATE DISCLOSURE STATEMENT

In compliance with Supreme Court Rule 14(b), Fed App P. 26.1, I hereby certify that the following persons and entities have an interest in the outcome of this case and are directly a part of the racketeering enterprise and bribery activity..

1. GHWB and all corrupt politicians who voted for 18 U.S.C. § 3059 and Public Law 101-647 etc.
2. Harley Lampin, U.S. Bureau of Prisons (BOP) and all in concert
3. U. S. Attorney Generals Office, former U.S. Attorney Generals and all U.S.Attorneys.
4. United States Federal Reserve.
- 5 James Handley et al and the Federal Bureau of Investigation.
6. U.S. Department of Education, Information Systems Group, Allied Interstate, Van Ru Credit et al.
7. U.S. Social Security Administration and all in concert.
8. U.S. Dept of Labor/OSHA, Bureau Of Justice (BJA) and Council of State Governments et al.
9. U.S. Marshals Service.
10. U.S. Dept of Commerce and EEOC and all in Concert.
11. U.S. Federal Public Defenders and all Attorneys in The United States.
12. U.S. Pacer System and all in Concert
13. Dubuque County/Dubuque County Schools or all in Concert in Iowa/Illinois since 1978.
14. Governors of FL since 1989, all Government, Corporate and Individuals in concert since 1989.
15. Governors of TX since 1999, all Government, corporate and Individuals in Concert since 1999.
- 16.. American Bar Association and all Attorneys, Paralegals in the United States of America.

17. Iowa/Illinois Bar Associations and all Attorneys and Paralegals in concert.
18. Florida Bar Association and all Attorneys and Paralegals in concert
19. California Bar Association and all attorneys and Paralegals in concert.
20. Texas Bar Association and all Attorneys and Paralegals in concert.
21. Missouri Bar Association and all Attorneys and Paralegals in concert.
22. A.C.L.U. And all Attorneys and Paralegals in concert.
23. Loeb Partners corporation and all in concert
24. Glacier Water Services Inc, Vista California and all in concert.
25. Stanley R. Zax , Zenith Insurance Company and all in concert
26. Crum Foster Insurance Company and all in concert
27. Scott Paint Corporation and all in concert.
28. Aetna Insurance Company and all in concert.
29. Bill Griffith, Riscorp Company and all in concert.
30. Sarasota Herald Tribune and all in concert.
31. Travelers Insurance Company and all in concert.
32. Allstate Insurance Company and all in concert.
33. Interstate Brands Corporation and all in concert.
34. Anderson News corporation and all in concert.
35. Humana Health Care and all in concert
36. Sprint Corporation and all in concert.
37. Verizon Corporation and all in Concert
38. Tom Taylor et al and Lorraine Guzman et al
39. Frank Wirt et al and all in concert.
40. Tampa Tribune et al and all in concert

41. St. Petersburg Times et al and all in concert.
42. YMCA of Chicago ILL, Tampa FL, Corpus Christi, TX and Elsewhere.
43. St. Louis Post Dispatch et al and all in concert.
44. FOX News Corporation et al and all media in the United States.
45. Sunshine Thrift and all in concert.
46. Zaba Search/Intelious Services et al and all Internet companies in concert
47. Answers.com et al and all in concert.
48. Wolfson Furniture et al and all in concert.
49. True.com et al, Matchdocter.com et al, Lava Place.com et al.
50. Old Concrete Street LTD/Brewster Street Ice House and/or Durrill Properties et al.
51. Direct General Insurance Company.
52. SPFM LP et al and its illegal entity “C-Stores Direct”
53. Delmar College and/or its Security Department Gaurdsmark.
54. Illegal entities Risk_Services/Risk_Corp et al (1992-1996).
55. Illegal entity “Concrete GP (Group) LLC et al” (2006-?)
56. West Group/ West Law.
57. Coca Cola Corporation.
58. Express Personal Services and Express Services et al.
59. Shell Machine et al
60. Hertz corporation and Hertz Transportation Inc et al.
61. National Car Rental
62. Bob Thompson et al and/or World Winds et al and/or Corpus Christi Windsurfing Association.
64. Bonnier Corporation and all in concert
65. Hector Benavidez et al and all the insane drugs addicts/dealers and drunks at 1318 N. Mesquite.

66. Half Price Movers et al
67. Green Taxi et al,
68. Alamo Staff Leasing Inc/Villa Del Sol et al and Sterling Personal Services et al..
69. Paypal Inc et al (E-bay et al)
70. America Bank et al, Corpus Christi, TX
- 71 Aqua Chlor Inc et al, L.K. Jordon et al, Wencar et al, UniFirst Corp.
- 72.All employers listed on Texas Workforce/Source documents or Durrill Properties et al.
- 73.All past employers since 1989 and all future employers until Petitioner leaves America.
74. All Doctors Medical, Psychiatric or Psychological and their Associations except Dr.W. Bonney.
75. Dr Riggs et al and Dr.DeClue et al (Fed/DeScrewloose et al/predators/stalkers/hypochondriacs)..
76. All disowned family members, relatives, “Sidewalk Surfers Sarasota”, AFSP et al.
77. All Federal, State, County, City Judges and clerks etc until petitioner leaves the USA.

STATEMENT REGARDING ORAL ARGUMENT

The issues are clear, the laws and constitution are unambiguous and the petitioner does not request oral argument as there is a chance another corrupt, racketeering attorney will be appointed by insane, schizo, lunatic racketeers Eric Fullsom et al to frame, slander, defame and discredit innocent, stable, competent and normal petitioner and ruin his petitions and briefs. Petitioner now expects the racketeering enterprise lunatics to desperately request oral arguments hoping the court/clerks might appoint a senseless, racketeering, worthless American attorney to ruin petitioner. If the insane, schizophrenic, mentally ill, respondents request oral argument and their pathetic request is granted petitioner requests that this prejudicial Court let the fools ramble on and on with lies and non-sense as petitioner doesn't wish to be in front of any corrupt court in this pathetic corrupt nation ever again. Petitioner does not accept any attorneys oral or written testimony as truth or beneficial to petitioner and petition's citizenship is renounced if a worthless American lawyer is appointed . Petitioner asserts, “Eric Fullsom” has done exactly what petitioner's denied Extension of Time petition stated by insanelly attempting to coerce petitioner by sending an Informa Paperius Motion/Affidavit in the latest communication from the corrupt Court (while petitioner was working for Villa Del Sol). Petitioner will now go ahead and send the completed informa pauperis motion/affidavit to the court since he has now left two places of employment destroying him for the FBI/TWC/BJA racketeering enterprise. Petitioner only wishes to exhaust his remedies and leave this severely corrupted,. malicious, slandering, defaming lying, sick, racketeering, thieving nation and live in peace.

Kevin Wiederhold, pro se

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IN THE
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PETITIONER FOR WRIT OF CERTIORARI

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Petitioner requests a writ of certiorari issue to review the corrupt , racketeering activity/Judgments below.

OPINIONS BELOW

The Fifth Circuit's Appellate Court 24th,2007 Order/Judgment that justifies almost 18 years of malicious perjury and racketeering enterprise activity by all parties (Appendix H). The Fifth Circuit's District Court July 21st , 2006 and September 1st, 2006 Orders/Judgments that justifies almost 18 years of malicious perjury and racketeering enterprise activity by all parties (Appendix A,C) In general all the racketeering activity and Orders/Judgments in all Courts in the United States of America since 1991 and other criminal behavior over the last 30 years as the Court deems necessary to review.

STATEMENT OF JURISDICTION

The date the U.S. Court of Appeals for the Fifth Circuit decided this case was October 24th, 2007, (Published). The date the District Court of the Fifth Circuit decided this case was July 21st , 2006 and September 1st, 2006. The jurisdiction of this court is invoked under 28 U.S.C. § 1254(1)

STATEMENT OF THE CASE

Petitioner asserts, the Appellate Court did not answer his brief at all but sent a pathetic, insane, ludicrous, lying cowardly , malicious, racketeering denial which basically only said “Appellate didn't mention the issue” which is a lie as the issue is only and ever will be a proper “Case of First impression” and if this Court doesn't like this FACT then DENY this petition so petitioner can exhaust his remedies and get out of your sick, corrupt nation and away from your pathetic, racketeering government. Petitioner asserts, since the appellate brief was not answered he will start from the beginning AGAIN for this Court.

On July 21st, 2006 the Beaumont District Court Magistrate sent a frivolous, ludicrous, scandalous, defaming and (possibly) racketeering “Report and recommendation”. Petitioner asserts, the corrupt Magistrate judge made absolutely no effort to read the well done 101 plus page petition, or it was read thoroughly and the corrupt court didn't want to make the correct judgment. Petitioner asserts, the well done petition sat in the Beaumont District Court for over 11 months without proper reply which can hardly amount to any “error of law”. The only other conclusion petitioner can come to is, some of the 101 plus page 28 U.S.C. § 2241 petition was hidden from the two judges, which is unlikely. Petitioner asserts, the simple “factual finding” of the “Report” is a pathetic, malicious, defaming scapegoat response which only attempts to justify probable cause and it doesn't address any of the issues and facts raised in petitioner's well done petition.

Petitioner asserts, his 2241 petition (with the mention of his previous filings in the courts) clearly explain most everything perpetrated upon him since 1999/2000 and the last 18-30 years. Petitioner asserts, he also mentioned in his petition that he was (maliciously and unconstitutionally) convicted, sentenced, imprisoned, placed on supervised release and revoked etc, therefore this judge is being

repetitive and harassing petitioner when he annoyingly mentions these malicious, false allegations, convictions, sentences and supervised release this way. Petitioner asserts, this judge is also maliciously and falsely creating a mental defect out of petitioner by stating the “conviction was Jan 17th, 2002 by a judge” when it occurred August 15th, 2001 by a JURY and petitioner DID NOT ever put forth an insanity acquittal at anytime. Furthermore, petitioner asserts, the main reason that this particular malicious, illegal, and unconstitutional conviction is mentioned over and over is to discredit petitioner's 2241 petition and other motions, briefs, petitions and complaints filed in the courts since 2000.

Petitioner asserts, it is a fact, any lawyer representing petitioner at the pretrial stage of this pathetic case should have by all means placed a 28 U.S.C. § 2241 petition for writ of habeas corpus in the District Court and Supreme Court as this was an obvious kidnapping by Frank Wirt's brother (impersonating an agent(s) with a rifles) from Texas to Florida in violation of 18 U.S.C. § 1201 and 18 U.S.C. § 1959. As well petitioner was found sane and competent by Dr. William E. Bonney Ph.D and the “case” was officially OVER (See: 2241 petition pg 18 and whole petition).

Petitioner asserts, it is sick harassment and racketeering for that court to send such a frivolous, simple “factual background” reply as it is obvious everyone knows these simple malicious and unconstitutional happenings in this pathetic “case”. Furthermore, it is a pathetic lie for these Courts to say they needed a WHOLE YEAR to create their little conspiring, lying, stupid “factual background” reply, the little “Report and Recommendation” and the pathetic, covering Appellate Court order. Petitioner sent a “Written Objection” on August 1st, 2006, again setting the factual background record straight as his 28 U.S.C. § 2241 petition clearly does.

