

No. 20-6907

Supreme Court, U.S.  
FILED

OCT 27 2020

OFFICE OF THE CLERK

IN THE  
SUPREME COURT OF THE UNITED STATES

Dashon Hines — PETITIONER  
(Your Name)

Top Shelf Management vs. f  
— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals for the  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)  
Second Circuit  
PETITION FOR WRIT OF CERTIORARI

Dashon Hines  
(Your Name)

1629 Elmwood Avenue  
(Address)

Buffalo, New York, 14207  
(City, State, Zip Code)

716-553-2006  
(Phone Number)

**ORIGINAL**

QUESTION(S) PRESENTED

Did the Top Shelf Management Company violate the Petitioner's right to petition government for redress of grievances without fear of punishment or reprisals? The Petitioner was fired from Topshelf Management Company after filing complaints of reprisals with the Equal Employment Opportunity Commission. EEOC Charge Number: 525-2020-00889.

## 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

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APPENDIX C	<i>EEOC Charge # 525-2020-00889</i>
APPENDIX D	<i>Record of Employment - Federal Employee</i> <i>Identification No. 46-3145730</i>
APPENDIX E	<i>Human Resource Complaint Communication</i> <i>between Petitioner and Respondent.</i>
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APPENDIX F:	<i>Orders from the five separate</i> <i>cases at United States District</i> <i>Court level. (Northern District</i> <i>of New York)</i>

## TABLE OF AUTHORITIES CITED

### CASES

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*Keith v. Univ. of Miami*,  
No. 19-21229 (S.D. Fla. Jan. 27, 2020)  
(2020 U.S. Dist. LEXIS 14796; 2020 WL  
810526).

### STATUTES AND RULES

*The First Amendment (1791)*  
*United States Constitution (Right to  
Petition)*

### OTHER

*Bill of Rights 1689*

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 A to the petition and is

☒ reported at Hines v. TopShelf Management 20-1609 (10/22/20); 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 B to the petition and is

☒ reported at Hines v. TopShelf Management 15:20-CV-505 (05/06/20); 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.

## JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was October 22, 2020

☒ 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: \_\_\_\_\_, 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).

☐ 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**

The First Amendment (1791)  
United States Constitution  
Bill of Rights 1689

# STATEMENT OF THE CASE

In 1791, this Court held,

"The right to petition government for redress of  
is the right to make a complaint to, or  
seek the assistance of, one's government,  
without fear of punishment or reprisals."

This case presents a "clear" case of reprisal  
against the Petitioner.

On March 18, 2020 at 11:31 am, the  
Petitioner made a complaint to his direct  
supervisor concerning conditions of his employment.

On March 19, 2020 at 2pm, the Petitioner  
was fired by text message from his direct  
supervisor after working a 4 hour shift cleaning.

## REASONS FOR GRANTING THE PETITION

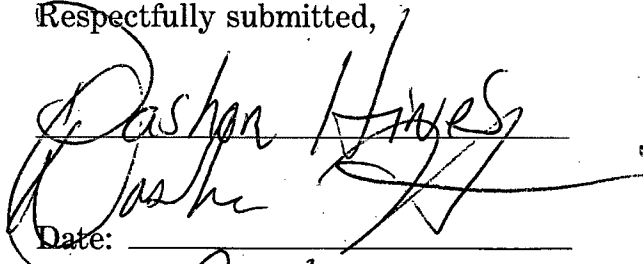
The reprisals presented in this case  
are "clear."

This Court held reprisals due to petition  
are prohibited by the First Amendment  
(1791) of the United States Constitution.

## CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

  
Date: \_\_\_\_\_

October 27, 2020