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No.21-5359

In The Supreme Court of the United States

In re: Ellis Keyes

APPELLANT'S PETITION FOR REHEARING AND REHEARING EN BANC

To the United States Court of Appeals for the Sixth Circuit No. 20-6034

AND

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF KENTUCKY
SOUTHERN DIVISION PIKEVILLE
CIVIL NO. 7:18-CV-23-KKC

PETITION FOR REHEARING EN BANC



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QUESTIONS PRESENTED

Under what authority is license to practice law IF not WE THE PEOPLE and does the constitution prohibit the Judicial Branch from creating abridgments against the right to vote and free and fair elections?

Are all entitled equal license to practice in the courts pursuant to equal protection?

Does a State have standing to exclude Judiciary Candidates from Election in violation of constitutional checks and balances, conflicts of interest and separation of powers?

Shall it be policy to have open and honest government in conformance with the Supreme Law and prohibition against NOBILITY?

How can a Bill of Rights carry any weight in the face of a Despotic Government?

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LIST OF PARTIES

Respondents are Letcher County Commonwealth Attorney Edison Banks, represented by Adam P. Collins, ESQ., Collins & Collins & Conley P. S. C., P.O. BOX 727, Hindman, Kentucky 41822 and The State of Kentucky Office of the Attorney General, ATTN: Travis Mayo, Capitol Suite 118, 700 Capitol Avenue Frankfort, KY 40601- 3449.

The constitutionality of a Statute of Kentucky is drawn into question.

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IN THE SUPREME COURT OF THE UNITED STATES

PETITION FOR REHEARING EN BANC

To Chief Justice Roberts and the Associate Justices of the United States Supreme Court. Applicant respectfully prays for a Rehearing from the Judgments below.

OPINIONS BELOW

The Petition for writ of Mandamus is denied October 12, 2021 from the following: The date of order sought to be reviewed is entered July 8th, 2021 Commonwealth of Kentucky Letcher Circuit Court 2018-CI-00032 and all orders preceding that. Appeal was dismissed by Kentucky Court of Appeals and did not address the merits, Kentucky Supreme Court Denied Discretionary Review on August 8, 2018, I sought Stay in the Federal Court Eastern District of Kentucky 7:18-cv-00023 it was immediately dismissed. Appeal was made to the Sixth Circuit 18-5213, all the way to Justice Kagan and denied. The Sixth Circuit remanded this action back to the U S District Court :18-cv-00023 and the Sixth Circuit Opinion Order granted this action Dismissed by the Circuit Court July 8th, 2021.

JURISDICTION

Mandamus is warranted where Jurisdiction of original proceeding is drawn into question by an unconstitutional tribunal with no cause of action from a non-injured complainant incumbent.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Kentucky Constitution section 100 is drawn in question as repugnant to equal protection and due process of law under the U S First Amendment, Fourteenth and also State of Kentucky Constitution Section 6, Separation of powers and the United States Supremacy Clause. Setting forth the right ... to vote shall not be denied or abridged... on account of ... previous condition of servitude: Also Article I, Section 10, Clause 1 No State shall . . . grant any Title of Nobility. The harm DONE WHEN DEVIATING FROM THE LAW is a systemic enslavement by an unconstitutional aristocracy that suppresses liberty under a despotic ruling class.

Broadly construed, this entire case evolved around the issue of LICENCE, License to the practice of law that does not exist when all are equal or else by reasoning logically that all have equal license. As fundamental of our foundation, the Supreme Law conforms with nature, reality and perfection, the same for all through objective truth. With respect to the practice of law and fair Elections, the First Amendment of the Constitution of the State of Kentucky begins with ALL MEN ARE EQUAL. . . Recognizing through my Complaint shows a fundamental injustice to any reasonable mind but this action has been dismissed, reviewed, reversed and remanded and dismissed all while ignoring the substantial issues of law at Bar. My position is that the frivolous attempts to delay justice and deny reality, nature and self-evident perfection of omniscient truth should be restrained so as to cease to exclude me and all Persons from these fundamental human rights by the Judiciary in violation of separation of powers, conflicts of interest and constitutional checks and balances. I call on you to prohibit further injustice from repeating by granting the reasonable relief requested. The Judicial Branch owes a duty of reasonable care to me and all people collectively but has breached that duty of ordinary care and is the cause of our injuries. Furthermore there is no "genuine issue as to any material fact" I am entitled a favorable judgment as a matter of law. *Schware v. Board of Examiners*, 353 U.S. 238, 239 (a) A State cannot exclude a person from the practice of law . . . a person cannot be prevented from practicing except for valid reasons. . . Law is not a matter of the State's grace.

