


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CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY 	DEPUTY

IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF ARIZONA

Arlena Minerva ; Willes
Petitioner,

CASE #:CV-19-00068-PHX-JJT(JFM)

VS

Arizona Department of Child Safety
And Et Al .,
Respondents .

NOTICE OF APPEAL TO 9TH
DISTRICT COURT OF APPEALS
AND NOTICE TO REMOVE
JUDGE J. TUCHI FROM THIS
CASE. ALSO WRIT OF .
RECONSIDERATION AND
PROTECTION FROM
RETALIATION FROM
RESPONDENTS : WRIT OF
INJUNCTION .

CC: Appeal to ninth District Court of Appeals

CC: (Respondents) Arizona Department of Child Safety : Olivia Douma, Sandra Leslie (Olivia Douma's Supervisor) , Lynn Hart (Sandra Leslie's Supervisor) , Lisa Burns , Kristina Harrison, Sabren Tawil, Melissa Kevitt, Rosemary Villa , Merlin Romero (Rosemary Villa's Supervisor) , Tatum Ranaud (Merlin Romero Tatum Ranaud's Supervisor) and Jessica Anthony Head Supervisor.

CC: (Respondent's) Durango Juvenile "Court" : Diana Theos, Deborah Marie Oelze, Daniel Saint III (terminated council) and Daniel Hernacki (Terminated Council), Jean Elaine West, Brian Matthew Strickman , Jeff Myers , Administrator Nicolas Brian Hoskin's and Administrator Timothy James Ryan. (All in Collusion to try and sever unlawfully my Parental rights and to withhold me a loving Mother from my son and my son JD; Z from my safe and loving care where he truly belongs).

Case #:CV-19-00068-PHX-JJT(JFM)

In Camera

In Plenary Equity

By and through the absolute Authority of Necessity and Emergency
Notice to Agent is Notice to Principal , Notice to Principal is Notice to Agent

**Notice of Appeal to 9th district court and Notice to remove
Judge J . Tuchi from case # CV-19-0068-PHX-JJT(JFM)
For Canon Violations listed in Notice of Appeal**

**Notice of Appeal to 9th district court of appeals and Notice to remove Judge J. Tuchi
from any dealings here on out on Case No: CV-19-00068-PHX-JJT(JFM)
Due to Listed Canon Law violations :**

**(Canon 1) A JUDGE SHALL UPHOLD AND PROMOTE THE INDEPENDENCE , INTEGRITY ,
AND IMPARTIALITY OF THE JUDICIARY , AND SHALL AVOID THE APPEARANCE OF
IMPROPRIETY.**

**Hereby I , Arlena Minerva ; Willes give This Notice of Appeal and Respectfully Demanding
the removal of Judge J. Tuchi for Violation of Canon 1 , Rule 1.1 and Rule 1.2**

**For reason Judge J. Tuchi invalid excuse to dismiss Case # CV-19-00068-PHX-JJT(JFM)
Stating that I could not represent myself in listed case in regards to my son who was
egregiously taken by the respondents : The Arizona Department of Child Safety and et al
From my safe and loving care where my son JD;Z truly belongs. Please note that this
case was opened on January 7th (please review Notice of Assignment) the case was
opened and and not dismissed and I was allowed to continue up until time of dismissal to
submit valid and pertinent evidence to prove my son (JD;Z) was egregiously taken by the
respondents : The Arizona Department of Child Safety and et al to cover for Phoenix
Children's Hospital's Malicious Malpractice .**

Seeing also that Canon 2 was violated by Judge J. Tuchi (see impartiality and fairness in regards to self-represented litigants to have their matters fairly heard .

See Rule 2.7 : "Unwarranted disqualification (dismissal of a case) , may bring public disfavor to the court and to the Judge personally . The dignity of the court , the Judges respect for fulfillment of Judicial duties and a proper concern for the burdens that may be imposed upon the Judges Colleagues require that a Judge not use disqualification / dismissal of a case , to avoid cases that present difficult , controversial or unpopular issues.

