

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

IN THE  
SUPREME COURT OF THE UNITED STATES

MICHAEL A. LANTERI — PETITIONER  
(Your Name)

vs.

STATE of CONNECTICUT — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals for the Second Circuit  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

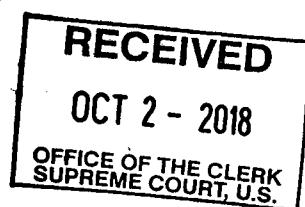
PETITION FOR WRIT OF CERTIORARI

MICHAEL A. LANTERI  
(Your Name)

8 Griswold Ave.  
(Address)

Old Lyme Ct. 06371  
(City, State, Zip Code)

860 790 9877 or 860-434-7518  
(Phone Number)



## QUESTION(S) PRESENTED

1. Can the state of Connecticut or any state take all your property from you (marital, premarital and inheritance) once you file for Divorce?
2. Can Connecticut's laws not have to follow the Constitution of the United States?
3. Can Connecticut claim they cannot be sued in Federal court because of Jurisdiction when most other states can?
4. Can a Judge not have to follow the recommendations of a court ordered Doctor that both parents also agreed on?

## LIST OF PARTIES

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

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## STATUTES and RULES

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## JURISDICTION

[ ] For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 7-18-2018 en banc, 6-8-2018 Second CIRCUIT

[ ] 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 11-4-2014. A copy of that decision appears at Appendix C.

[ ] 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\_\_\_\_\_.

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

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Amendment 1 of the United States Constitution:

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

Amendment 11 - Judicial Limits. Ratified 2/7/1795. The Judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by Citizens of another State, or by Citizens or Subjects of any Foreign State

Section 46b-45, 46B-81:

As of October 1, 2013 Connecticut is claiming the Superior Court may assign to either spouse all or any part of the estate of the other spouse. Or to any third person. Section 46b-45.

Section : 46b-36:

A spouse shall not acquire by the marriage any right to or interest in any property held by the other spouse before or acquired after the marriage.

The Federal Court in Hartford Connecticut and Second Circuit Court

Claims I failed to establish subject matter jurisdiction under Fed. R. Civ. P.  
12(b)(1).

RULES: FED. R. CIV. P. 9(b), FED. R. CIV. P. 10(c), FED. R. CIV. P. 12(b)(6)

## STATEMENT OF THE CASE

We have seen in the Court in Norwich Ct., The Court in Middletown Ct., Federal Court in Hartford Ct., Second Circuit Court and all Attorneys and Judges involved including the Judges on the Grievance panels not hold up the law. This case has perjury, not letting a defendant speak in court, court losing the Plaintiff's Motion to Reargue (miss file) causing contempt of court, taking of property (unconstitutionally), having an indecisive mentally ill client taken advantage of, over billing (churning of case), going against state laws and no Freedom of information. The only one producing honest hard written evidence on these issues is myself.

Attorney General George Jepsen and Assistant Attorney General Alayna Michelle Stone are also going against medical Doctors and a minor child's Attorney Cynthia Desmond that did the most honest and impartial work. Using Jurisdiction as a reason to dismiss this case while going against Constitutional rights as clearly stated through the entire Constitution is a corruption that all Judges should find criminal.

The Constitution starts out stating a Preamble that sweeps through every Section, Article, Amendment and the Bill of Rights (Justice). That is how its roots in English Law are presented. Congress shall make no Law respecting the establishment of religion. Also nor be deprived of life, liberty, or property, without due process of law.

Those statements with Fairness and Due Process sweep through every part of the Document.

This case is very unfair and should constitute a full investigation.

Jurisdiction of courts will come and go over time but Justice, a fair trial, doing the right thing with due process and the desire to find the truth is why people have laws to live by.

The reason as it is put by the state of Connecticut's Attorney General that I lost the case in state court is totally not addressed in the state's brief. They are not addressing that Judge Pinkus should have sided with the Forensic Psychiatrist Dr. Connolly and the GAL to stop the child abuse. State law at the time clearly states a spouse can keep premarital assets and post marital assets.

There are many more issues not being addressed in this case that truly make it a federal question type of case.

The issues won't be addressed by the state of Connecticut because all the evidence is there and they are completely in the wrong.

It is in Ct. Law that all attorneys do their due diligent work. If you need any written evidence and I am addressing the State of Connecticut and all judges in this case I will provide it. Ignoring evidence is against the law and fraud.

#### Amendment I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof;

The state of Ct. Law states they can take all property and give it to any spouse or third party. This was said in court by all the Judges, (Statute 46b-81). Statute (46b-36) in

Statutes 26:1 claims one spouse cannot acquire property from another during the marriage. Section 1.

Section 46b-36 a spouse shall not acquire by the marriage any right to or interest in any property held by the other spouse before or acquired after the marriage. This statutes (read this way) rightfully protect premarital assets. Statute 46b-81 was not in effect during the marriage. Statute 46b-36 was in effect. The only way to take a person's property according to the Constitution is through Eminent Domain. This case had no DUE PROCESS and or FAIRNESS. I lost assets I had years before I ever was married. The Defendant (my now "x" wife) and her Attorney's took advantage to take assets from me. The Ct. Judges and the Politicians who voted for Statute 46b-81 made it possible.

Amendment 11 - Judicial Limits. Ratified 2/7/1795. The Judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by Citizens of another State, or by Citizens or Subjects of any Foreign State.

The 11 Amendment does not limit a citizen of his own state to sue his own state. There are only a few states that claim they can't be sued.

Federal question jurisdiction:

Federal courts have original subject matter jurisdiction over cases involving a question or issue of federal law. The first Amendment is Federal Law. Just like the Fourteenth Amendment is and the eleventh.

## REASONS FOR GRANTING THE PETITION

All the States of the United States handle Divorce differently. This is common knowledge.

The reason the founding fathers put in the first statement of the first Amendment is because in England people were taking other spouses estates in Divorce.

Connecticut now with its new law is going against the Constitution and doing the same thing.

In my case there was nothing I could do but sit through many hearings and a five day trial waiting for what the Judge's decision would be. The defendant's attorneys churned the case by asking for a lot premarital assets. Many of their witnesses we did not even cross examine. We knew they were dragging out the case and the Forensic psychologist and the G.A.L. already made there decisions months earlier. Those were the only witnesses we had or needed. There are many people that will not marry because of the injustice.

If all states followed the Constitution divorce would be Just. In my case and most cases the marital assets could be divided up in less than an hour. The children's time could be divided equally between spouses with no child support. This would end the divorce and like in my case a custody hearing would be paid for by the spouse that new there was a problem and needed to have custody. Alimony could be limited to five years if a spouse gave up there job to take care of the children.

## **CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

MICHAEL A. LANTERI

Date: 9-27-2018