Petitioner asserts, the same thing occurs in the “Analysis” section of the District Court “Report” but now the corrupt Magistrate outright lies and states that “Petitioner is not challenging the method in

which his sentence is being executed”. Petitioner sent a “Written Objection” reply on August 1st, 2006 stating just the opposite and listed all the page numbers where the non-statutory, and unconstitutional execution of the sentences are mentioned in his petition (See: Orders Appendix B,D, and Reply Appendix C pg 5, and 2241 petition pgs 11-13, 22-24, 28-30, 40-46, or whole petition). The District Court Magistrate then correctly states “petitioner is attacking the convictions themselves” and “a petition for writ of habeas corpus filed under 28 U.S.C. § 2241 is the proper method for challenging the manner in which a sentence is being executed”.

Petitioner alleges and believes the next sentence is the connecting link with the corrupt, defaming September 1st, 2006 final judgment as it states. “A motion to vacate, set aside or correct sentence filed pursuant to 28 U.S.C. § 2255 is NORMALLY the proper method for challenging a conviction or sentence itself” Petitioner alleges this statement is a malicious attempt to defame normal petitioner as insane, schizophrenic/narcissistic because petitioner's views concerning the 28 U.S.C. § 2241 petition being the only route left to properly overturn the malicious and unconstitutional convictions of April 4th, 1995 and August 15th, 2001. Petitioner asserts, the District judge again harasses and lies when he says “May not be used merely as a substitute for a motion to vacate under 2255, the burden is on the petitioner to come forward with evidence to show the inadequacy or ineffectiveness of a motion filed under section 2255”(ludicrous). Petitioner asserts, the whole 101 plus page 28 U.S.C. § 2241 petition he filed in August 15th, 2005 and the Reply brief are full from front to back with factual evidence proving why the filing of a 28 U.S.C. § 2255 is not only inadequate and ineffective the actual filing of a 2255 in Tampa Bay Middle District Court would cause further racketeering enterprise activity to be perpetrated on petitioner by the corrupt judge(s) James D. Whittemore et al and his pathetic, racketeering enterprise attorney friends.

Innocent petitioner asserts, that the “evidence” in the Tampa Bay District Court files have been

shredded that convicted him along with other documents that convict the racketeering enterprise, therefore this answers page 3, para 2(a) in the “Report” about “retroactive/non-existent offense”. Petitioner's asserts, none of the false , malicious charges were ever meant for a trial as this has always been and appears always will be a pathetic, malicious, defaming, unconstitutional, racketeering, psychiatrist stunt by certain pathetic corrupt courts, agencies and attorneys of this nation. Petitioner asserts, this comes down to a pathetic, lying, illegal, racketeering, and unconstitutional overturning of the judgment of the conviction(s) based on insanity, incompetency and/or serious mental defect.

Petitioner asserts, there is a good possibility the corrupt courts of this nation just might make “New Law” and overturn the judgment of conviction with these same illegal, defaming, racketeering and unconstitutional tactics now using petitioner's 28 U.S.C. § 2241 petition and the appointment of corrupt Supreme Court counsel as this would be the only avenue out for the racketeering enterprise. Petitioner wants nothing to do with this pathetic, lying, illegal, unconstitutional, racketeering enterprise activity and he will leave this nation immediately and denounce his citizenship if this insane agenda is perpetrated by sick, schizo, narcissistic, racketeering idiots named “Eric Fossum et al” of the Supreme Court. Petitioner asserts, on page 4 of the “Report and Recommendation” it states “His grounds for review are not based on a retroactive applicable Supreme Court decision”. Petitioner answered this opinion in his 28 U.S.C. § 2241 petition, his August 1st 2006 District Court reply motion, the Dec 19th, 2006 Appellate Brief and will again respond in this petition as a proper “Case of First Impression”.

Petitioner asserts, on the last paragraph of the District Court Order it states “Analysis” which is a pathetic lie as these issues are answered in petitioner's 2241 petition especially pg 43-44, (also section 155,187 and whole petition), the Dec 19th, 2006 Appellate Brief and is again explained in this petition. Petitioner realizes he may have made mistakes in his 2241 petition as he did not have access to the Congressional Reports concerning Public 101-647. Petitioner no longer holds the view that one of the

18 U.S.C. § 3059 statutes were created for him in 1990, as well as the NEA was not mentioned on the Corporate Disclosure statement in the Appellate Brief. Petitioner asserts, the United States Court of Appeals briefing schedule actually uses the defaming words “pro se parties” again maliciously referring to petitioner as multiple people (schizophrenic) therefore a prejudicial racketeering decision/agenda had to come from the Appellate Court because petitioner would not allow the appointment of a lying, insane, schizophrenic, narcissistic, racketeering lawyer. Petitioner asserts, this pathetic racketeering agenda is again occurring through the pathetic, schizophrenic Supreme Court “case worker” Eric Fullsom. Petitioner DOES NOT want and will not accept the appointment of any lawyer in this nation.

STATEMENT OF THE ARGUMENT

Petitioner asserts, all corrupt attorneys, judges, law enforcement, corporations and Individuals etc knew it was the racketeering, filthy, lying, FBI agent(s) James Handley et al behind the creation of the evil, illegal, non-statutory and unconstitutional racketeering enterprise illegal entity “Risk_Services/Risk_Corp et al” (18 U.S.C. § 1961(4)) which was allowed to maliciously and unconstitutionally sue innocent petitioner on Aug 12th, 1992 and eventually unconstitutionally arrest (kidnap) and civilly confine innocent petitioner since November 28th, 1992 through 2005. Petitioner asserts, it is a fact the only way the old racketeering enterprise illegal entity “Risk_Services/Risk_Corp et al” could be funded was by severely abusing 18 U.S.C. § 3059(a). 3059A and 3059B and Public Law 101-647 with Tax payer money.

Petitioner asserts, since paragraph one is a fact, a federal injunction should have been filed as early as August 1992 by petitioner's paid, retained (corrupt) attorney George McClain Esq, Sarasota Fl. Petitioner asserts, since paragraph one is a fact the 28 U.S.C. § 2241 petition should have been filed by (corrupt) Public Defenders LeeAnn McCurry, Jerome Miesner and Elliot Metcalfe in December

1992 when the racketeering enterprise maliciously and unconstitutionally arrested (kidnapped) and imprisoned/civilly confined innocent petitioner Nov 28th, 1992 with a \$80,000 bond (See: Sarasota Herald Dec 1st, 1992) and again on Dec 16th, 1992 with no bond.

Petitioner asserts, since paragraph one is a fact the 28 U.S.C. § 2241 petition should have been filed by John Bolduc Esq, November 1995 when the racketeering enterprise again maliciously and unconstitutionally arrested (kidnapped) and imprisoned/civilly confined innocent petitioner without bond. Petitioner asserts, since paragraph one is a fact the 28 U.S.C. § 2241 petition should have been filed by Jeff Snelling Esq, in June of 1996 when the racketeering enterprise again maliciously arrested (kidnapped) and imprisoned/civilly confined innocent petitioner without bond.

Petitioner asserts, since paragraph one is a fact the 28 U.S.C. § 2241 petition should have been filed by Ellis R. Curry Esq in Dec 2000 when innocent petitioner was maliciously and unconstitutionally imprisoned/civilly confined without bond. Petitioner asserts, since paragraph one is a fact the 28 U.S.C. § 2241 petition should have been filed or mentioned by Dan Daly Esq in April 2001 when petitioner was maliciously and unconstitutionally imprisoned/civilly confined without bond. Petitioner asserts, since paragraph one is a fact the 28 U.S.C. § 2241 petition should have been filed by Ryan Truskowski Esq in March 2001 when petitioner was maliciously and unconstitutionally convicted, sentenced and imprisoned/civilly confined at Beaumont Medium prison.

Petitioner asserts, he would have filed a 28 U.S.C. §.2241 petition in 2002/2003 after the repealing of 18 U.S.C.. § 3059(a)), 3059A and 3059B (part of Public Law 101-647 etc) but he did not know these statutes were repealed as the 2003 pocket parts never came for the year 2000 U.S.C.A. Versions until after July 2003. Petitioner did try to file a 48 page handwritten 28 U.S.C. § 2241 petition while being forced in a lockdown cell for 5 months at Springfield Federal “Medical” Ctr in 2004 but he was

unconstitutionally never given *informa pauperis* status and threatened never to file the petition by the racketeering warden (See: Aug 15th, 2005, 28 U.S.C. § 2241 petition). Petitioner asserts, corrupt Missouri Federal Public Defender Nancy Price did all she could on behalf of the racketeering enterprise to keep innocent petitioner from filing this 48 page handwritten 28 U.S.C. § 2241 petition.

Petitioner asserts, all these pathetic, corrupt attorneys did not file a 28 U.S.C. § 2241 petition because they took a bribe from the same racketeering entities/FBI agents and racketeering U.S. Attorneys (BJA) who robbed the United States Treasury severely abusing 18 U.S.C. § 3059(a), 3059A and 3059B. Petitioner did consider filing a 28 U.S.C. § 2241 petition when he was released from Springfield “Medical” Center in August 2004 but never had a chance as the racketeering enterprise quickly kidnapped him again within 2 months (See: Aug 15th, 28 U.S.C. § 2241 petition)

Petitioner finally filed a 101 plus page Petition for writ of habeas corpus under 28 U.S.C. § 2241 to the Beaumont District Court on Aug 15th, 2005, which attacked the unconstitutional and non-statutory pretrial detainments, trials, convictions, judgments, sentences, execution of sentences, probations, and prison conditions/discipline since 1992. Furthermore, petitioner clearly outlined all sorts of scandalous racketeering enterprise activity, constitutional violations, statutory violations and 42 U.S.C. § 1983 civil rights violations (excluding 42 U.S.C. § 10801) and the urgency for criminal investigations and injunctions on the parties/entities perpetrating the racketeering enterprise activity even after his release from prison as petitioner knew the racketeering enterprise was not going to quit (See: 2241 petition).

Petitioner also filed an “exceptional case”/emergency petition in the Supreme Court, August 26th, 2005. Petitioner asserts, these two petitions infuriated several pathetic, cowardly, racketeering staff members at Beaumont Prison as they were mentioned as being major players in the racketeering enterprise activity (See: 2241 petition). Petitioner asserts, shortly after the filing of these two well done

petitions stating facts and the law the cowardly, racketeering staff at Beaumont prison had innocent petitioner brutally attacked (from behind while at a desk) and beaten by 3-5 cowardly, corrupt false accusing informants (Smith et al). Petitioner asserts, the racketeering, lying staff at Beaumont Prison then maliciously framed/charged petitioner by claiming he attacked 4-5 inmates involved in the cowardly assaults instead of them attacking him (See: App Exh D).

Petitioner was finally released from Seagolville Prison on October 8th, 2006 after Hurricane Rita severely damaged and caused the evacuation of the whole corrupt Beaumont Prison which caused the corrupt staff to finally give up their pathetic agenda to send/further civilly confine petitioner to/at Springfield “Medical” Center or a racketeering enterprise (“Third Party co-pay”) halfway house. Petitioner stated in all previous petitions and Appellate Brief that he would appeal any decisions that stated “these (worthless) Counselors could not have been a part of the battery on petitioner” (See: Oct 14th, 2005 14 page letter to the S.Ct, App Exh D).

