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No.25-5725  
IN THE SUPREME COURT OF THE UNITED STATES

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DAVID C. WHITE Petitioner P  
Vs.

Scott Ashford, (R1) in his personal capacity, Jeff Nason R2 in his  
personal capacity. Philip Mote (R3) in his personal capacity.  
Edward Feser (R4) in his personal capacity

---

**On Petition for an Extraordinary Writ of Prohibition, Mandamus by  
Rule 20 to the United States Federal, Court the Ninth Circuit  
Docket 24-6787**

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**Extraordinary Writ of Prohibition, Mandamus by Rule 20.**

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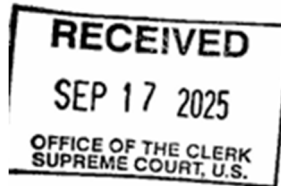
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mike.porter@millernash.com

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18965 NW Illahe Street  
Portland, Oregon 97229

1 503-608-7611

2 [Dave@salmonprotectiondevice.com](mailto:Dave@salmonprotectiondevice.com)



3  
4  
5 **QUESTIONS PRESENTED**

6 Q.(x)

- 7
- 8 1. Shall United States Citizens be given priority over foreign students for  
9 participation in doctoral programs of American institutions of public  
10 education?
  - 11
  - 12 2. Shall judicial immunity be reserved exclusively for Courts convened  
13 under Article III of the U.S. Constitution and denied to illegal  
14 Administrative Law courts convened in defiance of Loper Bright?
  - 15
  - 16 3. Shall any Court illegally dismiss a Complaint as frivolous under local  
17 Administrative Law, when Defendants are in default by the 21-day  
18 FRCP 12 rule, thus denying due process of law by leaving alleged  
19 crimes untried and un-adjudicated This process is in fact conspiracy  
20 for Obstruction of Justice.
  - 21
  - 22 4. Shall the United States be affected by another wrong United Nations  
23 false agenda of Agenda 21?
  - 24
  - 25 5. Shall any judge who dismisses a case when Defense fails to Appear  
26 be guilty of Misprision of Felony, having reviewed the felonies  
27 admitted by abandonment of the Defense, and then doing nothing to  
28 adjudicate them, in defiance of Loper Bright?
  - 29
  - 30 6. Shall the curriculum of public education institutions in the United  
31 States be forced to comply with Agenda 21, also referred to as  
32 "sustainable development," which like all UN ~~missions~~ agenda-driven  
33 mandates is about control of individual freedoms and population

1 growth?

- 2
- 3 7. Shall a judge who dismisses a case when defense fails to Appear be
- 4 guilty of Misprision of Felony, having reviewed the felonies admitted
- 5 by abandonment of the defense, and then doing nothing to adjudicate
- 6 them, in defiance of Loper Bright?
- 7
- 8 8. Shall any College deny entry to a doctoral program because of illegal
- 9 Affirmative Action or DEI, even having made a public confession of
- 10 making that the primary criterion for elimination, the Harvard case not
- 11 withstanding?
- 12
- 13 9. Shall any state college teach a course promoted as an Environmental
- 14 science with a wrong book?
- 15
- 16 10. Shall any Judge or Justice have Judicial Immunity from crimes
- 17 committed in Court? The usual authority cited -- Article III, Section 1
- 18 of the U.S. Constitution -- makes no mention of "Judicial Immunity."
- 19
- 20 11. Shall any state education institution teach a course of study
- 21 promoted as one subject from textbooks or material on a completely
- 22 different subject. This happened when the Environmental Science
- 23 Program at Oregon State was taught from a textbook which is, in fact,
- 24 a plagiarized Chemical Engineering book rebranded by cover as an
- 25 Environmental Science textbook in violation of copyright, thereby
- 26 diverting attention away from critical discussion of the climate change
- 27 agenda?
- 28
- 29 12. Shall any Circuit Court violate its protocol for selecting a unique
- 30 panel of judges for each case tried, when a litigant has
- 31 simultaneously presented two or more unique cases for review?
- 32
- 33 13. Shall any Circuit Court refer a PETITION FOR
- 34 RECONSIDERATION OF DISPOSITIVE ORDER to the same panel
- 35 of judges whose extreme bias in dismissing that very case is being
- 36 challenged by a pro se or any litigant?

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14. Shall “good behavior” in Article III, Section 1 be defined in part by compliance with Federal Rules, Federal Laws and the U.S. Constitution itself?

15. Shall judges in the Ninth Circuit persist in violation of Loper Bright, thus denying citizens 14<sup>th</sup> Amendment equal protection under the law, compared to citizens in other jurisdictions such as the Tenth Circuit, which complies with Loper Bright, per their home page?

16. Shall Any Judge deny case discovery?

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**TABLE OF CONTENTS**

TABLE OF AUTHORITIES.....5

OPINIONS BELOW.....7

JURISDICTION.....7

STATEMENT OF THE CASE .....8

REASONS FOR GRANTING THE WRIT .....10

INTRODUCTION.....11

STATEMENT OF CLAIM.....13

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED .....23

CONCLUSION.....35

PRAYER FOR RELIEF.....35

APPENDIX.....39

**TABLE OF AUTHORITIES CITED**

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7) STUDENTS FOR FAIR ADMISSIONS, INC. v. PRESIDENT AND FELLOWS OF HARVARD COLLEGE .....8, 11, 14, 18), 23, <a href="https://www.supremecourt.gov/opinions/22pdf/20-1199_hgdj.pdf">https://www.supremecourt.gov/opinions/22pdf/20-1199_hgdj.pdf</a> .	
8) WEST VIRGINIA ET AL. v. ENVIRONMENTAL PROTECTION AGENCY ET AL. <a href="https://www.hsph.harvard.edu/news/features/the-supreme-court-curbed-epas-power-to-regulate-carbon-emissions-from-power-plants-what-comes-next/">https://www.hsph.harvard.edu/news/features/the-supreme-court-curbed-epas-power-to-regulate-carbon-emissions-from-power-plants-what-comes-next/</a> .....10, 13 and 25.	
15) 22–451 June 28th, 2024 Federal Case number 22–451 in Loper Bright Enterprises v. Raimondo and Relentless, Inc. v. Department of Commerce that all courts shall no longer function as administrative law courts. 7,10,12, 13, 17, 19, 22 and 25.	

1  
2 **Federal Laws:**  
3

- 4 1) 18 U.S.C. § 1001 False Statements, Concealment. 7, 9, 13, 21 and  
5 23.  
6  
7 2) 28 U.S.C. §191 Proceedings in Forma Pauperis. 19, 22, 25, and 33.  
8  
9 3) 8 U.S. Code § 1324c - Penalties for document fraud. 14.  
10  
11 4) Rule 5. Serving and Filing Pleadings and Other Papers.  
12  
13 5) 18 U.S.C. 1621 Perjury.....7, 12, 18, and 30.  
14  
15 6) Rule 21 Writ of Mandamus.....1, 8, and 27.  
16  
17 9) 28 U.S. Code § 455 (b), (1)- Disqualification of justice, judge, or  
18 magistrate judge. 7, 8, 9, 14, and 26.  
19  
20 10) Judges Code of Conduct, Canons 2 and 3;  
21 [https://www.uscourts.gov/judges-judgeships/code-conduct-united-states-](https://www.uscourts.gov/judges-judgeships/code-conduct-united-states-judges)  
22 [judges](https://www.uscourts.gov/judges-judgeships/code-conduct-united-states-judges), 14, 25, and 35.  
23  
24 12) U.S. Code: Title 17 copyright law.....7, 8, and 9.  
25  
26 13) 18 U.S.C. 4 Misprision of Felony, 7,13, 17, 22 and 24.  
27

28 **Constitutional Provisions:**  
29

- 30 4) Article 3 of US constitution. 10, 12, 13, 14, 16, 19, 25 and 27.  
31

32  
33 [https://www.supremecourt.gov/opinions/23pdf/22-451\\_7m58.pdf](https://www.supremecourt.gov/opinions/23pdf/22-451_7m58.pdf)  
34

35 **End of Table of Authorities**  
36

37 IN THE SUPREME COURT OF THE UNITED STATES  
38

39 Extraordinary Writ of Prohibition, Mandamus by Rule 20.

1  
2 Petitioner respectfully prays for a Writ to review the judgement  
3  
4 below. Docket 24-6787 and Case 1:24-CV-1300-MC.  
5  
6  
7

8 **OPINIONS BELOW**

9 2/28/2025 16 ORDER FILED. (William C. CANBY, Milan D. SMITH,  
10 Jr., Danielle J. FORREST)

11 After considering the responses to the court's January 10, 2025 order and  
12 the opening brief, we deny the motion to proceed in  
13 forma pauperis (Docket Entry No. 4) and dismiss this  
14 appeal as frivolous. See 28 U.S.C. § 1915(a), (e)(2). All  
15 other pending motions are denied as moot. No further  
16 filings will be entertained in this closed case.  
17 DISMISSED. [Entered: 02/28/2025 02:03  
18 PM]09/27/2024 20]

19 Opinion and Order: Plaintiff's Complaint, ECF No. 1 , is DISMISSED  
20 without prejudice and with leave to amend. The  
21 amended complaint, if any, is due 30 days from the  
22 issuance of this Opinion and Order. The Application,  
23 ECF No. 2 , is held in abeyance pending the filing of an  
24 amended complaint. Signed on 9/27/2024 by Judge  
25 Michael J. McShane. (cp) (Entered: 09/27/2024)  
26  
27  
28

29 **JURISDICTION**

30  
31 The date the order sought to be reviewed is February 28<sup>th</sup>, 2025  
32  
33 and after in Docket 24-6787. The basis for Jurisdiction is a federal bias  
34  
35 question. Respondents are in clear violation of the Federal Copyright law  
36  
37 by 12) four felonies, and Illegal affirmative action by 7).This Court has

1  
2 jurisdiction, over the subject matter of this Complaint, because the illegal  
3  
4 and unlawful actions of Respondents are violating Federal Law. The  
5  
6 Respondents are complicit in these statute violations by negligently  
7  
8 claiming to teach Environmental Science from a plagiarized Chemical  
9  
10 Engineering textbook, thus misrepresenting the Program and ignoring the  
11  
12 critical issues of environmental science -- man's interaction with the  
13  
14 environment, in particular the issue of climate change. The only place the  
15  
16 word "Environmental Science" appears in the book is on the deceptive new  
17  
18 cover. See Q(7).

