



NO. 19-7095

SUPREME COURT OF THE UNITED STATES

IN-RE: DAVID L. SMITH
PRO-SE APPELLANT

RULE 44 REHEARING

APPELLANT DOES HEREBY REQUEST COURT TO VACATE ITS
MARCH 2, 2020 DENIAL ORDER.

APPELLANT REQUEST COURT TO LIBERALLY CONSTRUCT HIS
PRO-SE PETITION FOR WRIT OF HABEAS CORPUS, AS A ^S1983
CLAIM OF CRUEL AND UNUSUAL PUNISHMENT, BY APPELLEES
FAILURE TO INSTALL AIR CONDITIONING IN DORMS A, B, C,
D, E AND SEGREGATION, THAT CAUSES OVER-LOAD OF THE AIR
CONDITIONING SYSTEM IN SUMMER MONTHS IN THE DINING
ROOM AT PENDER CORRECTIONAL, BECAUSE WHEN THE INMATES
FILL THE DINING ROOM AT MEAL TIME, AFTER LEAVING THE
DORMS WITH INDOOR TEMPERATURES AROUND 98.6, THE CROWD
QUICKLY HEATS UP DINING ROOM AND KITCHEN AREA, CAUSING
INMATE LINE SERVER SWEAT TO DRIP INTO THE HOT FOOD
CONTAINER AND INMATES SWEAT IN THEIR DINN TRAYS,
SO ALL FOOD IS CONTAMINATED WITH SWEAT, DURING SUMMERS.

APPELLANT REQUEST COURT TO IMMEDIATELY ISSUE INJUNCTION, CAUSING AIR CONDITIONING UNITS OF AT LEAST 50,000 BTU TO BE INSTALLED IN DORMS A, B, C, D E AND SEGREGATION, AT PENDER CORRECTIONAL FACILITY.

APPELLANT REQUEST COURT TO ISSUE JUDGMENT FOR PUNITIVE DAMAGES OF \$700,000 TO BE DEPOSITED ELECTRONICALLY IN HIS TRUST ACCOUNT NUMBER 0375340.

DAVID L. SMITH
0375340
P.O. BOX 1058
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X David L. Smith
APPELLANT'S SIGNATURE