

20-6114
No. _____

ORIGINAL

Supreme Court, U.S.
FILED

OCT 14 2020

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

SHONG-CHING TONG --- PETITIONER
(Your Name)

vs.

SUREME COURT OF CALIFORNIA -- RESPONDENT(S);

CURTIS A. KIN, Judge, Superior Court Of California,
County Of Los Angeles, Real Party In Interest

ON PETITION FOR A WRIT OF CERTIORARI TO
SUPREME COURT OF CALIFORNIA

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

PETITION FOR WRIT OF CERTIORARI

SHONG-CHING TONG
(Your Name)

1741 W. Phillips Drive
(Address)

Pomona, CA 91766
(City, State, Zip Code)

(626) 786-1864
(Phone Number)

QUESTION(S) PRESENTED

1. Whether Supreme Court of California, En Banc, had abused their positions denying Petitioner's filing of , S262227,
"Petition For Writ of Mandate/Prohibition or Other Appropriate Relief ?
(The "Supreme Court of California, En Banc" was
"The request for judicial notice is denied.
The petition for a writ of mandate/prohibition is denied."
The "Supreme Court of California, En Banc" had failed to show why
Judge Kin, on January 27, 2020, and at the same time, had falsely
filed his "Order Striking Statement of Disqualification",
"Exhibit A Verified Answer of Curtis A. Kin", and
"Minute Order" after Petitioner had filed" was OK ?
and Petitioner's
"Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin,
C.C.P. section 170.3 (c)(1), and C.C.P. section 170.1" was being ignored ? ".
2. Whether Supreme Court of California, Chief Justice Cantil-Sakauye, erred, on
4/15/2020, ordered to transfer to the Court of Appeal, Second Appellate
District, for consideration - - -, when Petitioner's Notice of Motion and
Motion for Order ordering judge Curtis A. Kin to obey "California Code of
Judicial Ethics Canon 'for Supreme Court's Ruling' " ?
3. Whether "Court of Appeal, State of California, Second Appellate District, Division
One", on "Apr 27, 2020," Case No. B305454, erred in IT "ORDER"
Denying Petitioner's "B305454" Petition ?
4. Whether Judge Curtis A. Kin ("Judge Kin"), Superior Court of California, County of

Los Angeles, had violated Petitioner Shong-Ching Tong's ("Petitioner") Filing of "January 22, 2020, Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin, C.C.P. section 170.3 (c)(1) and C.C.P. section 170.1" ?

5. Whether Judge Kin, on January 27, 2020, had violated California Code of Judicial Ethics (Canons) (Cal. Rule of Ct., Code Jud. Ethics) ?
6. Whether Judge Kin, on January 27, 2020, and at the same time, had falsely filed his "Order Striking Statement of Disqualification", "Exhibit A Verified Answer of Curtis A. Kin", and "Minute Order" after Petitioner had filed "Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin, C.C.P. section 170.3 (c)(1), and C.C.P. section 170.1" ?

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

1. Superior Court of California, County of Los Angeles, North Central District, Glendale Courthouse, Department E.
2. Court of Appeal, State of California, Second Appellate District, Division One.
3. Supreme Court of California, En Banc.

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TONG v. S.C. (PEOPLE), S262227, 5/18/2020

(2) Supreme Court of California. S261599. 4/15/2020

Supreme Court of California, S261599, 3/27/2020

APPENDIX B - Court of Appeal, State of California, Second Appellate District.

Division One, ORDER, B304098. 2/26/2020

... NUNC PRO TUNE ORDER. B304098, 4/27/2020

Court of Appeal, State of California, Second Appellate District.

Division One, ORDER, B305454. 4/27/2020

Court of Appeal, State of California, Second Appellate District.

Division One,

MEMORANDUM

Court of Appeal, State of California, Second Appellate District

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APPENDIX C - Superior Court of California, County of Los Angeles, North
Central District, Glendale Courthouse, Department E

APPENDIX D - Defendants, David W. Huang, M.D., Edward S. Chan, M.D.,
Sarah P. Du, Wei-Tung Kao, Pacific Orthopaedic Associates aka
Pacific Orthopaedic Medical Group, Inc.

APPENDIX E - Defendants' Attorneys, Ted H. O'Leary, Sara S. Rodriguez,
Robert B. Packer, Hilliary B. Powell, "Packer, O'Leary &
Corson".