Petitioner never received a response (denied) on the \$250.00-\$500.00 release money under 18 U.S.C. § 3641(d)(2) (See:Harley Lampin letter/2241 petition). Petitioner was determined to Finally (after 5 years) get back to Corpus Christi TX and arrived in Corpus Christi, TX homeless with \$80.00 and immediately began working to get on his feet just as he did (homeless) in Tampa Bay, FL in 2003 and 2004 (See:2241 Petition). Petitioner immediately attempted to retrieve his two payroll checks from Sunshine Thrift (FL) and the U.S. Dept of Labor became directly involved in stealing these two payroll checks (See: Faxed info App Exh E). Petitioner asserts, the Beaumont court continually lied, harassed innocent petitioner about the disposition of his petition from Oct 9th, 2005 through July 2006 even to the point of lying to petitioner in March/April 2006 that “The petition was going to be answered in the next 30 days by “our LAWYERS”(BJA/FBI).

Petitioner went on to expose some corrupt government attorneys falsifying the Answers.com website for the racketeering enterprise judge James D. Whittemore (See:App Exh F pgs 5) therefore the Beaumont District court would not answer the petition from April to July, 2006, as there was now more proof that James .D. Whittemore was a pathetic, defaming, prejudicial, conspiring, racketeering judge. Furthermore, there was no way this racketeering enterprise judge James D. Whittemore was getting this corrupt “case” again and a good chance the whole 11th Circuit would not get the “case” again, therefore the corrupt Beaumont court was stuck and needed more time to evaluate what it was going to do.

Petitioner asserts, the hurricane was no longer an excuse for time delay as this happened 8 months before and that court was well in operation long before April 2006. Petitioner asserts, more harassment and threats came from the Pacer Service Center in a racketeering letter demanding petitioner pay a fraudulent balance or else petitioner “would be prosecuted by the Department of “Justice”(See:App Exh G). Petitioner asserts, corrupt government and corporate entities have continually set up, harassed, defamed, threatened, committed fraud on, and racketeered on petitioner since 1990/91 and now in this latest release just as innocent petitioner stated would happen in his 28 U.S.C. § 2241 petition and all previous motions, petitions and briefs in all federal courts (See:App Exh, S,T,U,V,W etc).

Petitioner alleges all this pathetic, scandalous, fraudulent, racketeering enterprise activity mentioned thus far has culminated in the defaming “Report and Recommendation”and “Memorandum Order” sent by the corrupt Beaumont District Court on July 21st, 2006 and September 1st, 2006. Furthermore, after petitioner filed his Notice of Appeal Sept 26th, 2006 and sent the Police Chief letter on October 17th, 2006 (App Exh P) there was an increase of harassment, set ups, slander, verbal abuse, defamation and fraud. Petitioner also lost \$500.00 in tuition because of pathetic harassment, defamation by corrupt security personal at Delmar College who were connected somehow to entities petitioner was up against (See:App Exh H).

Petitioner asserts, in late October 2006 the criminal activity escalated again to the point of the Old Pathetic, racketeering enterprise illegal entity (Risk_Services/Risk_Corp et al) mutating into a new “Group of people associated in fact”, (18 U.S.C. § 1961(4)) or “Concrete GP(Group) LLC et al” in a pathetic, desperate attempt to justify all racketeering enterprise activity since 1989/92 or before. Petitioner asserts, this Republican based racketeering enterprise illegal entity “Group” has re-surfaced on several TWC documents and are hiding under the umbrella of Durrill Properties et al here in Corpus Christi, TX (See: App Exh I). Petitioner asserts, the word “Old” was taken off the Company name Old Concrete Street LTD because it would give away the deception of the (Old 1992) illegal entity resurfacing. Petitioner purchased proof of no such business in the County (See: App Exh I).

Petitioner asserts, the TWC has now falsified numerous documents on its own website now grafting in several companies such as SPFM.LP of San Antonio and even some national companies such as Cinta's Corp and Coin Mach Corp et al (See: Senator Hinojosa email App Exh J). Petitioner asserts, as of Aug 17th, 2006 Coca Cola has been grafted into the racketeering enterprise (See: OSHA letters App Exh K) and as of Oct 28th, 2006 (Approx) America Cigarette of FL (SPFM.LP et al) has been grafted into the racketeering enterprise (App Exh L). Petitioner asserts, he will prove Maury Wolfson and son of Wolfson Furniture Co, has been grafted into the racketeering enterprise since Nov/Dec 2005 and has used perjured testimony to the TWC about tax evasion and employment issues (See: App Exh M). Petitioner asserts, he cannot even file an honest unemployment claim (App Exh N) or a wage claim (App Exh O) without being viciously destroyed by the racketeering enterprise and its illegal entities.

Petitioner reported the fake illegal entities “Concrete GP (Group)LLC et al”, “C-Stores Direct et al” and several of the racketeering legal entities mentioned into the IRS. Petitioner asserts, a corrupt Durrill property employee (Shelly) was lying and threatening petitioner with unnecessary statements on July 7th, 2006 claiming she had a special contact in the IRS, when in fact they were involved with

Maury Wolfson et al committing criminal acts on, discrediting and defaming petitioner and are the ones violating IRS laws, state/federal laws and the constitution. Petitioner made have made a mistake in the Reply brief by mentioning the IRS being involved with Durrill Property employees as the IRS threats were a front by the racketeering enterprise law breakers to intimidate petitioner.

Petitioner asserts, on October 19th, 2006 (after sending the Oct 17th, 2006 Police Chief letter, App Exh P) certain corrupt employees in the Texas Department of Public Safety (DPS) have sent threatening, coercive (racketeering) unconstitutional and non-statutory letters threatening to suspend petitioner's Drivers License without good cause. Petitioner asserts, according to TEX. TRANS. CODES sent all the necessary information needed to keep his drivers license from being suspended (See: Nov 6th, 2006 DPS letter/emails App Exh Q). Petitioner asserts, the Drivers License was still unconstitutionally and non-statutorily suspended and the DPS did not send (by statute) a “Notice of Potential Suspension” or a “Notice of Suspension” to inform petitioner of their intentions.

Petitioner asserts, the DPS resorted to sending threatening letters demanding “more money to renew your license” when no statutory letter came to petitioner actually suspending his Drivers License (App Exh Q). Petitioner will show the court that Lorraine Guzman (DPS issue) is one of the main criminal perpetrators and most protected by corrupt Texas Government “Individuals” besides Tom Taylor who robbed petitioner of his three vehicles and property, then perjured himself in Tampa Bay Federal Court on August 14th, 2001 to frame and defame innocent, stable petitioner as “Very aggressive, criminal, insane, schizophrenic, narcissistic, incompetent and mentally defective etc” just as Mark Shaberg et al has perjured on recent TWC documents (See: Chief letter App Exh P, DPS letters/emails App Exh Q and Jan 1st, 2006 Court letter App Exh R).

Petitioner asserts, an incredible amount of defaming, terrible, fraudulent, racketeering activity was

(again) being perpetrated on innocent petitioner. Petitioner requested the District Court for injunctions, criminal investigation on the perpetrators who continually commit tortuous, slanderous, defaming and senseless criminal acts on petitioner in violation of his Constitutional and civil right excluding 42 U.S.C. § 10801. Petitioner (in his own words) rightfully requested the Beaumont District court to overturn the malicious and unconstitutional convictions of April 4th, 1995 (Misdemeanor) and August 15th, 2001 (Felony) based on a proper “Case of First Impression” and new law concerning a 28 U.S.C. § 2241 petition. Petitioner also requested the Fifth Circuit Court of Appeals to overturn the same and cause the government to retrain and prosecute the past perpetrators and the newly grafted entities and individuals up until that time in 2006/2007..

Petitioner asserts, after he filed the Dec 19th, 2006 5th Circuit Appellate Brief, Express Personal Service et al attached themselves to the racketeering enterprise and petitioner had to depart and with a (uncompensated for) injured left thumb. Petitioner asserts, Hertz Corporation et al (and the little insane gang at the Airport) became heavily involved by attaching Bob Thompson et al of/or and the Corpus Christi Windsurfing Association and Bonnier Corporation slandering, setting up and defaming petitioner as an insane, schizophrenic, narcissistic, unreasonable, homosexual idiot, ultimately firing petitioner (See: Appendix F, G, H, I.). Petitioner then had to work a heavy labor position with Half Price Movers. and before long a corrupt County attorney (who petitioner moved) named Carol Moore started setting up, slandering and falsely accusing petitioner with Half Price Movers et al.

Petitioner asserts, he informed this corrupt attorney (who has filed in your court) that he had an Appellate Brief pending in New Orleans and this corrupt attorney had contact with idiot Eric Fullsom et al to have his petition denied then set up at Half Price Movers by slandering him as a “Convicted Felon and a Thief” claiming her TV was stolen. Petitioner asserts, American Bank then got heavily involved and tried to steal at least \$520.00 in Half Price Movers (earned) payroll money from petitioner

claiming petitioner was a thief .(Appendix I). Petitioners apartment was then broken into by the cowardly landlord, City of Corpus Christi et al and insane drug addict/drug dealing/drunken tenants at 1318 N. Mesquite (Appendix I). Petitioner asserts, after the break in and theft attempts failed the racketeering enterprise lunatics then recklessly attacked petitioner again at another Job (Villa Dell Sol) in Nov 2007 by having a defaming, slandering lunatics named Nathan and Jessica place on the Word Perfect on the Computer one morning “Kevin is a crazy schizophrenic etc” and then quickly erased.

Petitioner endured all sorts of slander at this mismanaged place of employment for 4 months and also received the pathetic, sick racketeering Denial of his well done Extension of Time motion to the Supreme nailing all these cowardly, coercing, racketeering enterprise lunatics (Appendix I) Petitioner then went on to find another position with Aqua Chlor Inc. Petitioner passed a Drug test and was employed by Terry Orgill and Oscar Hernandez on February 5th, 2008. Petitioner asserts, shortly thereafter he was insanely attacked again by the racketeering enterprise lunatics by having Aqua Chlor employees (Hernandez et la) start calling petitioner a “schizophrenic, nuts, crazy, weird and scary” (Appendix L)..Petitioner was then ripped off of his last paycheck from lunatics at Villa Del Sol and Alamo Staff Leasing who creates their payroll checks (Appendix K). Petitioner then quit the position at Aqua Chlor Inc and sent the emails to Aqua Chlor who was in turn instructed by Government the racketeering enterprise lunatics not to answer the emails (Appendix L, M).

Petitioner was unemployed and broke again because of the racketeering lunatics and Eric Fullsom et al but still can and will save enough to REJECT (if necessary) the racketeering coercive informa pauperis/incompetence corrupt attorney appointment garbage by this court. Petitioner asserts, he has and will find work and he will eventually leave this extremely corrupted, sick, senseless, incompetent, lying, moronic, Government behind.

ARGUMENT AND REASONS FOR GRANTING THE WRIT

28 U.S.C. § 2241 (c)(3). “He is in custody in violation of the constitution or laws or treaties of the United States”.

Innocent petitioner asserts, he was in custody in violation of the constitution and laws of the United States since 1992. Petitioner asserts, because of the start of the racketeering enterprise illegal entities “Concrete GP (Group) LLC et al (18 U.S.C. § 1961(4)) and the latest racketeering legal entities (Express Personal Services et al, Hertz Corporation et al, C.C.TX YMCA et al, Bob Thompson et al and/or Corpus Christi Windsurf Association et al, Half Price Movers et al, American Bank et al, Villa Del Sol et al, Alamo Staff Leasing et al. and Aqua Chlor et al), he is again being maliciously set up, falsely accused and slandered by the cowardly, mentally ill, weak minded, unintelligent, racketeering enterprise lunatics.in violation of 18 U.S.C. § 1951- 1968, TEX. PEN CODE § 37.03 & 37.10 while horribly abusing Const Art I, 15(a) 18 U.S.C. 4241-4247, and U.S. Public Law 101-647 and other laws.

