

1150  
NOTICE RE: PETITION FOR

WRIT OF MANDAMUS

FILED 9/20/2021 (SEE LIST OF ATTACHED  
DOCUMENTS)

AND MOTION FOR LEAVE

9/20/21, 4:44 PM Yahoo Mail - Fw: IN THE SUPREME COURT OF THE UNITED STATES: ADDENDUM TO S.C.T. PETITION FOR WRIT OF PRO... Conference

Fw: IN THE SUPREME COURT OF THE UNITED STATES: ADDENDUM TO S.C.T. PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA (FILED IN SUPREME COURT OF UNITED STATES)

From: Leslie Willis <willis222@yahoo.com>

To: bridget.daley@bipc.com

Date: Monday, September 20, 2021, 04:43 PM EDT

— Forwarded Message —

From: Leslie Willis <willis222@yahoo.com>

To: Bridget Daley <bridget.daley@bipc.com>

Sent: Saturday, September 18, 2021, 04:42:25 PM EDT

Subject: Fw: IN THE SUPREME COURT OF THE UNITED STATES: ADDENDUM TO S.C.T. PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA (FILED IN SUPREME COURT OF UNITED STATES)

Addendum To S.Ct. Petition For Writ Of Prohibition To The District Court For The Western District Of Pennsylvania (Filed In Supreme Court Of United States)

With IFP Petition.

— Forwarded Message —

From: Leslie Willis <willis222@yahoo.com>

To: Bridget Daley <bridget.daley@bipc.com>

Sent: Monday, September 13, 2021, 01:39:13 PM EDT

Subject: IN THE SUPREME COURT OF THE UNITED STATES: EMERGENCY PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DOCKET NO. [1]

(See: Docket # 20-8176)

In The  
Supreme Court of the United States

9/20/21, 4:44 PM

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✓ MEMORANDUM ORDER ECF NO. 68.pdf  
180.8KB

✓ Magistrate Judge Order ECF No. 134.pdf  
28.2KB

✓ ORDER - ECF No. 139 DISTRICT JUDGE MEMORANDUM ORDER re MAGISTRATE JUDGE ORDER (ECF 134) DENYING MOTION TO FILE SECOND AMENDED PETITION.pdf  
159.5KB

✓ IRS LETTER JUNE 21, 2016 re TRUST FOR ANNIE PEARL (WHITE) WILLIS.pdf  
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✓ LETTER FROM PNC (2013).pdf  
32KB

✓ EMAIL FROM PNC ATTORNEY BRIDGET DALEY RE DOLORES WILLIS MAY CONTACT HER RE TRUST FOR ANNIE PEARL (WHITE) WILLIS.pdf  
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✓ IN FORMA PAUPERIS PETITION (IFP) - SUPREME COURT.pdf  
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✓ ADDENDUM TO S.C.T. PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA (FILED IN SUPREME COURT OF UNITED STATES).pdf  
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✓ ✓ (RE-FILED) - S.C.T. -PETITION OF LESLIE WILLIS FOR WRIT OF MANDAMUS TO PNC BANK - THE PNC FINANCIAL SERVICES GROUP, INC..pdf  
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✓ S.C.T. MOTION TO RE-SCHEDULE CONFERENCE.pdf  
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✓ JURISDICTIONAL STATEMENT FOR PETITION FOR WRIT OF PROHIBITION.pdf  
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✓ CONSTITUTIONAL PROVISIONS - PETITION FOR WRIT OF PROHIBITION.pdf  
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ALSO, NOT, CG RE: PETITION For Writ  
OF Mandamus Filed 9/20/2021  
(SEE LIST OF ATTACHED DOCUMENTS)  
And 10/1/2021, written re: SCHEDULE  
CONFERENCE

8/20/21, 4:46 PM Yahoo Mail - Fw: IN THE SUPREME COURT OF THE UNITED STATES: EMERGENCY PETITION FOR WRIT OF PROHIBITIO...