19  
20  
21 Additionally, this Court has jurisdiction, over the subject matter of this  
22  
23 Illegal affirmative action by 7) because of its "legal proximity" above in  
24  
25 authority over the Ninth Circuit Court. Said Court has blatantly dismissed  
26  
27 three cases, denying the right to a trial without any legal standing to do so.  
28  
29 Petitioner Pro Se presents this Complaint respectfully, requesting this Court  
30  
31 To convene this case as an Article III, of the U.S. Constitution by 14) Court  
32  
33 case, per the recent U.S. Supreme Court ruling in 15) 2024 Loper Bright  
34  
35 Enterprises v. Raimondo and Relentless, Inc. v. Department of Commerce  
36  
37 above.

38  
39 **STATEMENT OF CASE**

1  
2 The heart of this complaint is the discriminatory practices employed by  
3  
4 Oregon State University (OSU) that denied plaintiff an equitable opportunity  
5  
6 to be selected for the doctoral program. Of first importance, this included  
7  
8 the school's confession to using DEI and Affirmative Action as the main  
9  
10 factors for first round elimination. See Q(6). Nonetheless, the judges in the  
11  
12 case ignored this obvious, public confession and dismissed the case as  
13  
14 frivolous. See Q(3).

15  
16 In addition, Petitioner accused the Environmental Science Department of  
17  
18 suspected selection of a vast majority of foreign students to the exclusion  
19  
20 of American citizens. See Q(1). To prove this one way or another he had  
21  
22 requested discovery of school records for the past 5 years, (See Q16). But  
23  
24 this was denied by the illegal dismissal, obvious proof that the Court was  
25  
26 convened illegally under Administrative Law.

27  
28 In the process of laying out the facts of the case several other irregularities  
29  
30 come to light, bolstering the assertion of discrimination against Petitioner  
31  
32 For one thing, it became clear that department staff is operating from a  
33  
34 preconceived belief system instead of an open-mind scientific method  
35  
36 system as required. See Q(5).

37  
38 Respondents are therefore pseudo-scientists and operate from the false

1  
2 perspective that Environmental Science is “settled science.” For instance,  
3  
4 Petitioner reviewed the textbook the defendants are using for Sophomore  
5  
6 Environmental Science and found it to be no such book. See Q(7).

7  
8 It is a plagiarism of Welty Wicks and Wilson, Momentum Heat and Mass  
9  
10 transfer. They changed the title to “Mechanics in the Earth and  
11  
12 Environmental Sciences”. The cover title is the only place in the book  
13  
14 where the words “Environmental Sciences” appear. Image one is in  
15  
16 Appendix B with the other images.

17  
18 The Table of Contents reveals that Chapters in this textbook are all

19  
20 Chemical Engineering subjects:

21  
22 Table of Contents  
23 1 Introduction  
24 2 Review of elementary mechanics.  
25 3 Dimensional analyses and the theory of models.  
26 4 Stress (material stress)  
27 5. Pressure, buoyancy, and consolidation  
28 6. Flow through porous media  
29 7. Strain  
30 8. Elasticity  
31 9. Viscous Fluids  
32 10. Flow of Natural Materials  
33 11. Turbulence  
34 12. Thermal convection

35  
36 This is clearly not an Environmental Science textbook.

37  
38 **REASONS FOR GRANTING THE WRIT**

1 The Federal Court illegally dismissed this case when defendants (OSU  
2 Professors) were in default. See Q(3). Thus, the appeal was filed by 4).  
3 Respondents declared that no response brief will be filed. Therefore,  
4  
5 Petitioner should have prevailed.  
6

7  
8  
9 But then three Ninth Circuit Court Justices illegally dismissed the appeal  
10 because they naively accepted the illegal dismissal of the lower Court.  
11

12  
13 The Federal Court judge has a Complaint pending against him in the Ninth  
14 Circuit The Federal Court judge has a Complaint pending against him in the  
15 9<sup>th</sup> Circuit Court of Appeals for illegal judicial bias, violations of Judicial  
16 Code of Conduct and illegal abuse of Administrative Law. This appears in  
17 the Appendix.  
18

19  
20  
21 Likewise, the three Appeals Court Justices have similar Complaints and  
22 dockets filed. It is the U.S. Supreme Court's right and responsibility to  
23 remove Federal Judge McShane and Ninth Circuit Court justices Sidney  
24 R. THOMAS, Jay S. BYBEE, Daniel P. COL. For justice to prevail, each  
25 must be charged with Misprision of Felony by 13) 4 counts for failure to  
26 adjudicate Respondent's felonies.  
27

28  
29 At the risk of repetition, these and many other reasons have been listed for  
30 granting this Writ.  
31  
32

## 33 INTRODUCTION

1  
2 Respondents abandoned their case issues by making no response  
3  
4 to any pleading in Docket 24-6787, except to say they wouldn't file an  
5  
6 answering brief. This raises the obvious question: Why would any  
7  
8 rational actor make such a statement knowing that failure to appear results  
9  
10 in default and loss by Summary Judgment in a presumably Article III Court  
11  
12 by Loper Bright? It invites suspicion of a Conspiracy for Obstruction of  
13  
14 Justice and contumacy regarding Loper Bright. See Q(3).  
15  
16 The federal court was in error by not providing a requested hearing and  
17  
18 filing perjury by 5) and false statements by 1) dismissal. The 9<sup>th</sup> Circuit  
19  
20 Court expressed obvious bias in weaponizing Administrative Law against  
21  
22 Petitioner, contrary to Loper Bright 15). Petitioner respectfully requests this  
23  
24 case be remanded to the 9<sup>th</sup> Circuit Court for a Summary Judgment in  
25  
26 Plaintiff's favor, given Defendant's abandonment of any defense in an  
27  
28 Article III Court. Also, Petitioner requests adjudication for Misprision of  
29  
30 Felony by 13 against the wayward judge who is subject to dismissal by 9)  
31  
32 in the federal court of first instance. Likewise, the three wayward Appeals  
33  
34 Court Judges deserve disqualification by 9) for failing to refer the confessed  
35  
36 felonies of the Respondents to the Federal Prosecutor in Portland. See  
37  
38 Q(4). In support of this position, we have U.S. Attorney General, Pam  
39

1 Bondi's recent statement that any college which is still using illegal  
2 affirmative action by 7) and DEI in admissions will lose all their foreign  
3 students' visas. Petitioner has now confirmed that Oregon State University  
4 is no longer using illegal affirmative action by 7) in their student selection  
5 process because of the Complaint Petitioner filed by 4) two years ago.  
6

7 However, they were obviously guilty prior to that time. See Q(6).  
8

9 However, Petitioner Pro Se is involved in many cases where Defendants  
10 were in default by the 21-day rule. Petitioner Pro Se then filed for a  
11 Summary Judgement and a Writ of Mandamus by 6). In every case, the  
12

13 Judge illegally dismissed the case on the basis of Administrative Law,  
14 thus denying Petitioner his right to a trial, speedy or otherwise, proof that  
15 this illegal tactic is systemic throughout the 9th Circuit Court of Appeals  
16

17 Complaints were filed by 4) in the 9<sup>th</sup> Circuit Court against wayward  
18

19 Judges McShane who deserves disqualification by 9) in Appendix, Sidney  
20

21 R. THOMAS, Jay S. BYBEE and Daniel P. COL for their illegal Judicial  
22

23 Bias and illegal use of Administrative Law, which is Official Judicial  
24

25 Misconduct and failure to conform to Article III standards of "good  
26

27 behavior." See Q(10).  
28

## 29 **STATEMENT OF CLAIM**

30 The stated claims are:  
31

1  
2 1. Discrimination against Petitioner, an American citizen who was  
3 denied opportunity to complete the 22 credits remaining for his PhD,  
4 in favor of foreign students, whose tuition payments were significantly  
5 higher. See Q(1).  
6

7 2. Unclean Hands for Discriminating against Petitioner in use of illegal  
8 Affirmative Action to eliminate him from program consideration, even  
9 though Respondent has since eliminated the criteria because of the  
10 lawsuit filed by Petitioner. See Q(6).  
11

12 3. Fraudulent Misrepresentation of program content by claiming to teach  
13 Environmental Science from a misappropriated Chemical Engineering  
14 textbook that has nothing to do with man's interaction with the  
15 environment, the defining feature of Environmental Science . This  
16 was accomplished simply by changing the title on the cover, the only  
17 place in the book where the word "Environmental" appears. Thus,  
18 future leaders in the field are purposely isolated from exposure and  
19 discussion of the critical issues surrounding the Agenda 21 "climate  
20 change" debate. See Q(7).  
21

22 "So what is Agenda 21, also referred to as 'Sustainable  
23 Development?'" It is emphatically NOT an environmental movement;  
24 it IS a deceptive political movement, which seeks to control the  
25 world's economy, dictate its development, capture and redistribute its  
26 wealth on a national, state, and local level. See Q(5).  
27 <https://www.agenda21course.com/category/lesson-one/>.  
28

29 4. Breach of Contract when Petitioner and others paid an application  
30 fee, but were denied consideration to the Oregon State (OSU)  
31 Department of Environmental Science Doctoral Program by  
32 confessed use of illegal DEI and Affirmative Action criteria. See Q(6).  
33

34 5. Misappropriation involving the intentional, unauthorized, or unlawful  
35 use of someone else's property, or information for one's own benefit or  
36 a purpose not intended by the owner when the four Defendants selected  
37 a copyrighted textbook for Chemical Engineering and  
38 misappropriated it for use as an Environmental Science textbook  
39 simply by changing the title. See Q(7).