28. U.S.C. § 2241, Section 51, “Habeas Corpus lies to test proceedings so fundamentally lawless that imprisonments pursuant to them is not merely erroneous but void and therefore resjudicata is inapplicable in a habeas corpus proceeding.

Petitioner asserts, he proves all throughout his 2241 petition, Appellate Brief, exhibits and this petition that a racketeering enterprise is lawlessly, maliciously, illegally and unconstitutionally, slandering, coercing, threatening, setting up, arresting (kidnapping), prosecution, imprisoning and robbing innocent petitioner for 18 years now (See: Whole 2241 petition and Appellate Brief, all past pro se motions, complaints, briefs and petitions filed since 1992, and another payroll theft Appendix K).

28 U.S.C. § 2241, Section 60, 'Where a writ of habeas corpus is properly issued, issuance of an injunction in aid of writ and court's jurisdiction is proper". Moore v. Deyoung, C.A.N.J. 1975, 515 F 2d 441)

Petitioner asserts, he was/is actually doing the work of the Department of Justice in October 1995

when he filed his excellent Temporary/Preliminary injunction attempting to restrain the pathetic, unconstitutional racketeering enterprise legal entities and its illegal entity “Risk_Services/Risk_Corp et al” and this request was maliciously, illegally and unconstitutionally denied. Petitioner again tried to have this pathetic, racketeering enterprise activity restrained and prosecuted in his excellent briefs(4) to the Appellate and Supreme Court while in the corrupt Beaumont prison in 2002/2003 and these were maliciously, illegally and unconstitutionally denied. Petitioner constructed a 46 page hand-written 2241 petition while in lock down/Restriction at Springfield Federal “Medical” Ctr in 2004 but he was criminally and unconstitutionally threatened never to file it.

Petitioner again requested the court and United States government to restrain the pathetic, malicious, racketeering enterprise activity and was maliciously, illegally and unconstitutionally denied by the Beaumont court on July 21st, 2006, Sept 1st 2006, The 5th Cir Appellate Court Oct 24th, 2007. Innocent petitioner is again and for the EIGHTH time requesting the court to request investigations, prosecutions and issue injunctions (with the IRS) to finally put an end to this pathetic, malicious, unconstitutional racketeering enterprise activity upon petitioner.

28 U.S.C. § 2241, Section 155, “Right of habeas corpus may be employed to contest validity of future as well as present restraints.”.

Innocent petitioner asserts, if the unconstitutional decisions by these state and federal lower court judges are not reversed, the convictions not overturned and injunctions/prosecutions not applied innocent petitioner will continue to be maliciously set up, harassed, defamed, ruined, stalked, charged, arrested, prosecuted, robbed, imprisoned and/or civilly confined (kidnapped). Petitioner asserts, through this malicious, racketeering and unconstitutional activity (in the past) the perpetrators would try to force a power of attorney on him just like the worthless, insane, schizophrenic, severely ill lunatic Eric Fullsom et al are attempting to do at this Supreme Court.. Petitioner asserts, this malicious

rackeering enterprise attorney was then going to illegally and unconstitutionally overturn the judgment of conviction in the courts with a defaming and rackeering 28 U.S.C. § 2255 motion using rackeering BOP studies and DeClue et al exams given to them by “Individuals” in the BOP(BJA) and/or the rackeering employees of the Tampa Bay, FL, U.S. Probation Office (See: BOP Program Review statement 1351.05 Part Two 12(1)(b), 2241 petition pg 22-33 and 5th Cir Appellate Brief).

Petitioner asserts, this rackeering enterprise activity is further proven by the malicious, corrupt, defaming statements by lunatic James D. Whittemore on Jan 26th, 2005 and “Counselor(s)” Daniels et al on July 20th, 2005 and thereafter. Innocent petitioner asserts, this was and is his “savings clause” (See: Appellate Brief 03-11467 App Exh S, S.Ct Brief 02-10290 App Exh T, 2241 petition pg 4, 22-23,26,31-34,36 or whole petition, Oct 14th S. Ct letter App Exh D, and 5th Cir Appellate Brief).

28. U.S.C. § 2241, Section 166, “Violation of Constitution, law and treaties where facts relied on are dehors the record and their effect on conviction is not open to consideration and review on appeal, use of Writ of habeas corpus in federal courts to test the constitutional validity of conviction extends to case where the conviction has been made in disregard of accused's constitutional rights and where Writ is only effective means pr preserving such rights,.....One who is in custody in violation of the constitution and laws of the United States is entitled to relief in habeas corpus and the court is required to dispose of the matter as law and Justice require”

Innocent petitioner asserts, the Tampa Bay Federal District Court file is full of rackeering enterprise corruption and falsifications. Petitioner asserts, most all his motions, rebuttals and affidavits have been maliciously, criminally and unconstitutionally denied or cowardly stricken destroying innocent petitioner's defense. Petitioner asserts, he was unconstitutionally denied all subpoena's for trial on July 13th,2001. Petitioner asserts, he went to trial pro se Aug 13-15th, 2001 and was robbed of numerous documents by lunatic “Judge” Whittemore, Dan Daly, Porcelli et al, and punk/thieving U.S.. Marshals”when petitioner was placed in a cell for recess. Petitioner asserts, when he attempted to do his fine narrative the rackeering enterprise judge continually and unconstitutionally interrupted

petitioner and told him he could not tell his story (truth) as much of it is explained in the 2241 petition, 5th Cir Appellate Brief and other briefs, affidavits and rebuttals which were criminally denied or stricken. Petitioner asserts, he has proven the racketeering “Judge(s)” have a severe prejudicial agenda against innocent petitioner and it is in total disregard for petitioner's constitutional and civil rights excluding 42 U.S.C. § 10801 (See: Appellate Brief 03-11467 App Exh S, S. Ct. Petition 02-10190 App Exh T, 2241 Petition, 5th Cir App Brief and all Exhibits, Answers.com printouts App Exh F pages 5).

28 U.S.C. § 2241, Section 167, “Federal prisoner challenging decision of U.S. Parole (Probation) or process by which that decision was reached must show that the action of the board was so unlawful as to make his custody in violation of the laws of the United States. There must be sufficient nexus between alleged illegal action and legality of his own custody for habeas corpus to lie”.

Petitioner asserts, the Tampa Bay, FL. U.S. Probation Office and primarily Chris Castellano et al have been directly involved in the racketeering enterprise since at least 1990 when they and the corrupt U.S. Attorney's Office in Tampa Bay tried to frame petitioner for Glacier Water/Roger Gilchrist et al in February of 1990. Petitioner asserts, while he was maliciously imprisoned at Springfield (in 2003/2004) Chris Castellano in Tampa Bay, FL got into petitioner's legal work, documents and insanely and criminally falsified the first page of petitioner's work resume (which was on floppy disk) to say “I STARTED MY BUSINESS WHILE WORKING FOR GLACIER WATER COMPANY”.

Petitioner asserts, when he exposed this and other stupid, racketeering activity after his release from Springfield he was quickly kidnapped and destroyed again, even after finding permanent full-time work in such a short time frame (1 ½ months) being out of prison and homeless. Petitioner asserts, the request to go to “Three Rivers Camp” was made by petitioner January 26th, 2005. Petitioner asserts the racketeering enterprise judge and Chris Castellano et al are both hiding behind “Three Rivers Camp” on their racketeering documents to deceive the courts to think they know nothing about petitioner's unconstitutional custody at Beaumont Medium (See; App Brief 03-11467 App Exh S, S.Ct Brief 02-

10290 App Exh T, 2241 petition pgs 4-5, 20-35, and its own Exh A, and whole 5th Cir App Brief).

28 U.S.C. § 2241, Section 168. “It is only in circumstances impugning fundamental fairness or infringing specific constitutional protection that federal question for habeas is presented. Furthermore, trial errors or irregularities which are so prejudicial to accused's right to a fair and impartial trial as to be clearly deprivation of due process constitute justifiable federal issue which may be adjudicated on habeas corpus proceeding”.

Innocent petitioner asserts, he has clearly shown the, prejudicial, unconstitutional, racketeering enterprise agenda/activity he is up against in his motions and petitions to the State and District Courts, Briefs and judicial complaints to the Appellate Courts, and petitions to the Supreme Courts since 1992. Innocent, competent and sane petitioner asserts. All “counsel” since 1992 were knowingly, willingly and competently involved in the racketeering enterprise activity therefore all of petitioner's “trials” were more than just a farce or sham they were a pathetic cover up to illegally and unconstitutionally justify probable cause for the racketeering enterprise. Innocent petitioner asserts, it was not meant for him to go to one trial and proof of this is the severe falsification of the Sarasota FL, County website claiming petitioner “pled out” and did not go to a (lunatic judge) misdemeanor trial on April 4th, 1995..

Petitioner asserts, he forced his way to all illegal and unconstitutional sham trials since 1993. Petitioner asserts, there is actually no such thing as “ineffective assistance of counsel” in these pathetic “cases”, it is definitely defaming corrupt “counsel” bb racketeering lawyers and this “case” is definitely as “Case of First Impression”.. Proof of this is the corrupt Sept 30th, 1996 Order accessing attorney's fees and a racketeering pay off for Dr. DeClue et la (Fed/DeScrewloose et al Appendix N).

28 U.S.C. § 2241, Section 175, “If the administration of evidence constitutes manifest error, violative of party's due process rights or the execution of evidence violates party's right of confrontation a habeas corpus petition may issue”.

Petitioner asserts, falsified, defaming, discovery tapes making normal petitioner look incompetent,

insane, homosexual and misunderstood etc, were unconstitutionally admitted as evidence as well as perjuring, racketeering motions and orders by Porcelli et al, Curry et al, and Whittemore et al in violation of petitioner's due process rights. Appellant asserts, he has always been denied his due process rights for confrontation of the witnesses and “evidence” against him, even since 1990.

Petitioner asserts, one of the more serious due process violations is the malicious, unconstitutional denial of subpoena's by Whittemore et al July 13th, 2001 and January 26th, 2005. Petitioner asserts, all his denied and criminally stricken motions, briefs and petitions are unconstitutional exclusion of evidence against the racketeering enterprise perpetrators (See: 2241 petition, All past pro se motions, briefs , petitions, lawsuits and judicial complaints etc since 1992).

28 U.S.C. § 2241, Section 179, “Where petitioner was deprived the right to offer a defense and be present in the courtroom through all stages of the criminal proceedings against him and there was no showing that he waived these rights”.

Petitioner asserts, the racketeering enterprise lawyers, judges and their (psycho babbling) psychs have always maliciously, criminally and unconstitutionally conspired to make innocent petitioner look incompetent, insane, schizo, delusional, bizarre, weird, misunderstood and serious mental defect etc at hearings petitioner was not able to attend. Proof as some of this defaming, prejudicial, racketeering, unconstitutional activity are the “Status Conferences” between Porcelli, Curry and “Judge” Whittemore in Dec/Jan, 2000/2001 where they were maliciously conspiring to rule innocent petitioner insane, schizo, incompetent and serious mental defect etc. Severely abusing 18 U.S.C. § 4241-4247 (See: Tampa Bay District Court docket). Petitioner never waived his right to be at any court hearing since 1992, in fact petitioner's defense was/is his competence, sanity, intelligence and normal mental state.

