

Dkt# No. 19-1303-CV-
No. also within purview to redressable appeal, 898-10-16 Chcr
USCA8. Jan. Term, 2020

IN THE
SUPREME COURT OF THE UNITED STATES

of America

Misbah Abdul-Kareem PETITIONER
(Your Name)

The (VT) Dept of Health & (Venu) The District of Vermont vs. The — 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)

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's, 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 ever since December 27th, of 2016, why has the court been able to durate so long without a decision?

that this matter is still remaining in a legal status?
Page 2 of 2

Question #4; I will ask of the U.S. Supreme Court panel(s) to legally explore that all of my casefile information among all court & removed 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 if ^(former) casefile documents are no longer filed among court chronology, and legally locatable; then this issue does pose an ^(if 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 BRH's ^(custody) proceeding 3 incidents of assault over a duration of 4 months & 13 days that I was ^(still) still in custody presently, with no recourse?

LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page.

[x] 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): Venue (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/pand/102} Pstb (Participant #6)

RELATED CASES

TABLE OF CONTENTS

OPINIONS BELOW.....	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	
STATEMENT OF THE CASE	
REASONS FOR GRANTING THE WRIT	
CONCLUSION.....	

INDEX TO APPENDICES

APPENDIX A

APPENDIX B

APPENDIX C

APPENDIX D

APPENDIX E

APPENDIX F

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 (NY, NY) 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 dated at The Windham County Superior Court (CRP Division); 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 & case filed at The District of (VT); or, (RUTLAND); or,
☐ 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
§ 761b etc. V.S.A. Title 13 § 4817, 4814, 481
findings) of incompetency in the
(ive) of multiple different civil cases
and grounds. Abdu-Kareem, "legally over-
sterns, the need to have been found
incompetent to "stand a trial" on his
demeanor incidents, which he (A-K) now
believed were to never occur, because
he has had legal arguments ^(civil court) through
should have been granted ever since
2012 & within regards to outdated, prolonged
timeframes of payment. ^(can unsecurable cash) The 8th Amendment of
Abdu-Kareem, in quote: "The U.S. Constitution
had to "handle" of "why should I have
used of legal money, that I have being
ready petitioned the courts to receive?"
I will also explain that ^{Benics.} the other statutes
involved with this case are
Chapter 12. Vermont General Chapter 1 &
Rule 1. V.R.C.P. V.B.C.P. Chapter 1 &
Chapter 12. Writ of Habeas Corp. (UK) Assemblies
CON PUSA S. 3951 2015 2012 2011

STATEMENT OF THE CASE

Docketed Matter No. 19-1303-CV; & docketed Matter No. 78-4-19Wmh.

Additional Statement;

I Mishah 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 even trial the case.

STATEMENT ON THE CASE


I will continue my statements, by bringing up the topic of a specific docket & case; that, which I Misbah Abdul-Kareem; is the filer on. This docket & case is 78-4-18/19 Wmuh. The docket has been subject to Wmuh. 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) My Final statings will be to re-question 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, now 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 (Sam
Condon). I asked to be
repaid my SSA earnings
by the conclusion of
docketed - Matter No. 0
78-4-19 (Whuh/Whuh) A. Hagh,

Printed Name:
Misbah A-Kareem

Signed Name:

Misbah A-Kareem

Page #
4 of 4

by September 17th, & 19th, of 2019. The department of Mental Health did have me discharged from their custody, however they failed to tell me, from a bond standpoint if my Judgement sought within regards to my earnings being restored was granted or denied. No judgement information was expedited along with their September 19th, of 2019, Dismissal notice. I would like the U.S.S.C. to aid me in seeking an annulment on default Judgement.

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 BAH began December 27th, of 2016, 20 days after I arrived at BAH. My issue at hand, is the fact, and reality, of how long ago, this lawsuit & illegal matter began. That if 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 rules) among the Superior Court. In other words, I have proof within my casefiles that my Respondents are still remaining in a "default Judgement" status.

I will continue to explain, another reason on granting this appeal & petition. Proceeding, the 1st incident of assault at BAH, there were 2 more (back

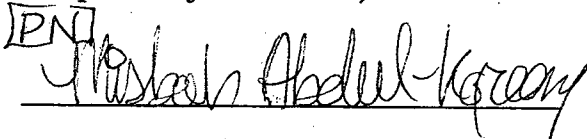
So, why should their court system, have been able to take no action on an incident as severe as assault, while involuntarily hospitalized?

I will finally, also state, that the
BRH continued to act as though I were
able to be stipulated to their after-care
proceeding no honest action or record
within regards to other patients incidents
of assault. In other words, for example
Social Work, and Patient Advocacy where a
BRH continued to tell me that I was only
able to go to Secant Spring (South) near BR
Abdul-Kareem in Quota. As though they still had authority over
1994, asking me anything that they took no record

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

 Mishbah Abdul Karim

Date: 03/4/2020