No 03-7803

IN THE

SUPREME COURT OF THE UNITED STATES

Supreme Court U.S.
FILED
DEC 4 2003

IN RE : JOSEPH M. SCHEIDLY)
)
PETITIONER)
)
)
)

MOTION FOR LEAVE TO PROCEED IN *FORMA PAUPERIS*

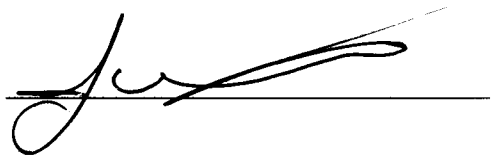
The petitioner asks leave to file the attached petition for a writ of ***habeas corpus*** without prepayment of costs and to proceed ***in forma pauperis.***

The petitioner has previously been granted to proceed ***in forma pauperis*** In the following court .

United States District Court for the Eastern District of Pennsylvania captioned Joseph M. Scheidly V. Travelers Insurance company Docket No. 99-265

Petitioners affidavit or declaration in support of this motion is attached hereto

Joseph M. Scheidly , Pro se



(10)

QUESTION(S) PRESENTED

This petition for Writ of Heabus Corpus arises from the petitioner's (Joseph M. Scheidly's) appeal in the United States Appellant Court for the Third Circuit (first incident) with a pleading of six counts also defined as cause of action by Corpus Juris Secundum 147 (2000) quoting The General Motors Overseas Operations of General Motors Corp.126 F. Supp. 395 and defined the same in Blacks Law Dictionary Sixth Edition ,The Honorable Judges SCIRICA , ALITO AND STAPELTON OF THE THIRD CIRCUIT refused to answer these counts /cause action and in doing so violated common law to cause of action as promulgated by the this Court in the case of ***Logan v. Zimmeran Brush 455 U.S 422*** quoting ***Windsor v. Mc Veigh 93 U.S.278*** , NOW MY QUESTION TO THIS COURT THE UNITED STATES SUPREME COURT , IS THIS COURT GOING TO ENFORCE MY RIGHT TO THIS COMMON L AW CAUSE OF ACTION ? , VIOLATED BY THE HONORABLE JUDGES SCRICA, ALTO AND STAPELTON

IN THE

IN THE SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF ***HABEAS CORPUS***

Petitioner ,Joseph files this Petition for Writ of ***habeous corpus*** as his privilege under ARTICLE I SECTION IV SUBSECTION II OF THE UNITED STATES CONSTITUTION AND HIS RIGHT TO COMMON LAW I N RE: TRACY 249 U.S., 551 FOR REDRESSING VIOLATIONS OF UNITED STATES LAWS .

OPINIONS BELOW
And
EXHAUSTED REMEDIES

Relief for this petition is on the opinion and judgment of the of the United States Court of appeals 3rd circuit (hereby known as the third circuit) is unpublished (appears at Appendix "A" page A1 to A5)

The first instance of relief requested is when the petitioner Joseph M. Scheidly (hereby known as Scheidly) filed a Motion for Summary Action captioned Joseph M. Scheidly (appellant) v. St. Paul Mercury Insurance Company in the third circuit with a pleading of six counts / cause of action (appears at Appendix "B" page A6 to A 13) was denied and entered on April 5, 2000 a timely petition was then filed and denied and entered on May 8, 2000. (appears at appendix "C" page A14 to A15)

After the denial of rehearing by the third circuit Scheidly in a timely fashion moved to the United States Supreme Court where he petitioned for a Writ of Certiorari and was denied for no reason or explanation , docket number 6 October6, 2000 and then

filed for a rehearing and was denied for no reason or explanation docket number 9 November 27 , 2000.

Still bothered Scheidly's six counts/ cause of action were still unanswered he filed an unidentified petition in the chambers of the Honorable Justices , Chief Justice Rehnquist .Stevens , O' Connor, Scalia , Kennedy , Souter , Ginsburg, Thomas and Breyer (appears at Appendix "D" page A16 to A18) , of which was construed by the clerk as a second petition for rehearing (appears at Appendix "E" page A19) while this petition was in motion alleging "violations" of the laws of our land Scheidly discovered he had a right by common law for redressing "violations" to these laws cited by this court in their decision of In re Tracy 249 U.S. 551 and on this discovery is how this present petition for Writ of HHBEAS CORPUS comes about .

Because relief cannot be obtained in any other form or any other court but this court the petitioner pleads for the discretionary powers of this court for redressing of these "violations".

STATEMENT OF JURISDICTION
AND
REASON FOR NOT MAKING APPLICATION IN DISTRICT COURT
U.S.C.A 28 SEC 2242

Proof of "first filing" in the Third Circuit can be found on the first page of the Scheidly's filing for Motion of Summary Action (App."B" page A6) when he stated "This Motion for Summary Action filed by Joseph M. Scheidly (hereafter referred to as Scheidly) represents the first filing in any court of the United States or foreign for setting aside or reversing the judgment of the United States District Court for the Eastern District of Pennsylvania as a matter of law" , therefore giving reason why no application for relief is made in the United States District Court for Eastern District of Pennsylvania