Petitioner asserts, he will prove that the Bureau of Justice (BJA) has a racketeering, unconstitutional, prejudicial agenda to continue to maliciously defame petitioner this way on their website, and OSHA and TWC documents (See: App Exh I, K and N). Petitioner asserts, Dr. William E. Bonney Ph.D ended

the racketeering enterprise competency game(“case”) March 9th., 2001 finding petitioner sane and competent (without medication) before trial. Petitioner asserts, at this point all false allegations and charges should have been dropped or a 28 U.S.C. § 2241 petition filed in the District and Supreme Court as severe abuse of 18 U.S.C. § 4241-4247 and racketeering rewards from 18 U.S.C. § 3059 and rewards from Public Law 101-647 which was/is purely the sick agenda of the racketeering enterprise judges James D. Whittemore et al (See: Judicial complaints APP Exh W, Defendants Affidavit To rebut allegations App Exh U, Nov 5th 2002 Motion App Exh V, 11th Cir Appellate Brief 03-11467 App Exh S, S. Ct Petition 02-10290 App Exh T, 2241 petition, and 5th Cir Appellate Brief).

28 U.S.C. 2241, Section 187, “In Custody language of habeas corpus statute requires that habeas petitioner be in Custody under conviction or sentence under attack at the time his petition is filled”....”Court's jurisdiction continues over habeas petition filed at the time he is incarcerated pursuant to conviction he attacks, even if petitioner is released from physical custody before application is finally adjudicated”.

Innocent petitioner asserts, his Appellate briefs 02-14652, 03-11467, S.Ct Brief 02-10290 (with Petition for Rehearing), 28 U.S.C. § 2241 petition, Supreme Court habeas petition, 5th Cir Appellate Brief, and Dec 2007 S.Ct Extension of Time petition were unconstitutionally and fraudulently denied, therefore the original unconstitutional conviction(s) and original unconstitutional, racketeering enterprise “sentencing” materials are still under attack (See: 2241 petition pg 2-5, 20-24 and 5th Cir Appellate Brief). Innocent petitioner asserts, he attacked the unconstitutional convictions, all unconstitutional, racketeering enterprise “sentencing” material and their unconstitutional executions etc, in his 28 U.S.C. § 2241 petition while “in custody” status.

Petitioner asserts, since he filled while “In Custody” status, and placed a timely appeal, the appellate jurisdiction will continue over habeas corpus petition even after petitioner was released from physical custody and after the 28 U.S.C. § 2241 petitioner was unconstitutionally denied/dismissed by the

District Court. Furthermore, petitioner asserts, he was maliciously and unconstitutionally in custody on a 12 month sentence of “Violation of Supervised Release” therefore the District court was incorrect in their dismissal stating petitioner cannot attack the Supervised Release after his release.

28 U.S.C. § 2241, Section 224, “Petitioner's release from physical confinement into attorneys custody. Although freeing former prisoner from immediate physical imprisonment, imposes conditions which significantly confine and retrain his freedom and therefore constitute “state” custody from which petitioner could seek relief”.

Petitioner asserts, the racketeering enterprise continually coerces him to hire a lawyer or sign power of attorney documents or other fraudulent, racketeering documents that would eventually bring about the appointment of another corrupt attorney who would defame/destroy innocent petitioner with a motion under 28 U.S.C. § 2255 or other documents. Petitioner asserts, he would have been released earlier from the malicious, unconstitutional imprisonments/Civil Confinements (kidnapping) if he signed and agreed to the racketeering, psych/medication/halfway house “third party co-pay” agenda and/or the appointment of a corrupt lawyer. Petitioner asserts, the desperate, racketeering activity at Beaumont Medium of coercing petitioner to sign fraudulent social security info and racketeering “Program Review Report” proves this pathetic, defaming, racketeering agenda.

Petitioner asserts, the same pathetic, racketeering enterprise activity has resurfaced in several forms since his arrival in Corpus Christi, and petitioner is covering as many as he can. Petitioner asserts, he made it clear to the Beaumont court in January 2006 that he was being coerced and persecuted concerning his Texas Driver's License by all corrupt parties involved even to the point of telling innocent petitioner to go to jail and become the scapegoat for the racketeering, non-statutory, and unconstitutional activity they created concerning his Texas Driver's License. Petitioner asserts, he was not able to make a proper living without a state ID therefore he had to be content working for Wolfson Furniture until he figured out a way to obtain some sort of state ID (See: App Exh R).

Petitioner worked for Maury Wolfson from October 20th, 2005 until February 12th, 2006 who personally paid petitioner and several others \$40.00 cash per day without taking taxes out, he also stated “The money was Tax Free and no tax documentation was necessary”, others were also told this who worked for them. Petitioner didn't make a taxable income in 2005 and knew he wasn't going to make over \$5000.00 working at Wolfson Furniture in three months of 2005 (Approx \$2000.00) so he wasn't concerned about the IRS. Petitioner was approached by Maury Wolfson in Nov/Dec 2005 about his attorney son stating he would get involved to take care of petitioner's Texas DPS issues to be able to obtain his Texas Driver's License. Petitioner informed Maury Wolfson several times that he wasn't interested as their were corrupt issues to be exposed concerning his Texas Driver's License (See: DPS letters). Petitioner asserts, Maury Wolfson made the statement “Maybe he will look over that crap” referring to his sick attorney son looking over petitioner's 28 U.S.C. § 2241 petition and other legal work such as what petitioner is submitting now on Wolfson, his attorney son, the DPS and TWC etc.

Petitioner went on to order (and surprisingly) did get a copy of his Florida License mainly for ID purposes and to open a Bank account but was still approached by Maury Wolfson about getting his Texas License through his attorney son. Petitioner left Wolfson furniture and was immediately employed at Old Concrete Street LTD using his Florida Driver's License. Petitioner never received any tax documentation from Maury Wolfson in Dec 2005/Feb 2006 as he perjured himself under oath to the “officer” of the TWC Dec 5th, 2006 along with many other perjured statements to cover himself and the illegal entity “Concrete GP(Group) LLC et al” simultaneously discrediting and falsely accusing petitioner. Petitioner believes, that Maury Wolfson's own attorney (son) and other corrupt attorneys in the state of Texas, in government (DOJ/BJA/FBI etc), and across the nation who later helped create the stupid illegal racketeering enterprise illegal entity “Concrete GP (Group) LLC et al” for several reasons listed below (1-7). Petitioner asserts, this is a full scale racketeering enterprise according to 18 U.S.C. §

1961(4) “includes any individual, partnership, corporation, association, and any union, or group of individuals associated in fact but not a legal entity” (See: OSHA “JAG/bja letter App Exh K and I).

1. Cover the racketeering enterprise activity he was going to commit by making an illegal settlement concerning petitioner's Texas Driver's License and ruin the excellent case the petitioner now has against other members of the (old) “Group” Tom Taylor, Lorraine Guzman and certain corrupt people in Law enforcement, the courts, Corporate, Individuals etc, in and out of the state of Texas since 1992/99.
- 2..Cover the Federal Tax evasion by Maury Wolfson in late 2005 and early 2006 and also claim petitioner made \$1800.00 in Jan/Feb 2006 (instead of 2005) at Wolfson Furniture to make it look like petitioner committed tax fraud after he hit the \$3200.00 mark in May 2006 at Old Concrete Street LTD rather than July 7th, 2006 as petitioner filed exempt when he started at Old Concrete Street LTD February 2nd, 2006.
3. Cover the stupid threats by Shelly and April (Group) at Durrill Properties on 7/7/06 about “We are calling the IRS” when petitioner wanted to legally change his exemption status to a deduction status when he reached the \$5000.00 mark which is the exception limit.
4. Cover the extreme falsification of the time clock by certain members (Shelly and April et al) of the racketeering enterprise “group” when he found out about this racketeering activity in September 2006.
5. Cover the TWC and the rest of the racketeering enterprise “group” after petitioner reported Maury Wolfson in October 2006 for income earned which affected the total weekly benefit amount on his unemployment claim against Old Concrete Street/Durrill Properties et al.

6. Cover and help supervise the grafting of more State of Texas Government employees and Corporations in and out of Texas such as SPFM.LP et al and its illegal entity “C-stores Direct”, American Cigarette et al, Express Personal Services et al, C.C.YMCA et al, Shell Machine et al, Hertz Corporation et al, Bob Thompson et al and/or Corpus Christi Windsurf Association, Bonnier Corp, Half Price Movers et al, American Bank et al, Villa Del Sol et al, Sterling Personal Inc et al, Alamo Staff Leasing et al, Aqua Chlor Inc et al..

Petitioner asserts, the grafting of these entities were after the malicious, non-statutory, unconstitutional suspension of petitioner's Drivers License and the racketeering activity and perjured statements made on paper and under oath by Mark Shaberg et al in front of (or with) the TWC hearing “Officer” (Greer) November 27th, 2006 concerning petitioner's termination at Old Concrete Street LTD/Brewster Street Ice House on September 28th, 2006. Petitioner asserts, this is when he first heard Mark Shaberg state under oath that he was the owner(Head) of the new illegal entity “Concrete GP (Group) LLC et al”. Petitioner asserts, when he tried to inform the corrupt hearing officer that this was a racketeering enterprise illegal entity according to 18 U.S.C. § 1961(4) he was interrupted and stopped by the corrupt “Officer Greer”. Petitioner asserts, the bizarre content of the malicious and perjured statements/allegations on documents by Shaberg et al mimics many of the malicious, perjured statements by Tom Taylor et al and the rest of the racketeering enterprise since 1992 (See App Exh N).(Petitioner asserts, the same rude, conspiring interruptions occurred on this same issue by two of the three participants at the Maury Wolfson hearing on December 5th, 2006).

Petitioner asserts, just after he left SPFM.LP/American Cigarette October 30th, 2006 and began exposing the violation of the state and federal law by these companies, an individual who claimed to work for the Houston Comptrollers office (Mr. Lee) began coercing petitioner and petitioner believes

this was a front to keep the corpus Christi Comptrollers office from knowing about the racketeering contraband activity (SPFM.LP) that was really happening as this ATF “Individuals” nor this “Mr. Lee” never once informed petitioner to go to the local Comptrollers office here in Corpus Christi, petitioner went on his own accord on November 2nd, 2006. Petitioner believes, the individual that the local ATF referred him to was a U.S. Dept of Labor employee already connected to the Corpus Christi OSHA office/complaints filed against Old Concrete Street/Durrill Properties and connected to the U.S. Dept of Labor/OSHA in Tampa FL (2003 Carport Collapse and 2004 Sunshine Thrift stolen payroll checks).

Petitioner asserts, one thing is for certain and that is all corrupt parties (and this court) are pressing and coercing petitioner to hire a corrupt attorney to cover the new racketeering enterprise illegal activity/entity “Concrete GP(Group) LLC et al” and the rest of the legal racketeering enterprise entities. Petitioner asserts, at the illegal Nov 27th, 2006 TWC hearing an individual named Mark Shaberg claimed to be the head or “Owner” of the new racketeering enterprise, illegal entity. “Concrete GP (Group)LLC et al”. Petitioner asserts, this racketeering enterprise “Group” is absolutely destroying innocent petitioner with full cooperation (and rewards) of corrupt U.S. Dept of Labor/OSHA/BJA/FBI, and court employees around the country and corrupt TWC officers/employees on Austin, McAllen, Houston, Corpus Christi.. Petitioner asserts, these racketeering enterprise individuals, state and fed agencies and corporations must be restrained along with the DPS employees who are breaking and abusing numerous state Transportation statutes on innocent petitioner.

