

No. 19-10097

**19-7266**

IN THE

SUPREME COURT OF THE UNITED STATES

MICKIE STONE

(Your Name)

**ORIGINAL**

— PETITIONER

vs.

CENTENE CORPORATION

— RESPONDENT(S)

FILED

APR 22 2019

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR  
THE ELEVENTH CIRCUIT.

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

MICKIE STONE

(Your Name)

4969 SW 32<sup>nd</sup> Terrace

(Address)

Ft. Lauderdale, Fla 33312

(City, State, Zip Code)

954-816-9627

(Phone Number)

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USCA11 NO 19-10097 TENE  
CORP

QUESTIONS FOR REVIEW

Whether the Court in the United States Court of Appeals for the Eleventh Circuit erred in denying my motion for leave to proceed on appeal in forma pauperis, by claiming it was frivolous, and incorrectly citing *Napier v. Preslicka*, 314 F.3d 528, 531 (11<sup>th</sup> Cir.2002); 28 U.S.C. § 1915(e)(2)(B).

STATEMENT OF THE CASE

This matter comes to this court on a Petition for Writ of Certiorari because the United States Court of Appeals for the Eleventh Circuit would not consider that my EEOC Complaint was denied because of lack of timely filing. I believe that the time for filing should have been tolled since I was incapable, both physically and mentally, from timely filing the EEOC Complaint due to an incapacitating illness which prohibited me from acting properly on my behalf. See EEOC Charge of Discrimination (Appendix 3) and EEOC Dismissal and Notice of Rights (Appendix 4).

## 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:

## RELATED CASES

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

*federal + appellate  
courts  
decision*

☒ For cases from **federal courts:** *"see reports"*

The opinion of the United States court of appeals 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☐ is unpublished.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 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.

1.

*Federal court dismissed without  
by Judge Bloom reason.  
of letter received  
from court house and  
now on file*

12/10/19

# STATEMENT OF THE CASE

I Nickie Ruler Stone have been trying to be compensated for loss of wages and discrimination/harassment by my former employer from 2010 → 2013 <sup>(Sunshine Health)</sup> Centene Corporation. There were several others terminated for age discrimination as well as being slightly slower than the average. I was terminated for my mental condition of bipolar disorder after being disclosed to my immediate supervisor Lauren Kirschner by a fellow employee Jill Martin while I was in intensive care at Memorial Hospital Hollywood Florida for (lithium toxicity) in which I required kidney dialyses for my condition and a week of supervision for memory loss and severe depression. I almost died !!

## REASONS FOR GRANTING THE PETITION

The memory loss was due to a chemical imbalance in my brain from the overmedicating by my primary care physician who prescribed the Lithium and did not monitor it properly. The depression was a combination of things: bugging by my supervisor daily and daily writeups for my behavior which was perfectly fine until she found out about my disease and told others to harass me until I quit. I insisted on getting a refresher course upon returning to work and passed with flying colors. The harassment continued, subsequently causing my chest pain and cardiac catheterization. Fred anyway!!!

The reason for the writ is  
clearly for a case of  
harassment / discrimination  
based on my mental stability  
in the workplace which  
was biased / illegal and decisions  
that were made by the federal and  
the appellate court system.

A decision to dismiss the  
case based on a statute  
which had no bearing on  
my case "at all!" (Appellate  
dismissal)

Thank you for  
your cooperation in  
this matter!

Michael Stone P.D.

Discrimination + Harassment  
(mental illness)

I HAD PREVIOUSLY RECEIVED RAVE  
REVIEWS FROM THE COMPANY AND <sup>my annual</sup> DOKERS.

EVEN APPLIED FOR A SUPERVISOR position.

I was admitted to the hospital for  
Lithium toxicity <sup>(in 2013)</sup> and almost died. After  
coming home from the hospital I was  
cleared to return to work by Dr. Yael  
Myers. According to the tolling rule / statute

I was unable to file my complaint  
because I was incapacitated from  
depression. <sup>until this year. (2018)</sup> I lost my job, my car, and

my independence after 40 yrs of practicing  
as an RN. When I returned to work.

<sup>after the hospitalization</sup>  
In <sup>(for the 1st time)</sup> 2013, the HR. dept, my 2 immediate  
supervisors began to harass me on a  
constant daily timeframe. I had chest

pains and underwent a cardiac catheterization  
by Dr. Chizner at Broward Health in S. Fla.

When I returned to work for the 2nd  
time I was told everything would be fine

but I was told to report to a room <sup>5 min</sup> later.  
where I was told my services were not

needed anymore even after passing a  
refresher course with flying colors.

This is Discrimination and Harassment  
to the best of my knowledge.

I was escorted out of the building and  
<sup>on harassed in front of my coworkers.</sup>

9/20/19

During the course of the past  
7 yrs since my incident with  
Centene Corporation (2013) fired. I have tried  
to work and volunteer at various  
unsuccessfully. I have been  
terminated because of my  
severe anxiety and memory loss  
caused by the depression I  
suffered following my termination  
unsubstantiated by my former  
employer SunShine Health  
one of the subsidiaries of  
Centene Corporation. Which is

now international! I am  
trying to work now as a school nurse  
the pay is ~~not even~~ 1/4 of what I was  
making previously at Centene.  
Thank you  
Marianne Stone

I am  
a school nurse  
which is less stressful  
\*but not  
successful  
due to  
my mental  
condition  
permanent  
memory  
loss from

chronic toxicity + ECT therapy

1. 1.  
NAPIER VS PRESICK.  
(Appellate court.)

Section 1997e(e) states that  
NO FEDERAL CIVIL ACTION  
MAY BE BROUGHT BY A  
PRISONER CONFINED IN A  
JAIL, PRISON, OR OTHER  
CORRECTIONAL FACILITY FOR  
mental or emotional injury  
suffered while in custody  
without a prior showing  
of physical injury.

Am I considered a prisoner ???  
this has nothing to do with my case.

Thank you,

Mickie R. Stone.

11/26/19.

### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Mickel Stone

Date: 11/26/19