I also requested three times from Judge J. Tuchi for the Just and Fair right for my side to be completely heard and that right was clearly denied and not honored by Judge J. Tuchi.

Therefore, I , Arlena Minerva; Willes hereby respectfully demand that in order for my case to be Justly and Fairly heard , for the removal of Judge J. Tuchi from Case #: CV-19-00068-PHX-JJT(JFM) and will be replaced by a Judge that has a strong moral compass to stand up for what is clearly right and just and one who clearly stands for the preservation of American and Arizona families: as Chief Justice Sandra Day O'Connor, The first female Judge to be appointed as a female Judge here in this very building in 1981. Who firmly believed in the preserving the rights of families here in Arizona .

Hereby , I , Arlena Minerva Willes hereby respectfully demand relief and Justice and is duly perfected , due and owing by, under and through a matter of right truth and Justice For the return of my son (JD;Z) back into my safe and loving care where he truly belongs.

Respectfully Submitted on April 9th, 2019

Arlena Minerva; Willes

CV-19-00068-PHX-JJT(JFM)

Ex Parte

In Camera

In Plenary Equity

By, under and through the absolute authority of **Necessity and Emergency**
Notice to Agent is Notice to Principal, Notice to Principal is Notice to Agent

Writ of reconsideration and Writ of injunction

By, under and pursuant to the Principles of Plenary Equity, and further, by, under and pursuant to Article 3 section 2 of the Constitution for the United States of America c1819, demand is hereby respectfully made for an immediate Injunction and reconsideration of appeal for Case# CV-19-00068-PHX-JJT(JFM)

As documents filed in conjunction with this require a twenty five calendar day Cure period, there is an immediate and irreparable opportunity and chance for retaliation and actual and factual harm, especially since the defendants have already showed their willingness to aid and abet each other in egregious violations of the rule of law. Further, from self proclamations by the defendants and the public record there is more than likely a possibility that they are operating in capacities, characters, conditions, status and standings not authorized by the Supreme Law of the Land, nor is the Constitution they claim authority under in full compliance with Article 4 section 4 of the Constitution for the United States of America c1819. Furthermore, their specific operations against mine and myself are utilizing blended jurisdictions, venues and a foreign law form in contradiction to, and violation of, Article 3 section 2 of the Constitution for the United States of America c1819.

As the Writ of Injunction and reconsideration will cause no actual and factual harm to any party to the matter filed, but only cause a brief pause in operations until the instant matter has been lawfully and Constitutionally adjudicated, it is proper and necessary.

Relief is hereby respectfully Demanded and is duly perfected, due and owing by, under and through a matter of right, fact, truth and Justice by the immediate return of my Biological property JD;Z back into my safe and loving care where he truly belongs.

Any and all documents, papers, writings, digital data, tangible mediums and tangible items made and executed by Arlena Minerva; Willes are hereby restated in their entirety, and incorporated herein, as if set forth in full as an integral part of these matters and Creation Wide Public Record for all of Creation to rely upon;

Any and all documents, papers, writings, digital data, tangible mediums and tangible items filed and/or submitted into case # CV-19-00068-PHX-JJT(JFM) are hereby restated in their entirety, and incorporated herein, as if set forth in full as an integral part of these matters and Creation-Wide Public record for all of Creation to rely upon;

Any and all digital data discs and/or other tangible mediums and items, whether filed now or in the future, are hereby restated in their entirety, and incorporated herein, as if set forth in full as an integral part of these matters and Creation-Wide Public Record for all of Creation to rely upon;

I, Arlena Minerva; Willes, do hereby give present, past and future notice of corrections of any manual and/or automated filing systems and procedures which alter, or attempt to alter, unlawfully or not, my real-woman Living Soul Heir and Beneficiary capacities, conditions, characters, status, standings and/or my Lawful Jurisdiction, Venue and Law Form, without limitation, ab initio, nunc pro tunc, in perpetuity, without recourse, without prejudice;

I, Arlena Minerva; Willes, do hereby give present, past and future notifications of corrections of any manual and/or automated filing systems and procedures which alter, or attempt to alter, unlawfully or not, the defendants and/or their status, standings, capacities, characters, conditions in any way, shape, form and/or facet, without limitation, ab initio, nunc pro tunc, in perpetuity, without recourse;

Any omission of any possible issue, matter, right, defense, process and/or procedure, or any other term of art describing, demonstrating and/or utilized to mean the same, is explicitly reserved.

