

Clerk's

No. 18-8959

In the

Supreme Court of the United States

James Paul Arlotta,

Petitioner,

V.

McKesson Corporation et al.,

Respondents,

**On Petition for Writ of Certiorari
To the United States Court of Appeals
For the Second Circuit**

PETITION FOR REHEARING

James Paul Arlotta
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**OFFICE OF THE CLERK
SUPREME COURT, U.S.**

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PETITION FOR REHEARING

Pursuant to the intervening circumstances of the controlling effect of S. Ct. R. 44.3 *Rehearing*, as evidenced by previous S. Ct. Dockets' 17-8627, 17-9078, 18-8637, 18-8669. Along with *Fed. R. Civ. P. 12 Defenses and Objections*, regarding W.D.N.Y. Case # 18-cv-457, (collectively.) As it states the reason the case was dismissed with prejudice, under *Fed. R. Civ. P. 12 (b)(6)*, (28 U.S.C. § 1915 (e)(2)(B)(ii);) yet the defendants' did not serve an answer. *Fed. R. Civ. P. 55 Default Judgement (a) entering a default...*

“When a party against whom a judgement for affirmative relief has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, the clerk must enter the party’s default.”

As had not occurred in the W.D.N.Y., or the U.S.C.A. 2d Cir., after they cited *Neitzke v. Williams*, 490 U.S. 319 (1989) S. Ct. Docket No. 87-1882. According to the *Fed. R. Civ. P. 4 Summons (C) Service (3)By a marshal...*

“the court may order that service be made by a United States marshal or deputy marshal or by a person specially appointed by the court. The court must so order if the plaintiff is authorized to proceed in forma pauperis under 28 U.S.C. § 1915.”

Also, 28 U.S.C. § 455 *Disqualification of justice, judge, or magistrate judge, (a)...*

“Any JUSTICE, JUDGE, or magistrate judge of the United States shall disqualify himself in any proceeding in which his partiality might be reasonably be questioned,”

continued 28 U.S.C. § 455 (b)(1)...

“He shall also disqualify himself in the following circumstances: (1) Where he has a personal bias or prejudice concerning a party.”

Regarding the chief justice’s clearly evident relationship with respondents’ diocese of Buffalo and St. Bernadettes roman catholic parish in S. Ct. Docket# 17-9078 *James P. Arlotta v. diocese of Buffalo et al.*; as he was a student at St. Bernadettes and a parishioner in the diocese of

Buffalo. Then the matters' regarding the N.F.T.A. in S. Ct. Docket# 18-8637. *Where the "chair" for the board of commissioners' Dennis Roche, a professed religious nun with the Grey Nuns of the Sacred Heart. Resides in the diocese of Buffalo.* All of this juxtaposing to the unanswered Motion for Recusal in S. Ct. Docket No. 18-8669 *James P. Arlotta v. Assistant District Attorney for Erie County NY David Anthony Heraty & diocese of Buffalo employee: "Kimberly."*

According to the U.S.C.A. 2d Cir., and *Fed. R. Civ. P. 41 Mandate, Issuance and Effective Date...*

"(4) The court of appeals must issue the mandate immediately [*it is understood as not before*] on receiving a copy of the Supreme Court order denying the petition..."

The U.S.C.A. 2d Cir., issued the mandate **PREMATURELY**, BEFORE THE COURT RULED ON THE PETITION FOR WRITS' OF CERTIORARI. AS IS CLEARLY AND EVIDENTLY IN S.C.O.T.U.S. DOCKETS' 17-8627, 17-9078, 18-8637, 18-8669, AND THIS DOCKET 18-8959.

Due to these blatantly obvious clearly evident discrepancies. Along with the fact' that this petitioner contacted the U.S. Department of Justice Office of the Inspector General, previous U.S. Attorney General Jefferson Sessions, current U.S. Attorney General William Barr, and U.S. Assistant Attorney General Brian A. Benczkowski. Including the former and current Republican Chairmen for the U.S. Senate Judiciary Committee, Senators' Chuck Grassley and Lindsey Graham; and the Democratic Chairman Jerrold Nadler for the U.S. House Committee on the Judiciary. With letters' sent to the White House Staff in lieu of an "audience" with our current Commander in Chief President Donald J. Trump.

