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NO. 21-3646

SIXTH CIRCUIT COURT OF APPEALS

**USA, EX REL; STEPHEN P. WALLACE, PRIVATE ATTORNEY GENERAL/RELATOR,
AND ALL US TAXPAYERS SIMILARLY SITUATED, CO-PETITIONERS**

VS.

**US JUDGE DOUGLAS R. COLE, CO-RESPONDENT
[SD OH] CASE #: 1:21-CV-181**

UNDERLYING RELATED CASES:

[WD WA] SEATTLE CASE #: 16-CV-01371

USA, EX REL; vs. OBAMA, et al;

DISTRICT OF COLUMBIA CASE #: 1:19-CV-02168

USA, EX REL; vs. McCONNELL, et al.

REAL PARTIES-IN-INTEREST

SECRETARY YELLEN, DEPARTMENT OF TREASURY

ACTING TREASURY IG

AND THE ACTORS CITED IN UNDERLYING CASES

**EMERGENCY MOTIONS FOR CIRCUIT CHIEF JUDGE, JEFFREY SUTTON,
& EN BANC PANEL, TO ASSUME ORIGINAL JURISDICTION
TO "REVERSE & RENDER" JUDGE COLE'S ORDER, AND FOR ORDER OF A
"TEMPORARY STAY" UPON CO-RESPONDENTS/REAL PARTIES-IN-INTEREST
FROM PASSING ANY [BILL] PENDING A CERTIFIED FORENSIC AUDIT BY
"BDO USA LLC" OF THE "2009 RECOVERY ACT INFRASTRUCTURE FUNDS"**

JULY 28, 2021

**Stephen P. Wallace
640 Clematis Street # 92
West Palm Beach, FL. 33402
(331) 575-2341
spaulwallace@yahoo.com**

1 That on July 16, 2021, the instant Writ of Mandamus/Prohibition was Docketed "In RE: Stephen P. Wallace (SIC)", as should be corrected to state; ***"USA, ex rel; Stephen P. Wallace, Private Attorney General/Relator, and All US Taxpayers similarly situated"***; (enclosure)

2 That per the Case Management Specialist directive, ALL INTERESTED PARTIES, including Judge COLE, but inadvertently mis-spelled USDOJ Stephen Ehrlich email, where upon mailer-daemon NOTICE, did RESEND, which has now been SPOLIATED/SANITIZED from my EMAILS; (enclosures)

3 That **Today's PACER** confirms that NO PARTY in the PDF CHAIN CHRONOLOGY have Responded to; Objected to; nor filed Motion of Any Kind, thus have now CONFESSED JUDGMENT as Time per FRAP have lapsed, and have WAIVED ALL RIGHTS to CONTEST Circuit Chief Judge Sutton's proceeding ex parte; (enclosed)

Wherefore Circuit Chief Judge Jeffrey Sutton has the Non-Discretionary Duty to GRANT ALL REMEDY/RELIEF sought by Petitioner's, on behalf of this CIRCUIT En Banc Panel, sua sponte & instanter, with NOTICE to the US Supreme Court JUSTICES, in the Interest of Justice; an Abundance of Caution & for our National & FINANCIAL SECURITY.

Respectfully submitted to Circuit Chief Judge Sutton & En Banc Panel,

Stephen P. Wallace

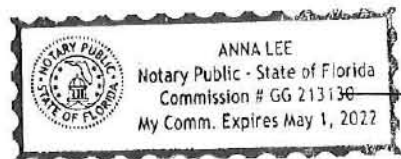
AFFIDAVIT

I swear affirm the foregoing is true & correct.

Stephen P. Wallace

State of Florida
County of Palm Beach

Stephen P. Wallace appeared & signed this Affidavit this 28 day of July, 2021



ANNA LEE

Notary Public

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NO.

SIXTH CIRCUIT COURT OF APPEALS

USA, EX REL; STEPHEN P. WALLACE, PRIVATE ATTORNEY GENERAL/RELATOR,
AND ALL US TAXPAYERS SIMILARLY SITUATED, CO-PETITIONERS
VS.

US JUDGE DOUGLAS R. COLE, CO-RESPONDENT
[SD OH] CASE #: 1:21-CV-181

UNDERLYING RELATED CASES:
[WD WA] SEATTLE CASE #: 16-CV-01371
USA, EX REL; vs. OBAMA, et al;
DISTRICT OF COLUMBIA CASE #: 1:19-CV-02168
USA, EX REL; vs. McCONNELL, et al.