APPENDIX F - Defendants and Defendants' Attorneys False Filing of -
"Notice of Unavailability of Counsel, 10/9/2019; "Declaration
of Counsel for Defendants Re: Order To Show Cause For
Non-Appearance To CMC and Demurrer/Motion To Strike
Hearing on 11-01-19; "All defendants' Notice of Motion for
Monetary Sanctions Against Plaintiff and Plaintiff's Counsel,
Jointly and Severally, in the amount of \$ 6,580 Pursuant to
C.C.P. §128.5 and §128.7, 9/27/2019",
and

All defendants' Notice of Motion and Motion for Sanction in
The Amount \$ 5,790 against Plaintiff Shong-Ching Tong and
Plaintiff's Counsel Stefan Robert Pancer and the Law Offices of
Stefan Robert Pancer, P. C., Jointly and Severally, Pursuant to
Civil Procedure C.C.P. §128.5 and/or Alternatively, Code of
Civil Procedure §128.7; . . . 1/2/2020.

TABLE OF AUTHORITIES CITED

CASES	PAGE NUMBER
Christie v. City of El Centro (2006) 37 Cal.Rptr.3d 718, 135 Cal.App.4 th 767	0068, 0070, 0075, 0077, 0105, 0112, 0115, 0126
Peracchi v. Superior Court (2003) 135 Cal.Rptr.2d 639, 30 Cal.4 th 1245, 70 P.3d 1054	0069, 0076, 0105
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Curle v. Superior Court (2001) 103 Cal.Rptr.2d 751, 24 Cal.4 th 1057, 16 P.3d 166	0071
Adoption of Richardson (1967) 251 Cal.App.2d 222, 59 Cal.Rptr. 323	0071, 0072, 0078
People v. Peoples (2016) 62 Cal.4 th 718, 198 Cal.Rptr.3d 365	0071, 0078, 0112
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Schessler v. Keck (1954) 125 Cal.App.2d 827, 271 P.2d 588	0076
Turner v. Milstein (1951) 103 Cal.App.2d 651, 230 P.2d 25	0076
Colvig v. RKO General, Inc. (1965) 42 Cal.Rptr. 473, 232 Cal.App.2d 56	0076
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Leland Stanford Junior University v. Superior Court (1985) 173 Cal.App.3d 403	0081
In re Morelli (1970) 11 Cal.App.3d 819	0082
Urias v. Harris Farms, Inc. (1991) 234 Cal.App.3d 415	0082
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STATUTES AND RULES

CCP section 170.3 (c)(1)	0067, 0082, 0083, 0104, 0105, 0106, 0109, 0111, 0112, 0113, 0115, 0116, 0117, 0120, 0122
CCP section 170.2	0082
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C.C.P. 2025.220	0117
C.C.P. § 170(5)	0071, 0077
C.C.P. § 170(a)(6)	0071, 0077

OTHER

California Code of Judicial Ethics [3][a] Canon 1	0072, 0106
California Code of Judicial Ethics [3][b] Canon 2	0072, 0106
California Code of Judicial Ethics [3][c] Canon 3	0072, 0107
Canon 1, 2, 3 – California Code of Judicial Ethics	

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.

I.

OPINIONS BELOW

[] For cases from **federal counts**:

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.

[X] For cases from **state courts**:

The opinion of the highest state court to review the merits appears at
Appendix A to the petition and is

[] reported at _____; or,
[] has been designated for publication but is not yet reported; or,
[X] is unpublished.

The opinion of the "State of California, Court of Appeal, Second
Appellate District, Division One" Court,
Appears at Appendix B to the petition and is

[] reported at _____; or,
[] has been designated for publication but is not yet reported; or,
[X] is unpublished.

II.

JURISDICTION

[] For cases from **federal court**:

The date on which the United States Court of Appeals decided my case was _____.

[] No petition for rehearing was timely filed in my case.

[] A timely petition from rehearing was denied by the United States Court of Appeals 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. §1254(1).

[X] For cases from **state courts**:

The date on which the highest state court decided my case was July 15, 2020. A copy of that decision appears at Appendix A.

[] 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).

III.