Fw: IN THE SUPREME COURT OF THE UNITED STATES: EMERGENCY PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

From: Leslie Willis (willis222@yahoo.com)  
To: lee.dellecker@alleghenycounty.us; caroline.liebenguth@pacourts.us; legaldepartment@pacourts.us  
Date: Monday, September 20, 2021, 04:44 PM EDT

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From: Leslie Willis <willis222@yahoo.com>

To: Lee Dellecker <lee.dellecker@alleghenycounty.us>; Caroline Liebenguth <caroline.liebenguth@pacourts.us>; legaldepartment@pacourts.us <legaldepartment@pacourts.us>  
Sent: Saturday, September 18, 2021, 04:42:31 PM EDT  
Subject: Fw: IN THE SUPREME COURT OF THE UNITED STATES: EMERGENCY PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

Addendum To S.Ct. Petition For Writ Of Prohibition To The District Court For The Western District Of Pennsylvania (Filed In Supreme Court Of United States)

With IFF Petition.

— Forwarded Message —

From: Leslie Willis <willis222@yahoo.com>  
To: Lee Dellecker <lee.dellecker@alleghenycounty.us>  
Sent: Monday, September 13, 2021, 03:04:16 PM EDT  
Subject: Fw: IN THE SUPREME COURT OF THE UNITED STATES: EMERGENCY PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

With Table of Exhibits; Statutes; Rules.

— Forwarded Message —

From: Leslie Willis <willis222@yahoo.com>  
To: Lee Dellecker <lee.dellecker@alleghenycounty.us>; Caroline Liebenguth <caroline.liebenguth@pacourts.us>; legaldepartment@pacourts.us <legaldepartment@pacourts.us>  
Sent: Monday, September 13, 2021, 01:42:21 PM EDT  
Subject: IN THE SUPREME COURT OF THE UNITED STATES: EMERGENCY PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DOCKET NO. [1] \_\_\_\_\_

(See: Docket # 20-8176)

In The

8/20/21, 4:45 PM

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222.5KB
- S.C.T. - PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA.pdf  
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- MEMORANDUM ORDER ECF NO. 68.pdf  
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- TABLE OF EXHIBITS - STATUTES - RULES - FOR PETITION FOR WRIT OF PROHIBITION (IN THE SUPREME COURT) (SEE ALSO DOCKET No. 20-8176).pdf  
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Activity in Case 2:20-cv-01833-DSC-LPL PETITION OF LESLIE WILLIS TO PERPETUATE EVIDENCE PERTAINING TO THE TRUST FOR ANNIE PEARL (WHITE) WILLIS Appendix

From: ecf\_intake\_pawd@pawd.uscourts.gov (ecf\_intake\_pawd@pawd.uscourts.gov)

To: pawd\_ecf@pawd.uscourts.gov

Date: Saturday, September 18, 2021, 04:37 PM EDT

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U.S. District Court

Western District of Pennsylvania

**Notice of Electronic Filing**

The following transaction was entered by Willis, Leslie on 9/18/2021 at 4:35 PM EDT and filed on 9/18/2021

**Case Name:** PETITION OF LESLIE WILLIS TO PERPETUATE EVIDENCE PERTAINING TO THE TRUST FOR ANNIE PEARL (WHITE) WILLIS

**Case Number:** 2:20-cv-01833-DSC-LPL

**Filer:** PETITION OF LESLIE WILLIS TO PERPETUATE EVIDENCE PERTAINING TO 'THE TRUST FOR ANNIE PEARL (WHITE) WILLIS'

**Document Number:** 148

**Docket Text:**

Appendix to [145] Appendix,, [146] Notice,, by PETITION OF LESLIE WILLIS TO PERPETUATE EVIDENCE PERTAINING TO 'THE TRUST FOR ANNIE PEARL (WHITE) WILLIS'. (Attachments: # (1) Appendix ADDENDUM TO S.C.T. PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA (FILED IN SUPREME COURT OF UNITED STATES)) (Willis, Leslie)