1  
2  
3  
4 **Petitioner's Status as Expert Witness**

5  
6 By contrast, Petitioner's textbook is an Environment Science or  
7  
8 Engineering textbook for college sophomores that addresses the issues of  
9  
10 the day. It focuses on human interaction with the Environment, per the  
11  
12 definition of Environmental Science. The second edition is released. The  
13  
14 Publisher, Dorrance Publishing, is the oldest science book publisher in the  
15  
16 United States, and Petitioner's book has received their imprimatur.

17  
18 Petitioner is advised by a team of 3 professionals, also volunteering, pro  
19  
20 se/pro bono. One is a 40-year retired, Federal Attorney, expert in the  
21  
22 application of Federal and Case law, environmental law in particular.

23  
24 Another is an investigative journalist, providing legal research and serving  
25  
26 as Legal Editor for all Court Documents.

27  
28 Petitioner was appointed by the Global Change Group of the National  
29  
30 Academy of Science to recruit and lead a watchdog team of thirty-five,  
31  
32 mostly doctoral level, university Professors. For several years their job  
33  
34 was to who participate in Expert and Government Review of the  
35  
36 Intergovernmental Panel on Climate Change reports (IPCC) every time  
37  
38 they came out with an Addendum. The effectiveness of this Group was  
39

1 seen when the UN shut them down recently -- too much of a challenge to  
2  
3 the official climate change narrative. <https://globalchange.gov> is no longer  
4  
5 an active link.  
6

7 And, the Watchdog team has also reviewed the NOAA and NASA reports  
8 and confirmed that they too are virtually all based on fallacious base data  
9  
10 sets and faulty measurement techniques. In 2024, Petitioner's IPCC  
11  
12 watchdog team reviewed the First National Nature Assessment's Zero  
13  
14 Order Draft for the Global Change Division of the National Academy of  
15  
16 Science. We have a growing reputation as the "junk science slayers."  
17

18 As noted above, our College and High School textbooks at cctruth.org are  
19  
20 published by Dorrance Publishing. Dorrance is the oldest science book  
21  
22 publishing company in the USA, with a 100-year track record. They refuse  
23  
24 to publish junk science, such as the superstitious claim that forest fires  
25  
26 result from alleged climate change, when arson has been proven in almost  
27  
28 every case.  
29

30 We have also published a high school textbook covering the same scope of  
31  
32 material. The National Science Teachers Association has copies and The  
33  
34 National Education Association is expecting them to select it for the 2025-  
35  
36 2026 school year for Sophomores. [https://rosedogbookstore.com/climate-  
37 crisis-changed-the-intergovernmental-panel-on-climate-change-ipcc-  
38 reports-are-deliberate-science-fiction-1/?showHidden=true](https://rosedogbookstore.com/climate-crisis-changed-the-intergovernmental-panel-on-climate-change-ipcc-reports-are-deliberate-science-fiction-1/?showHidden=true)  
39

1 **Scientific Assessment of the Alleged Climate Crisis**

2  
3 The Defendants are in default in case 1:24-CV-1300-MC.

4  
5 Climate Change is, of course, a controversial subject and OSU is denying  
6  
7 students the full range of information they need to evaluate the  
8  
9 controversy. It has been charged that government at almost all levels is  
10  
11 using climate change misinformation for the purpose of, in their words,  
12  
13 “removing people from the earth.”

14  
15 The following information is presented in support of this claim, thus  
16  
17 demonstrating the need for the informed and balanced perspective that  
18  
19 Plaintiff represents in the Dorrance-approved Environmental Science  
20  
21 Textbook. It is common knowledge that the key figures perpetuating this  
22  
23 agenda include Bill Gates, Klaus Schwab, George Soros, and now Jane  
24  
25 Goodall, who are advocating for a drastic reduction in the world's  
26  
27 population by 2030.

28  
29 At first blush, this may sound extremist, but it is well-documented by this  
30  
31 video in particular, which the Court is urged to view before it's taken down.

32  
33 <https://www.youtube.com/watch?v=MFV0QVO2T3U> or

34  
35 [https://cctruth.org/jane\\_goodall\\_remove\\_people.mp4](https://cctruth.org/jane_goodall_remove_people.mp4)

36  
37 <https://www.youtube.com/watch?v=gdJ7wqJHbCo>

38  
39 Bill Gates, Klaus Schwab and George Soros were recently “kicked out” of

1  
2 the World Economic Forum (WEF) for saying these things.

3  
4 Climate change is also about fear mongering. The image below is recycled  
5  
6 every year: “Just another 10 years” This is image two in Appendix B.

7  
8 It’s the same lie that the United Nations repeats every year with no basis in  
9  
10 fact. It is sustained by nothing more than media hype and

11  
12 Misrepresentation. Appellant’s research has produced the only worldwide  
13  
14 manuscript for netzeroco2e presented at Plenary Addresses at Climate  
15  
16 Change conferences around the world. [https://cctruth.org/the-essential-  
17 role-of-photosynthesis-in-defining-net-zero-carbon-dioxide-emissions-for-  
18 equilibrium-calculations.pdf](https://cctruth.org/the-essential-role-of-photosynthesis-in-defining-net-zero-carbon-dioxide-emissions-for-equilibrium-calculations.pdf) [cctruth.org](https://cctruth.org)

19  
20 That means CO2 is back to normal in the Northern Hemisphere, thanks to  
21  
22 tree planting efforts of the U.S., China, India, Pakistan, and Peru, all of  
23  
24 which Appellant has consulted ~~instructed~~. Appellant has presented plenary  
25  
26 addresses at climate change conferences like the one in Dubai ahead of  
27  
28 the sham COP28. This is image 3 in Appendix B.

29  
30 Please review “Then the Arson Fires Will Stop: <https://cctruth.org/wildfire/>

31  
32 Email from Dorrance Publishing on 10/31/2024

33  
34  
35 mmcintyre@dorrancepublishing.com

36  
37 To:You

38 Thu 10/31/2024 2:00 PM

1 Hi Dave:

2

3 I just wanted to give you a status update for Climate Crisis Changed (2nd

4

5 Edition). Your first copy is being printed. Upon completion of the finished

6

7 book, we will mail it to you. I will email you tracking information.

8

9 As always, should you have any questions please feel free to be in touch.

10

11 The image is image 4 in Appendix B.

12

13 What is Environmental Science? - Biology LibreTexts

14

15 Environmental science is the interdisciplinary study of the interaction of  
16 living and non-living parts of the environment, with special focus on the  
17 impact of humans on the environment. Learn about the reasons,  
18 challenges, and indicators of environmental science, and the tragedy of the  
19 commons. Thus, Oregon State is misrepresenting to students the true  
20 nature of Environmental Science.

21

22

# Climate Crisis Changed

23

24

**Cctruth.org**

25

**The Intergovernmental Panel On Climate  
Change**

26

27



- 1 Chapter 5. Residence Time of Atmospheric Carbon Dioxide—It takes 150  
2 years for anything we do with emissions of carbon dioxide to  
3 have an effect.
- 4 Chapter 6. NOAA Mauna Loa Data and Fraud.
- 5 Chapter 7. NiCE Fix for Southeast USA Storms—Storms stopped in 2022.
- 6 Chapter 8. Global Sea Rise—1.4 mm/yr. linear and not accelerating. No  
7 reliability in NOAA Satellites.
- 8 Chapter 9. Photosynthesis Issues.
- 9 Chapter 10. Atmospheric Carbon Dioxide Doesn't Freeze in the  
10 Mesosphere.
- 11 Chapter 11. NIST and Photosynthesis Experiment—scientific method.
- 12 Chapter 12. Ocean is not a Sink for Atmospheric Carbon Dioxide
- 13 Chapter 13. The Intergovernmental Panel on Climate Change (IPCC)  
14 Reports are Deliberate Science Fiction
- 15 Chapter 14. Videos to Watch.
- 16 Chapter 15. Predatory Journals are a Fabrication.
- 17 Chapter 16 Antarctic Sea ice is Growing  
18
- 19 Below is another example of official fearmongering in reporting on a  
20  
21 normal tropical storm that struck the SE coast of the United States on  
22  
23 9/27/2024. Television news coverage showed violet winds blowing trees  
24  
25 and hurling debris before the storm even hit landfall. This is image 5 in  
26  
27 Appendix B.  
28  
29

1 Storm Helene came from South America. The  
2  
3 storms from West Africa have stopped because of dam construction on the  
4  
5 Nile River. Current data as of 7am PDT 9/27/2024 indicates winds from this  
6  
7 storm have peaked at only 60 mph and 972 millibar 1000 millibar is 29.92  
8  
9 in mercury (normal weather). The Carolina's are getting some well-  
10  
11 deserved rain.

