

No.: 18-5235

IN THE SUPREME COURT OF THE UNITED STATES

ANTRONE ARNESS THOMAS - PETITIONER, PRO SE

vs.

DAVID CHANDRAN, M.D. - RESPONDENT

PETITION FOR THE REHEARING OF AN ORDER DENYING A PETITION FOR
A WRIT OF CERTIORARI TO UNITED STATES SUPREME COURT

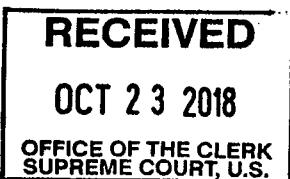
PETITION FOR REHEARING

ANTRONE ARNESS THOMAS

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QUESTIONS PRESENTED

1. Ought I to have right to a reevaluation, including information in a full report from Dr. David Chandran and Clifton T. Perkins Hospital Center concerning my mental after care and criminal court case in a timely manner?
2. Is there a full report about my mental after care and criminal court case submitted to the Commission and filed in a timely manner?

LIST OF PARTIES

All parties appear in the caption of the case on the cover page.

All parties do not appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

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Appendix D	Stay of Mandate, U.S. Court of Appeals for the Fourth Circuit Dated April 24, 2018
Appendix E	Judgment, U.S. Court of Appeals for the Fourth Circuit Dated April 19, 2018
Appendix F	Unpublished Opinion, U.S. Court of Appeals for the Fourth Circuit Dated April 17, 2018 (2 pages)
Appendix G	Order, U.S. District Court for the District of Maryland Defendant's Motion to Dismiss Dated November, 2017
Appendix H	Order, U.S. District Court for the District of Maryland Motion for Leave to Proceed in Forma Pauperis Dated March 31, 2017 (2 pages)
Appendix I	Memorandum, U.S. District Court for the District of Maryland Dated November 15, 2017 (2 pages)
Appendix J	Notice, Circuit Court for Talbot County Dated August 26, 2015
Appendix K	Personal Recognizance, Circuit Court for Talbot County Dated April 24, 2015
Appendix L	Order of Commitment, Circuit Court for Talbot County Dated November 21, 2012

SATEMENT OF THE BASIS FOR JURISDICTION IN THIS COURT

[x] For cases from federal courts:

The date on which the United States Court of Appeals Denied my case was June 4, 2018, *See Appendix C.*

- [] No petition for rehearing was timely filed in my case.
- [x] A timely petition for a writ of certiorari was denied by the United States Supreme Court on the following date: October 1, 2018, *See Appendix A.*
- [] Any order respecting rehearing was dated: _____. And terms of any order granting an extension of time to file the petition for a writ of certiorari was dated: _____.

[x] For cases from state courts:

The date on which the highest state court decided my case was August 26, 2015. A copy of that decision appears at, *See Appendix J.*

- [] A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.
- [] An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ____ A ____.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1. United States Department of Health and Human Services (HHS) Americans with Disabilities Act (ADA), Title II
2. Mental Health America, Rights in Need of Protection
 - a. #2. Rights Related to Preservation of Liberty and Personal Autonomy.
3. Code of Maryland Regulations, Title 10 Department of Health and Mental Hygiene, Subtitle 37 Health Services Cost Review Commission
 - a. Chapter 01. Uniform Accounting and Reporting System for Hospitals and Related Institutions, Annotated Code of Maryland, Definitions. N. Failure to File Reports.
 - (4) Any required report submitted to the Commission which is substantially incomplete or inaccurate may not be considered timely filed. In addition, any incomplete or inaccurate report submitted by a hospital that results in, or will result in, rates which, through the application of normal Commission methodology, vary, or will vary, from the allowed corridors

specified in COMAR 10.37.03.05F, may not be considered timely filed.

4. Code of Maryland Regulations, Title 10 Department of Health and Mental Hygiene, Subtitle 38 Board of Physical Therapy Examiners

a. Chapter 01 General Regulations, .02-1 Requirements for

Documentation

(3) Reevaluation, by including the following information in the report, which may be in combination with the visit note, if treated during the same visit:

(d) Changes from previous objective findings.

