

NO. 186823  
UNITED STATES SUPREME COURT  
JAMES DOUGLAS WILLIAMS, JR.  
*PLAINTIFF*

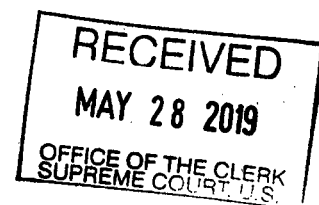
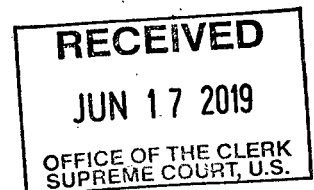
V.S

*COUNTY OF LOS ANGELES; ET'AL.,*  
*COUNTY OF LOS ANGELES, STEPHEN STRATI, ANGIE*  
*CHEA, DERRICK ROBINSON, TINA MARTINEZ, DEITRA*  
*WHITAKER, TARA WALKER, STEVE CHENG, PATRICIA*  
*MOLINA, ERYN K. HOUSTON, JOSE ARIAS, PATRICIA*  
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*On Petition for Writ of Certiorari to the United States*  
*Court of Appeals PETITION FOR REHEARING*

*JAMES DOUGLAS WILLIAMS, JR.-PETITIONER 13801*  
*PARAMOUNT BLVD., 5-109PARAMOUNT, CALIFORNIA 90723.*

(424) 205-0976



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## PETITION FOR REHEARING

MR. JAMES DOUGLAS WILLIAMS, JR., THE UNITED STATES DISTRICT COURT FOR CALIFORNIA GRANTED THE COUNTY OF LOS ANGELES AND ET'AL MOTION TO DISMISS ON THE GROUNDS MR. WILLIAMS HAD NOT SERVE THE RESPONDENTS IN THE TIME ALLOWED. THE UNITED STATES COURT OF APPEALS AFFIRMED.

**SECTION 706(F)(1) OF TITLE VII PERMITS THE UNITED STATES TO SEEK INTERVENTION INTO A**

private lawsuit involving a government, government agency, or political subdivision, such as in this lawsuit, upon certification that the case is of general public importance. 42 U.S.C. § 2000e-

***U.S. DOJ- August 13, 2018, Justice Department Settles Race Discrimination Lawsuit Against Mississippi Delta Community College V.S Pamela Venton.***

The Justice Department United States v. Mississippi Delta Community College, MS -- §706 (Race) August 13, 2018 announced that it has reached a settlement with Mississippi Delta Community College (MDCC) to resolve allegations that MDCC discriminated against Pamela Venton on the basis of race in violation of Title VII of the Civil Rights Act of 1964, as amended. Title VII is a federal statute that prohibits Employment Discrimination on the basis of sex, race, color, national origin, and religion. According to the United States' complaint, filed today in the United States District Court for the Northern District of Mississippi, MDCC did not have a legitimate, nondiscriminatory reason for paying Pamela Venton, who is black, a significantly lower annual salary than four of her white coworkers

working in the same position with the same duties and responsibilities. Ms. Venton complained internally about the wage disparities and, while MDCC agreed to adjust her salary beginning with the next academic school year.

**5(F)(1).USC §1311. RIGHTS AND PROTECTIONS UNDER TITLE VII OF CIVIL RIGHTS ACT OF 1964, THEIR No Effect On Ability of Covered Employee To Seek Information From Office Or Pursue Relief.**

*Nothing In Paragraph (2), Or Subsection (B) Or (C), May Be Construed To limit the ability of a covered employee- (a) to contact the office or any other appropriate office prior to filing a claim under this section to seek information regarding the employee's rights under this chapter and the procedures available under this chapter;*

**(B) IN THE CASE OF A COVERED EMPLOYEE OF AN EMPLOYING OFFICE OF THE HOUSE OF REPRESENTATIVES OR SENATE, TO REFER INFORMATION REGARDING AN ALLEGED VIOLATION OF PART A OF SUBCHAPTER II TO THE COMMITTEE ON**

**ETHICS OF THE HOUSE OF REPRESENTATIVES OR THE SELECT COMMITTEE ON ETHICS OF THE SENATE (AS THE CASE MAY BE);**

**OR (C) Violations described- A VIOLATION DESCRIBED IN THIS SUBPARAGRAPH IS-**

- (i) harassment that is unlawful under section 1311(a) or 1316(a) of this title; or
- (ii) Intimidation, Reprisal, or Discrimination that is unlawful under section 1317 of this title and is taken against a covered employee because of a claim alleging a violation described in clause (i).