Petitioner asserts, all this unlawful racketeering enterprise activity is attempting to set up, frame and put unconstitutional and non statutory restraints on petitioner if he does not bend to their racketeering coercive agenda., therefore they must be restrained immediately by this court. Petitioner asserts, federal racketeering enterprise and its illegal entity “Group(s)” are also maliciously conspiring to severely abuse the Texas Constitution Art 1, 15(a) and attempt to make the innocent and sound petitioner look

insane or mentally ill when in fact it is they who are the mentally ill criminals who continually, maliciously, slander, defame, perjure, falsely accuse and intend on kidnapping innocent petitioner in violation of TEX. PEN. CODES § 37.03, 37.10 & 71.01, 18 U.S.C §.1959, the U.S. Constitution and abusing/violating the Texas Constitution. Petitioner asserts one has even killed themselves.

Petitioner asserts, one perfect example of this severe mental illness and insanity of theirs was the continued use of pathetic, lying, mentally ill drunks/drug addicts (Donny Burnside et al) and their homeless drunks or drug addict friends to constantly slander, set up, harass and threaten petitioner at his previous place of residence (1318 N. Mesquite). Petitioner asserts, this culminated in the pathetic, corrupt City of Corpus Christi, Hector Benavidez, tenants etc breaking petitioner's door down to steal his files etc which failed. Petitioner explained to this serious situation to this corrupt court and a schizo “justice” named Scalia (Harvard perversion) his pathetic schizo side kick named Eric Fullsom pathetically denied a perfect Extension of Time of petitioner's as this would set precedent in this pathetic “case”.

Petitioner asserts. One of these insane, pathetic, mentally ill drunks (Donny Burnside) still claims to be an employee of Durill Properties/Old Concrete Street LTD but now since the racketeering enterprise “groups” use of these insane drunks/drug addicts they grafted them into the racketeering enterprise and its new illegal entity “Concrete GP (Group) LLC et al”. Innocent, stable, and sane petitioner asserts, there are numerous pathetic, insane, schizophrenic, incompetent, suicidal, and severely dysfunctional criminals within the racketeering enterprise and its new pathetic illegal entity “Concrete GP (Group)LLC et al” and these and all the rest all need to be state and federally charged with racketeering under 18 U.S.C. § 1951-1968, TEX. PEN. CODES 37.03, 37.10 & 71.01, FL etc.

Petitioner asserts, some need to be put away under Texas Constitution Art, 1 15-(a) and/or Title 18 U.S.C. § 4241-4247 for reason of insanity and/or serious mental defect. Petitioner asserts, Congress

can now re-enact 18 U.S.C. 3059(a), 3059A and 3059B to now reward petitioner for all this hard work just as he requested in his Nov 5th, 2002 Motion for Transcripts (App Exh V, Appellate Brief, 03-11467 App Exh S, and S.Ct petition 02-10290 App Exh T, etc). Petitioner asserts, the corrupt government repealed these unconstitutional statutes because they didn't want to reward petitioner at that time and unconditionally release him from the malicious imprisonment. If the corrupt government wants petitioner to leave the nation after these corrupt, unconstitutional statutes are re-enacted and he is rewarded for all his hard work petitioner will gladly leave loony nation.

18 U.S.C. § 1951-1968. Racketeering In Corrupt organization (RICO).

Innocent petitioner realizes the court knows he cant go into all the racketeering statutes at this time.

Petitioner asserts, he has clearly shown this court and all other courts his constitutional, civil rights and human rights are being violated by a very corrupt “Pattern of racketeering activity” and “Racketeering enterprise activity” which can only be restrained by the federal government under 18 U.S.C.§ 216 and 18 U.S.C.§ 1951-1968. If the courts can't do the correct thing, inform petitioner so he can leave what he knows is a sick and corrupted Government. If any corrupt American lawyer is appointed this simultaneously denounces his citizenship in this nation and he will depart from it.

TEX.TRANS CODE § 501.152, “Sale or offer without Receipt of Title. (a) Except as provided by this section, a person commits an offense if the person: (1). Sells, offers to sell, or offers as security for an obligation a motor vehicle registration in this state; and (2). Does not posses the title receipt or certificate of title for the vehicle”.

Petitioner sent a certified letter on October 17th, 2006 (plus attachments proving the letter), to the Police Chief Byran Smith here in Corpus Christi, TX. (See:App Exh P). Petitioner quoted this Texas Statutes very clearly to the Police Chief concerning the robbery (by gunpoint) of three vehicles and the resale (without a title) by the pathetic racketeer Tom Taylor who owns Bahia Vista Trailer Park here in

Corpus Christi, TX. Petitioner asserts, for some reason noone at the Police Department seems to want to follow Texas criminal statutes. Petitioner has never received a return letter from the Police Chief or anyone at the Police Department concerning the obvious robbery (by gunpoint) of applicants vehicles by Tom Taylor et al at Bahia Vista Trailer Park October 23rd, 2001. Petitioner asserts, Bahia Vista Trailer Park is where Frank Wirt's insane, sick brother from Kansas City, MO kidnapped petitioner by gunpoint and had corrupt Magistrate Jane Cooper Hill further kidnap petitioner to Tampa Bay FL, in November 2000. Petitioner asserts, this is why he mentioned Ellis R. Curry Esq, being involved as he never would file an emergency 2241 petition to the District or Supreme Court as this pathetic attorney was directly involved in the kidnapping (for money) with the judges and FBI etc.. Petitioner asserts, the only letter he received in return (retaliation) from the Police Chief was a letter from the DPS in Austin stating "Order of Suspension" of petitioners Driver's License if he didn't comply with the coercive, racketeering, unconstitutional demands.

TEX.TRANS.CODE § 601.338. Evidence of Financial Responsibility/Suspension of Driver's License and Vehicle Registration of the owner of a motor vehicle that was used with the owner's consent by another person at the time of an offense resulting in conviction or a plea of guilty, if under state law the department: (1) suspends or revokes the driver's license of the other person of a record of plea of guilty.(b) The department may not suspend the driver's license and vehicle registration of an owner under this section if the owner files and maintains evidence of financial responsibility with the department for each motor vehicle registered in the name of the owner".

Petitioner asserts', this is the main Texas Statute which exposes the racketeering enterprise perpetrators in Texas and across the nation as it proves a very severe, malicious , prejudicial and unconstitutional agenda against petitioner. Petitioner asserts, one of the main reasons for the malicious, unconstitutional, framing and arrest (kidnapping) in 2000 was this No Insurance/forged dated Binder matter by Lorraine Guzman that petitioner pushed to a head by visiting the C.C.P.D. In Sept/Oct 2000. Petitioner asserts, the crybaby, malicious, republican based racketeering enterprise, perpetrators were so infuriated at petitioner for exposing them, figuring out all their pathetic set ups and legally fighting

their non-statutory and unconstitutional traffic/court matters for so long that they had about enough of him. (Just like in 2005/2006 so up pops the new racketeering enterprise illegal entity “Group”).

Petitioner asserts, the pathetic, racketeering enterprise wasn't going to allow themselves or one of their trash co-conspirators to look bad (criminal) by (a). Having the co-conspirators lose their Driver's License and have to obtain a SR-22 because of the (hated) petitioner.(b). Have the same co-conspirator (Guzman) nailed criminally with THEIR forged insurance Binder, since petitioner decided to be honest and not allow this fraudulent/racketeering document as evidence to cover Lorraine Guzman.(c). The possibility that in given time, petitioner might be able to figure out that TEX TRANS.CODE § 601.338 (and other statutes) completely covered petitioner and actually exposed the whole pathetic, racketeering enterprise scheme. Petitioner asserts, this is why no answers have come by mail to petitioner for either of the letters sent to the Police Chief or the DPS and others.

Petitioner asserts, this is one of the reasons it took so long for the Beaumont Court to respond to his petition as they were waiting to see what petitioner was going to do about the non-statutory and unconstitutional warrants/fines on his Driver's License and how much probable cause he would justify as he tried to resolve each pending DPS issue and the stolen vehicles by Tom Taylor et al. Petitioner asserts, this matter of not answering and not following the law and constitution both state and federal is not a educational issue with these corrupt people it is purely malicious and criminal. Furthermore, petitioner asserts, these two Major issues with Taylor et al and Guzman et al are two reasons the pathetic, lying, racketeering enterprise perpetrators at Beaumont Federal Correctional Complex and Springfield Federal Medical” Center continually sent petitioner to the streets of Tampa homeless with very little funds. Petitioner asserts, he went through all the torture and hell of six years in State and Federal prison over a fake charge of “harassing phone call etc” for the cowardly, protected, criminal, racketeering enterprise activity of Bribe taking sick people like Tom Taylor et al and Lorraine Guzman

et al, and to hell if this bribe taking, racketeering enterprise is going to use Tom Taylor et al, Lorraine Guzman et al, Mark Shaberg et al, Maury Wolfson(and son), Bob Thompson et al and the rest of the bribe taking racketeering enterprise and their illegal entity “Concrete GP(Group) LLC et al” this time.

Petitioner asserts, these pathetic bribe taking, slandering, defaming and trouble making criminals need to be restrained and/or locked up immediately. Petitioner asserts, the FACTS and evidence are (again) undeniable and a racketeering investigator must be appointed by the U.S. Department of Justice to investigate its own corrupt Bureau of Justice/BOP/FBI etc. its new racketeering “Council of State Governments” and the horrible abuse and racketeering from 18 U.S.C. § 3059 and Public Laws 101-647 to again ruin petitioner. Petitioner asserts, this is the only lawyer he will speak with or he will leave the nation to Canada , Australia or wherever because of Human Rights Violations and a copy of this petition will be emailed to these governments and others..

18 U.S.C. § 3059(a), 3059A and 3059B, (Public Law 101-647).

Petitioner asserts, in his November 5th, 2002 Motion for transcripts etc (App Exh V), February 2003 Interlocutory Appeal 02-16452, March 2003 petition for writ of certiorari (App Exh T), April 2003 Interlocutory Appeal Brief 03-11467 (App Exh S), and August 15th, 2005 28 U.S.C. § 2241 petition for writ of habeas corpus, and 5th Circuit Appellate Brief he clearly explains a very seriously corrupt, racketeering scheme which severely abuses these three reward statutes and Public Law. Petitioner asserts, he clearly explained how the racketeering enterprise falsified a 1981 Dubuque Bank & Trust College Student loan promissory note was made it into a “racketeering monetary instrument” and a “unlawful debt collection” according to 18 U.S.C. § 1956. Petitioner asserts, this pathetic rewording of this monetary instrument gave the racketeering enterprise perpetrators a unlawful reward of \$50,000 and a blank check in which to launder millions of dollars (Approx \$40,000,000) Tax Payer money just

to destroy innocent petitioner from 1990/91 until this day, and every court knows this is true. Petitioner asserts, in the Congressional Reports of 1990, Public Law 101-647 “Crime Control Act of 1990, Title (3)-Correctional Options Incentives Amendments” the court will see the following:

“A state can meet this requirement if the aggregate awards for local projects equal or exceeds the pass through percentage. This amendment would alter that process and insure that LOCAL ENTITIES (either individually or as a GROUP) that are eligible for awards of \$50,000 OR MORE must receive that amount if they apply and are otherwise qualified. This amendment still envisions that the STATE authority should coordinate and submit a unified STATE PLAN and priorities”.