STATEMENT OF THE CASE

Law rest in the instincts of all people and it is the cardinal maxim that a statute contrary to natural right is illegal, null and void as the anchor of mankind. Appointing counsel of choice pursuant to this election is by the sixth amendment of the U S Constitution. The Kentucky Judiciary does not address the substance of this, dismissed as "improperly filed" as if calling my pleading a failure to submit a perfected Lawyer form, it does not reflect a valid reason or address the substance. The Kentucky Judiciary cites one precedent which refers to time constraints not applicable here and perverts the meaning of the citation. Quoting

DUVALL v. GATEWOOD 500 S.W.2d 416 (1973) The Appeal to the Kentucky Court of Appeals should have been according to lawful purpose requiring it be liberally construed as (MOTION TO SET ASIDE THE ORDER) was filed within five days of the entry of the Letcher County Circuit Court order included in appendixes hereto. . (Order Commonwealth of Kentucky Court of Appeals No CA-423-EL April 16, 2018 Appendix D A6) Within the APPEAL is the language specific to set aside the order of the Letcher Circuit Court and the same as in the CONCLUSION requesting relief requested as: Let the emergency stay be granted, the removal of name from ballot dismissed and such other further relief that is just and proper. The Kentucky Court of Appeals conversion of time to technicality of form is complete nonsense to any impartial observer in light of existing precedent law. See Heleringer v. Brown, Ky., 104 S.W.3d 397 (2003) (holding that election laws should be liberally interpreted so as to allow the candidate to stand for election). Skaggs v. Fyffe, 266 Ky. 337, 98 S.W.2d 884 (recognizing the rule of statutory interpretation that laws are to be liberally construed so as to reach a substantially correct result and the court should, to every reasonable extent, interpret such provisions as directory rather than mandatory). In this Commonwealth, there exists a strong public policy in favor of broad voter participation in elections, thus requiring any doubt in statutory interpretation to be resolved in favor of allowing the candidacy to continue. Heleringer v. Brown, 104 S.W.3d at 403. The right of the qualified voter to cast an effective vote is among our most precious freedoms. Heleringer, 104 S.W.3d at 404-405. The effect of the unconstitutional order of the Letcher Circuit Court and the Kentucky Court of Appeals is in violation of the U.S. Constitution 15th Amendment Section 1. AND Article I, Section 10, Clause 1.

I invoke my right to have this reviewed in a light most favorable to Applicant because I have encountered disbelief from brainwashed minds that deny reality even when presented with overwhelming evidence in support of the cause for universal human rights.

THERE ARE NO OTHER ADEQUATE MEANS IN THE JUDICIARY TO OBTAIN THE RELIEF APPLICANT SEEKS.

The effect of The Court of Appeals and the U S District Court for the Eastern District of Kentucky dismissal sustains an unconstitutional title of nobility on a fraudulent Corporation of Lawyers, a criminal enterprise with pretended license to the practice of law and unconstitutional title of Nobility, in violation of equal rights provision of the State Constitution Section 1. Rights of life, liberty, worship, pursuit of safety and happiness, free speech . . . All men are, by nature, free and equal, The right of freely communicating their thoughts and opinions... Unconstitutional title of nobility, an abridgment to voting rights, legislative trespass and judicial overstep, the harm done systemically dehumanizes Applicant as second class subject citizen who suffers being denied full human rights, a degenerate barbarism of irreparable harm. The adverse effect of Election fraud practice challenged here altered Government into regressive despotism that is clearly forbidden and notwithstanding as law in pursuance of the Constitution, a special interest deception to deprive from us our inalienable voting rights and fair elections by a Union, fixed rigged ballot. Kentucky Constitution section 100 abridged the freedoms of the First Amendment, protected against State action by the Fourteenth Amendment of the United States Constitution. The State Court had no lawful Jurisdiction in the first place regarding these affairs. Commonwealth Attorneys have taken over the Grand Juries FROM the people, where the people are DENIED ACCESS to the grand juries when they attempt to present evidence of crimes committed in the courtrooms by the lawyers and lawyer-judges. The U.S. Constitution, being the Supreme Fundamental Law, is not and CANNOT be ambiguous as to be interpreted otherwise, or it would be a worthless piece of paper and we would have millions of interpretations. All judges and public servants are SWORN TO SUPPORT the U.S. Constitution.