CONSTITUTIONAL AND STATUTORY PROVISION INVOLVED

1. Supreme Court of California, S262227, En Banc, May 11 2020;
Supreme Court of California, S261599, APR 17 2020 (NO En Banc)
Petition For Writ of Mandate/Prohibition or Other Appropriate Relief; Request
for Judicial Notice.
2. Court of Appeal, State of California, Second Appellate District, Division One
 - 1) B304098, (Super. Ct. L.A. County, No. DJ52738), ORDER, 2/26/2020;
 - 2) B304098, (Super. Ct. L.A. County, No. 19GDCV00223,
NUNC PRO TUNC ORDER, 4/27/2020);
 - 3) B305454, (Super. Ct. L.A. County, No. 19GDCV00223), ORDER, 4/27/2020
 - 4) B299661, (Super. Ct. L.A. County No. BR053913), (Trial Ct. Case No.
DJ52734), MEMORANDUM OF NO TRANSFER, 8/14/2019
 - 5) B302112, (Super. Ct. L.A. County No. DJ52734), ORDER, 11/21/2019)
3. Superior Court of California, County of Los Angeles, North Central District,
Glendale Courthouse
 - 1) Order Striking Statement of Disqualification;
Exhibit A, Verified Answer of Curtis A. Kin; Cause (170.1/170.3) stricken.
 - 2) Minute Order after Petitioner had filed
“Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin,
C.C.P. section 170.3 (c)(1), and C.C.P. section 170.1”.
 - 3) Minute Order, by judge Kin on 6/29/2020; while Supreme Court of California,
En Banc, Had Not Been Decided.
(The “En Banc” was issued on 7/15/2020).

IV.

STATEMENT OF THE CASE

- 1) On 8/1/2012, because Petitioner's right shoulder had severe pain, Petitioner had asked Doctor Randall A. Farac for advice.

Because Petitioner has been an elderly person, had four surgeries on left hip, two being replacements, and did not elect to have surgery on the right shoulder. Dr. Farac, thus, did not treat Petitioner. Later, Dr. Farac and Petitioner left the "Pacific Orthopaedic Associates".

The total pages were 313 pages giving by defendant David Huang -

" 'Cover Page,' (other Different Pages), and 'End of Patient Record' ".

(Exh 1)

- 2) Because of Petitioner's Shoulders and Back Pain, Petitioner, as recommended by defendant David Huang, MD, after 1/16/2014, had Shoulder and Back Pains treated by defendant Huang and physical therapist PT Alston Kao. Petitioner had (10/30/2014 – 12/30/2014), (10/30/2015 – 11/17/2015), (11/14/2016 – 12/30/2016), and (10/01/2017 – 10/12/2017) treatments (The PT **had limited** allowed - half treatments.) (The "physical" was copied from defendant Huang, MD).

(Exh 2)

(Because defendant Edward S. Chan's, MD, false allegation that he had treated Petitioner's Shoulders and Back Pain and no more treatments remaining for Petitioner, Petitioner could not have feet treatments provided by other Doctors.)

- 3) On 04/28/2015, Petitioner had a car accident. Driver paid for Petitioner's car repair.
- 4) On 02/22/2018, after defendant Huang had missed Petitioner's "9/23/2014 PELVIS/PELVIS" and "6/27/2017 2V PELVIS/PELVIS" HIP Broken matters,

Petitioner's "Left HIP/HIP" had proved that defendant Huang had failed to find Petitioner's "Left Hip" Broken matter. (Exh 3)

On 09/21/2018, defendants Huang and "Pacific Orthopaedic Associates" aka "Pacific Orthopaedic Medical Group, Inc." mailed eight (8) Petitioner's "Patient Image" to Petitioner

5) On or about 12/19/2018, defendant Sarah P. Du, who was an "Accounts Receivable Manager of Pacific Orthopaedic Associates," falsely alleged to Petitioner's Counsel that Petitioner had received payments from "Centers for Medicare & Medicaid Services." Defendant Du's false report was ignored by "Centers for Medicare & Medicaid Services." (Exh 4)

6) Defendant "Edward S. Chan, MD" had never been Petitioner's "MD" from 8/1/2012 to 2/22/2018 and Petitioner had never met "Defendant Chan" while Petitioner had defendant Huang's PT treatments. (Exh 5)

