

PETITION FOR REHEARING

Petitioner respectfully petitions for rehearing of the Court's October 5, 2020 decision.

Specifically, it asks for an order,

- (1.) Granting rehearing and
- (2.) Setting the case for re-argument

Because 4; 6 and 28 U. S. C. § 2403 (a) may apply the Respondent's have been served with this Petition.

CONTROLLING EFFECT AND INTERVENING CIRCUMSTANCES

Petitioner assert that even being incarcerated as a pretrial detainee incarceration still a failed prison custom policy is designed to look over his Constitutional Rights and absent of every excluded hynois to intervene any possible incident pre-ordered or unexpected powers an adoption. However, the deputies consistence and wide spread see trial transcripts pg. 55, line 12-15 and the Court ask witness, Sgt. Patterson, do you recall that incident and admits he's had many since then. What petitioner assert over rides any denial or excess in violation and uncovers suspicion noticeable in the Magistrate Judge who manipulates these circumstances and intervenes and unjustifies their use of power and expects to hide a noticeable Constitutional Violation.

CONTROLLING EFFECT ABUSE OF POWER

Petitioner assert not only did the deputies insult Petitioner intelligence when the deputies intervened in total disregard to his Constitutional Rights to be protected from other deputies while being a pretrial detainee he can not be punish and for the deputies to undermine Petitioners rights when they charged with resisting arrest four (4) years, was an act demonstration mind control abuse of authority and Obstruction of Justice already expressing protection by adopting policy, but not sufficient enough to rely on their failed system.

CONTROLLING EFFECT

Petitioner assert that his Constitutional Rights have been violated when the Magistrate Judge undermined Petitioner's intelligence when he disregarded Petitioner's Summary Judgment and uses his effective control to alter Petitioner's Summary Judgment until after trial/evidentiary and based his ruling on the outcome of trial which is contrary to the Federal Rules of Civil Procedure. 56 28 U. S. C. A.

INTERVENE CIRCUMSTANCES

Petitioner assert he followed the rules of the Appellant procedure until completion of his appeal, and by the Clerk assisting Petitioner through the whole process, but when it was time, the three Judge panel intervened with an arbitrary and fraudulent ruling in order to protect the lower Court in their contrary ruling. Here the Circuit Court intervenes because of a protective order to serve the lower Court mistakes the panel makes wrong decision against their own ruling.

SUBSTANTIAL GROUNDS

Petitioner assert that because of these unpreident times and Justice Beth passing away before my conference, eight Justice's were not at their full capacity and without being able to replace Justice Beth in time, my situation would have been better and I could of got the vote I needed. However, by only eight (8) Chairman, I did not get the vote I deserved and without a ruling or decent how can I get the Justice that I'm fighting for when it seems like all the odds are against me?