

No. 20-8427

SUPREME COURT OF THE UNITED STATES

Bin Yang

Petitioner

vs.

MEDICAL BOARD OF CALIFORNIA

Respondent

On Petition for a Writ of Certiorari to
The Supreme Court of California

PETITION FOR REHEARING

Bin Yang

P.O. Box 14

Beverly Hills, CA 90213

310-668-1828

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**OFFICE OF THE CLERK
SUPREME COURT, U.S.**

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III. Petition for Rehearing

Pursuant to Supreme Court Rule 44.1, Petitioner respectfully petitions for rehearing of this Court's decision issued on October. 4, 2021. Petitioner moves this Court to grant this petition for rehearing and consider the case with merits briefing and oral argument. This petition for rehearing was first signed on October 8, 2021 and received on October 19, 2021 (Ex. 1), within 25 days of this Court's decision in this case, and was granted extension for amendment till November 10, 2021 (Ex. 2)

IV. REASONS FOR GRANTING THE PETITION

No one would argue medical education with UCLA, Harvard and Baylor medical schools and California Business and Professional Code 2085-2089 that sets the requirement of medical training and internship. Yet, the Medical Board of California (Respondent) could turn Petitioner's medical education into nursing through their "expert." Petitioner hired an attorney to protect her rights. Yet, the attorney was a serial fraudster who stool her money, never served the Respondent, abandoned her after she ran out of money, and caused her case dismissed for "no action." The lower courts refused to reverse the judgment resulted from the double fraud and ensure equal law protection per Federal Rule 60 b (3) and Amendment XIV.

The same crime also happened at California Board of Registered Nursing except the crook attorney is a Deputy Attorney General at the Dept. of Justice in California (#20-8426)!

On June 10, 2021, Petitioner filed Petitions for Writ Certiorari against the Medical Board of California and California Board of Registered Nursing. Both respondents have filed a waiver to respond, which means they already admitted what Petitioner has

appealed. The Supreme Court of the United State only needs to grant her Petition for Writ Certiorari to stop government agencies from setting innocent up, stop crook attorneys from knowingly violating law, and stop the legal system from covering the crime of the two, and ensure equal law protection. However, the Court denied both petitions on October 4th, 2021, which deeply shocked Petitioner.

1. Should government agencies set innocent up with “their experts?”

Should an attorney steal client’s money, never serve the defendant, and cause her case closed for “no action?” Should the lower courts cover up their crime and deprive innocent’s constitutional rights?

The correct answer should be “NO” to all the questions if the US is truly for the people, by the people, if Amendment XIV, California Government Code Disciplinary Proceedings 19572, attorney ethics, and United States Constitution, Articles 1-3 are valid.

There is NO time limit to set aside a judgment by fraud per Rule 60 b (3) [*Hazel-Atlas Glass Co. v. Hartford Empire Co.* 322 U.S. 238 (1944)]. No innocent should be deprived rights due to his or her attorney’s abandonment and fraud [*Maples v. Thomas*, 132 S. Ct. 912 (2012)]. The lower courts should at least dismiss the judgment resulted from fraud. The crook attorney should be disbarred, especially when Petitioner is not his only victim [*Florida v Stephen Diaco The Florida Bar File No. 2013-10,735 (13F)*; [*People v. Scruggs*, 52 P.3d 237, 241 (Colo. 2002)]. The involved government employees should take legal consequence.

However, the reality is opposite.

2. Does it destroy the democracy and constitution within the system when government agencies set innocent up, attorneys lie to steal their clients’ money over and over, and the lower courts cover up the crime of both?

It is not the first time that a government agency set innocent up through their “expert,” an attorney knowingly violate law, and lower courts actively cover up the crime for both, except the crook attorney for California Board of Registered Nursing is a Deputy Attorney General at the Dept. of Justice in California (#20-8426).

Government agencies are the executive article of the Constitution, the lower courts are the judicial article of the Constitution, and attorneys are the officers of the court. The Constitution can only protect justice and democracy if each article check and balance other’s action per United States Constitution, Articles 1-3.

When Government agencies, the lower courts and attorneys knowingly violate law and cover up each other’s crime, the US system will become a crime-making machine that deprive human right, destroy justice and democracy.

3. Is it necessary for this Court set a good example for those who dare to destroy the democracy and constitution within the system? Should this Court Resolve the Constitutional Issues in this Case with Full Briefing and Argument?

The social and constitutional impacts of the two cases are profound and lasting. Not to take the right action is equal to permitting these law violations, encouraging criminals to continue, which will deprive the constitutional rights of innocents and destroy the democracy and constitution that the nation has spent over 200 years to build.