7) Because

defendants', David Huang, MD., Edward S. Chan, MD., Sarah P. Du,

Wei-Tung Kao, Pacific Orthopaedic Associates, aka,

Pacific Orthopaedic Medical Group, Inc.,

and **defendants attorneys'**, Ted H. O'Leary, Sara S. Rodriguez,

Robert B. Packer, Hilliary B. Powell, 'Packer, O'Leary &

Corson' " **repeated** filings of False/Abuse of -

"Notice of Unavailability of Counsel", DATED: 10/9/2019, (Exh 7)

“Declaration of Counsel For Defendants Re: Order To Show Cause For Non-Appearance To CMC and Demurrer/Motion To Strike Hearing on 11-01-19”, DATED: 11/01/19, (Exh 8)

“All defendants’ Notice of Motion and Motion for Monetary Sanctions Against Plaintiff and Plaintiff’s Counsel, Jointly and Severally, in the amount of \$ 6,580 Pursuant to C.C.P. §128.5 and §128.7. DATED:

9/27/2019”, (Exh 9)

and

“All defendants’ Notice of Motion and Motion for Sanctions in the amount of \$ 5,790 Against Plaintiff Shong-Ching Tong and Plaintiff’s Counsel Stefan Robert Pancer and the Law Offices of Stefan Robert Pancer, P. C., Jointly and Severally, Pursuant to Code of Civil Procedure §128.5 and/or Alternatively, Code of Civil Procedure

§128.7; , , , DATED: 1/2/2020”, (Exh 10)

judge Kin **had been tricked** by Defendants’ Huang, Chan, Du, Kao, and defendants’ attorneys, O’Leary, Rodriguez, Packer, Powell and ‘Packer, O’Leary & Corson’ and **had ignored** Petitioner’s filing -

“Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin, C.C.P. section 170.3(c)(1), C.C.P. section 170.1”,

and the “California Code of Judicial Ethics” had been enclosed.

(Canon 1, 2, 3 – California Code of Judicial Ethics).

- 8) On January 21, 2020, Petitioner filed a “Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin (“Judge Kin (State of California)”; C.C.P.

section 170.3(c)(1); C.C.P. section 170.1” to have judge Kin removed after defendants’ attorneys had twice filed “Code of Civil Procedure, §128.5 and/or Alternatively Code of Civil Procedure §128.7” against Petitioner and Petitioner’s Counsel, Stefan Robert Pancer. (Exh 11)

- 9) After Judge Kin had been served with Petitioner’s “Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin; C.C.P. section 170.3(c)(1); C.C.P. section 170.1” on 1/21/2020. On January 27, 2020, judge Kin filed his “Order Striking Statement of Disqualification; Exhibit A Verified Answer of Curtis A. Kin; Minute Order - Order Striking Statement of Disqualification is issued and had served; The Challenge to Judicial Office –Cause (170.1/170.3) Filed by SHONG-CHING TONG on 01/22/2020 is ordered stricken; Certificate of Mailing is attached.”

Judge Kin ignored petitioner’s filing and his own violations of Minute Order. (Exh 12)

- 10) Because “defendants”, ‘Huang MD; Chan MD; Du; PT Alston Kao’s, false matters as Petitioner had reported, on 02/28/2019, Petitioner’s Counsel Pancer filed a Complaint for “Fraud, General Negligence, Intentional Tort, Intentional Infliction of Emotional Distress, Negligent Infliction of Emotional Distress, Exemplary Damages Attachment.”

(Exh 13)

Because (1) defendants false accusations (10/9/2019),

(2) Defendants Attorneys false “Notice of Unavailability of Counsel”

and false “Declaration of Counsel For Defendants RE: Order to show cause for non-appearance at CNC and Demurrer/Motion to strike hearing on 11-01-19” (11/11/2019),

(3) Defendants false “All defendants’ Notice of Motion and Motion

for Monetary sanctions against plaintiff and plaintiff’s counsel, jointly and severally in the amount of \$6,580 pursuant to C.C.P. §128.5 and § 128.7 (9/27/2919),

(4) All defendants’ Notice of Motion and Motion for Sanctions in the

amount of \$5,790 against plaintiff Shong-Ching Tong and plaintiff’s counsel Stefan Robert Pancer and the law offices of Stefan Robert Pancer, P. C., jointly and severally, pursuant to code of civil procedure §128.5 and/or alternatively §128.7 . . . (1/2/2020).

And Because of (1), (2), (3), and (4) matters, Petitioner’s Counsel Pancer did not want to help Petitioner and quit.