Petitioner asserts, the malicious Florida and Iowa “State Plans and local projects” in 1990/91 started with the covering of Mr. Pigg/John Adlemann et al(Dubuque County Schools and Roger Gilchrist (Glacier Water Company et al). Petitioner asserts, the 1990/91 “local Individuals and entities”(FBI in FL&IA, Dubuque County, Tony Dunbar et al, Attorneys, Doctors/clinics, Crum&Foster/Aetna Ins, etc) created the racketeering enterprise LIE of “Disabling Spinal stenosis/psychiatric disorder” to cover all racketeering parties at that time and illegally settle with petitioner for \$15,000 out of these same abused federal funds (Not Insurance). Petitioner (scapegoat) asserts, he did not get a (maiming) back operation as the racketeering enterprise Doctors were perpetrating so the racketeering enterprise never did quite “settle”(incapacitate/main petitioner).

Petitioner asserts, the (stalking) racketeering enterprise took advantage of another situation through Riscorp Insurance Company, Sarasota, FL (Scott paint left arm injury) in 1991/92. Petitioner asserts, the federal racketeering enterprise legal entities(above) decided they were law unto themselves and had the authority to create a racketeering enterprise illegal entity (GROUP) hiding behind Riscorp Insurance employees. Petitioner asserts, the pathetic racketeering enterprise idiots then actually created on paper the illegal entity (GROUP) “Risk_Services/Risk_Corp” and maliciously sued (planning on arrests/charging) innocent petitioner in the State Court with a severely, defaming injunction completely

destroying innocent petitioner's character (Just what “Concrete GP (Group)LLC et al is now insanely attempting to perpetrate through the wimpy Management at Villa Del Sol who just stole petitioners hard earned payroll check and will not respond to any requests to pay him Appendix K).

Petitioner asserts, these original (1992) five+ racketeering enterprise fools from Riscorp Insurance comprised the initial, malicious, Illegal entity injunction, Sandra Bock, Tammy Martin, Roberts Clarke, Charles Greene et al and Shari Shepard and were a front for the rest of the FULL scale racketeering enterprise (18 U.S.C.§ 1961(4)). Petitioner asserts, these five initial, malicious false accusers perjured themselves so terribly upon innocent petitioner (under direction of racketeering enterprise heads James Handley et al/Tony Dunbar et al/Stuart Levine et al) petitioner went into a state of trauma, went from 175lbs to 150lbs in less than three weeks and was admitted to Manatee Memorial for erratic heartbeat in September 92 and October 93 (Records now falsified).

Petitioner asserts, the first pathetic, perjuring affidavit signed by Sandra Bock et al for the racketeering enterprise illegal entity “permanent injunction”stated “Mr. WElderhold got into an altercation with a previous employer (Roger Gilchrist) and my family and I are fearful of are safety etc”(Handley et al moronic). Petitioner asserts, this is the main pathetic connecting link with the rest of the racketeering enterprise legal entities maliciously defaming, framing, arresting, prosecuting and imprisoning innocent petitioner as a “abnormal, violent, assaulting, insane (senseless) schizophrenic etc”, ultimately turning innocent petitioner into a scapegoat for the whole racketeering enterprise which continues until this very day and forward. Petitioner asserts, proof of this is the (FACT) of the re-surfacing of the old federally funded racketeering enterprise illegal entity (Group) “Risk_Services/Risk_Corp et al” as “Concrete GP(Group) LLC et al” (Moronic Fed) in a desperate, malicious, pathetic lashing out at innocent petitioner using the same old pathetic, stupid tactics of 1992.

Petitioner asserts, these fools are ill criminals. Petitioner asserts, certain corrupt “Individuals” in the

State of TEXAS government are abusing their power and “Have applied or have been otherwise qualified” and “Have made a “STATE PLAN” (rewards/awards) conspiring to slander, defame, rob kidnap and destroy innocent petitioner horribly abusing federal tax payer money even since 1999. Petitioner asserts, why can't these bribe taking, greedy, racketeering enterprise wimpy Government idiots, corporations like Durrill Properties et al, Bahia Vista Trailer Park et al, Wolfson Furniture et al, Express Personal Services et al, Villa Del Sol (and all others listed), use their own funds to racketeer, defame, perjure, kidnap and destroy innocent petitioner. Why do they unlawfully get the aid of hard working, tax payer, federal government money from Public Law 101-647 Title I (3) and the Bureau of Justice to destroy him. Petitioner asserts, the lunatics even steal his paychecks and use them..

CONCLUSION

U.S. Constitution Article 3, Section 1, “The judicial power of the United States, shall be vested in one Supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish. The judges, both of the Supreme and inferior Courts, shall hold their offices during good behavior, and shall, at stated times, receive for their services, a compensation, which shall not be diminished during their continuance in office”.

Petitioner asserts, numerous prejudicial, abusive Judges who innocent petitioner had hearings and trials with in Florida since 1991 and Texas since 2000 have not held their office in good behavior. Petitioner asserts, these racketeering enterprise judges have received racketeering payoffs above their state and federal government salaries while severely violating innocent petitioner's constitutional and civil rights and violating state and federal laws.

U.S. Constitution Article 4, Section 1, “Full faith and credit shall be given in each State to the Public Acts, Records, and Judicial Proceedings of every other State. And the Congress may by general Laws prescribe the manner in which such Acts, Records and Proceedings shall be proved and the effect thereof”.

Petitioner asserts, he has lost all faith in government entities/agencies, Court Clerks and judges etc, because of the racketeering acts, falsification of records and prejudicial/abusive Judicial proceeding.

Orders etc. Innocent petitioner has been so badly defamed, ruined and Civil Rights violated that he has lost all faith in city, county, state and federal governments. Petitioner will permanently renounce his citizenship in the United States if: (a) This petition is denied by the U.S. Supreme Court. (b) If the recommendation of the U.S. Supreme is for the U.S. Courts of Appeals or District Court to send the 28 U.S.C. 2241 petition to the Tampa, FL, Middle District. (c) Any Lawyer is ever appointed ever again.

Constitutional Amendment, Article 1, "Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof, or abridging the freedom of speech, or the press, or the right of a person to peaceably assemble, and petition the Government for redress of grievances".

Petitioner asserts, his right to "freedom of speech" has been abridged since the year 2000 (See; pg 17 District Court petition). Petitioner asserts, his right to peaceably petition the city, county, state and federal governments for redress of grievances has been abridged since 1991. (See; illegal entity file 1992-4293CA//Letters to Kennerly at JQC Tallahassee FL since 1993// Letters to DPR Tallahassee FL 1993-1995// Letters to U.S. Attorneys Office Tampa FL since 1993-1994// Petitioner's Temp/ Preliminary injunction filed in Tampa Bay FL 1995// Letter to F.D.L.E. Tallahassee FL 1995// Letters to Kearney Governor's legal office 1995// Letter to Juliet Ehrlich Attorney Generals office 1996//Letter to Congressman Miller's office Bradenton FL 1996// Letters to U.S. Attorneys Office Tampa FL 2000 -2005// Letters to Attorney General Ashcroft 2—1-2004// Letters to Congressman and Senators, Gramm-Sessions-Delay-Ortiz-Hatch and Hutchinson 2001-2003// Letters to U.S. Dept of Professional Responsibility 2002-2003// Letter to Harley Lappin BOP Exh A 2241 petition 2005//FOIA Mail Ref feral Center Exh L 2005// Email to the Dept of Justice since 2003// Emails to DPS state of Texas 2003 Exh___// Emails to Aransas Pass 2006// Letter to Flatonia TX clerks 2006// Letter to Chief of Police 2006 Exh P// Letters to State of Texas DPS 2006 Exh Q// Emails to Sen Hoyer and Landrou 2006 Exh X// All petitions and letters to the corrupt TWC and Governors office in Texas in 2006-2007//All IRS complaints files in 2006/07 All pro se motions, complaints, briefs and petitions filed in

the courts since 1992. Petitioner asserts there were several other letters and complaints to various state and federal government agencies through the years to no avail but Canada and Australian Human Rights Sections have responded.. Petitioner asserts, he is just one man and not “people”(“schizo”).as the racketeering enterprise are desperately trying to abuse “the right of the people” in this Amendment.

Constitutional Amendment, Article 5, “No person shall be held to answer for a capital or otherwise infamous crime, unless a present indictment of a Grand Jury, except in cases arising in land or naval forces, or in militia when in actual service in time of war or public danger; nor be deprived of life liberty, or property, without due process of law; nor shall private property be taken for public use without just compensation.

Petitioner asserts, all warrants and Indictments since 1992 were malicious, without probable cause and unconstitutional. Innocent petitioner asserts, he should never have been subject to this unnecessary, malicious, defaming and cruel racketeering enterprise activity since 1989/90. Appellant asserts the double jeopardy law was violated when:(1) The racketeering enterprise maliciously arrested innocent petitioner November 28th, 1992 for “violating the injunction” after he had the illegal entity injunction “Dropped” October 8th, 1992 (See; page 8, 2241 petition). (2) When Jerry Meisner stated “Your not out of the woods yet, the criminal contempt (Perjuring moot issue) is still hovering over you”, after the Not Guilty verdict by jury, May 17th, 1993 (See; page 9, 2241 petition). (3) When the corrupt Florida Bar maliciously conspired with the racketeering enterprise in July 1993 to have the illegal entity injunction placed back on innocent petitioner (See:Page 9). (4) When the racketeering enterprise SPD “ “Officers” maliciously conspired to arrest innocent petitioner on December 30, 1994 after petitioner had the illegal entity injunction dismissed (See; page 10-11, 2241 petition No Plea was trial). (5) When the racketeering enterprise grafted 11+ more “VOP harassing phone call” allegations/charges into the SPD allegations/charge in December 1995 (See; page 11-13, 2231 petition). (6) When the racketeering enterprise maliciously indicted and arrested innocent petitioner on “harassing phone call etc” allegations/charges in October 2000 (See; pg 18, 2241 petition). (7) When the unconstitutional 18

U.S.C. 3059 Statutes were repealed Nov 2, 2002 (See; pg 21-23, 2241 petition). (8). When Judge Kimberly Bonner dismissed the 11+ 94-6581MAVOP allegations/charges at arraignment Oct 10th, 2003 (See::pg 23, 2241 petition). (9) When the racketeering enterprise maliciously arrested innocent petitioner November 5th, 2003 claiming he “harassed a racketeering enterprise attorney at Zenith Corporation attorney in California in July 2003 (See: 2241 petition). (10) When the racketeering enterprise maliciously arrested innocent petitioner on October 7th, 2004 claiming he did not speak to their unlicensed counselor in August 2004 (See:2241 petition). (11) When the racketeering enterprise and the TWC recreated the old illegal entity Risk_Services/Risk_Corp under the new name “Concrete GP(Group) LLC ET AL” and now again maliciously defaming, framing, attempting to arrest(kidnap), charge and imprison innocent petitioner because he again nailed the racketeering enterprise with criminal activity. (12) When the moronic, insane, racketeering enterprise starting slandering, defaming and setting up etc petitioner using the TWC et al, SPFM et al, Express Personal et al, Hertz Corp et al, Y.M.CA et al, Bob Thompson et al, E.E.O.C., Half Price Movers et al , American Bank et al, Green Taxi et al, Villa Del Sol et al, Aqua Chlor Inc et al, Alamo Staff Leasing et al as well as stealing more payroll checks now totaling about \$1500.00 (See: Appendix E-M and see all petitions, briefs, all exh).