12  
13 Petitioner then moved the Complaint to an Appeal in 24-6787 and  
14  
15 wrote the opening Appeal Brief with Chapters of each book for  
16  
17 comparison. Appellees declared that they would not file by 4) an answering  
18  
19 brief by filing Perjury by 5, false statements by 1) with the result of  
20  
21 document fraud by

22  
23 3). Therefore, Appellant should have prevailed by default. See Q(4). But  
24 the three justices ignored the criminal allegations and ruled that the docket  
25 was frivolous based on their frivolous and illegal use of Administrative Law  
26 and denied the Petitioner's request for a hearing to prove otherwise.

27  
28 Petitioner filed by 4) a response denying the case was frivolous,  
29  
30 simply because a Pro Se litigant filed by 4) it. The wayward judge who  
31  
32 deserves disqualification by 9) proceeded to dismiss it based on illegal  
33  
34 judicial  
35  
36 bias and illegal administrative law.

37  
38 The appeal started negotiation on 2/19/2025 by FRCP 24. However, the  
39

1 negotiator failed to notify the Court. And so the appeal was illegally  
2  
3 dismissed in the middle of the negotiation process .  
4  
5 The Tenth Circuit has already transitioned to Article III Court by 14) ,  
6  
7 which means that equal justice under the law is being denied residents in  
8  
9 the Ninth Circuit. Please order all courts in the Ninth Circuit to convene as  
10  
11 Article III courts to reinforce the Loper Bright decision by 15) and the 14<sup>th</sup>  
12 Amendment. See Q11. By this means this gross legal inequity may be  
13  
14 corrected. This is image 7 in Appendix B. The EPA by 8) can't regulate  
15  
16 greenhouse gas because they aren't toxic. Measured  
17  
18 data: This is image 8 in Appendix B.

## 22 **CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

23  
24 The wayward Judges in the Federal court deserve discipline by 11)  
25  
26 disqualification of Judge, 12) Judges Code of Conduct by 10) illegal  
27  
28 Judicial Bias, 15) Misprision of Felony by 13), and denial of due process in  
29  
30 a speedy trial. See Q(4). All wayward Judges which deserve Felony by 13),  
31  
32 and denial of speedy trial. All wayward Judges which are  
33  
34 Due disqualification by 9) connected to this case in Federal Court and  
35  
36 Appeals Court must be charged with these felonies.

37  
38 **A Suggested Protocol for Refining**  
39 **The Definition of A Strategy for Redefining Judicial Immunity**

1  
2 Shall any Judge or Justice have absolute Judicial Immunity? Article III by  
3  
4 14), Section  
5  
6 1 of the U.S. Constitution by 14) makes no reference to “immunity;” on the  
7  
8 contrary it establishes a standard of “good behavior” for  
9  
10 “continuance in office.” The Circuit Court Complaint in the Code of  
11  
12 Judicial Conduct (see Appendix) asks the question, “Have you filed a  
13  
14 lawsuit against this Judge?” with the unspoken assumption that Judicial  
15  
16 Immunity is not absolute.

17  
18 Article III <https://www.law.cornell.edu/constitution/articleiii>

19  
20 Section 1.

21  
22 The judicial power of the United States, shall be vested in one Supreme  
23  
24 Court, and in such inferior courts as the Congress may from time to time  
25  
26 ordain and establish. The judges, both of the supreme and inferior courts,  
27  
28 shall hold their offices during good behavior, and shall, at stated times,  
29  
30 receive for their services, a compensation, which shall not be diminished  
31  
32 during their continuance in office.

33  
34 Conviction of a crime during the judge’s time in office terminates their  
35  
36 “continuance” and thus their compensation. Compensation is pay and  
37  
38 benefits, a universal definition. Furthermore, the Judge’s Chamber, bench,

1  
2 building and staff are not compensation by common knowledge. Circuit  
3  
4 Court Complaint form, section 4 in the Appendix asks this question: “4.  
5  
6 Have you filed any lawsuits against the judge?  Yes  No”

7  
8 Therefore’ no judicial immunity exists.

9  
10 **Absolute Judicial Immunity May Lead to Political Tyranny**

11  
12 Shall any Judge or Justice have absolute judicial immunity? Article III,  
13  
14 Section 1 by 14) of the U.S. Constitution does not contain the word  
15  
16 “immunity.” Section 3 of The Circuit Court Complaint in the Appendix  
17  
18 asks, “Have you filed a lawsuit against this Judge? See Q(2).

19  
20 Section 3 of the 9<sup>th</sup> Circuit Court complaint form in the Appendix asks,  
21  
22 “have you filed a lawsuit against this Judge?”, thus implying that absolute

23  
24 Judicial Immunity

25  
26 judicial immunity does not, in fact, exist. does not, in fact, exist, at least in

27  
28 some cases. “Judicial immunity has landed in a place far from where it

29  
30 began. It provides an incredibly broad shield for judges who perform judicial

31  
32 acts that are not clearly beyond their jurisdiction. But, as a close

33  
34 examination of history shows, judicial immunity in its current form prevents

35  
36 judges from being held accountable, as measures for accountability outside  
37

1 of civil liability are often ineffectual at best or nonexistent at worst.”

2  
3 [https://harvardlawreview.org/print/vol-136/judicial-immunity-at-the-](https://harvardlawreview.org/print/vol-136/judicial-immunity-at-the-second-founding-a-new-perspective-on-%C2%A7-1983/)  
4 [second-founding-a-new-perspective-on- %C2%A7-1983/](https://harvardlawreview.org/print/vol-136/judicial-immunity-at-the-second-founding-a-new-perspective-on-%C2%A7-1983/)

5  
6 **A Brief History of the Advent of Administrative Law in American**  
7  
8 **Courts**

9  
10 [https://harvardlawreview.org/print/vol-136/judicial-immunity-at-the-second-](https://harvardlawreview.org/print/vol-136/judicial-immunity-at-the-second-founding-a-new-perspective-on-%C2%A7-1983/)  
11 [founding-a-new-perspective-on-%C2%A7-1983/](https://harvardlawreview.org/print/vol-136/judicial-immunity-at-the-second-founding-a-new-perspective-on-%C2%A7-1983/)

12  
13 “In conclusion Judicial Immunity has landed in a place far from where it  
14  
15 began. It provides an incredibly broad shield for judges who perform  
16  
17 judicial acts that are not clearly beyond their jurisdiction. But, as a close  
18  
19 examination of history shows, judicial immunity in its current form prevents  
20  
21 judges from being held accountable, as measures for accountability  
22  
23 outside of civil liability are often ineffectual at best or nonexistent at worst.

24  
25 “If the Supreme Court were to revisit the existence of judicial immunity, it  
26  
27 should consider this history. Doing so would be a good first step in  
28  
29 allowing for greater accountability for judges who misbehave. It would also  
30  
31 help to provide relief to litigants who may not otherwise be able to receive  
32  
33 it. And eliminating judicial immunity in this way would also provide much-  
34  
35 needed deterrence for bad behavior, which is not adequately covered by  
36  
37 current judicial oversight organizations. deterrence for bad behavior, which  
38

1 is not adequately covered by current "judicial oversight organizations. As  
2  
3 Congress reevaluates other kinds of immunity doctrines such as qualified  
4  
5 immunity,<sup>167</sup> and as American society discusses and evaluates other  
6  
7 kinds of immunity doctrines for officials ranging from the President to  
8  
9 prosecutors to police officers,<sup>168</sup> those conversations should also include  
10  
11 a doctrine that was created by judges for the benefit of judges, which has  
12  
13 veered from its historical and policy-objective roots, and which, in  
14  
15 combination with ineffectual oversight mechanisms, provides little to no  
16  
17 meaningful deterrence for officials entrusted with dispute resolution.' See  
18  
19 Q(2).

20  
21 <https://www.law.cornell.edu/constitution/articleiii>

### 22 23 **Proposal for Refining the Definition of Judicial immunity**

24  
25 A judge's normal Article III by 14) court activities shall have  
26  
27 immunity.

28  
29 However, violations of federal laws and court rules under Administrative  
30  
31 Law, as by the wayward Judge in Article III, Section One by 14) have no  
32  
33 immunity. See Q(2).

34  
35 ([https://www.law.cornell.edu/constitution-conan/article-3/section-1/good-  
36 behavior-clause-doctrine-and-practice](https://www.law.cornell.edu/constitution-conan/article-3/section-1/good-behavior-clause-doctrine-and-practice)).

1 It is the responsibility of Congress to impeach a judge who violates federal  
2  
3 law such as the two federal judges who were recently arrested. And the  
4  
5 U.S. Supreme Court has the responsibility to remove the wayward judge in  
6  
7 Appendix 1 who has two complaints against her. The other is in docket 24-  
8  
9 6787. Absolute Judicial Immunity is a myth. Nothing in Article III by 14) of  
10  
11 the US Constitution by 14) grants judges judicial immunity from the  
12  
13 consequence of breaking the law. Moreover, this very complaint form has a  
14  
15 question in Section 3: "Have you filed a lawsuit against this judge" with the  
16  
17 obvious implication that no judge is above the law and judicial immunity is  
18  
19 not absolute. Interestingly, the U.S. Supreme Court has not made a  
20  
21 definitive ruling on this in the recent past, which has led to confusion and  
22  
23 abuse of Constitutional rights. Plaintiff believes that this Supreme Court will  
24  
25 not tolerate such an obvious violation of the Loper Bright Enterprises by  
26  
27 15) ruling. The tortured use of case law to justify absolute Judicial  
28  
29 Immunity is illegal by Loper Bright by 15). The concept of judicial discretion  
30  
31 flows from illegal abuse of Administrative Law. Plaintiff has established that  
32  
33 this Court has Subject Matter Jurisdiction. The Court does not lack Federal  
34  
35 Question Jurisdiction. Article III by 14) of the Constitution by 14) proves  
36  
37 this  
38  
39

## **BACKGROUND**

1  
2  
3 Although this was not our Primary Statement of Claim, it is necessary to  
4  
5 establish the overall context of misrepresentation in which the Department  
6  
7 of Environmental Science is operating at Oregon State University.