11)

(1) On 11/21/2019, Court of Appeal of the State of California, Second Appellate District, Division One, B302112, issued an “ORDER”, which was incorrect. (Exh 14)

On 8/14/2019, Court of Appeal of the State of California, Second Appellate District, Division One, B299661, issued a “Memorandum of No Transfer”, which was incorrect. (Exh 15)

(2) On 4/27/2020, Court of Appeal of the State of California, Second Appellate District, Division One, after several changes, with B304098, issued the “NUNC PRO TUNC ORDER” –

On its own motion, the Court orders that the trial court number on the order issued February 26, 2020 in petition on B304098 is hereby corrected to 19GDCV00223.”

(Exh 16)

(3) On Apr 27, 2020, the Court of Appeal of the State of California, Second Appellate District, Division One, B305454, an “ORDER”

“THE COURT *:

The petition for writ of mandate, filed in the Supreme Court of March 27, 2020 and transferred to this Court by order dated April 15, 2020, has been read and considered. The petition is denied. By separate order, we correct the superior court case number in our February 26, 2020 order issued in connection with petition on B304098”

(Exh 17)

(4) On 4/27/2020, the Court of Appeal of the State of California, Second Appellate District, Division One, B304098, had alleged that “NUNC PRO TUNC ORDER” had corrected 2/26/2020 from 2/26/2020 to 19GDCV00223.

In fact, the Court of Appeal, Second Appellate District, Division One’s, “NUNC PRO TUNC ORDER” and B304098 matter were not related to January 27, 2020, judge Kin’s filing of his “Order Striking Statement of Disqualification; Exhibit A Verified Answer of Curtis A. Kin; Minute Order - Order Striking Statement of Disqualification is issued and had served;

The Challenge to Judicial Office –Cause (170.1/170.3)

Filed by SHONG-CHING TONG on 01/22/2020

is ordered stricken;

Certificate of Mailing is attached.”

(Exh 12)

12) On Mar 24 2020, Petition sent a letter to “Assistant Deputy Clerk, Supreme Court of California, Re: Petition for Writ of Mandate” after Petitioner’s Filing had been no response.

Later, Petitioner received the “Mar 27, 2020, ‘Received, Mar 27 2020,

Clerk Supreme Court, S261599’s, “Conformed Copy” ‘ “. (Exh 18)

13) The Supreme Court of California, Chief Judge Cantil-Sakauye’s “APR 15, 2020” ruling was mailed to Petitioner. Her Ruling – “the repetitious must be denied ”. (Exh 19)

14) Petitioner’s requests to the “4/17/2020 and 4/22/2020 and 5/15/2020, Supreme Court of California every Justice, ‘Re: S261599, 04/15/2020, and 5/4/2020, ‘ “were sent back by “Clerk Supreme Court, 5/11/2020“ (Exh 20)

The Supreme Court of California, En Banc’s -

“The request for judicial notice is denied; The petition for a writ of mandate/prohibition is denied” (Mailed on 7/15/2020, received by Petitioner on 7/18/2020) were received by Petitioner.

(Exh 21)

15) The judge Kin’s 1/27/2020’s

“Order Striking Statement of Disqualification;”

“Exhibit A. Verified Answer of Curtis A. Kin;”

“Order Statement of Disqualification is issued

this date , , , “, and

“The Challenge to Judicial Office – Cause (170.1/170.3)

01/22/2020 Is Ordered Stricken”.

Certificate of mailing is attached,

had shown by the “Supreme Court of California, En Bane’s” “Petition for a writ of mandate/prohibition is denied” decision was incorrect, because the

“ SHONG-CHING TONG, Petitioner,

v.

Superior Court of California,
County of Los Angeles, Respondent,

Judge Curtis A. Kin, Superior Court of California,
County of Los Angeles, North Central District,
Real Party in Interest.