This petitioner also sent a letter to the Central Intelligence Agency's Privacy and Civil Liberties Office; due to the fact that the petitioner question's if this is the continental United

States of America. That the C.I.A. needs to get involved due to the fact that *vatican city state has a monopoly* on “WE THE PEOPLE’S” sovereign federal constitutional court of interpretation, but whose interpretation is it? The “holy roman pontiff’s,” or that of the United States Citizens’ confirmed justices’ by *our Sovereign Senate?*

U.S. Attorney General William Barr’s office received a copy of the certified U.S.P.S. letter sent to current “GOOGLE INC.” CEO Sundar Pichai about the arbitrary *censorship* of this petitioner’s State University of New York College at Buffalo’s alumni Gmail Account. This petitioner also posed the matters’ to the N.S.A. through a recent Media Query; regarding the current U.S. Department of Justice investigations’ into the “Big Four Tech companies.” Where this petitioner must question the manner in which “GOOGLE INC.” lists Colucci & Gallaher P.C. 2000 Liberty Building 424 Main St. Buffalo, NY 14202. Yet, Benjamin D. Burge Esq., of RUPP BAASE PFALZGRAF CUNNIGHAM LLC sent this petitioner an email of an *alleged stipulation*; that bears this petitioner’s signature. Yet, *this petitioner was not present before respondent PREFERRED PHYSICIANS CARE PC “Neil Grupo” or licensed notary public “Ashley Whipple,” for its “notarization.” Or Mr. Burge for that matter. The only document that this petitioner consented to in written stipulation was signed in his Honor’s John F. O’Donnells court on 04/04/2018. In NY COURTS.GOV Index No.: 816590/2017. Document #21 STIPULATION-DISCONTINUANCE (POST RJI).*

As the U.S. Department of Justice has publically disclosed an investigation...*into the Big Four tech companies,*” and this petitioner alerted the F.B.I. and this court about the aforestated “alleged stipulation,” that this petitioner only saw as an attachment in an email from Mr. Burge. (This petitioner having sent copies of the emails between Mr. Burge and this

petitioner.) How can this court, let alone the U.S. Department of Justice not find “legal issues” with “GOOGLE INC,” PREFERRED PHYSICIANS CARE PC, Colucci & Gallaher, RUPP BAASE PFALZGRAF CUNNIGHAM LLC, and the respondents’ in S. Ct. Docket 18-8959? Specifically when the complaint filed in the W.D.N.Y. has the exhibited *evidence included in the pleading? Does Frank P. Geraci Jr., have any relevant excuses, his court staff and officers’, the Administrative Offices of the U.S. Courts Director James C. Duff? Referring to the letters’ sent to him...is it abuse, fraud, or misconducts’? Where’s chief justice, (also the chief judge of the Judicial Conference of the United States. As every viable and legally relevant judicial misconduct complaint before the Judicial Council for the 2d Cir., this petitioner filed, (with substantially over a preponderance of the evidence,) was “collectively” denied. John Roberts Jr’s., {let alone this court’s,} ANSWER TO THE MOTION FOR RECUSAL OF THE CHIEF JUSTICE? ILLEGAL IMMIGRANTS’ ARE GIVEN A “FAIR HEARING,” BUT THIS IN FORMA PAUPERIS MOTION APPROVED PRO SE LITIGANT, IN FRANK P. GERACI JR.’S, U.S.F.C.C. JUDGE EDWARD DAMICH’S COURT’S, DENIED THIS PETITIONER PROCEDURAL CIVIL DUE PROCESS...WHAT ABOUT ILLEGAL ISN’T UNDERSTOOD BY THIS OR ANY OTHER COURT?*

This country has become a perverted version of the ideals’ of its *Manifest Destiny*. Only to permit a “culture” of dictatorial-determinant electronic enslavements’ and multitude of imprisonments’ by “*Big Tech.*” Facilitating societies’ highly addictive narcotic drug like dependances’ on “vehicles” of *misinterpreted facets of the “free exchange” of ideas, information, and the implicit understanding; that our federal constitution’s Bill of Right’s 1st Amendment...precludes CENSORSHIPS’*. Yet our houses of congress and this court allows

these infringements' against our 1st Amendment right's?