8  
9 The primary example of this misrepresentation is the serious set of  
10  
11 problems existing with the foundational sophomore textbook used to  
12  
13 convey the crux of the Environmental Science Curriculum. That is man's  
14  
15 interaction with the environment, in particular the climate change issue as

16  
17 This is emphatically NOT an environmental movement; it is a deceptive  
18  
19 the driver of Agenda 21, See Q1, also referred to as 'Sustainable

20  
21 Development". However, Sustainability is an untruthful statement of the

22  
23 United Nations. This is emphatically NOT an environmental movement; it

24  
25 Is a deceptive political movement, which seeks to control the world's

26  
27 economy, dictate its development, capture and redistribute its wealth on a

28  
29 national, state, and local level. Their current emphasis is on dam removal

30  
31 in the Western United States.

32  
33 The book Respondents are teaching for environmental science is in

34  
35 actuality a chemical engineering textbook which is under copyright law by

36

1 12) of Welty Wicks and Wilson, Momentum Heat and Mass Transfer,  
2  
3 which has very little to do with Environmental Science, per se. In fact, the  
4  
5 term does not appear in the entire text of the book, only on the misleading  
6  
7 cover. This is flagrant misrepresentation, supported by a violation of  
8  
9 Federal copyright law by 12) law for purpose of misleading students and  
10  
11 ultimately destroying public and private life and property.

12  
13 We established this in the opening Appeal Brief by comparing  
14  
15 Chapters in the Chemical Engineering book currently in use and the  
16  
17 definition of Environmental Science which departs dramatically from the  
18  
19 published college texts for Environmental Science at cctruth.org

20  
21 The 9<sup>th</sup> Circuit Court Complaint-accuses the Federal The Ninth Circuit  
22  
23 Court Complaint\_accuses the Federal Judge with illegal bias 2), 12) 13) and  
24  
25 15) and illegal Administrative Law 19)(seen Appendix A). Also, for failure to  
26  
27 adjudicate well-documented felonies committed by four Defendants,  
28  
29 Appellees, and Respondents, they deserve to be charged with 16). In the  
30  
31 lower Court no requested hearing was granted, contrary to federal law.

32  
33 Abuse of Administrative law is illegal and ALL courts must convene as a  
34  
35 court under Article III of the U.S. Constitution by 14). The Chevron  
36  
37 doctrine is invalid. Federal and state agencies can no longer cherry pick  
38

1 data for their false agenda. Stare Decisis must be vertical to the  
2  
3 Constitution not lower or sideways. This is because any other case can't be  
4  
5 guaranteed to have enough similarities to warrant use unless the Judge  
6  
7 and each counsel have read that case transcripts, exhibits and final  
8  
9 ruling.

10  
11 The 22–451 June 28, 2024 U.S. Supreme Court Loper Bright by 15) ruling  
12  
13 now forbids this abuse and reverts back to the U.S.

14  
15 Constitution in a six-to-three decision.

16  
17 <https://thelawisyourattorney.com/loper-bright-enterprises/>

18  
19  
20 Associate Justice, Neil M. Gorsuch wrote an excellent opinion on the  
21  
22 Loper Bright Enterprises v. Raimondo. He  
23  
24 explained how illegal Administrative Law crept into the Judiciary and has  
25  
26 been made illegal back to the Constitution by 13). Justice Gorsuch also  
27  
28 explained how the Chevron Doctrine is illegal and reverts to  
29  
30 2005. Moreover, he also explained how Stare decisis  
31  
32 must be vertical to the Constitution and not horizontal or lower. Petitioner  
33  
34 has read the complete ruling including the Gorsuch opinion.

35  
36 This court is therefore, obligated to convene as a Court under Article III of  
37  
38 the US Constitution by 14). Four dockets have already been remanded to

1  
2 Circuit Courts by this Court in light of Loper Bright

3  
4 Enterprises v. Raimondo. Administrative law is illegal.

5  
6 There is in fact a specific illegal strategy, known to all judges and  
7  
8 corporate law firms that has been used and is still used to sabotage the  
9  
10 new legal paradigm laid down by the Loper Bright Enterprises Doctrine.

11  
12 Here's how it worked in this particular case:

13  
14 The Courts habitually and illegally dismiss a Complaint when Defendants  
15  
16 are in default by the 21-day FRCP 12 rule? By FRCP rules when a  
17  
18 complaint is filed and served by 4) with a summons by FRCP 3 and 4, the  
19  
20 defendants have 21 days to respond or be subject to a default summary  
21  
22 judgement against them. See Q(3). The Judge in the Complaint illegally  
23  
24 dismissed this case and the final ruling was therefore perjury by 5) and  
25  
26 false statements by 1). In addition, no requested hearing was allowed for  
27  
28 rebuttal.

29  
30 This judge has two registered Complaints and they are included in the  
31  
32 Appendix. However, Petitioner Pro Se is involved in many cases (5)  
33  
34 where Defendants were in default by the 21-day rule. Petitioner Pro Se  
35  
36 then filed by 4 for a Default Summary Judgement FRCP 59 and a Writ of  
37

1 Mandamus by 6).

2  
3 In every case, the Judge illegally dismissed the case on the basis of Illegal  
4  
5 bias and illegal Administrative Law, thus denying Petitioner his right to a  
6  
7 trial -- speedy or otherwise – and due process of law. This proves  
8  
9 statistically that this illegal tactic is systemic throughout the Ninth  
10  
11 Circuit.

12  
13 Respondents at Oregon State actually confessed to using illegal DEI and  
14  
15 Affirmative Action by 7) in rejecting Defendant’s application two years in a  
16  
17 row, but this confession was totally ignored by every single Court. See  
18  
19 Q(6). In the instant case Respondents actually announced ahead of time  
20  
21 that they would not be filing a response (an answering brief) which under  
22  
23 federal law is an automatic default judgment in favor of Petitioner.

24  
25 However, not under illegal Administrative Law and Rules, which the judges  
26  
27 then invariably uses to dismiss the case as frivolous, and override and  
28  
29 nullify the federal crimes cited. Statistically, based on our frustrating  
30  
31 experience, every Court in the 9<sup>th</sup> Circuit continues to use local  
32  
33 Administrative Law to ignore or override federal crimes cited in the  
34  
35 Complaint in spite of the Loper Bright decision by  
36

1 15). So the key question becomes:

2  
3 Shall any judge who decides for such a dismissal be innocent of

4  
5 Misprision of Felony by 13) and denial of Constitutional right to trial, having  
6  
7 reviewed the felonies admitted by failure of the Defense to appear, then  
8  
9 dismissing the case, doing nothing to adjudicate the felonies?

10  
11 7) Because Appellees announced that they would not file by 4 an  
12  
13 answering brief, this docket could not be dismissed as the three  
14  
15 justices did, as shown in the Complaint lodged against the Federal  
16  
17 case (see Appendix). This was with illegal bias 2), 12) 13) and 15)  
18  
19 and illegal Administrative Law 19). Also, for failure to adjudicate four  
20  
21 well-documented felonies, they deserve to be charged with 16). See  
22 Q(4).

23  
24 This case involves felonies committed by four Respondents and  
25  
26 ignored by the Court. One felony for each respondent for allowing a copy  
27  
28 write violation Book to be taught for environmental science Therefore, the  
29  
30 verdict must be reversed and Petitioner must prevail. The Appeals court

31  
32 Justices should not have automatically rubber-stamped what the  
33  
34 Federal Judge used to dismiss this case as frivolous. Isn't the  
35  
36 whole purpose of appeal to challenge the abuse of procedure, not to

1  
2 retry the case?  
3

4  
5 Lower Court refusal to abide by the letter and spirit of this Ruling at  
6  
7 every level lies at the heart of this Petition.  
8  
9

## 10 11 **CONCLUSION**

12  
13  
14 Petitioner Pro Se respectfully requests the following rulings or remand of this  
15  
16 case back to the Ninth Circuit, ordering them to impanel three different  
17  
18 justices and instructing them to refrain from illegal judicial bias, violation of  
19  
20 Judicial Code of Conduct by 10), and illegal use of Administrative Law.

21  
22 Appendix A is a letter Petitioner sent to Susan Soong, 9th Circuit Court Chief  
23  
24 Executive acknowledging illegal judicial bias. The Appellees abandoned these  
25  
26 case issues by declaring that no response brief would be filed in Docket 24-  
27  
28 6787. The lower Court judge deserves 16) conviction for failing to adjudicate  
29  
30 four felony's of teaching illegally from a copyright violation by 12) book.  
31

32  
33 Also, the justices who illegally dismissed this case and failed to adjudicate  
34  
35 four well documented felony's one for each Respondent deserve to be  
36  
37 charged with 16). Appellant paid money to finish his PhD (22 Credits) and  
38

1 Appellees denied Appellant by 9) STUDENTS FOR FAIR ADMISSIONS, INC.

2  
3 v.

4  
5 PRESIDENT AND FELLOWS OF HARVARD COLLEGE above.

6  
7 **PRAYER FOR RELIEF**

8  
9 **FIRST CLAIM FOR RELIEF**

10  
11 Because Oregon State was using illegal affirmative action by 7), pay \$1  
12 million to Petitioner at Climate Change Truth Inc. Cctruth.org, to restructure  
13 the staff and curriculum of the Environmental Science Department.  
14

15  
16  
17 **SECOND CLAIM FOR RELIEF**

18  
19 Replace Dr. Nason head of Environmental Engineering with Petitioner,  
20 because Dr. Nason is better suited to teach in a different department or  
21 university.  
22

23  
24  
25 Petitioner re-alleges and incorporates by reference the foregoing  
26 allegations as if fully set forth herein.