Kentucky Constitution section 100 is repugnant to the Constitution and unconstitutional by equal protection due process of law, U S First Amendment, Fourteenth and Fifteenth U.S.C. and Kentucky's Constitution Section 6, U.S.C. Separation of powers and the Supremacy Clause. The right ... to vote shall not be denied or abridged... on account of ... previous condition of servitude: Article I, Section 10, Clause 1 No State shall . . . grant any Title of Nobility.

History shows how Rome outlawed freedom of speech to establish Despotic Slavery. Reality is perfection where known as a holistic system of life but that is a completely different world view of your delusions and misconceptions that produced your prejudice inadequate conception of nature. The Common Good is everything but the repugnant Aristocratic revolutionary lie advanced for unconstitutional Lawyer rules have overthrown truth by division, calling it Good and Evil, separating the basic plain people from the whole to enable injustice against one such as myself so to attack and destroy the unity of multiplicity and create dysfunctional Barbarity. I present the facts to you uncontroverted in the courts today but if you fail to see the impartial self-evident reality and direct cause of systemic failure that renders the whole system no longer sustainable than you must recuse yourself in the interest of the common good..

The Founding Fathers formed the Constitution on the basis that all are equal before the law as its premise axiom constitutional foundation eternal verity of natural law eternal and omnipresent true reality, the Supremacy clause invalidates unconstitutional practices, customs such as this Aristocratic fraud Nobility are recognized customary formalities but do not exist in true law or nature, being repugnant to the Constitution are null and void from the beginning. As to the way our government is to be run, let me remind, Thomas Jefferson said, in essence, "This proves that plain people, if given the chance, can enact laws and run a government as well as or better than royalty and the blue bloods of Europe." We must stop pretending that fallible conflicted lawyers with so called license as experts of the law are better than our self and can do a better job than we before the courts. Under the Common Law and the Laws of America, NOWHERE is it expressly given for hear-say substitutes to have the power or right to form a Corporation. A Corporation of Lawyers are given birth because of ignorance and are operating under implied consent and power which they have usurped and otherwise stolen from me and the people and we must withdraw such consent to this lawlessness on behalf of the good Citizens in the pursuit of happiness for a perfect union. The U.S. Constitution GUARANTEES to every state in this union a REPUBLICAN FORM of government. Any other form of government is FORBIDDEN. No public officer or branch of government can be limited to a

RULING CLASS of any kind, or the states became ARISTOCRACIES and NOT republics. Also, the lawyers have made themselves sovereign's, where many public offices and branches of government are open to lawyers only, with all other people limited to only two branches of government and to only certain offices in those two branches of government, it is an abomination of dehumanization, fraudulently making all people who are so called non-lawyers into 2nd class subject enslaved citizens.

When the courts belong to the people, as the United States Constitution REQUIRES, (Article IV, Section 4, we the people, will NEVER rule against themselves.) In unconstitutional Incumbent tribunals, are Unconstitutional ROBES OF NOBILITY. (Article 1, Section 9 and 10) dispense a perverted ideology, where the people are terrorized by members of the BLACK ROBE CULT (lawyers and lawyer judges in the courtrooms). By fraudulently holding that I/we cannot have equal rights before the courts as the Incumbent who cancels fair elections with the cooperation of state operatives and express a collective delusional abomination against the overwhelming majority of people, that crime only produces barbaric human rights violations to empower a cult in the Judicial Branch that sets into practice the torture and murder of the common man and that criminal ideology is unnatural, immoral and unlawful having no legal grounds so that it does not exist in law. Where no harm is caused liberty is infinite so that such denying of liberty and collective entitlement to truth and natural perfection self-evident stands on its own merit. Objectively a treason against the rule of law has been committed through the judiciary that disqualifies all of the Lawyer Judges who deny the reality. It is a surprise to me if you do not understand the proof and documentation presented here and I logically reason that because of a delusional inadequate worldview of incompetent blindness disqualifies any resemblance of legitimate authority on behalf of the sadistic tyrannical Judiciary as witnessed by impartial observations of any reasonable mind. As a recognized expert authority you hold the key of knowledge. Let me remind you that true law is the same for everyone, monolithic.

The Sixth Circuit repeated Defendant/Respondent's defenses that I am not now nor ever have been a licensed Lawyer. Only a corrupt corporation of traitors could support that lie, it has no basis in reality, nature and equality before the law.