REAL PARTIES-IN-INTEREST
SECRETARY YELLEN, DEPARTMENT OF TREASURY
ACTING TREASURY IG
AND THE ACTORS CITED IN UNDERLYING CASES

EXTRAORDINARY WRITS OF MANDEMUS/PROHIBITION,
AND FOR THIS EN BANC PANEL TO ASSUME ORIGINAL JURISDICTION
TO "REVERSE & RENDER" FOR SPECIFIC ORDER UPON
DEFENDANT'S/REAL PARTIES-IN-INTEREST TO COMPLY WITH
AND SUBMIT TO, THE CIRCUIT'S ORDER FOR FORENSIC AUDIT BY
"BDO USA LLC" OF THE "2009 RECOVERY ACT INFRASTRUCTURE FUNDS"

JULY 15, 2021

Stephen P. Wallace
640 Clematis Street # 92
West Palm Beach, FL. 33402
(331) 575-2341
spaulwallace@yahoo.com

Petitioners jointly File this WRIT to “REVERSE & RENDER” the Court’s March 30th, 2021, **ORDER**, which allegedly, but intentionally, diverts attention away from the “ongoing Pattern of the Real Parties-in-Interest to Voluntarily Bankrupt the US Treasury, Under Color of US Congressional Legislation”;

1 That clearly No Party Objected to, nor filed any Motions to Dismiss, therefore Judge Cole, after Judicial Notice & Actual Knowledge of this PENDING NATIONAL SECURITY CRISIS, containing the PATTERN of the multiple *FALSE CLAIMS CASES of RECORD*, it is apparent that Judge Cole’s impartiality was allegedly compromised by the REAL PARTIES-in-INTEREST.

2 That to Identify USA, ex rel’s: Interest in “*the property or transaction that is the subject of Ohio’s lawsuit*”, compels Judge Cole, a competent jurist, to recognize said “*Pattern of Trillion’s of US Taxpayer’s Funds being Diverted, with No Accountability*”, culminating in the valiant instant Litigation by Ohio AG David Yost, his TEAM, and “USA, ex rel”;

NOTICE: Petitioners AGAIN urge AG YOST Intervene in this WRIT, per Duty & Oath of Office, to cease wasting Ohio Taxpayer Funds on the ongoing “Bait & Switch” continually perpetrated by the REAL PARTIES-in-INTEREST;

3 That have proffered irrefutable Documentation to the US Supreme Court (3) times, with “specificity & particularity”, but was Deprived FILING by the same deputy clerk in collusion with Real Parties-in-Interest, therefore Judge Cole’s clerk’s due diligence would have confirmed same, thus Granting Intervention, via “*PERMISSIVE INTERVENTION*”, under *FRCP 24(b)*;

In Conclusion, the En Banc Panel, after Judicial Notice & Actual Knowledge of this alleged Enterprise, confirmed by USDOJ IG Michael Horowitz’ multiple Criminal Referral’s, including to Administrative Office of US Courts; US Senator’s Orrin Hatch; James Talent; James Inhofe and Mark Kirk, all Acknowledging the Malfeasance/Misfeasance perpetrated upon “USA, ex rel;” to Date.

Wherefore, No Party will be Prejudiced by this En Banc Panel's timely & urgent "Reverse & Render" **ORDER**, for a **TEMPORARY STAY upon the CONGRESS**; for the Real Parties-in-Interest to fully cooperate in producing the "Sources & Uses" of the "**2009 RECOVERY ACT for INFRASTRUCTURE SHOVEL-READY JOBS**", for the Forensic Audit by "BDO USA LLC", with Johanna Ayers of **GAO FORENSICS**, as GAO Director, DODARO, is conflicted out by his [15 Year Obama Appointment].

The **ORDER** should also contain that the "**Certified Findings of Fact/Conclusions of Proper Disbursements**" be proffered to the US Supreme Court upon return from Recess c/o Justice Clarence Thomas; US Congressional Leaders & Minority; including a PROTECTIVE ORDER for Stephen Wallace's PERSON.

Respectfully submitted to En Banc Panel,

Stephen P. Wallace

AFFIDAVIT

I swear affirm the foregoing is true & correct.

Stephen P. Wallace

State of Florida
County of Palm Beach

Stephen P. Wallace appeared & signed this Affidavit this 15th day of July, 2021



Esiah Venegas
Notary Public

Certificate of Mailing

I certify that a true copy was transmitted to All Interested Parties via PDF

Stephen P. Wallace

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

Deborah S. Hunt
Clerk

100 EAST FIFTH STREET, ROOM 540
POTTER STEWART U.S. COURTHOUSE
CINCINNATI, OHIO 45202-3988

Tel. (513) 564-7000
www.ca6.uscourts.gov

Filed: July 16, 2021

Mr. Stephen P. Wallace
640 Clematis Street
Number 92
West Palm Beach, FL 33402

Re: Case No. 21-3646, *In re: Stephen Wallace*
Originating Case No. 1:21-cv-00181

Dear Mr. Wallace,

The petition for writ of mandamus has been docketed as case number **21-3646** with the caption listed above. If you have not already done so, you must mail a copy of the petition to the lower court judge and counsel for all the other parties.

The district court judge to whom this petition refers has been served with this letter.

