

DK# No. 19-1303-CV-
No. also within purview to redressable appeal, 898-10-16 (no.)
VSCA 8. Jan. Term, 2020

IN THE
SUPREME COURT OF THE UNITED STATES

of America
Misbah Abdul-Kareem — PETITIONER
(Your Name)

The (vt) Dept. of Health & (Venue) The District of Vermont — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO
The United States Court of Appeals
for the 2nd Circuit, New York, NY
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Misbah Abdul-Kareem

(Your Name)

40 East Main Street

(Address)

P.O. Box 1682 Wilmington, VT
05363

(City, State, Zip Code)

1-802-391-7555

(Phone Number)

QUESTION(S) PRESENTED

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Topics and Questions that Abdul-Kareem will present within regards to docketed-Matter No. 19-1303-cv.

Question # 1:

Will the Supreme Court of The United States of America see my point of view; and my reasoning behind why I have filed this "Writ of Certiorari" within regards to docketed-Matter No. 19-1303-cv?

Question # 2:

Did the Supreme Court of The United States have the Copy of The U.S.D.C. of Appeals for the 2nd Circuit, December 18th, of 2019 decision; made by the 2nd Circuit's 3 Judge panel, which was mailed to the United States Supreme Court by me, by Way of mail?

Question # 3: I began my appeal ~~on~~ ^{on} December 27th, of 2016, why has ~~been~~ ^{been} able to durate so long still ~~in~~ ⁱⁿ 10 months

that this matter is still remaining in ~~an~~ ~~open~~ status?
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Question #4; I will ask of the U.S. Supreme Court panels to legally explore that all of my Casefile information, among all of my current locations^(to participants) is still accessible by way of re-pulling and redressing my entire casefile, within regards^{to} Abdul-Kareem Vs. The Vermont Department of Health; ever since the docket on this case was 18-cv-164. That of^{former} Casefile documents are no longer filed among court chronology, and legally locatable; when this issue does pose an (immediate) 'red flag' among my former & current court locations & venues) within the states of Vermont, Minnesota and/or New York?

Question #5:

Why did the Brattleboro Retreat Hospital as well as any state hospital within the state of Vermont; present (via) hospital or (via) court presence, that I was not to be physically transported, and immediately released from the BRHSC^{as well} proceeding 3 incidents of assault over a duration of 4 months & 13 days that took

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:

Abdul-Kareem: (Participant #1)
The Vermont Department of Health: (Participant #2)
Benjamin Battles: Attorney for (VDH) (Participant #3)
The District of Vermont (BUTLAND): (Participant #4)
The U.S.D.C. of Appeals: For the 2nd Circuit (Participant #5)
The Supreme Court of the U.S. of A's ^{clerks/panel/jobs} (Participant #6)

RELATED CASES

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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 _____ to the petition and is

reported at The 2nd Circuit Court 12/18/2019; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished. Attached to brief.

The opinion of the United States district court appears at Appendix _____ to the petition and is

reported at U.S.D.C. of A (2nd circuit) March 3rd, 2020; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished. Attached to brief.

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 A case filed at The Windham County Superior Court (AVLND); or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

The opinion of the Windham County Superior court appears at Appendix _____ to the petition and is

[] reported at 8 cases filed at The District of (AVLND); or, (AVLND)
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

**United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007**

**ROBERT A. KATZMANN
CHIEF JUDGE**

Date: March 03, 2020
Docket #: 19-1303cv
Short Title: Abdul-Kareem v. Vermont Department of
Health

**CATHERINE O'HAGAN WOLFE
CLERK OF COURT**

DC Docket #: 18-cv-164
DC Court: VT (RUTLAND)
DC Judge: Crawford
DC Judge: Conroy

NOTICE OF DOCUMENT RETURNED

The enclosed memorandum to re-look, re-open and the certificate of service is rejected for filing because the:

- moving party is not counsel of record.
- response may not be accepted because motion has been decided.
- relief requested must be sought in district court in the first instance.
- appeal is closed, and this Court no longer has jurisdiction.

Inquiries regarding this case may be directed to the undersigned 212-857-8522.

JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was December 18th, 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: 12/18/2019, 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 November 14th, 2019 (date) on 11/14/2019 (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

Vermont. Statutes. Annotated. Title 18. (Health)

§ 7616 etc. V. S. A Title 13 § 4817, 4814, 4816
Findings of Incompetency in the

face of multiple different civil cases,
and grounds. -Abdul-Kareem, "legally Questioned", the need to have been found

Incompetent to "stand a trial" on his
democratic incidents, which he (A-K) now

believed were to never occur, because
he has had legal arguments (civil court)

should have been granted even since
2015 within regards to outdated, prolonged

timeframes of payment. (Con unsecurable cash paid)
The 8th Amendment of the U.S. Constitution

Abdul-Kareem, in quote. "Why should I have
had to 'panhandle' if I have been being
used of legal money, that I have al-
ready petitioned the Courts to receive?"