27 **THIRD CLAIM FOR RELIEF**

28 Instruct Oregon State to install a Nucor reactor, developed in the OSU

29 Physics Department to meet looming power needs due to illegal dam

30 removal, and establish OSU as a leader in the field.

31 <https://nucor.com/madeforgood/nuscale-case-study>.

1 Petitioner re-alleges and incorporates by reference the foregoing  
2 allegations as if fully set forth herein.

3 **FOURTH CLAIM FOR RELIEF**  
4

5 Because Discovery was denied by dismissal, grant Petitioner's original  
6 request to analyze past 5 years of graduate enrollment records prior to  
7 any hearing in this case, to include:

- 8 1. Procedure and details used in each year for past five years to evaluate  
9 graduate students.
- 10 2. A table containing each of the candidates for Environmental  
11 Engineering and their acceptance status in a spreadsheet Respondent  
12 will provide after item 3. is evaluated. No names need be provided.
- 13 3. Any other items needed to determine malfeasance in selection.

14 Plaintiffs re-allege and incorporate by reference the foregoing  
15 allegations as if fully set forth herein.

16  
17 **FIFTH CLAIM FOR RELIEF**  
18

19 Petitioner humbly requests the U.S. Supreme Court to order all courts in  
20 the Ninth circuit to convene as Article III courts by 14) to reinforce the Loper  
21  
22  
23  
24 Bright decision and correct the legal inequities addressed in this case.  
25

1 Plaintiffs re-allege and incorporate by reference the foregoing  
2  
3 allegations as if fully set forth herein.  
4

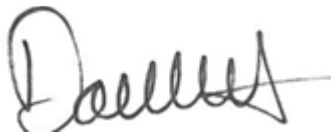
5 **SIXTH CLAIM FOR RELIEF**  
6

7 Petitioner humbly requests the U.S. Supreme Court to order that judicial  
8  
9 immunity shall be reserved exclusively for Courts convened under Article III  
10  
11 of the U.S. Constitution and denied to illegal Administrative Law courts  
12  
13 convened in defiance of Loper Bright.  
14

15 **SEVENTH CLAIM FOR RELIEF**  
16

17 Petitioner respectfully requests this case be remanded to the Ninth Circuit  
18  
19 Court for a Summary Judgment in Plaintiff's favor, given Defendant's  
20  
21 abandonment of any defense in an Article III Court. Also, Petitioner  
22  
23 requests adjudication for Misprision of Felony by 13 against the wayward  
24  
25 judge who deserves dismissal by 9) in the federal court of first instance.  
26

27 David White  
28

29   
30

31 9/13/2025  
32

1  
2 APPENDIX A

3  
4  
5 Petitioner humbly asks the Court to review this illegal order with the  
6  
7 Review based on the case facts herein in light of Mandamus and  
8  
9 prohibition against this administrative law Judge.

10  
11 The Extraordinary Writ of Prohibition, Mandamus by Rule 20 is needed  
12  
13 So Environmental Science will be taught in accord with its scientific  
14  
15 definition – man's interaction with the environment – and guided by the  
16  
17 scientific method in which scientific dogma is continually challenged and  
18  
19 corrected by experiment and fact.

20  
21 These principles were violated in the instant case by the Oregon State  
22  
23 Environmental Science Department in the crime of copywrite violation by  
24  
25 teaching Environmental Science from a misappropriated Chemical  
26  
27 Engineering textbook.

28  
29 Petitioner humbly asks the Court to review this illegal order based on the  
30  
31 case facts presented herein in light of Mandamus and prohibition against  
32  
33 this wayward Administrative Law Judge.

34  
35  
36  
37 **OPINIONS BELOW**

1 ORDER FILED. (William C. CANBY, Milan D. SMITH, Jr., Danielle J.  
2 FORREST)

3 After considering the responses to the court's January 10, 2025 order and  
4 the opening brief, we deny the motion to proceed in  
5 forma pauperis (Docket Entry No. 4) and dismiss this  
6 appeal as frivolous. See 28 U.S.C. § 1915(a), (e)(2). All  
7 other pending motions are denied as moot. No further  
8 filings will be entertained in this closed case.

9 DISMISSED. [Entered: 02/28/2025 02:03  
10 PM]09/27/2024 20]

11 Opinion and Order: Plaintiff's Complaint, ECF No. 1 , is DISMISSED  
12 without prejudice and with leave to amend. The  
13 amended complaint, if any, is due 30 days from the  
14 issuance of this Opinion and Order. The Application,  
15 ECF No. 2 , is held in abeyance pending the filing of an  
16 amended complaint. Signed on 9/27/2024 by Judge  
17 Michael J. McShane. (cp) (Entered: 09/27/2024)

18  
19 End of Appendix A.

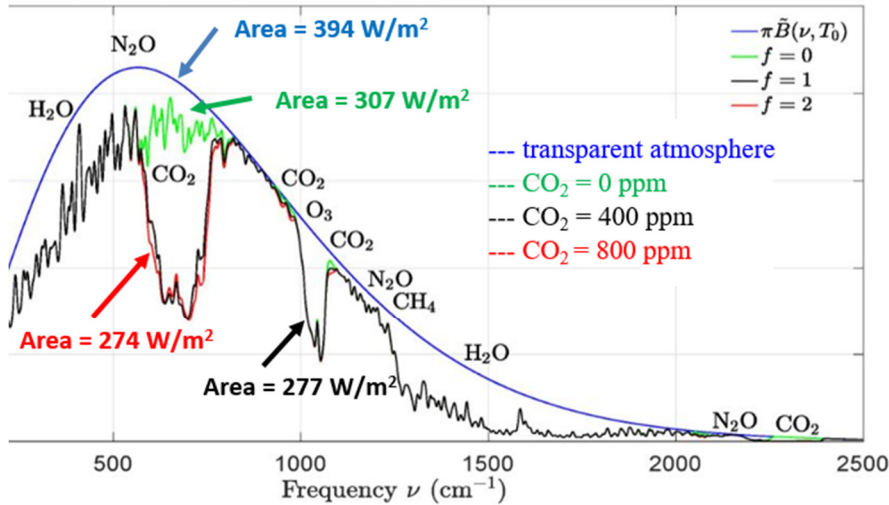
20 Appendix B. Image proof in order in writ

21 Plank Schwarzschild curve

22

# Planck Schwarzschild Curve

radiation to space from the Earth, with a surface temperature of 15.5 C. The area under the jagged black "Schwarzschild" curve is only about 70% of what it would be without greenhouse gases, under the smooth blue "Planck" curve. The Sun heats the Earth and greenhouse gases hinder the cooling. H2O water vapor is the 89% effect, CO2 carbon dioxide is 8.9% greenhouse effect and CH4 is 0.3% effective Greenhouse Gas.

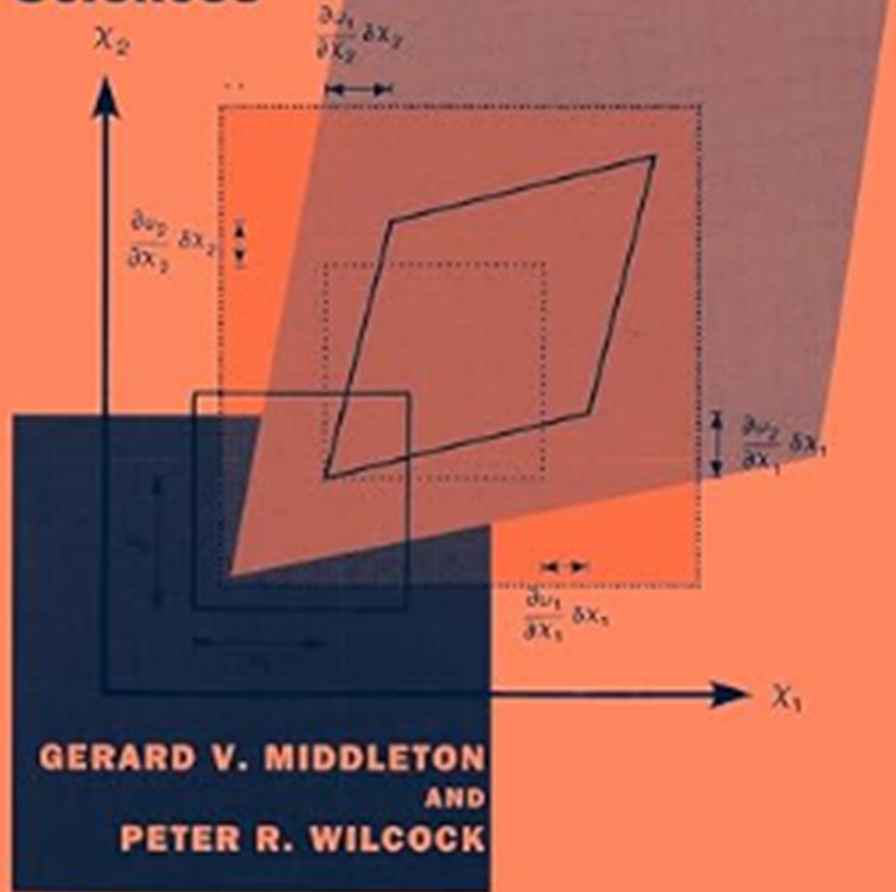


**Max Planck**  
1858-1947



**Karl Schwarzschild**  
1873-1916

# Mechanics in the Earth and Environmental Sciences



1  
2

Image 1.