Sincerely yours,

s/Robin Baker
Case Management Specialist
Direct Dial No. 513-564-7014

cc: Mr. Richard W. Nagel

----- Forwarded Message -----

From: Stephen Wallace <spaulwallace@yahoo.com>

To: cole_chambers@ohsd.uscourts.gov <cole_chambers@ohsd.uscourts.gov>; laurel.dawson@governor.ohio.gov <laurel.dawson@governor.ohio.gov>; michael.hall@governor.ohio.gov <michael.hall@governor.ohio.gov>; david.yost@ohioattorneygeneral.gov <david.yost@ohioattorneygeneral.gov>; benjamin.flowers@ohioattorneygeneral.gov <benjamin.flowers@ohioattorneygeneral.gov>; watchdog@oig.ohio.gov <watchdog@oig.ohio.gov>; stephenehrlich@usdoj.gov <stephenehrlich@usdoj.gov>; michael.e.horowitz@usdoj.gov <michael.e.horowitz@usdoj.gov>; _scheduler@portman.senate.gov <_scheduler@portman.senate.gov>

Cc: jim.jordan@mail.house.gov <jim.jordan@mail.house.gov>; matt_rimkunas@lgraham.senate.gov <matt_rimkunas@lgraham.senate.gov>; Alice James <alice_james@lgraham.senate.gov>; john_steitz@kennedy.senate.gov <john_steitz@kennedy.senate.gov>; daniel_hartman@hawley.senate.gov <daniel_hartman@hawley.senate.gov>; jon_foltz@rickscott.senate.gov <jon_foltz@rickscott.senate.gov>; development@judicialwatch.org <development@judicialwatch.org>; tfitton@judicialwatch.org <tfitton@judicialwatch.org>; gene.hamilton@aflegal.org <gene.hamilton@aflegal.org>

Sent: Monday, July 19, 2021, 07:42:34 PM EDT

Subject: Fw: Sixth Circuit WRIT

<NOTICE OF WRIT OF MANDEMUS/PROHIBITION FILING>

SIXTH CIRCUIT COURT of APPEALS [Case #: 21-3646] has been Filed of Record for All Interested Parties, requesting Ohio AG, Judicial Watch & America First Legal Foundation to Intervene, sua sponte & instanter, on behalf of "USA, ex rel; et al"...

Failure Notice

From: mailer-daemon@yahoo.com
To: spaulwallace@yahoo.com
Date: Monday, July 19, 2021, 07:42 PM EDT

Sorry, we were unable to deliver your message to the following address.

<stephenehrlich@usdoj.gov>:
550: 5.1.1 <stephenehrlich@usdoj.gov>... User Unknown

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<NOTICE OF WRIT OF MANDEMUS/PROHIBITION FILING>

SIXTH CIRCUIT COURT of APPEALS [Case #: 21-3646] has been Filed of Record for All Interested Parties, requesting Ohio AG, Judicial Watch & America First Legal Foundation to Intervene, sua sponte & instanter, on behalf of "USA, ex rel; et al"...

----- Forwarded Message -----

From: Stephen Wallace <spaulwallace@yahoo.com>
To: Stephen Wallace <spaulwallace@yahoo.com>
Sent: Friday, July 16, 2021, 10:32:00 AM EDT
Subject: Sixth Circuit WRIT



DOC071621-07162021102754.pdf
14.7kB

General Docket
United States Court of Appeals for the Sixth Circuit

Court of Appeals Docket #: 21-3646 **Docketed:** 07/16/2021
In re: Stephen Wallace
Appeal From: Southern District of Ohio at Cincinnati
Fee Status: fee paid

Case Type Information:

- 1) Original Proceeding
- 2) Mandamus
- 3) null

Originating Court Information:

District: 0648-1 : 1:21-cv-00181
Trial Judge: Douglas Russell Cole, U.S. District Judge

Prior Cases:

None

Current Cases:

None

In re: STEPHEN P. WALLACE
Petitioner

Stephen P. Wallace
[NTC Pro Se]
640 Clematis Street
Number 92
West Palm Beach, FL 33402

Case: 21-3646 Document: 3 Filed: 07/30/2021 Page: 10

07/16/2021	<input type="checkbox"/> <u>1</u> 77 pg, 5.28 MB	Writ of Mandamus filed. Notice filed by Petitioner Mr. Stephen P. Wallace. Petition Received in 6CA: 07/16/2021. (RB) [Entered: 07/16/2021 01:21 PM]
07/16/2021	<input type="checkbox"/> <u>2</u>	The case manager for this case is: Robin Baker (RB) [Entered: 07/16/2021 01:26 PM]

Case: 21-3646 Document: 3 Filed: 07/30/2021 Page: 11

7/28/2021
21-3646 Docket
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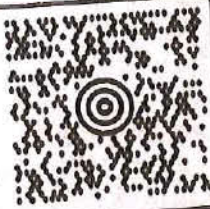
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STEPHEN WALLACE
(331) 575-2341
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WELLINGTON FL 33414-8591

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Case: 21-3646 Document: 3 Filed: 07/30/2021 Page: 13

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