2:20-cv-01833-DSC-LPL Notice has been electronically mailed to:

PETITION OF LESLIE WILLIS TO PERPETUATE EVIDENCE PERTAINING TO THE TRUST FOR ANNIE PEARL (WHITE) WILLIS' lwillis222@yahoo.com

Bridget J. Daley bridget.daley@bipc.com, steven.dewick@bipc.com

Leslie Willis lesliewillis2@hotmail.com, lwillis222@yahoo.com

2:20-cv-01833-DSC-LPL Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

**Document description:** Main Document

**Original filename:** n/a

**Electronic document Stamp:**

[STAMP docedStamp\_ID=1098469114 [Date=9/18/2021] [FileNumber=7203235-0  
][38887592520d11e758bcb8a3e4e9043e28e12dd66889fc3541a001e683c77e644  
4e3ada1345e93150a63d7e4149dd9c0d011a5262465c7fb882c724fb0d8a]  
Document description:Appendix ADDENDUM TO S.C.T. PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT  
COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA (FILED IN SUPREME COURT OF UNITED STATES)  
Original filename:n/a  
Electronic document Stamp:  
[STAMP docedStamp\_ID=1098469114 [Date=9/18/2021] [FileNumber=7203235-1  
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7a38251c0b51dfc4eaca34236a56110cb37f5e0d256a6cd391effd9478685]]

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**Fw: IN THE SUPREME COURT OF THE UNITED STATES: EMERGENCY PETITION FOR WRIT OF PROHIBITION TO THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

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To: lee.dellecker@alleghenycounty.us; caroline.liebenguth@pacourts.us; legaldepartment@pacourts.us

Date: Saturday, September 18, 2021, 04:42 PM EDT

Addendum To S.Ct. Petition For Writ Of Prohibition To The District Court For The Western District Of Pennsylvania (Filed In Supreme Court Of United States)

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DOCKET NO. [1] \_\_\_\_\_

(See: Docket # 20-8176)

In The

**Supreme Court of the United States**

On Emergency Petition for Writ of Prohibition to The District Court for the  
Western District of Pennsylvania

9/18/21, 4:44 PM

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DOCKET NO.(1) \_\_\_\_\_  
(See: Docket # 20-8176)

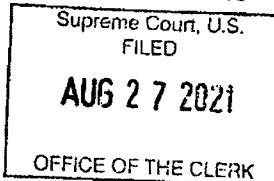
In The

Supreme Court of the United States

On Emergency Petition for Writ of Prohibition to The District Court for the  
Western District of Pennsylvania

IN RE: PETITION[2] OF LESLIE WILLIS FOR WRIT OF PROHIBITION

# ORIGINAL



# 21-5832

DOCKET NO.<sup>1</sup>

(See: Docket # 20-8176)

In The  
**Supreme Court of the United States**

On *Emergency Petition for Writ of Mandamus To: PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC")*

#### QUESTION PRESENTED

Whether the Court should issue a **WRIT OF MANDAMUS** to PNC Bank, N.A. and The PNC Financial Services Group, Inc. ("PNC") to disclose, *to Petitioner*, the **Trust Instrument, Beneficiary Designation, and Safe Deposit Records** of The Trust for Annie Pearl White Willis' ("Trust"), held by PNC Bank, N.A./The PNC Financial Service Group, Inc.

---

#### IN RE: PETITION<sup>2</sup> OF LESLIE WILLIS FOR WRIT OF MANDAMUS

Leslie Willis  
P.O. Box 1153, Bowie, MD  
Maryland 20718<sup>3</sup>  
[lwillis222@yahoo.com](mailto:lwillis222@yahoo.com)

<sup>1</sup> See: Docket No. 20-8176

<sup>2</sup> Also presented as a *Motion for Writ of Mandamus*, supplemental to Docket No. 20-8176, including any "Petition for Panel Re-Hearing."

<sup>3</sup> Petitioner's last legal address. At this time, Petitioner is in Pittsburgh, PA. Petitioner is domiciled in Maryland.

