

IN THE SUPREME COURT OF THE UNITED STATES

TIMOTHY L. ASHFORD,

CASE NO. 20-757

Petitioner,

MOTION FOR
LEAVE TO FILE A
PETITION FOR
REHEARING

vs.

Submitted by:
Timothy L. Ashford
P.O. Box 386
Omaha, Nebraska 68112
Attorney for Petitioner

OFFICE FOR COUNSEL FOR DISCIPLINE,

Respondent.

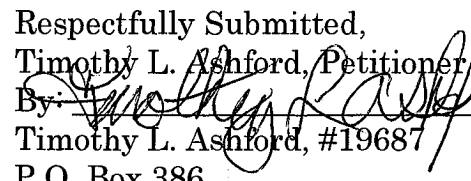
COMES NOW the Petitioner, Timothy L. Ashford, filing this Motion for Leave to file the Petition for Rehearing before this Court in case number 20-757 pursuant to Rule 21 and Rule 44.2. The purpose of the Petition for Rehearing is to advise the court of the fact that Respondent has never given the Petitioner a written grievance letter for the 10/3/16 complaint and refused to provide the Petitioner access to a copy of his bar complaint file on 2/5/21 stating the bar complaint file is confidential for the disciplinary complaint the Office for Counsel for Discipline filed against Petitioner on 10/3/16. The Respondent implicitly admitted in the 2/5/21 they never sent Petitioner a grievance letter and the Respondent does not possess a grievance letter for the preliminary inquiry on 10/3/16 to attempt to disbar Petitioner. The Respondent Office for Counsel for

Discipline initiated a disciplinary bar complaint against Petitioner without a letter of grievance in violation of Ruffalo.

The Petitioner has never received a written grievance letter from the Office for Counsel for Discipline for the preliminary inquiry on 10/3/16 which is fair notice of the charges in violation of Ruffalo. In the Matter of John Ruffalo, Jr., 391 U.S. 961 (1968). This clear error of law is the reason for granting certiorari.

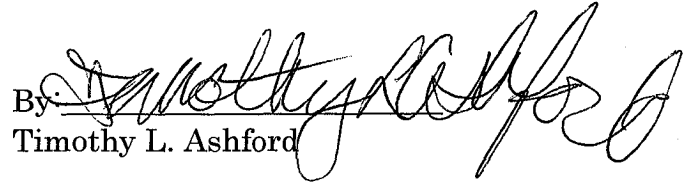
The intervening circumstances of a substantial or controlling effect or other substantial grounds not previously presented is the Office for Counsel for Discipline recently wrote in the February 5, 2021 letter that they can not release the written letter of complaint. The Office for Counsel for Discipline stated in the 2/5/21 letter they can not release the written letter of complaint because the Petitioner's files are confidential for the incident during the dates of September 28, 2016 until October 4, 2016. The Petitioner's request for the release of the written grievance letter "...includes any and all documents of any written letters of complaint". On February 5, 2021, they refused Petitioner copies of any written letters of the 10/3/16 complaint in their February 5, 2021 response letter to a recent Freedom of Information Act request. After five years, the Petitioner can not have access to his own disciplinary file or a copy of any written letter of grievance which is the basis of the 10/3/16 complaint. A written letter of grievance does not exist and the Office for Counsel for Discipline has not apprised Petitioner of the disciplinary charges against Petitioner filed on 10/3/16 in violation of Ruffalo. In the Matter of John Ruffalo, Jr., 391 U.S. 961 (1968).

Dated this 17th day of February, 2021.

Respectfully Submitted,
Timothy L. Ashford, Petitioner
By: 
Timothy L. Ashford, #19687
P.O. Box 386
Omaha, Nebraska 68101
(402) 660-5544
Attorney for Petitioner


CERTIFICATE OF COUNSEL

I hereby certify that this petition for rehearing is presented in good faith and
not for delay.

By: 
Timothy L. Ashford

CERTIFICATE OF FILING AND SERVICE

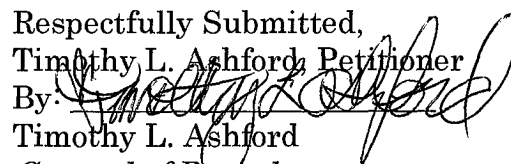
The undersigned certifies that on the 17th day of February, 2021 he filed and served the foregoing Motion via U.S. First Class Mail, postage prepaid, as follows: the Supreme Court of the United States, 1 First Street, NE, Washington, DC 20543 (One original copy only as per Court's April 15, 2021 Covid Order) and mailed by U.S. First Class Mail Postage Prepaid to the Nebraska Attorney General Doug Peterson, 2115 State Capitol, Lincoln, NE 68509 on the 17th day of February, 2021. (1 Copy)

By: 
Timothy L. Ashford

CERTIFICATE OF COMPLIANCE WITH RULE 33

I, Timothy L. Ashford, counsel for Timothy L. Ashford and Timothy L. Ashford, PC LLO, hereby certify that the undersigned certifies that to the best of his knowledge the foregoing motion does not exceed the word or page limitations of Rule 33.

Dated this 17th day of February, 2021.

Respectfully Submitted,
Timothy L. Ashford, Petitioner
By: 
Timothy L. Ashford
Counsel of Record
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