Any omission is not a waiver thereof.

A copy, facsimile and digital scan are lawfully declared to be, and has the same force, affect and effect as, the Original.

Arlena Minerva; Willes is not a guarantor, acceptor, accommodating party, debtor, surety or any other term of art describing, demonstrating and/or utilized to mean the same, to and/or for anything Creation-Wide, by the explicit notice.

I reserve the right to amend, enhance and/or delete from this document and writing at any time and any place the need arises, by explicit reservation.

I reserve the right to define all words and letter combinations contained herein; and further, reserve the right to interpret and construct the intent thereof, with full finality, by explicit reservation.

I, Arlena Minerva; Willes, do hereby knowingly, willingly, intelligently and intentionally declare and affirm that the foregoing is true, accurate and complete, the truth, whole truth and nothing but the truth, to the best of my knowledge and ability, so help me Creator.

I, Arlena Minerva; Willes, under full liability and complete transparency, do hereby knowingly, willingly, intelligently and intentionally Affirm, Declare, Proclaim and Publish that this set of documents and tangible mediums are hereby absolutely and duly affirmed, authorized, declared, stated, made, issued, certified, confirmed, ratified, verified, executed, noticed, reaffirmed, re-authorized, re-declared, re-stated, re-issued, re-certified, re-confirmed, re-ratified, re-verified and re-noticed, absolutely and duly perfected, protected and secured in their entirety for all of Creation to rely upon, without limitation, in perpetuity, without recourse, without prejudice, under the penalties of false witness, to the best of my knowledge and ability, governed by, and under, the Laws of the Creator, under the Laws of Creation.

Hereunto I have set my Hand and knowingly, willingly, intelligently and intentionally caused my autograph to become affixed hereto.

Executed in Creation, by, under and pursuant to the Laws of the Creator and the Laws of Creation.

On the Eighth day of April , in the Year of two thousand nineteen.

Heir of the Creator, Real-woman Living Soul, Secured Party, Holder-in-Due-Course, Real-Party-in-Interest, Grantor, Bailor, Administrator, Creditor, Custodian, Beneficiary; All rights, privileges, freedoms and immunities are hereby claimed, reserved and exercised, without limitation, without prejudice, without recourse.

Shelma Minerva; Wilkes - Sui Juris
Date April 9th, 2019

CV-19-00068-PHX-JJT(JFM)

By , Under and through Original Jurisdiction, Venue and Law Form
In Plenary Equity
Private Side

By , Under and through the absolute authority and Necessity and Emergency
Notice to Agent is Notice to Principal , Notice to principal is Notice to Agent

CC: Notice of reconsideration of Case # CV-19-00068-PHX-JJT(JFM)

Bill of Summary on Default Judgement not issued on Habeas Corpus

Campbell Vs . Burt 141 F,3d97,931 (9th circuit court of appeals 1987) is not to be applied by Judge J. Tuchi in regards to this case and does not apply to all self representing litigants. To use this is a poor example of applying this to my case which Campbell Vs .Burt is applying to that particular case and in no way so be implicated or tied in with mine !