# U.N. Predicts Disaster if Global Warming Not Checked

PETER JAMES SPIELMAN

June 29, 1989

UNITED NATIONS (AP) — A senior U.N. environmental official says entire nations could be wiped off the face of the Earth by rising sea levels if the global warming trend is not reversed by the year 2000.



1  
2

Image 2



# CERTIFICATE

OF APPRECIATION

THIS CERTIFICATE IS PROUDLY PRESENTED TO

***Prof/Dr/Mr/Ms. Dave White***

*Climate Change Truth Inc, USA*

in recognition of his/her Plenary Talk at  
International Experts Summit on Civil Engineering and Environmental Science (IESCEE2023)  
held during October 12-14, 2023 | Dubai, UAE on  
“The Essential Role of Photosynthesis in Defining Net Zero Carbon Dioxide Emissions for Equilibrium  
Calculations”



MEGHAZ MEETINGS

**Ramesh T Subramaniam**  
Universiti Malaya, Malaysia

**Hendrik Heinz**  
University of Colorado at  
Boulder, United States

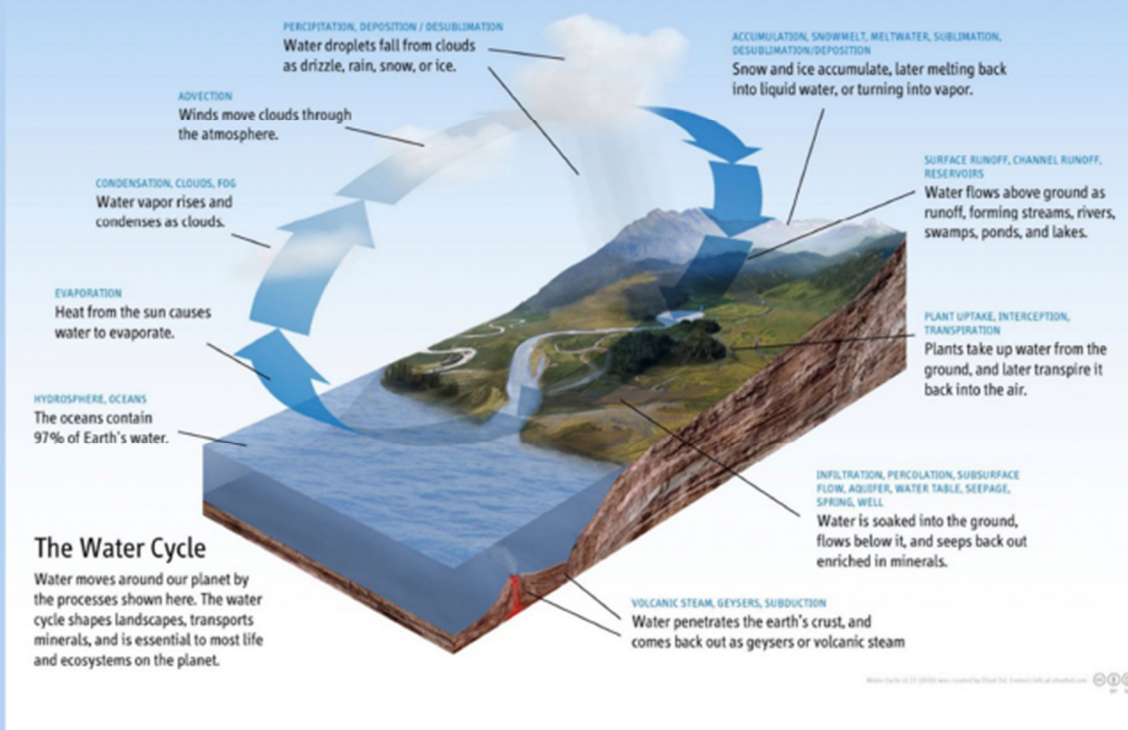
**Mirka Mobilia**  
University of Salerno, Italy

**Jingyu Cao**  
Hunan University, China

1  
2

Image 3.

# CLIMATE CRISIS CHANGED



The Intergovernmental Panel On Climate Change Reports are Deliberate Science fiction (IPCC).

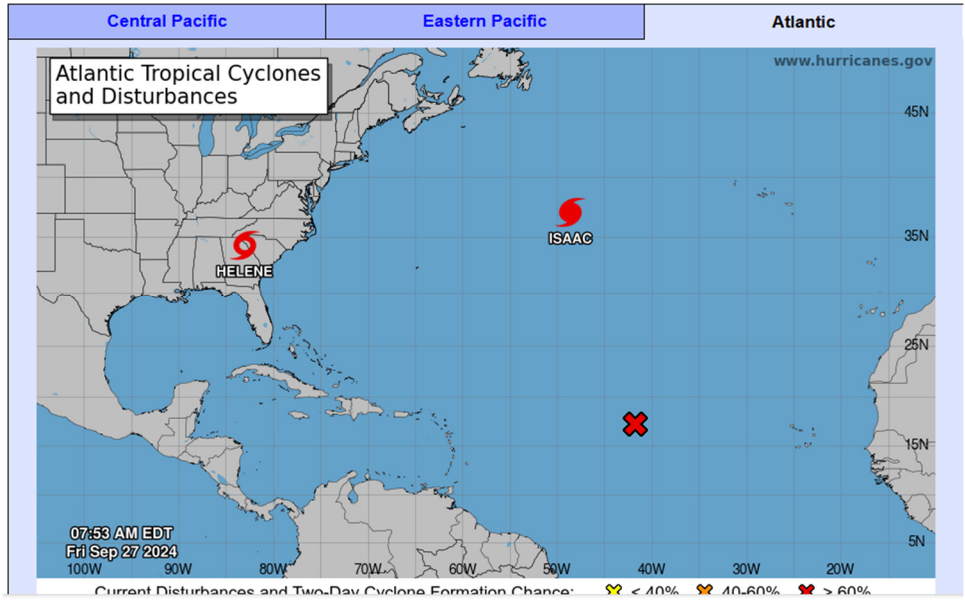
*Cctruth.org*

College Textbook Second Edition

PROF DAVE WHITE

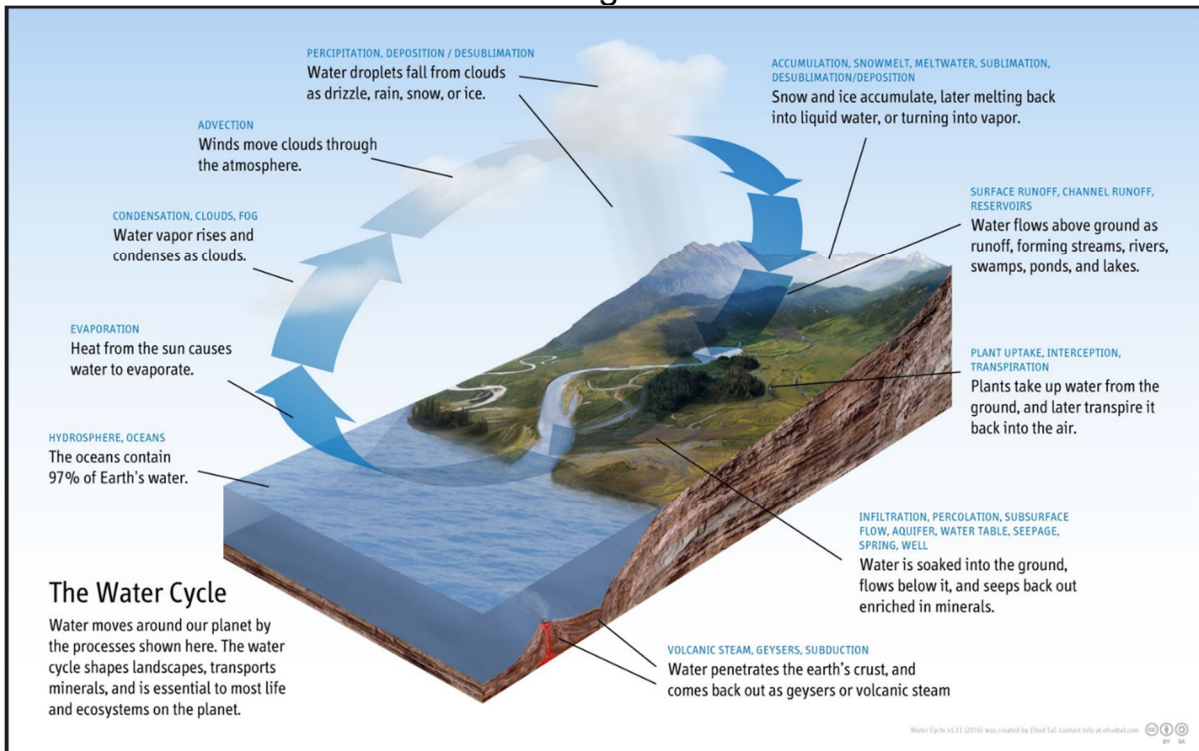
1  
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Image 4.



1  
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Image 5



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Image 6



**THE UNITED STATES DISTRICT COURT**  
**DISTRICT OF COLORADO**

Hon. Philip A. Brimmer, *Chief Judge*  
Jeffrey P. Colwell Esq., *Clerk of Court*

Our mission is to serve the public by providing a fair and impartial forum that ensures equal access to justice in accordance with the rule of law, protects rights and liberties of all persons, and resolves cases in a timely and efficient manner.