From The Court of Appeal, Second Appellate District,
Division One, Case No. (Was B304098) B305454

From The Superior Court for Los Angeles County,
North Central District, Case No. 19GDCV00233
(NOT 19GDCV00223)

Petition For Writ of Mandate/Prohibition
Or Other Appropriate Relief;

Request For Judicial Notice;

“

involved “Judge Curtis A. Kin, Superior Court of California,

County of Los Angeles, North Central District, Real Party in Interest
(Exh 12)

16) On 08/14/2020, Judge Curtis A. Kin, Superior Court of California, County of Los Angeles, North Central District, Real Party in Interest, in ignoring,

- 1) “S262227, the Supreme Court of California, En Banc. The request for judicial notice is denied. The petition for a writ of mandate/prohibition is denied” had been **denied incorrectly**; and
- 2) his “Order of Dismissal”, and (Ext 22)

Because judge Kin’s violations, “Court of Appeal of the State of California, Second Appellate District, Division One’s violations,” and The Supreme Court of California’s violations as listed, Petitioner, hereby, present this “Petition For Writ of Mandate/Prohibition Or Other Appropriate Relief Request For Judicial Notice” For this Court’s decision.

- 17) As show by the facts and evidences, the “Supreme Court of California, En Banc”, the “Court of Appeal of the State of California, Second Appellate District, Division One”, and the “Superior Court of California, County of Los Angeles, and judge Curtis A. Kin had violated the Laws, Rules, California Code of Judicial Ethical Canon and Abuses on their power to deny Petitioner’s “Statement of Shong-Ching Tong Challenging Judge Curtis A. Kin, CCP section 170.3(c)(1), C.C.P. section 170.1”

In the interest of justice and the integrant of the U.S.A.’s Importance, Petitioner Prays This Honorable Court take appropriate action.

V.

REASONS FOR GRANTING THE PETITION

The Reasons For Granting The Petition Are:

As shown by

- 1) Judge Kin's violations, "Court of Appeal of the State of California, Second Appellate District, Division One's violations," and The Supreme Court Of California's violations, as listed;
- 2) Defendants attorneys', Ted H. O'Leary, Sara S. Rodriguez, "Packer, O'Leary & Corson", false "Notice of Unavailability of Counsel";
- 3) Defendants attorneys', false "Declaration of Counsel For Defendants Re: Order to Show Cause For Non-Appearance at CMC and Demurrer/Motion to Strike Hearing On 11-01-19" filed on 11/1/2019;
- 4) Defendants', David Huang, MD., Edward C. Chan, MD., Sarah P. Du, Wei-Tung Kao, Pacific Orthopaedic Medical Group, Inc. dba Pacific Orthopaedic Associates, attorneys', filing of "All Defendants Notice of Motion for Monetary Sanctions against Plaintiff and Plaintiff's Counsel, Jointly and Severally, in the Amount of \$6,580 pursuant to C.C.P. §128.5 and §128.7" (on 9/27/2019);
- 5) Defendants', Huang, MD., Edward C. Chan, MD., Sarah P. Du, Wei-Tung Kao, Pacific Orthopaedic Medical Group, Inc. dba Pacific Orthopaedic Associates, filing of "All defendants' notice of motion and motion for sanctions in the amount of \$ 5,790 against plaintiff Shong-Ching Tong and plaintiff's counsel Stefan Robert Pancer and the law offices of Stefan Robert Pancer, P. C., Jointly and severally, Pursuant to Code of Civil Procedure §128.5 and/or Alternatively,

Code of Civil Procedure §128.7; , , , on 1/2/2020).

(As shown by “Cover Page”, “Location Address”, “Patient Appointment Report”,
“Pacific Orthopedic Associates”, “Description”, , , NOT Under One Associates
and one “Pacific Orthopaedic Med Grp Inc; There were many “Medicare”

Subscriber Information)

IV.

CONCLUSION

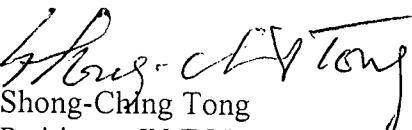
“Based on an objective assessment of the circumstances in the particular case, there must exist the probability of actual bias on the part of the judge or decision maker that is too high to be constitutionally tolerable”

[People v. Peoples (2016) 62 Cal.4th 718, 787, 198 Cal.Rptr.3d 365].

The “page 11”, “Exhs 7, 8, 9, and 10” and “Canon 1, 2, 3” had proved that the violations by, as shown, the California Supreme Court of California, the Court of Appeal, Second Appellant District, Division One, and the Judge Kin, Superior Court of California, County of Los Angeles, North Central District.

Thus, The Petition for a Writ of Certiorari should be granted.

Respectfully submitted,


Shong-Ching Tong
Petitioner *IN FORMA PAUPERIS*

Date: October 10, 2020