

No. 20-8032

Supreme Court, U.S.
FILED

OCT 26 2021

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

PHILLIP S. GRIGALANZ - Petitioner

vs.

KRISTI L. GRIGALANZ - Respondent

PETITION FOR REHEARING

Phillip S. Grigalanz
Pro Se
Y-26282
12078 IL SR 185
Hillsboro, IL 62049

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SUPREME COURT, U.S.

COMES NOW, Petitioner, and respectfully Petitions this Honorable Court to rehear the Petition for Writ of Certiorari previously denied by this Court on October 4, 2021 for the following reasons:

The Indiana Court of Appeals, in its order affirming the trial court, did deviate from rulings of the United States District Courts and of this Court when it determined to adjudicate Petitioner's appeal under the same considerations as a trained attorney. "Pleadings drafted by pro se litigants should be held to a lesser standard than those drafted by lawyers since an unrepresented litigant should not be punished for his failure to recognize subtle factual or legal deficiencies in his claims." *Comer v. Peake*, 552 F.3d 1362. This is also mirrored by rulings which have determined that a pro se filing should be held to a less stringent standard than those filed by attorneys. *Haines v. Kerner*, 404 U.S. 519, 92 S. Ct. 594, 30 L.Ed.2d 652 (1972); *Bledsue v. Johnson*, 188 F.3d 250, 255 (5th Circuit 1999).


Were these rulings to have been applied to Petitioner's case, the Indiana Court of Appeals would have recognized that it would require to review the trial court case de novo from the clerk's record rather than solely relying upon the record on appeal submitted in the Petitioner's Appendix to the Appellant's Brief.

Petitioner feels that if this matter were presented in the Petition for WRit of Certiorari, the Court would have granted the petition since the deviation from standard practice of jurisprudence was widespread and included the ruling of the Indiana Court of Appeals, which was merely procedural and not based upon the merits of the case.

CERTIFICATION OF PRO SE COUNSEL

I, Phillip S. Grigalanz, as counsel pro se and filer of the Petition for Rehearing, do hereby certify that the foregoing is filed in good faith and not for purposes of delay and that the foregoing contains only substantial grounds not previously presented to this Court in the Petition for Writ of Certiorari.

Sworn this 26th day of October, 2021.



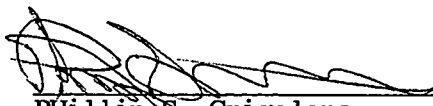
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Hillsboro, IL 62049

CERTIFICATE? PROOF OF SERVICE

I, Phillip S. Grigalanz, do hereby certify that on this 26th day of October, 2021 I filed the foregoing instrument by depositing same into the facility mail at Graham Correctional Center. I also hereby certify that the foregoing was served upon the following party by depositing same into the United States MAIL with sufficient First-Class Postage affixed:

Kristi L. Grigalanz (Evans)
3822 Wortington St.
Portage, IN 46368

Sworn and subscribed this 26th day of October, 2021.



Phillip S. Grigalanz
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