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- [Comment on the Local Rules](#)
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<a href="#">Hon. Philip A. Brimmer, Chief</a>	<a href="#">Hon. John L. Kane</a>
<a href="#">Hon. Daniel D. Domenico</a>	<a href="#">Hon. Lewis T. Babcock</a>
<a href="#">Hon. Regina M. Rodriguez</a>	<a href="#">Hon. Marcia S. Krieger</a>
<a href="#">Hon. Charlotte N. Sweeney</a>	<a href="#">Hon. Robert E. Blackburn</a>
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<a href="#">Hon. Timothy M. Tymkovich</a>	<a href="#">Hon. Raymond P. Moore</a>
	<a href="#">Hon. David M. Ebel</a>

Image 7

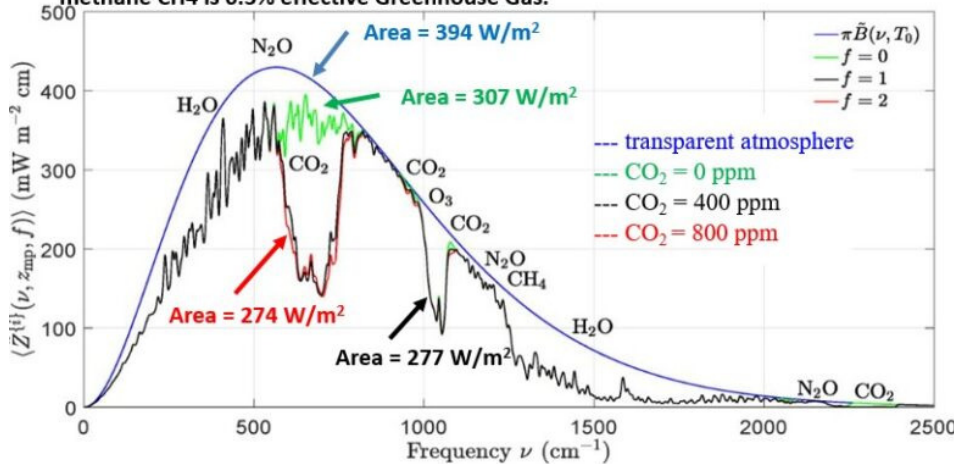
1  
2  
3  
4 The reports of the UN's Intergovernmental Climate Change Project (ICCP)  
5 are deliberate science fiction and deceptive. As an example, when Jim  
6 Skea, the made the false assertion said we need to lower carbon dioxide  
7 by 45% by 2030 he was basing that statement on a paragraph buried on  
8 page 95 in the SR 1.5 report. That paragraph has no references. They  
9 made it up. We forced them to move it to page 6 of the AR6 report  
10 paragraph b.1.3. Also, for working group 1 for SR 1.5 we discovered that  
11 the Global Warming Potential Model was fake. It wasn't benchmarked with  
12 the data in annex two (appendix two). Also, their deceptive model assumes  
13 equal concentrations of greenhouse gases which will never happen in the  
14 real world. For example, carbon dioxide is 219 times more concentrated

1 than methane. In addition, they ignore the Plank Schwarzschild curve in  
 2 Appendix Two, that is taught in every college chemistry and physics class  
 3 since the 1940's. Water vapor is 89% effect Greenhouse gas effect.  
 4 Carbon Dioxide is plant food and only a 9% effect Greenhouse gas.  
 5 Methane is 0.3 % greenhouse gas and changes to carbon dioxide in 12  
 6 years.

7  
 8 The United Nations has 20 "Emissions Gap" scientists who are supposed  
 9 to review the IPCC reports. However, they only review the deceptive  
 10 summary for policy makers which doesn't match anything in their reports.  
 11 The biased IPCC scientists make the Summary for Policy based on what  
 12 they know the United Nations wants to hear, which matches their false  
 13 agenda.

## Plank Schwarzschild Curve

Thermal radiation to space from the Earth, with a surface temperature of 15.5 C and with greenhouse gases is the area under the jagged black "Schwarzschild" curve. This is only about 70% of what it would be without greenhouse gases, the area under the smooth blue "Planck" curve. The Sun heats the Earth and greenhouse gases hinder the cooling. H2O water vapor is the 89% effect greenhouse gas followed by CO2 carbon dioxide is 8.9% greenhouse effect and methane CH4 is 0.3% effective Greenhouse Gas.



**Max Planck**  
1858-1947



**Karl Schwarzschild**  
1873-1916

14

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Image 8

1  
2 Appendix C. Complaint filed against federal judge.  
3

4 Judicial Council of the Ninth Circuit  
5

6 **COMPLAINT OF JUDICIAL MISCONDUCT**  
7

8 **United States Court of Appeals for the Ninth Circuit**  
9 **Office of the Circuit Executive**  
10 **P.O. Box 193939**  
11 **San Francisco, CA 94119-3939**  
12

- 13 1. Name of Complainant: Dave White Pro Se  
14 Contact Address: 18965 NW Illahe  
15 st Portland, OR 97229  
16 Daytime telephone: (503) 608-7611 \_\_\_\_\_  
17  
18 2. Name(s) of Judge(s): Judge McShane \_\_\_\_\_  
19 Court: Portland Oregon Federal court \_\_\_\_\_  
20  
21 3. Does this complaint concern the behavior of the judge(s) in a particular lawsuit  
22 or lawsuits?  
23  Yes  No  
24  
25 If "yes," give the following information about each lawsuit:  
26 Court: \_\_\_\_\_ Case  
27 Number: 1:24-CV-1300-MC \_\_\_\_\_

Docket number of any appeal to the 9th Circuit: **24-5787** Are (were) you a party or lawyer in the lawsuit?

Party  Lawyer  Neither

4. Have you filed any lawsuits against the judge?  Yes  No

9<sup>th</sup> circuit

5. **Brief Statement of Facts.** The Judge was very biased toward defendants.

Defendants legal counsel said this in an email to the court:

Porter, Michael<Mike.Porter@MillerNash.com>

Reply

? Reply all

Forward

To:mcshane\_crd@ord.uscourts.gov

Cc:You

Thu 10/17/2024 9:17 AM

Dear Courtroom Deputy for Chief Judge McShane,

We represent defendants in this case. Plaintiff David White is pro se and copied on this email.

We have received the October 17, 2024 filings by White (docket 22). Given the court's consideration of the IFP request described in the minute order of September 17, 2024 (docket 17), and defendants' position on service set forth in their motion to set a response date of August 26, 2024 (docket 9), our impression is the court does not expect any response from defendants. If that impression is incorrect, we will respond, but we did want to check in before expending the resources to do so.

Thank you,

Mike Porter

**Michael Porter, P.C.**

Partner

**Miller Nash LLP**

Judge is biased because he exhibited a predisposition of his opinion of plaintiff's complaint by the following words and actions

Then this Judge illegally said this.

10/17/2024	23	<b>ORDER:</b> The Motion for Default Judgment <a href="#">22</a> is DENIED. The Court is still evaluating Plaintiff's IFP Application <a href="#">2</a> and Amended Complaint <a href="#">21</a> . <b>He has not been granted leave to proceed, this action has not yet formally commenced with service,</b> and therefore, Defendant does not yet have a duty to appear and defend. Plaintiff is reminded to heed this District's Local Rules as well as the Federal Rules of Civil Procedure prior to filing any other documents. Ordered by Judge Michael J. McShane. (cp) (Entered: 10/17/2024)

Illegal order of the court. In the docket are the complaint filed and summons which were served by FRCP 4. Therefore, the wayward Judges dismissal is perjury by 5) and false statements by 1).

Many other state and federal courts have approved plaintiffs IFP by 2) in no time

at all. The amended complaint is easy to read and understand and takes less than two hours to read.

What does "held in abeyance pending the filing of an amended complaint." mean? The case clock stops until the amended complaint is filed.

This is category untrue "He has not been granted leave to proceed, this action has not yet formally commenced with service" Service was completed legally when the complaint was filed

There is nothing legally wrong with ECF 22 and the judge has no legal basis to deny it. This Judge needs to be removed now.

Then on 9/17/24 Judge McShane illegally dismissed the case.

This is a violation of:

22–451 June 28th, 2024 Loper Bright Enterprises v. Raimondo and

Relentless, Inc. v. Department of Commerce.

[https://www.supremecourt.gov/opinions/23pdf/22-451\\_7m58.pdf](https://www.supremecourt.gov/opinions/23pdf/22-451_7m58.pdf)

18 U.S. Code § 4 - Misprision of felony

28 U.S. Code § 144 - Bias or prejudice of judge

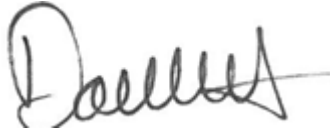
Judges Code of Conduct, Canons 2 and 3;

<https://www.uscourts.gov/judges-judgeships/code-conduct-united-states-judges>.

**6. Acknowledgment, declaration and signature:**

**I understand that even if I successfully prove that the judge engaged in misconduct or is disabled this procedure cannot change the outcome of the underlying case.**

I declare under penalty of perjury that the statements made in this complaint are true and correct to the best of my knowledge.



(Signature) \_\_\_\_\_

12/2/24

(Date)

### **CERTIFICATE OF SERVICE**

I hereby certify that on 6/10/2025, a true and correct copy of the above document was shipped to be filed with the Clerk of the Court using. A copy of the document will be served upon interested parties via the email service from thelawisyourattorney.com

Email: mike.porter@millernash.com

\_\_\_ Via hand delivery

\_\_\_ Via U.S. Mail, 1st Class,

Postage Prepaid

\_\_\_ Via Overnight Delivery

\_\_\_ Via Facsimile

XX Via Email

Via CM/ECF notification

to the extent registered DATED: 6/10/2025

By: David White