I further was accused and judged prejudicially of being a bad faith litigant, certified by the United States District Judge who dismissed this complaint and refused to grant relief, with two disclaimers. First of all the District Court Judge is apparently a habitual Liar, demoralized so badly, incapable of believing anything I say, wrote to the Sixth Circuit that there is not a single non-frivolous point to my arguments and for this reason I am a bad faith litigant, a falsity to the constitutional equal standing required as License to practice in the courts. Secondly it is issued to the extent applicable as to being address to the District Judge although I clearly did not address the District of Eastern Kentucky, the heading of the Application to Proceed Forma Paupers referred to by the Judge is addressed to the Court of Appeals for the 6th Circuit and on these two preceding points disqualify the prejudice of the United States District Court Judgment by its own reasoning.

It is extremely important to hold government accountable to basic human rights fundamental equal treatment under the law. The lie repeated a thousand times becomes a truth to the corrupt lawyer judiciary, plain people can see should not be permitted.

An extremely dangerous consequence of disregarding the principle that all are equal before the law gives way for the corrupt illegitimate Aristocracy we have who are entrenched, abuse their position of power in violation of the Supreme Law and the resulting harm caused is so vast that public opinion would certainly vote you out of office if we had fair elections. We the people and myself individually as one of many inadvisable. It is imperative to apply the law equally to all individuals, regardless of their status. No differences should be made, with regard to the law, for political figures, diplomats, law enforcement, legal professionals, leading businesses, or otherwise influential people.

All people must be equally protected by the law. A systematic rule of law that observes due process to provide equal justice, and requires equal

protection ensuring that no individual nor group of individuals be privileged over others by the law arises from philosophical questions concerning equality, fairness and justice. Equality before the law is incompatible with legal slavery. All individuals must be treated in exactly the same manner by the law, while all persons should be subject to the same laws. ... All are equal before the law and are entitled without any discrimination to equal protection.

The common person is the universe, one of many and a unity of diversity, one song in the harmonic spectrum but to call me a bad faith litigant is to isolate myself from all others and deprive the majority in the same manner because we have eternal verities.

The unlawful Cult of the Judiciary is a wild gang of hungry wolves feeding on my flesh. The Bar Association practices of elitism as a corrupt corporation to violate fundamental human rights must be abolished, along with its hateful Barbarity and violence against the common person who I am. Demand is made to cease the unconstitutional custom of denying full human rights entitled by birthright and to stop perpetuating criminal conduct and habitual continuation of a cycle set in motion that ripples through humanity as a primary cause of the most terrible civil rights violation crimes including war. A corrupt corporation of Lawyers upholding these kind of atrocities through an unconstitutional lawyer system cannot reach parity with a true lawful person, necessitating corrective action to restore, preserve and reclaim liberty and justice

REASONS FOR GRANTING MANDAMUS

On the merits through epistemological neutrality for the important public interest because irreparable harm will result from inaction. The writ will be in aid of the Court's appellate jurisdiction that exceptional circumstances warrant the exercise of the Court's discretionary powers that adequate relief cannot be obtained in any other form from any other court.

CONCLUSION

For these reasons as a "Next Friend" Applicant respectfully request that this Court grant this Mandate to avert immediate direct and substantial injury as the result of its enforcement. I have no conflict of interest here. Kentucky is a Right-to-Work state. Certainly the practice of law is not a matter of the States grace. Let the stay issue.

Wherefore Plaintiff seeks the following relief:

Restorative justice for the injury requires removing the Incumbent from official duties for the breach; furthermore Appellant seeks reimbursements to grant court cost in excess of six thousand five hundred dollars, excluding lawyer fees. Let it be resolved: No candidate who has conspired with others to violate checks and balances, equal protection and conflicts of interest in elections shall be considered a bona fide candidate in the context of KRS 118.176. AND No candidate who has conspired with others to violate the fourteenth amendment constitutional rights to speech, association, and due process can be considered a bona fide candidate in the context of KRS 118.176.

1.) Let the Kentucky State office of the Attorney general be notified, all concerned parties and the Board of Elections that the Incumbent is dismissed as the Commonwealth Attorney in Letcher County Kentucky beginning at once. Applicant respectfully asks you to grant the relief requested and such other further relief as is lawful and just.

For these reasons Applicant respectfully asks the United States Supreme Court to review the issues, to bring Mandate against the unconstitutional abridgement of fair Elections and grant Judgment in his favor for the relief requested as lawful and just.

Respectfully submitted 10/18/2021



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