STATEMENT OF THE CASE

The plaintiff Antrone Arness Thomas, Pro Se believes that a major absence of information was left out of his medical case file while being diagnosed by Doctor David Chandran. A total accurate account of Mr. Thomas' medical report would allow for modification of his diagnosis. This information includes all documentation dealing with mental after care and criminal proceedings in the State district court and State circuit court levels.

The plaintiff also agrees there was not enough information in his past claims to support any malfeasance on the part of the defendant. Federal questions sought to be reviewed were raised in the U.S. District Court for the District of Maryland and U.S. Circuit Court of Appeals for the Fourth Circuit. Both courts in agreement, ruling that "argument would not aid the decisional process." ended in dismissals and denials.

ARGUMENT FOR ALLOWANCE OF THE WRIT

The plaintiff Antrone Arness Thomas, Pro Se was committed to the Maryland Department of Health and Mental Hygiene November 21 2012, through Broughton E. Ernest, (Retired November 17, 2013), *County Administrative Judge*, Talbot Co. Circuit Court¹. Order of Commitment Under Criminal Procedure, Title § 3-106(b). *State of Maryland v. Thomas*, Case No. 20-K-09-9452 (Cir. Ct. Talbot County Nov. 21, 2012), *See Appendix L*. Pursuant to this order, Mr. Thomas was admitted to Clifton T. Perkins Hospital Center on January 30 2013².

Dr. Chandran was Mr. Thomas' treating physician from March 2014, to July 2014. On April 24, 2015, Mr. Thomas was discharged from Clifton T. Perkins Hospital Center to Talbot County Circuit Court and released on his own personal recognizance, from incarceration pending final disposition of the charges against him, *See Appendix K*.

¹ Motion to recuse Judge Ernest from Status Hearing, Circuit Court for Talbot Co.: State of MD vs Antrone A. Thomas; Case Number: 20-K-09-009453 IF (undated).

² State of Maryland, Department of Health and Mental Hygiene, Notice of Admission Status (C-P, §3-106), individual refuse to sign January 30, 2013.

August 26, 2015, Circuit Court for Talbot County entered Notice Pursuant to Criminal Procedure Article 6-232. Ruling for the Defendant (Mr. Thomas) Stet/Nolle Prosequi/Dismissal; *State of Maryland vs. Antrone A. Thomas*; Case No.: 20-K-09-009453 IF³, See Appendix J.

The United States Department of Health and Human Services (HHS) enforces Title II of the Americans with Disabilities Act (ADA) relating to access to programs, services and activities receiving HHS federal financial assistance. Also Mental Health America is committed to equal justice and protection of legal rights for all persons affected by mental health and substance use conditions. Also supporters of the enactment and enforcement of laws and policies designed to protect the right of persons with mental and substance abuse⁴.

³ William M. Ferris, Krause & Ferris, Attorneys at Law statement "it is clear to me that your conviction has been reversed," Dated August 31, 2015.

⁴ Rights in Need of Protection, #2. Rights Related to Preservation of Liberty and Personal Autonomy.

Pertaining to the Defendant's Exhibit (3), *Antrone Arness Thomas, Plaintiff v. David Chandran, M.D., Defendant* Case 1:16-cv-03112-JFM Document 9-4 filed 09/22/17, Page 1 of 1. David G. Chandran, M.D. did not update his report. As well in a timely manner violating Mr. Thomas' right to a reevaluation of David G. Chandran's May 8, 2014, evaluation and diagnosis of Mr. Thomas. In light of the reversal of Mr. Thomas' criminal charges and previous objective findings are not in accordance with Code of Maryland Regulations, Title 10 Department of Health and Mental Hygiene. Subtitles 37 and 38, *See Pages 2 and 3.*

REASON FOR GRANTING THE PETITION

The Court should affirm a rehearing of this order denying a petition for a writ of certiorari. Based on the facts enclosed in this petition are true to the best of the Petitioners knowledge.

CONCLUSION

The petition for the rehearing of this order denying a petition for a writ of certiorari should be granted.

Respectfully submitted,

X Antrone A. Thomas, pro Se
ANTRONE A. THOMAS, PRO SE

Date: October 15, 2018

**Additional material
from this filing is
available in the
Clerk's Office.**