(C) to file a civil action in accordance with section 1401(b) of this title.

**(B) Initial processing of claim-** Mr. Williams has not received any accountability from the County of Los Angeles, ET'AL as per the Congress Rule Title 2 statute should be construed so that effect is given to all its provision, so that no part will be inoperative or superfluous, void or insignificant.

*Title 2-The Congress Chapter 24-Congressional Accountability Subchapter II-Extension of Rights and Protections Part A-Employment Discrimination;*

**§ U.S.C §1317. Prohibition of Intimidation or Reprisal**

**(a) In General IT SHALL BE UNLAWFUL FOR AN EMPLOYING OFFICE TO INTIMIDATE, TAKE REPRISAL AGAINST, OR OTHERWISE DISCRIMINATE AGAINST, ANY COVERED EMPLOYEE BECAUSE THE COVERED EMPLOYEE HAS OPPOSED ANY PRACTICE MADE UNLAWFUL BY THIS CHAPTER, OR BECAUSE THE COVERED EMPLOYEE HAS INITIATED PROCEEDINGS, MADE A CHARGE, OR TESTIFIED, ASSISTED, OR PARTICIPATED IN ANY MANNER IN A HEARING OR OTHER PROCEEDING UNDER THIS CHAPTER.**

**(B) Remedy- THE REMEDY AVAILABLE FOR A VIOLATION OF SUBSECTION (A) SHALL BE SUCH LEGAL OR EQUITABLE REMEDY AS MAY BE APPROPRIATE TO REDRESS A VIOLATION OF SUBSECTION (A).**

( Pub. L. 104-1, title II, §207, Jan. 23, 1995, 109 Stat. 13 .)

(a) Discriminatory practices prohibited; All personnel actions affecting covered employees shall be made free from any discrimination based on-



(1) race, color, religion, sex, or national origin, within the meaning of section 703 of the Civil Rights Act of 1964 (42 U.S.C. 2000e– (2) age, within the meaning of section 15 of the Age Discrimination in Employment Act of 1967 (29 U.S.C. 633a); or

(b) Remedy (1) Civil rights The Remedy for a Violation of Subsection (a)(1) shall be- (A) such remedy as would be appropriate if awarded under section 706(g) of the Civil Rights Act of 1964 (42 U.S.C. 2000e–5(g)); and (B) such compensatory damages as would be appropriate if awarded under section 1981 of title 42, or as would be appropriate if awarded under sections 1981a(a)(1), 1981a(b)(2), and, irrespective of the size of the employing office, 1981a(b)(3)(D) of title 42.

*From Title 2-The Congress Chapter 24-Congressional Accountability Subchapter II-Extension of Rights and Protections Part A-Employment Discrimination.*

2 USC CHAPTER 24, SUBCHAPTER II, Part A: Front Matter

From Title 2-The Congress Chapter 24-Congressional Accountability subchapter II-Extension of Rights and Protections Part A-Employment Discrimination, and Intimidation.

The District Court's dismissal of Mr. James D. Williams Jr. Petition, and the Court of Appeals Affirmance Violates Title 2 Employment Discrimination Congressional Accountability Subchapter II-Extension of Rights and Protections Part A.

The Dismissal of Mr. James D. Williams Jr. Petition under Federal Rule of Civil Procedure 12 was accordingly, violated

due process. Dismissal of an action based upon the Petition, which Congress express in enacting the 2 USC §1311. In granting the District Court Motion to Dismiss Mr. James D. Williams Jr., flouted the express procedures of The Congress in violation of Due Process.

