

No. 19-5526

ORIGINAL

FILED  
MAY 11 2019  
OFFICE OF THE CLERK  
SUPREME COURT, U.S.

IN THE  
SUPREME COURT OF THE UNITED STATES

FRANCES W. LAKE — PETITIONER  
(Your Name)

vs.

ROBERT WILKIE — RESPONDENT(S)  
SECRETARY OF VETERANS AFFAIRS

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE FEDERAL  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE) CIRCUIT

PETITION FOR WRIT OF CERTIORARI

FRANCES W. LAKE  
(Your Name)

2385 DOLLY RIDGE RD. APT. 352 E  
(Address)

VESTAVIA, AL 35243  
(City, State, Zip Code)

205/874-9674  
(Phone Number)

## QUESTION(S) PRESENTED

FRANCES LAKE, 85½ years old widow of Melvin Lake, VETERAN, HAS SPENT 9 YEARS SINCE BEING MEDICALLY APPROVED FOR VA PENSION (9/2010) TRYING TO PROVE INCOME AFTER MEDICAL EXPENSES WERE WITHIN MAPR.

RIGHT ARM HAS CADAVER BONE WITH REVERSE PROSTHESIS - DONOT HAVE REACHABILITY. 1/17/2005

LEFT ARM HAS REVERSE SHOULDER PROSTHESIS 12/2010

PARATHYROIDECTOMY 2/2018 (MONITORING NODULES ON THYROID)

DIABETIC, ARTHRITIS, DISC SPACING AND MORE

ONLY PROBLEM WAS GETTING RECEIPTS, ETC. TO PROVE GROSS LESS MEDICAL WAS WITHIN MAPR.

PAID DR. 2 TIMES, <sup>ONE</sup> WAS NOT CHARGED - THIS WAS AFTER ORIGINAL APPROVAL - BECAUSE WHOEVER I COULD CONTACT ACTED EACH TIME AS THOUGH I WAS STARTING OVER.

LOST MY HUSBAND, HOUSE (SOLD LESS), BANKRUPTED, HAVE HAD TO HIRE EVERYTHING, MOVED TO APARTMENT

SOLD CAR (2008 MODEL) AFTER BORROWING MONEY 9/2017 UNIT TO MOVE TO TOWN VILLAGE (2,490.80/MO. WITH INCREASE 4% EACH FEBRUARY). HAVE HAD CARE, BUT NEED MORE AS TIME GOES ON. MAY HAVE TO MOVE. DID NOT HAVE MONEY UNTIL THIS TO ENTER TOWN VILLAGE

FINALLY, AFTER MULTIPLE APPEALS, MUCH MONEY SPENT, TIME, STRESS - DECISION 2/13/2019 FROM UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT (APPENDIX A - INCLUDED) WAS CLEAR. I DID AS I WAS DIRECTED - SENT INFORMATION TO ALABAMA REGIONAL OFFICE 2 TIMES - NO RESPONSE - (SENT UPS AND SIGNED FOR)

AFTER 9 YEARS OF EFFORT ON BOTH SIDES - AND MY CASE BEING CREDIBLE - IN THE INTEREST OF JUSTICE AND FAIRNESS - WILL THE U.S. SUPREME COURT PLEASE RESPECT DECISIONS GIVEN BY LOWER COURTS AND INTERVENE TO ALABAMA (UNDERSTAND THEY ARE WAY BEHIND) TO APPROVE PENSION/BENEFITS - MY CLOCK IS TICKING.

## 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

PAGE NUMBER

I DO NOT HAVE ACCESS TO  
RESOURCES

SEE REFERENCES IN DECISION  
OF 2/13/2019 SHOWN AS APP. A

STATUTES AND RULES

OTHER

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 A to the petition and is *? I HAVE NO WAY TO KNOW*

- \* {  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 \_\_\_\_\_ 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 \_\_\_\_\_ 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.

## JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was FEBRUARY 13, 2019

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 \_\_\_\_\_.  
A copy of that decision appears at Appendix \_\_\_\_\_.

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

I DO NOT HAVE ACCESS TO RULES, REGULATIONS,  
PROVISIONS INVOLVED.

I HAVE RELIED ON THOSE "IN CHARGE" -  
SUCH AS VETERANS ADMINISTRATION,  
JUDGES OF COURTS



STATEMENT OF THE CASE

Veteran - Melvin E. Lake  
VA File No. 17 671 866

Wife - Frances W. Lake

(1) Entitlement to Aid and Attendance allowance established effective September 28, 2010

(2) Income based payment - I could not prove medical expenses at that time. Because of handicap - had to hire everything. Circumstances prevented me from getting correct information to VA.

Had to sell house for less, bankrupt, move to an apartment. Did not have enough money to go to senior home until I borrowed money on 11-year old car and moved to Town Village 9/25/2017 - I had passed out twice - and needed to move.

Re - VA

After Court decision February 13 2019 - I mailed UPS (signed for) two times to Montgomery. Just found out an "Agent" now has opened file. My income is within MAPR - and I only have about \$427/month for doctors, drugs, personal items. Was told I should hear by November 21, 2019.

My faith level has dropped - but I'm protecting time limits in case - this drag on. I am 85 years old

I pray the Court can expedite my case with Veterans Administration so I will not have to move.

Frances W. Lake

## REASONS FOR GRANTING THE PETITION

To EXPEDITE MY 9 YEAR OLD CASE FOR PENSION/  
BENEFITS. IN HOPES SOMEONE OR SERVANT OF  
THE UNITED STATES CAN MAKE THIS HAPPEN  
BEFORE I DIE —

Too much money, TIME, HUMAN RESEARCH, STRESS  
HAS OCCURRED — ON BOTH SIDES

Does someone see THE NEED TO HELP —  
AND ACT ON THE FACTS

Re-evaluation OF VA PROCEDURES ARE  
IN ORDER TO PREVENT THIS — VETERANS,  
AND FAMILIES ARE IN NEED —

I NEED HELP — I DON'T WANT TO HAVE TO  
LEAVE THE CARE I HAVE — AND WHAT I  
WILL NEED IN THE FUTURE

**CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Francis W. Lake

Date: July 31, 2019