Petitioner asserts, this again proves the 28 U.S.C § 2241 petition about future restraints. Petitioner asserts, he has proven all throughout this petition, past pro se motions, petitions, briefs, and complaints that he has been deprived of life, liberty and his property without due process of law and that petitioner has never been compensated for stolen property, his small business destroyed by the racketeering enterprise and physical injuries either as a direct result of the racketeering enterprise or illegal activity to cover up injuries from accidents and not compensate for medical bills and injuries etc. Furthermore, petitioner has included records research document that shows that no arrests, charges, incarcerations or probations ever occurred since 1992, therefore all is proven as a racketeering enterprise lie and cover up (See:App Exh Y).

Constitutional Amendment, Article 6, “In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the state and district where in the crime shall have been committed, which district shall have been previously ascertained by law, and be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the right for the Assistance of (Non-racketeering) counsel for his defense.

Innocent Petitioner asserts, he had to force his way to a jury trial May 27th, 1993 with the Public Defenders Office actually justifying probable cause for the racketeering enterprise by using the maliciously prosecuting word “Annoying” at the trial. Petitioner exposed this racketeering enterprise “moot issue” which covered pathetic, outrageous perjury for Charles Greene et al/Laura Flemming et al. Petitioner asserts, the Sarasota Herald (FBI et al) ran a conspiring, severely defaming false article stating petitioner was “found not guilty by a judge” when it was a jury. Petitioner has continually mentioned/exposed this pathetic, insane racketeering enterprise moot issue and LIE concerning “Not guilty by a judge” in every motion, brief and petition ever filed by petitioner since 1993 including exposing the racketeering fraud by the Magistrate who on July 21st, 2006 states petitioner was “found guilty by a judge (not a jury) January 17th, 2001” which also proves this particular jury was paid off and impartial.. Innocent petitioner was also maliciously and unconstitutionally denied a jury trial on April 4th, 1995 before the racketeering enterprise Sarasota County judge Preston Devillbiss. Petitioner asserts, the people (impartial jury) need to know about this racketeering enterprise activity.

Constitutional Amendment, Article 8, “Excessive bail shall not be required nor excessive fines imposed, nor cruel and unusual punishments inflicted”.

Innocent petitioner asserts, he was illegally and unconstitutionally charged bail, and excessive bail or given no bail in 1992,93,94,95,96,2000,2001,2003 and 2004 (See:pg 8, 10-13,18 2241 petition, 5th Cir App Brief and this petition). Petitioner asserts, he was illegally and unconstitutionally fined in 1995, 2002 and 2006 with no bond money returned (See: 2241 petition pg 11, 21 and App Exh Q). Petitioner asserts, he is being cruelly and unusually punished because:

- (a) A PHONE CALL was made to Mr. Pigge, the Dubuque County School Superintendent in Oct/Nov 1989, informing Mr. Pigge he was going to be sued (See: 2241 petition pg 5).
- (b) Petitioner was able to get the fraudulent, framing document (he ignorantly signed) out of Roger Gilchrist's hand in February 1990 (See: 2241 petition pg 5-6).
- (c) Petitioner started his own business in October 1990 with .70 cents and credit (See: Gold Dome Savings, Sarasota FL, 2241 petition pg 7).
- (d) Prejudicial, illegal and unconstitutional legislation was somehow enacted on November 29th, 1990 thereafter to maliciously frame and ruin innocent petitioner with racketeered “reward” money (See: 2241 petition pg 4-6).
- (e) Petitioner will nor bend to the will of a pathetic, mentally ill, cowardly, stupid, senseless, racketeering enterprise for over 18 years now and the pathetic (fed funded) mentally ill, cowardly, stupid, senseless, racketeering enterprise, illegal entity “Concrete GP(Group) LLC et al” (See: All past pro se complaints, motions, briefs, petitionins, letters, emails, claims, requests, appeals etc to state, and federal and Supreme Court since 1992).

Constitutional Amendment, Article 14, Section 1, “All persons born and naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and the State wherein they reside. No state shall make or enforce any law which shall abridge the vassalages or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws”.

Appellant was born in the United States and is a citizen of the United States but appears he will be renouncing his citizenship shortly. Appellant asserts, “Individuals, entities, corporations, associations, partnerships, and silly, sick racketeering “groups” etc, in Florida, Iowa, Missouri, Kansas, California Texas and elsewhere have severely abused and racketeered from the unconstitutional 18 U.S.C. § 3059(a) 3059A and 3059B statutes and Public Law 101-647 (See: 2241 petition pg 4, 6-23, 5th Cir App Brief and this whole petition). Petitioner asserts, these same statutes were repealed in 2002 because

innocent petitioner solved his own pathetic “case” Sept/Oct 2002 and sent proof to the Tampa Bay, FL District Court by motion Nov 5th, 2002 (Exh V) Petitioner has clearly shown in his briefs and exhibits that the cowardly, mentally ill State of Texas employees (Including Governor's Office) cannot even follow their own Texas Statutes, or enforce their own statutes protecting innocent petitioner from criminal activity by others. Petitioner asserts, the pathetic, racketeering enterprise, sick state of Texas “Individuals and entities” have even created pathetic non-statutory, unconstitutional, dangerous, cowardly, stalking, slandering, defaming.racketeering enterprise illegal entities “Concrete GP (Group) LLC et al and C-Stores Direct LLC”l abusing tax payer money from the “Bureau of Justice/Fed Reserve” just to defame, frame, commit perjury on and ruin innocent petitioner.

Petitioner asserts, Texas Workforce documents (App Exh I) are being used as racketeering monetary instruments under 18 U.S.C. § 1956 with “Concrete GP LLC et al” illegal entity name on them and are cowardly and outrageously hiding behind a \$200-\$300.00 unemployment claim and wage loss against Durill Properties (Old Concrete Street LTD/Brewster Street Ice House). Petitioner asserts, he has never received a payroll check from a “Concrete GP(Group)LLC et al” (only Old Concrete Street LTD) and it would be another racketeering monetary instrument, money laundering, and more mail fraud if the racketeering enterprise sent checks. Petitioner asserts, only worthless, lazy, pathetic, insane, schizo , mentally disturbed, lying, filthy, racketeering GROUP of lawyers would perpetrate such senseless, violent, criminal, evil, Godless acts on someone (and be able to get away with it), this is why petitioner is leaving this nation.if the correct prosecution measures are not taken. Petitioner asserts, he has been deprived of life, liberty, and property without due process of law which is clearly explained in all his pro se complaints, motions, briefs, petitions and letters since 1992. Innocent, sane, and stable petitioner has tried and is trying to get the federal government to restrain and prosecute the racketeering enterprise perpetrators even within its own Agencies such as the extremely ill lawyers in its “Bureau of Justice/FBI” and across the nation.

Volume 16, American Jurisprudence 177, “The general rule is that an unconstitutional statute though having the form and name of law is in reality no law, but is void, and ineffective for any purpose; since unconstitutional dates from the time of its enactment and not merely from the date of the decision so branding it. An unconstitutional law, in legal contemplation, is as inoperative as if it had never been passed. Such a statute leaves the question that it purports to settle just as it would be had the statute not been enacted”...”Since an unconstitutional law is void, the general principles follow that it imposes no duties, confers no rights, creates no office, bestows no power or authority on anyone, affords no protection, and justifies no acts performed under it”.

Petitioner asserts, the “individuals” in the states of Florida, Iowa, Missouri, Kansas, Texas California, DC and elsewhere helped enforce the prejudicial, unreasonable and unconstitutional 18 U.S.C. § 3059 laws which were secretly repealed because of petitioner's case October 2002 (Not Nov 2nd, 2002). Petitioner asserts, this occurred because innocent petitioner solved his own pathetic, malicious, unconstitutional “case” Sept/Oct 2002 and sent this proof to the racketeering Tampa Bay District Court by motion Nov 5th, 2002. Petitioner has seen the year 2000 version and the 2001-2003 supplement version of the United States Codes published by “West Group” at the library. Petitioner has come to the conclusion the “2001-2003 supplement” volume and late Congressional Reports Volumes have been falsified with information claiming these three statutes have been in the works to be repealed since 2001. Petitioner asserts, this is a complete lie and pathetic cover up by West Group. Petitioner asserts, West Group has a contract with the federal government and its covering for certain racketeering enterprise “Individuals and “Agencies” therefore West Group/Westlaw are now a part of Petitioner's Corporate Disclosure statement. Petitioner asserts, the falsification of government records by “West Group/West Law” has done great harm to petitioner's case but it is obvious now that stupid lawyers and paralegals all over America are a part of the pathetic racketeering enterprise and hate petitioner and cannot stand that he consistently stands for the truth and won't move. Petitioner request this Court use only the 1990 Congressional Report Book for the truth and year 2000 Statute Books to research these Public Laws and 18 U.S.C. § 3059 statutes in their unrepealed form. Petitioner asserts, West Law is prejudicial and will not publish or post online any of petitioner's well done legal work since 1992.

RELIEF SOUGHT

WHEREFORE, petitioner requests the Justices of this Supreme Court of The United States (Except for Scalia et al) to consider this petition for writ of Certiorari, Appellate Brief and his 28 U.S.C. § 2241 petition for writ of Habeas Corpus and grant petitioner proper relief which he is entitled to under the U.S. Constitution and laws of this nation. Innocent petitioner requests of this Court (Except for Scalia et al) to properly overturn the “conviction” of April 4th, 1995 (Misdemeanor Trial) and August 15th, 2001 (Felonies) and recommendation for dismissal of all false charges (Psychiatric/Psychological exams allegations) against him (Except for Dr. William E. Bonney Ph.D). Petitioner requests a proper racketeering investigator from the U.S. Inspector Generals Office and U.S. Attorney's Office, Injunctive relief, prosecutions and a change of venue to the Western District of Texas.

I, HEREBY CERTIFY, that the statements made in this 43 page petition are true and correct under penalty of perjury according to 28 U.S.C. § 1746, Dated and executed this 27th day of March 2008.

Kevin A. Wiederhold. pro se
1926 Glenfield Drive
Corpus Christi, TX. 78416

CERTIFICATE OF COMPLIANCE

Petitioner has attached a Leave of Court Motion to exceed the page and word count limitations.

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APPEAL NO. 06-41505

DISTRIC COURT NO. 1:05-cv-0576

IN THE
SUPREME COURT OF THE UNITED STATES

Kevin Wiederhold. Petitioner,

v

Steve Morris et al/GHWB et al, Respondents,

PROOF OF SERVICE

I, Kevin A. Wiederhold do swear or declare that on this date, March 27th, 2008, as required by Supreme Court Rule 29, I have served the enclosed Motion Fo Leave To Proceed Informa Pauperis and Petition For Writ of Certiorari on Paul Clement, U.S. Solicitor General, 950 Pennsylvania Avenue N.W. Rm 5416, Washington, D.C. 20530-0001, the Clerk of Court of the United States Supreme Court, 1 First Street, N.E., Washington, D.C. 20543-0001, and Steve Morris et al./GHWB et al, Beaumont FCI (Medium), 5830 Knauth Road, Beaumont, TX. 77720. Petitioner has sent these documents by United States certified and first class prepaid mail (Certified Receipt No.7007-3020-0000-0444-7815)

I, HEREBY CERTIFY, that the statements made herein are true under penalty of perjury pursuant to 28 U.S.C. § 1746, Dated and executed in Corpus Christi, TX, this 27th day of March 2008.

Kevin Wiederhold, prose petitioner
1926 Glenfield Drive
Corpus Christi, Texas. 78416