This *in forma pauperis pro se litigant-appellant* petitioner can only call on a higher power. That, (is it possible,) this higher power find our posterity's consent to the usurpations' that are clear and evidently present in the legislative and judicial branches of our federal government?

May this higher power, (*not of man made computer or ideological technologies of an "artificial" composition*,) find its way to all people of like mindedness, and may **WE THE PEOPLE** unite in the common struggle to find the **TRANQUILITY, JUSTICE, AND BLESSINGS OF LIBERTY** STOLEN FROM "POLITICAL BANDS." Effecting *our SAFETY, HAPPINESS, AND PRUDENCE...FROM THE NEW POST INFORMATION ERA FORMS OF SUFFERING "ESTABLISHED" BY THE "BIG FOUR TECH 'COMPANIES."*"

Thomas Jefferson's letter to the Danbury Baptist Association January 1, 1802...

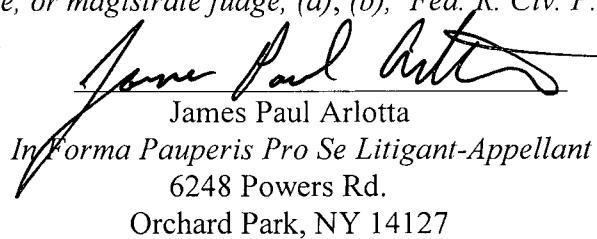
"Believing with you that religion is a matter which lies solely between Man & his God, that he owes account to none other for his faith or his worship, that the legitimate powers of government reach actions only, & not opinions, I contemplate with sovereign reverence that act of the whole American people which declared that their legislature should "make no law respecting an establishment of religion, or prohibiting the free exercise thereof," thus building a wall of separation between Church & State. [Congress thus inhibited from acts respecting religion, and the Executive authorised only to execute their acts, I have refrained from prescribing even those occasional performances of devotion, practiced indeed by the Executive of another nation as the legal head of its church, but subject here, as religious exercises only to the voluntary regulations and discipline of each respective sect.] Adhering to this expression of the supreme will of the nation in behalf of the rights of conscience, I shall see with sincere satisfaction the progress of those sentiments which tend to restore to man all his natural rights, convinced he has no natural right in opposition to his social duties..."

That our posterity, (not subject light and transient dispositions',) find its home through a general welfare; furthered in our common defense of ...**ALL ENEMIES FOREIGN AND DOMESTIC.** (Paraphrased from and through the Declaration of Independence and our federal Constitution's *Preamble*.) Afford **WE THE PEOPLE OF THE UNITED STATES, AND OUR ENSHRINED**

LEGAL DOCUMENTS' THE REHEARING THEY DESERVE THROUGH S. CT. DOCKET NO.: 18-8959 et al.. NOT ARTIFICIAL INTELLIGENCE THROUGH THE "BIG FOUR" OR THE ROMAN CATHOLIC GOD THROUGH vatican city state...

Certificate of Party not Represented by Council

I, James Paul Arlotta, hereby certify that this Petition for Rehearing, is *indeed without question*, presented in Good Faith and nor for delay. On this date.. 07/08/2019..before this court, and that its grounds are of a controlling effect. Of and through...S. Ct. R. 44.3 *Rehearing, Fed. R. Civ. P. 12 Defenses and Objections, Fed. R. Civ. P. 55 Default Judgement (a) entering a default, Fed. R. Civ. P. 4 Summons (C) Service (3)By a marshal, 28 U.S.C. § 455 Disqualification of justice, judge, or magistrate judge, (a), (b), Fed. R. Civ. P. 41 Mandate, Issuance and Effective Date (4).*


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