

No. \_\_\_\_\_

IN THE

SUPREME COURT OF THE UNITED STATES

Margaret Campise — PETITIONER  
(Your Name)

vs.

Commissioner of Labor RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of New York

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Margaret Campise  
(Your Name)

94 Cherokee Avenue  
(Address)

West Islip, Ny. 11795  
(City, State, Zip Code)

516-901-6107  
(Phone Number)

### **QUESTION (S) PRESENTED**

Are the lower courts above the law as they do not see that Article VII does constitute constructive termination?

Does that Article not include sexual harassment and hostile environment?

Does a woman have to run a gauntlet of sexual abuse in return for the privilege of being allowed to work and earn a living?

## 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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## TABLE OF AUTHORITIES CITED

### CASES

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title VII

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Article VI

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### OTHER

title VII published EEOC

Constructive discharge EEOC

Letter to Eric Schneiderman dated Nov. 21. 2017

## JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was \_\_\_\_\_.

☐ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals 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 \_\_\_\_.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☐ For cases from **state courts**:

The date on which the highest state court decided my case was Dec. 1. 2016  
A copy of that decision appears at Appendix D.

☐ A timely petition for rehearing was thereafter denied on the following date: 8-3-2017, and a copy of the order denying rehearing appears at Appendix E.

☐ 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 \_\_\_\_.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

IN THE  
SUPREME COURT OF THE UNITED STATES  
  
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

**OPINIONS BELOW**

☐ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix \_\_\_\_\_ to the petition and is

- ☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the United States district court appears at Appendix \_\_\_\_\_ to the petition and is

- ☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

☐ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix E to the petition and is

- ☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☒ is unpublished.

The opinion of the NYS Court of Appeals court appears at Appendix F to the petition and is

- ☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☒ is unpublished.

#### **XL. Constitutional and Statutory Provisions Involved**

I base my civil rights in accordance to **Title VII** which states an employee has the right to work in an environment free from discriminatory intimidation, ridicule and insult. The sexual harassment and insulting ageism remarks I endured did not stop after asking the employer to stop, I had no choice but to leave my employment. His comments were unwelcome and it created a hostile environment. Sexual harassment violates an employee of the Civil Rights Act. Constructive termination constitutes my just cause to leave employment under **Title VII** of the civil rights act of 1964.

#### **XII. Statement of the Case**

The lower courts erroneously decided that sexual harassment did not constitute constructive termination. All of the legal benefits one is entitled to as a result of the constructive termination was wrongfully denied. The case is that I was denied benefits because I left my employment without just cause, in the eyes of the lower courts.

#### **XIII. Reasons for Granting the Petition**

I petition the court to grant a writ of certiorari as the lower courts decisions are erroneous, because they violate Title VII. Article VI clause 2 of the US Constitution, and Title VII of the civil rights denied me justice. Sexual Harassments constitutes constructive termination under unemployment of federal law. As a result I was denied legal protection and unemployment benefits. The evidence submitted to Eric Schneiderman was given no due diligence by his office and was wrongly refused.



### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Margaret Comrise

Date: 5-12-2018