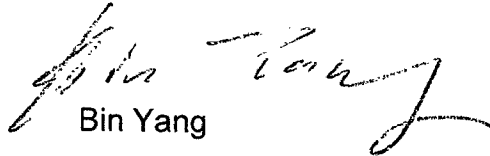
Both respondents have filed a waiver to respond and admitted what Petitioner has appealed. By granting the Petition for rehearing, this Court can set a good example for those who dare to destroy the democracy and constitution within the system

V. CONCLUSION

Petitioner respectfully requests that this Court grant the petition for rehearing and order full briefing and argument in the merits of the case.

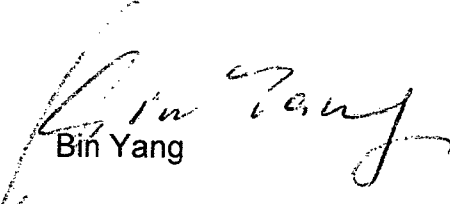
DATED this 8th day of November, 2021.

Respectfully submitted,


Bin Yang

VI. CERTIFICATE OF BIN YANG

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


Bin Yang

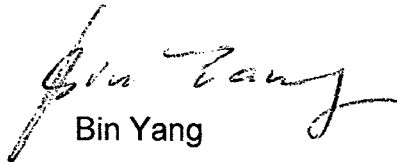
VII. DECLARATION OF BIN YANG

I, Bin Yang, declare:

I am above 18 years old, a party with a beneficial interest in the case. I have the personal knowledge of the matters set forth in this Declaration and, if called as a witness, could and would testify truthfully and competently thereto.

I declare under the penalty of perjury under the laws of the State California the foregoing is true and correct and that the declaration was executed on November 8, 2021, at Los Angeles, CA.

Date & Time:
11/8/2021



Bin Yang

Bin Yang

P.O. Box 14, Beverly Hills, CA 90213
Tel: 310-668-1828, theprince168@protonmail.com

October 8, 2021

Jacob A. Levitan, Case Analyst
Office of the Clerk
Supreme Court of the United State
Washington, DC 20543-001

Re: Reconsider 20-8426 and 20-8427

Dear Mr. Levitan:

I was astonished to receive your reply letters dated on Oct. 4.

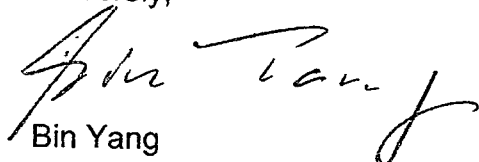
Both respondents have filed a waiver to respond, which meant they already admitted what I have appealed. The Supreme Court of the United State only needs to grant my request to stop CA medical board and nursing board from setting innocent up, stop the legal system from covering the crime within the government, and stop crook attorneys from making dirty money.

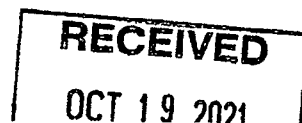
These two cases will help The Supreme Court of the United State set a good example for those who dare to destroy the democracy and constitution within the system.

Not to take the right action is equal to permitting these law violations, depriving the rights of innocents, and destroying the democracy and constitution that the nation has spent over 200 years to build.

I urge the Supreme Court of the United State to reconsider my cases and their social and constitutional impacts.

Sincerely,


Bin Yang



**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

October 26, 2021

Bin Yang
P.O. Box 14
Beverly Hills, CA 90213

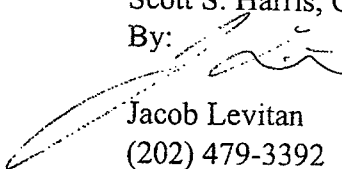
RE: Bin Yang
20-8426 & 20-8427

Dear Ms. Yang:

The petition for rehearing in the above-entitled case was postmarked October 8, 2021 and received October 19, 2021 and is herewith returned for failure to comply with Rule 44 of the Rules of this Court. The petition must briefly and distinctly state its grounds and must be accompanied by a certificate stating that the grounds are limited to intervening circumstances of substantial or controlling effect or to other substantial grounds not previously presented.

You must also certify that the petition for rehearing is presented in good faith and not for delay.

Please correct and resubmit as soon as possible. Unless the petition is submitted to this Office in corrected form within 15 days of the date of this letter, the petition will not be filed. Rule 44.6.

Sincerely,
Scott S. Harris, Clerk
By: 

Jacob Levitan
(202) 479-3392

Enclosures

IX. PROOF OF SERVICE


I am a resident of the County aforesaid; I am over the age of 18 years; my address is: 9454 Wilshire Blvd, #600. Beverly Hills, California 90212.

On November 8, 2021, I served the within **PETITION FOR REHEARING** on the interested parties in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail, addressed as follows:

Solicitor General of the United States,
Room 5614
Department of Justice
950 Pennsylvania Ave., N.W.
Washington, D.C. 20530-0001

Peggie Bradford Tarwater, Deputy Attorney General
peggie.tarwater@doj.ca.gov
California Department of Justice
300 South Spring Street, Suite 1702
Los Angeles, CA 90013

Executed on November 8, 2021, at Los Angeles, California. I declare under penalty of perjury that the foregoing is true and correct.



Judith Sullivan