I , Arlena Minerva; Willes was denied the right to due process by the Respondents in the first place and my son's (JD;Z 's) civil rights ,liberties and constitutional rights were egregiously violated as were mine the day he was taken on Sept 9th, 2018 , when Phoenix Children's Hospital Conspired to use the Arizona Department of Child Safety and et al to cover for their past misdiagnosis and their Malicious Malpractice is what I am challenging (please review all documentation submitted). *Why did it take 3 months for Judge J. Tuchi to come up with these invalid explanations to dismiss this case without any true real consideration of the facts and evidence submitted by me to this court) , He could have have stated this from the beginning but instead waited three months to give these invalid reasons to dismiss the case. (My case was filed on January 7,2019 and dismissed on April 4th, 2019).*

Also , I believe there is a conflict of interest with Judge J. Tuchi's explanation of Judgement. He has went on you- tube on public record stating his wife has a work history in working with the Attorney General's office for Arizona Department of Child Safety . (CANON 2 : A JUDGE SHALL PERFORM THE DUTIES OF JUDICIAL OFFICE IMPARTIALLY , COMPETENTLY AND DILIGENTLY

CANON 2 :

Rule 2.4 : *External influences on judicial conduct :*

(A) *A judge shall not be swayed by partisan interests , public clamor , or fear of criticism.*

(B) *A judge shall not permit family , social ,political financial or other interests or relationship*

Influence the judges judicial conduct or judgement

(C) *A judge shall not convey or permit others to convey the impression that any person or Organization is in a position to Influence the judge.*

"An independent judiciary requires that judges decide cases according to the law and FACTS , without regard to whether particular laws or litigants are popular or unpopular with the public, the media, government officials , or the judges friends and family . Confidence in the judiciary is eroded if judicial decision making is perceived to be subject to inappropriate outside influences".

My civil rights and liberties and my son's civil rights and liberties (JD;Z) , have been egregiously violated by the Respondents : The Arizona Department of Child Safety and et al and are currently being used by Phoenix Children's Hospital to try and cover for their malicious malpractice and past misdiagnoses of my son JD;Z (See exhibit B and D) Also the fact they wanted to use Arizona Department of child safety to order a surgery that was clearly not needed (a colectomy on a 15 year old developing child)! Proves this as such . Knowing full well that I would not give my consent to rip out my sons colon to cover for their past misdiagnoses!

This is what I am challenging here : that both my son's and my civil rights and liberties not to mention our constitutional rights were egregiously violated by the Respondent's the Arizona Department of Child Safety and et al. That my son : JD;Z (see exhibit A and E) was taken by false pretenses by the Arizona Department of Child Safety and et al to cover for Phoenix Children's hospitals private interests and in so doing, has put my son in harm's way and grave imminent danger for which all will be held accountable involved with holding my son against his will and mine! That my son JD;Z was taken not only to cover for Phoenix Children's Hospital (a well known Hospital , not for the best medical care but is quickly gaining awareness as the number one hospital responsible for medical Kidnapping) ,It was done without the respondents obtaining a proper and valid warrant and done without obtaining a valid court order . An ex-parte removal is neither a valid ink stamped warrant nor is it a valid court order with a seal which the ex-parte was issued when the I was followed home by hospital social worker right after removal and to remove my son from my safe and loving care when I was told by phoenix police I was being removed for "trespassing" not for any type of abuse. But because I was not "behaving" Because I wanted to take my son to his appointment on the 19th with his PCP provider . Yet was told by Dr. Kifle and his staff that my son had "nutritional deficiencies" and my son could not leave with me from the hospital so I was forcibly removed (see exhibit D where clinical report done just 10 days prior states there were no nutritional Deficiencies meaning I should have been able to walk out the door with my son no questions asked!

I am also challenging how the respondents : The Arizona Department of Child Safety and et al have held my son against his will and mine for the past 7 months! Like my son is their prisoner please see exhibit C where my son challenges the respondents Jurisdiction . My son has been kept locked away from me his loving mother and his loving family and friends for seven months . So the reason for the habeas corpus is to release my son from the prison of being under the control of the Arizona Department of Child safety and et al . To release my son back into his safe and loving care where he truly belongs . hereby , I am respectfully demanding my case be reopened and my concerns and my evidence heard by someone who it will not be a direct conflict of interest to do so .

*Respectfully submitted on the ninth day of April ,
2019 Arlena Minerva; Willes*