I will also explain that the other
involved with this case are statutes
Banks. End quote.

Chapter 12. Vermont General Chapter 18
Title 1. V.R.C.P. V.B.C.P. Chap. (UK) ASSEMBLIES

Chapter 12. Writ of habeas corpus (S 3951. 8952 2002 2003)

STATEMENT OF THE CASE

Docketed Matter No. 19-1303-cv, & docketed Matter No. 78-4-19Wmch.

Additional Statement:

I Misbah Abdul-Kareem; was involuntarily hospitalized at Brattleboro Retreat Hospital over the duration of December 7th of 2016; until April 25th of 2017. On December 27th, of 2016, I was physically attacked by another hospital patient while on the BRH elevator. I filed a grievance, & an appeal to the grievance committee at BRH. The grievance committee decided to take no action on this matter. I then filed a "Writ of habeas corpus" to be released due to the matter of Attempted assault/assault. The Civil Court in Windham County neglected this reality of assault while being treated at a hospital and further more they failed to remit me to a court of law.

STATEMENT ON THE CASE

I will continue my statements, by bringing up the topic of a specific docket & case; that, which I Mosbah Abdul-Kareem; is the filer on. This docket & case is 78-4-18/19 Wmch. The docket has been subject to Wmch change, due to the year and County that this matter has been heard in. This matter started in the Washington County Superior Court (Civil Division) however ended in the Windham County Probate & Criminal Division, in Brattleboro, VT. The name of this case was & still is Abdul-Kareem v. The Custody & Care of the Commissioner of The Dept. of Mental Health. (Bailey) To be reported to my SSA soon not along with the disbarment. My final statings will be to request the Attorney General's desk (Donovan) along with the DMH Commissioner's desk (M. Bailey), as to if they might have had other avenues, for Abdul-Kareem, to had honestly and simply found closure through the legal system. I filed an Application for Discharge from the Custody and Care of the Commissioner. My DMH custody was dismissed on September 17 & 19 of 2019. However, along with the

STATEMENT ON THE CASE

Bottom page, in fine
print, not legible.

However, along with the
dismissal notice, I Abdul-
Kareem; also did file
for relief by way
of being Repaid 28,000
Dollars back. This Repay-
ment was shown to

The District of Vermont (Burl-
ington), as well as the
Washington County Superior
Court, as well as the
Secretary of State (Tom
Condos). I asked to be
repaid my SSA earnings
by the conclusion of
docketed - Matter No.
78-4-19 (Wm. J. White) Although,

Printed Name: Misbah A-Kareem

Signed Name: Misbah A-Kareem

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by September 17th, & 19th, of 2019. The department of Mental Health did have me discharged from theirs custody, however they failed to tell me, from a bonds standpoint if my judgement sought within regards to my earnings ^{being restored} was granted or denied. No judgement info- request was accom- plished along with their ^{September 19th of 2019,} Dismissal notice. I would like the I.S.S.C to aid me in seeking an answer on a default jud- gement.

REASONS FOR GRANTING THE PETITION

Abdul-Kareem's reasoning on granting his 3rd, & potentially final appeal process, goes as follows. Firstly, I will re-explain that the timeframe on this original Superior Court Matter, began in 2017, yet the grievance within the BRH began December 27th of 2016, 20 days after I arrived at BRH. My issue at hand, is the fact, and reality, of how long ago, this lawsuit & illegal matter began; that of I have needed & properly filed (via court) for timely answers, and legal response, my Appellees & Defendants/Respondents have not always been within accordance with the law, and the 21 day rule(s) among the Superior Court. In other words, I have proof within my casefile(s) that my Respondents are still ~~re~~ ~~making~~ in a "default judgement" status.

I will continue to explain, another reason on granting this appeal & petition. Proceeding, the 1st incident of assault at BRH, there were 2 male ~~book~~

REASONS FOR GRANTING THE PETITION

Incidents of assault, that occurred over me, yet this time by another patient; and mind your Justice, that this repeated issue was also neglected by hospital staff, and eventually neglected by the Windham ^(County) Superior Court system.

So, why should their court system, have been able to take no action on an incident as severe as assault, while ~~involuntarily~~ hospitalized?

—Abdul-Kareem; in quote, "As though I were to feel entrapped, able to be followed around and/or deemed, psychotic; yet, while also exposed to assault." End quote. ^{deemed psychotic, yet I, have been the patient or inmate exposed to assault.}

I will finally, also state, that the BBH continued to act as though I was able to be stipulated to their after-care proceeding no honest action as record ~~█~~ within regards to other patients endures of assault. In other words, for example Social Work and Patient Advocacy ^{had} a BBH, continued to tell me that I was only able to go to ^{carrying responde} Second Spring ^{South} ^{and} ^{BBH}

—Abdul-Kareem in quote, "As though they ^{still} had ^{and} authority over me, asking me on multiple occasions, they took no

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

PN
Misbah Abdul Karay
Date: 03/4/2020