

OCT 12 2021

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UNITED STATES SUPREME COURT

NICHOLAS STEWART HINES,
PETITIONER,
V.
TIM REISCH, INTERIM SECRETARY, SDDOC,
et al.

Case # 21-5190

REQUEST FOR
RECONSIDERATION

THE PETITIONER, NICHOLAS STEWART HINES, MOVES THIS COURT TO RECONSIDER THE PETITIONER'S WRIT OF CERTIORARI; # 21-5190, HINES V. REISCH, 2021 U.S. LEXIS 4554 ((DECIDED) OCTOBER 4, 2021).

- 1.) THE PETITIONER'S STATEMENT OF THE CASE APPEARS AT P. 4
- 2.) THE PETITIONER'S REASONS FOR GRANTING THE PETITION APPEARS AT P. 5; THE SUPPORTING BRIEF APPEARS IN APPENDIX E., P. 63-67.
- 3.) IN ACCORDANCE WITH THIS COURT'S RULE 10 THE PETITIONER TRIED TO PRESENT A QUESTION(S) GREATER THAN HIS OWN CAUSE / CASE. ISSUE INVOLVING 28 USC § 1291.

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4.) THE PETITIONER'S UNDERLYING § 1983 ACTION CONTAINS MASSIVE CONSTITUTIONAL VIOLATIONS BY MULTIPLE MUNICIPAL AND DEPARTMENT OF CORRECTIONS EMPLOYEES. THESE CONSTITUTIONAL VIOLATIONS ARE OBVIOUS AND WELL-DOCUMENTED.

SEE: APPENDIX C.

5.) HOWEVER, IN APPELLATE REVIEW, THE COURTS' REVIEW THE LOWER COURT'S DECISION; WITHOUT REVIEWING THE PRISONER'S DOCUMENT, TO SEE HOW/WHY THE LOWER COURT REACHED ITS CONCLUSION.

6.) HERE, THE DISTRICT COURT NOT ONLY MADE ERRONEOUS FACTUAL FINDINGS BUT ALSO MISAPPLIED PROPERLY STATED RULE OF LAW AND DECISIONS OF THIS COURT.

7.) RULE 10(a) STATES/INDICATES THAT THIS COURT WILL GRANT ITS DISCRETIONARY REVIEW IF THE LOWER COURTS HAVE "SO FAR DEPARTED FROM THE ACCEPTED AN USUAL COURSE OF JUDICIAL PROCEEDINGS, [AND] SANCTIONED SUCH A DEPARTURE BY A LOWER COURT, AS TO CALL FOR AN EXERCISE OF THIS COURT'S SUPERVISORY POWER."

8.) THIS WRIT CANNOT BE UNDERSTOOD WITHOUT FIRST LOOKING AT DOC. 27, 34 IN APPENDIX C.

- 9.) THE PETITIONER'S CLAIMS AND DOCUMENTS IN DOC. 27, 34 IN APPENDIX C. WERE NOT TAKEN AS TRUE AND HIGHLY CRITICIZED BY THE DISTRICT COURT (SEE: APPENDIX B)
- 10.) THE DISTRICT COURT'S DECISION IN APPENDIX B. CLEARLY AND STRAITFORWARDLY, CHOOSES TO REVIEW THE PETITIONER'S DOC. 34 IN APPENDIX C. UNDER RULE 60(b) RATHER THAN RULE 59(c); SO THAT THE DISTRICT COURT COULD DENY DOC. 34 IN APPENDIX C., WITHOUT ADDRESSING THE MERITS OF THE CONSTITUTIONAL VIOLATIONS WITHIN IT. (SEE: APPENDIX B; APPENDIX C, DOC 34)
- 11.) PETITIONER POSSESSES NO CONSTITUTIONAL RIGHT TO A § 1983.
- 12.) WHAT DOES ONE DO WHEN A DISTRICT COURT REFUSES TO REVIEW VALID CONSTITUTIONAL CLAIMS IN A § 1983? WORSE YET, PROACTIVELY LITIGATES AGAINST YOU.
- 13.) IT HAS TAKEN 8 YEARS AND 4 HABEAS ATTORNEYS TO COMPLETE MY STATE HABEAS ACTION BECAUSE OF INFORMATION CONCEALMENT. THIS IS WHAT MY § 1983 IS ABOUT.
- 14.) IT IS SO VERY HARD TO SEE THAT IF I WAS IN A DIFFERENT CIRCUIT, MY CLAIMS WOULD HAVE BEEN REVIEWED ON THEIR MERITS. DISMISSAL OF CLAIMS, WITHOUT MERITS BEING REACHED IS WHAT MY ARGUMENT/QUESTIONS INVOLVING 28 USC § 1291 ARE ABOUT.

- 15.) THIS COURT IS ALSO REVIEWING THE DISTRICT COURT'S
ERRONEOUS DENIAL OF OTHER CONSTITUTIONAL CLAIMS
IN CASE # 21-5695, WHICH ALSO RAISES QUESTIONS INVOLVING § 1291.
- 16.) IN THE NAME OF THIS COURT'S RULE 10, I ONLY ASK THIS
COURT READ DOC. 27 AND 34 IN APPENDIX C.
- 17.) THIS ENTIRE APPELLATE ACTION AND PETITIONERS UNDERLYING
§ 1983 CONSTITUTIONAL VIOLATIONS LIE WITHIN DOC. 27
AND 34 IN APPENDIX C.

THEREFORE,

PETITIONER PRAYS THIS COURT READ DOC. 27 AND 34 APPENDIX C.

WHEREFORE,

PETITIONER PRAYS, IF THIS COURT FINDS MERIT WITHIN DOC. 27 AND 34
IN APPENDIX C., TO PLEASE RECONSIDER THE PETITIONER'S
WRIT OF CERTIORARI, #21-5190.

RESPECTFULLY SUBMITTED THIS DAY 11 OF OCTOBER 2021.

Orch [Signature]

• PETITIONER •

CASE # 21-5190

DEAR CLERK,

OCTOBER 11, 2021

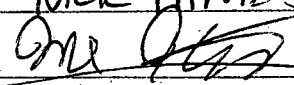
I HAVE INCLUDED 4 ENVELOPES, AND 3 LETTERS
I HAD INVOLVING MY INTERACTIONS WITH THE EIGHTH CIRCUIT.

NO MATTER HOW OBVIOUS OR DEFICIENT MY LITIGATIVE
CIRCUMSTANCES HAVE BEEN, THE LOWER DISTRICT AND EIGHTH CIRCUIT
COURTS HAVE SCRUTINIZED MY EFFORTS.

IT IS A VERY HARD THING TO HAVE LEGITIMATE GRIEVANCES
AND TO NOT BE HEARD.

I KNOW THIS COURT WILL TREAT ME FAIRLY EVEN IF I AM
NOT GIVEN A REASON AS TO WHY MY WRIT FOR CERTIORARI IS
DENIED.

THANK YOU,

NICK MINES

PETITIONER