

IN THE SUPREME COURT
OF THE UNITED STATES

In re: ANTWOYN SPENCER
Petitioner

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Case No. 19-7047
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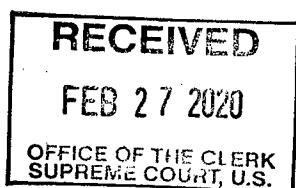
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PETITION FOR REHEARING OF AN ORDER DENYING
A PETITION FOR WRIT OF MANDAMUS

COMES NOW Petitioner, Antwoyn Spencer proceeding pro se, and hereby respectfully submits this petition for rehearing on the following substantial grounds:

This Court has power pursuant to Article III, Section 1, Section 2, Clause 1 & 2 of the United States Constitution, 28 U.S.C. §1254(1), and 28 U.S.C. §1651(a) to issue a writ of mandamus. Furthermore, the peremptory writ of mandamus has traditionally been used in federal courts "to confine an inferior court to a lawful exercise of its prescribed jurisdiction or compel it to exercise its authority when it is its duty to do so." Will v United States, 389 U.S. 90, 95, 19 L. Ed. 305, 88 S. Ct. 269 (1967) quoting Roche v, Evaporated Milk Ass'n, 319 U.S. 21, 26, 87 L. Ed. 1185, 63 S. Ct. 938 (1943). Repeated decisions of the Supreme Court have established the rules that mandamus "will lie in a proper case to direct a subordinate Federal Court to decide a pending cause." Insurance Company v Comstock, 83 U.S. (16 Wall.) 258, 270, 21 L. Ed. 493 (1872); Thermtron Prods. Inc. v Hermansdorfer, 423 U.S. 336, 352, 46 L. Ed. 2d 542, 96 S. Ct. 584 (1987) and Will v Calvert Fire Ins. Co., 437 U.S. 655, 622, 57 L. Ed. 2d 504, 98 S. Ct. 2552 (1978).

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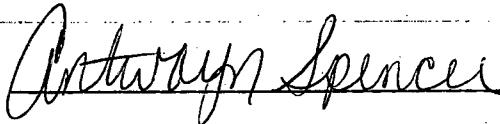
CONCLUSION

Wherefore, all of the above stated stated petitioner prays the instant petition is granted and writ of mandamus is issued.

CERTIFICATE OF COMPLIANCE

Pro se petitioner certifies this petition for rehearing complies with Rule 44 of the Rules of this Court. This petition is restricted to other substantial grounds not previously presented. It is presented in good faith and not for delay.

Signed



(2/21/2020)

Antwoyn Spencer, Petitioner

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