## LIST OF PARTIES

1. Leslie Willis, Petitioner<sup>4</sup>
2. PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC"),<sup>5</sup>  
Respondents

## RELATED<sup>6</sup> CASES

Petitioner's 'Petition for Writ of Certiorari,'<sup>7</sup> (Docket #20-8176) is currently pending in this Court. On July 15, 2021, the Petition was Distributed for the September 27, 2021 Conference. The Petition for Certiorari involves fundamental, substantive, Constitutional rights to property ('Due Process Clause' and 'Petition Clause').

Petitioner's has also filed an 'Emergency Petition for Writ of Prohibition to The District Court for the Western District of Pennsylvania.'

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## INDEX TO APPENDICES ("EXHIBITS")

(See Attached)

## TABLE OF AUTHORITIES

(See Attached)

<sup>4</sup> Petitioner is proceeding pro se and in forma pauperis in this Court.

<sup>5</sup> William S. Demchak, President, Chairman, and Chief Executive Officer.

<sup>6</sup> Other Petitions filed by Petitioner in this Court.

<sup>7</sup> Due to Covid-19 law library closures during the preparation of the May 3, 2021 'Petition for Writ of Certiorari,' and due to pending Court matters (i.e. 'Petition for Writ of Mandamus' and 'Petition for Writ of Prohibition' in this Court; and 'Petition to Perpetuate the Trust for Annie Pearl (White) Willis' in the District Court for the Western District of Pennsylvania, Docket # 20-1833), Petitioner has not been able to fully present the 'Petition for Writ of Certiorari.' If Petitioner's Petition for Writ of Certiorari, Docket #20-8176, is not reviewed on the merits by the Court, Petitioner intends to file a 'Petition for Panel Re-Hearing.'

**OPINIONS BELOW**

This Petition for Writ of Mandamus to PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC"),<sup>8</sup> is not a review of an Opinion below (But See: Petitioner's 'Petition for Writ of Prohibition' to the District Court for the Western District of Pennsylvania' filed in this Court).

The opinions of the **United States District Court for the Western District of Pennsylvania**, which may be referenced in Petitioner's 'Petition for Writ of Prohibition to the District Court' are at **Docket No. 20-1833** of the 'Petition of Leslie Willis to Perpetuate Evidence of 'The Trust for Annie Pearl (White) Willis' appear as follows:<sup>9</sup>

**Appendix A** - Magistrate Judge Memorandum Order ECF Document #68

**Appendix B** - Magistrate Judge Memorandum Order ECF Document #134

**Appendix C** - District Judge Memorandum Order Re: Magistrate Judge Order (ECF No. 134) Denying Motion to File Second Amended Petition (ECF No. 126 et. seq.) ECF Document #139

<sup>8</sup> William S. Demchak, President, Chairman, and Chief Executive Officer.  
<sup>9</sup> See: Petitioner's 'Petition for Writ of Prohibition, filed in this Court.

**JURISDICTION**

The Supreme Court jurisdiction is invoked, herein, pursuant to Fed.R. App.P Rule 21, 28 U.S. Code § 1651 – Writs;<sup>10</sup> and/or pursuant to § 1367(a) - Supplemental Jurisdiction. The Court's relevant equity powers are invoked.

This 'Petition for Writ of Mandamus' is filed in support of the Action for Declaration of Rights to real estate property that Petitioner intends to file in this Court, in aid of the Court's subject-matter jurisdiction pursuant to Fed.R.Civ.P. 19 - Required Joinder of Parties.<sup>11</sup> For instance, here, as to parties in Actions involving real estate property, which is the subject-matter of: (1) the 'Petition for Writ of Certiorari'; or (2) a 'Petition for Panel Re-hearing' and/or (3) the post-judgment Motions that Petitioner intends to file in the Court of Appeals for the Third Circuit; or (4) in the event of further proceedings in the District Court for the Western District of Pennsylvania.