**2 USC §1316a: Legislative branch appointments** Text contains those laws in effect on April 25, 2019

**From Title 2-The Congress Chapter 24-Congressional Accountability Subchapter II-Extension on f Rights and Protections §1316a. Legislative branch appointments**

**(1) Definitions** for the purposes of this section, the terms "covered employee" and "Board" shall each have the meaning given

3 (2 U.S.C. 1301). **(2) Rights and Protections-** The Rights and Protections established under section 2108, sections 3309 through 3312, and subchapter I of chapter 35, of title 5, shall apply to covered employees. **(3) Remedies, (A) In general,** the remedy for a violation of paragraph (2) shall be such remedy as would be appropriate if awarded under applicable provisions of title 5 in the case of a violation of the relevant corresponding provision (referred to in paragraph (2)) of such title. **(B) Procedure-** The procedure for consideration of alleged violations of paragraph (2) shall be the same as apply under section 401 of the Congressional Accountability Act of 1995 [2 U.S.C. 1401] (and the provisions of Law referred to therein) in the case of an alleged violation of part A of Title II of such Act [2 U.S.C. 1311 et seq.].

**(4) Regulations to implement section(A) In general** The Board shall, pursuant to section 304 of the Congressional Accountability Act of 1995 (2 U.S.C. 1384), issue regulations to implement this section.

**(B) Agency regulations**-The regulations issued under subparagraph (A) shall be the same as the most relevant substantive regulations (applicable with respect to the executive branch)

promulgated to implement the statutory provisions referred to in paragraph (2) except insofar as the Board may determine, for good cause shown and stated together with the regulation, that a modification of such regulations would be more effective for the implementation of the rights and protections under this section. **(C) Coordination** -The regulations issued under subparagraph (A) shall be consistent with section 225 of the Congressional Accountability Act of 1995 (2 U.S.C. 1361).

**(5) Applicability** Notwithstanding any other provision of this section, the term "Covered Employee" shall not, for purposes of this section, include an employee- (A) whose appointment is made by the President with the advice and consent of the Senate (B) whose appointment is made by a Member of Congress or by a committee or subcommittee of either House of Congress; or (C) who is appointed to a position, the duties of which are equivalent to those of a Senior Executive Service position (within the meaning of section 3132(a)(2) of title 5).

**(6) Effective date** Paragraphs (2) and (3) shall be effective as of the effective date of the regulations under paragraph (4).

( Pub. L. 105-339, §4(c), Oct. 31, 1998, 112 Stat. 3185 .)

#### REFERENCES IN TEXT.

**Front Matter from Title 2-The Congress Chapter 24-**  
Congressional Accountability Administration. - "(I) In

general. -In the administration of this paragraph, the remedies and procedures made applicable pursuant to the resolution described in clause (ii) shall apply exclusively."(ii) Resolution. - The resolution referred to in clause (I) is the Fair Employment Practices Resolution (House Resolution 558 of the One Hundredth Congress, as agreed to October 4, 1988), as incorporated into the Rules of the House of Representatives of the One Hundred Second Congress as Rule LI, or any other provision that continues in effect the provisions of such resolution.

## U.S.C SUBCHAPTER II-EXTENSION OF RIGHTS AND PROTECTIONS

### Part A-Employment Discrimination-

2 U.S.C1311. Rights and protections under title VII of Civil Rights Act of 1964., 2 U.S.C1313. Rights and Protections under Fair Labor Standards Act of 1938.

2 U.S.C1317. Prohibition of Intimidation or Reprisal.

### *Part E-General*

2 U.S.C §1361.Generally Applicable Remedies and Limitations.

2 U.S.C §1362.Notices.

**2 U.S.C SUBCHAPTER IV-ADMINISTRATIVE AND JUDICIAL DISPUTE-RESOLUTION PROCEDURES, FOR PETITIONER, MR. JAMES D. WILLIAMS JR., WAS DENIED HIS JUDICIAL RIGHTS UNDER 2 USC PROCEDURES**

2 U.S.C §1401.Procedure for consideration of alleged violations.

2 U.S.C§1402. Counseling.

2 U.S.C§1402a. Preliminary review of claims.

2 U.S.C§1403. Mediation.

2 U.S.C§1404. Election of proceeding.

2 U.S.C §1405.Complaint and Hearing.

2 U.S.C §1406. Appeal to Board.

2 U.S.C §1407.Judicial review of Board decisions and enforcement.

2 U.S.C §1408.Civil action. 2 U.S.C §1409.Judicial review of regulations. 2 U.S.C §1410.Other judicial review prohibited.

2 U.S.C §1411.Effect of failure to issue regulations.

2 U.S.C§ 1412.Expedited review of certain appeals.

2 U.S.C §1413.Privileges and immunities.

2 U.S.C §1414.Settlement of complaints.

2 U.S.C §1415.Payments. 2 U.S.C §1416.Confidentiality.

***U.S.C §1402. Counsel (A) IN GENERAL O Commence A Proceeding, A Covered Employee Alleging a Violation of A Law Made Applicable Under Part A of Subchapter Ii Shall Request Counseling By The Office. The Office Shall Provide The Employee With All Relevant Information With Respect To The Rights Of The Employee. A Request For Counseling Shall Be Made Not Later Than 180 Days After The Date Of The Alleged Violation.***

***B) Violations Described A VIOLATION DESCRIBED IN THIS SUBPARAGRAPH IS-***

*(I) harassment that is unlawful under section 1311(a) or 1316(a) of this title; or*

*(ii) Intimidation, Reprisal, or Discrimination that is unlawful under section 1317 of this title and is taken against a covered employee because of a claim alleging a violation described in clause (I).*

**2 USC 1415: Payments Text Contains Those Laws in Effect On April 25, 2019**

**FROM TITLE 2-THE CONGRESS CHAPTER 24-  
CONGRESSIONAL ACCOUNTABILITY SUBCHAPTER IV-  
ADMINISTRATIVE AND JUDICIAL DISPUTE-RESOLUTION  
PROCEDURES, MR. JAMES D. WILLIAMS JR., HAS BEEN  
DENIED AND BY SECTION 1311(A) OR 1316(A) OF THIS  
TITLE DID NOT ADHERE TO THE TITLE II AS PUT FORTH BY  
U.S.C SUBPARAGRAPH DUE TO THE MOTION TO DISMISSAL BY  
THE UNITED STATES DISTRICT COURT AND THE UNITED  
STATES COURT OF APPEALS SET FORTH MECHANISMS FOR  
RESPONDENTS CHALLENGE PROVIDED THE JURISDICTION  
HAD IT BEEN WOULD HAVE BEEN REQUIRED TO DETERMINE  
VIOLATION OF MR. JAMES D. WILLIAMS, JR. CIVIL  
RIGHTS UNDER TITLE IIV ACT 1964. (1)  
Reimbursement required for certain violations.**

**(A) IN GENERAL SUBJECT TO SUBPARAGRAPHS (B) AND (D), IF  
A PAYMENT IS MADE FROM THE ACCOUNT DESCRIBED IN  
SUBSECTION (A) FOR AN AWARD OR SETTLEMENT IN  
CONNECTION WITH A CLAIM ALLEGING A VIOLATION  
DESCRIBED IN SUBPARAGRAPH (C) COMMITTED  
PERSONALLY BY AN INDIVIDUAL WHO, AT THE TIME OF  
COMMITTING THE VIOLATION, WAS A MEMBER OF THE  
HOUSE OF REPRESENTATIVES (INCLUDING A DELEGATE OR  
RESIDENT COMMISSIONER TO THE CONGRESS) OR A  
SENATOR, THE INDIVIDUAL SHALL REIMBURSE THE**

ACCOUNT FOR THE AMOUNT OF THE AWARD OR SETTLEMENT FOR THE CLAIM INVOLVED.

(B) Conditions -IN THE CASE OF AN AWARD MADE PURSUANT TO A DECISION OF A HEARING OFFICER UNDER SECTION 1405 OF THIS TITLE, OR A COURT IN A CIVIL ACTION, SUBPARAGRAPH (A) SHALL APPLY ONLY IF THE HEARING OFFICER OR COURT MAKES A SEPARATE FINDING THAT A VIOLATION DESCRIBED IN SUBPARAGRAPH (C) OCCURRED WHICH WAS COMMITTED PERSONALLY BY AN INDIVIDUAL WHO, AT THE TIME OF COMMITTING THE VIOLATION, WAS A MEMBER OF THE HOUSE OF REPRESENTATIVES (INCLUDING A DELEGATE OR RESIDENT COMMISSIONER TO THE CONGRESS) OR A SENATOR, AND SUCH INDIVIDUAL SHALL REIMBURSE THE ACCOUNT FOR THE AMOUNT OF COMPENSATORY DAMAGES INCLUDED IN THE AWARD AS WOULD

BE AVAILABLE IF AWARDED UNDER SECTION 1981A(B)(3) OF TITLE 42 IRRESPECTIVE OF THE SIZE OF THE EMPLOYING OFFICE. IN THE CASE OF A SETTLEMENT FOR A CLAIM DESCRIBED IN SECTION 1416(D)(3) OF THIS TITLE, SUBPARAGRAPH (A) SHALL APPLY ONLY IF THE CONDITIONS SPECIFIED IN SECTION 1416(D)(3) OF THIS TITLE FOR REQUESTING REIMBURSEMENT ARE MET.

**(C) Violations described**

A violation described in this subparagraph is-

- (i) harassment that is unlawful under section 2 U.S.C§1311(a) or 2 U.S.C§1316(a) of this title; or
- (ii) Intimidation, Reprisal, or Discrimination that is unlawful under section 1317 of this title and is taken against a covered employee because of a claim alleging a violation described in clause (i).

The United States District Court and The United States Court of Appeals dismissal of Mr. James D. Williams. Jr. Petition under Rule 12 disregarded the U.S.C. 580(c) as well as was in violation of Due Process. §601. Definitions- For purposes of this chapter- (1) the term "agency" means an agency as defined in section 551(1) of this title; (2) the term "rule" means any rule for which the agency publishes a general notice of proposed rulemaking pursuant to section 553(b) of this

**Title VII**, or any other Law, including any rule of general applicability governing Federal grants to State and local governments for which the agency provides an opportunity for notice and public comment, except that the term "rule" does not include a rule of particular applicability relating to rates, wages, corporate or financial structures or reorganizations thereof, prices, facilities, appliances, services, or allowances therefor or to valuations, costs or accounting, or practices relating to such rates, wages, structures, prices, appliances, services, or allowances.

***3 USC §411: Rights and protections under title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Rehabilitation Act of 1973, and title I of the Americans with Disabilities Act of 1990 Text contains those laws in effect on April 28, 2019***

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### **CONCLUSION**

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3 USC §451: Procedure for consideration of Alleged Violations Text contains those laws in effect on April 25, 2019 of 3 USC §451. Procedure for consideration of alleged violations, The procedure for consideration of alleged violations of part A of subchapter II consists of-(1) counseling and mediation as provided in section 452; and (2) election, as provided in section 453, of either-The United States Supreme Court Should Grant Rehearing due to consider the important question 2 U.S.C Subchapter IV where motion to dismiss under Rule 12.

***For the reasons set forth above, this United States Supreme Court Should Grant the Rehearing and Grant Mr. James Douglas Williams. Jr.'s Petition for Writ of Certiorari.***

*Respectfully submitted,*

*James Douglas Williams, Jr.- Pro Se*

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*James Douglas Williams Jr.*

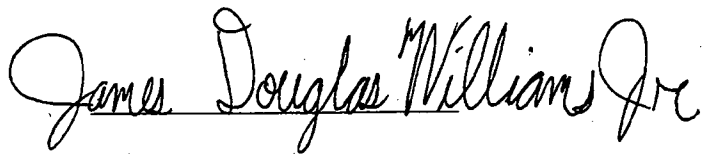
*James Douglas Williams, Jr. Petitioner-PRO SE*

*Date: May 2, 2019*

**CERTIFICATE OF COUNSEL/PRO SE**

AS THE PETITION OF RECORD, I HEREBY CERTIFY THAT  
THIS PETITION FOR REHEARING IS RESTRICTED TO THE  
GROUNDS SPECIFIED IN RULE 44.2 AND THAT IT IS  
PRESENTED IN GOOD FAITH AND NOT FOR DELAY.

RESPECTFULLY SUBMITTED,

A handwritten signature in black ink that reads "James Douglas Williams Jr". The signature is written in a cursive style with a horizontal line drawn through the middle of the text.

**JAMES DOUGLAS  
WILLIAMS, JR.**

PETITIONER PRO-SE

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