<sup>10</sup> 28 U.S. Code § 1651 - "(a) The Supreme Court and all courts established by Act of Congress may issue all writs necessary or appropriate in aid of their respective jurisdictions and agreeable to the usages and principles of law.;" 28 U.S.C. § 2201(a) "In a case of actual controversy within its jurisdiction ...any court of the United States, upon the filing of an appropriate pleading, may declare the rights and other legal relations of any interested party seeking such declaration, whether or not further relief is or could be sought. Any such declaration shall have the force and effect of a final judgment or decree and shall be reviewable as such."

<sup>11</sup> Fed.R.Civ.P. 19 (a)(1) (A); and (B)(ii). See also District Court for the Western District of Pennsylvania Docket No. 20-1833, ECF Document No. 70)

## CONSTITUTIONAL PROVISIONS

This 'Petition for Writ of Mandamus' is filed in support of the Actions for Declaration of Rights<sup>12</sup> that Petitioner intends to file in this Court, in aid of the Court's subject-matter jurisdiction of Petitioner's Actions in Federal Court, which involve the following Constitutional provisions pertaining to real estate property:

U.S.C.A. Const. Amend. XIV, § 1- Due Process Clause;

U.S.C.A. Const. Amend. I – Petition Clause - right to Petition the government for redress of grievances;

U.S.C.A. Const. Amend. XIV, § 1- Equal Protection Clause of the Fourteenth Amendment (Section 1) of the United States Constitution;

## STATUTORY PROVISIONS

28 U.S. Code § 1651 - "(a) The Supreme Court and all courts established by Act of Congress may issue all writs necessary or appropriate in aid of their respective jurisdictions and agreeable to the usages and principles of law..."

<sup>12</sup> Action for Declaration of Rights to the 'Trust for Annie Pearl (White) Willis,' and Action for Declaration of Rights to real estate located in Allegheny County, Pennsylvania, 267 William Street, Pittsburgh, PA. 15203 (Block/Lot/Parcel ID # 4-H-229).

**28 U.S.C. § 2201(a)** - Creation of remedy (i.e. Declaration of Rights) - "In a case of actual controversy within its jurisdiction ... any court of the United States, upon the filing of an appropriate pleading, may declare the rights and other legal relations of any interested party seeking such declaration, whether or not further relief is or could be sought. Any such declaration shall have the force and effect of a final judgment or decree and shall be reviewable as such."

**42 Pa. C.S. § 7533** - Any person interested under a deed, will, written contract, or other writings constituting a contract, or whose rights, status, or other legal relations are affected by a statute, municipal ordinance, contract, or franchise, may have determined any question of construction or validity arising under the instrument, statute, ordinance, contract, or franchise, and obtain a declaration of rights, status, or other legal relations thereunder.

## CASE LAW

**Noonan Estate**, 361 Pa. 26, p.27 and p. 29 (Pa. 1949) - Executors, as well as other fiduciaries, are under an obligation to make full disclosure to beneficiaries respecting their rights and to deal with them with utmost fairness... "the executor breached [her] duty to the beneficiary by withholding from [her] material information which [she] sought and to which [she] was entitled ... Without regard for the rights of the beneficiary whose desire to pay the decedent's debts and retain the realty (whereof [she] was the sole devisee) was arbitrarily and even deceptively ignored by the executor."

**Polanco Estate (no. 1) 80 pa. D. & c. 436 (see p. 438-439)** – “It would seem that the personal estate is still the primary fund for payment of debts and that a personal representative cannot simply, for the sake of his own whim or desire, embark upon disposing of decedent’s real estate in total disregard of the rights and interests of the heirs or devisees” – “non{-}assenting heir is willing to accept distribution of the real estate in kind.

#### **RULES**

Fed.R.Civ.P. 19 (a)(1) (A); and (B)(i)

#### **STATEMENT OF THE CASE**

1. The Internal Revenue Service (IRS) identified a ‘Trust for Annie Pearl (White) Willis’ (“Trust”)<sup>13</sup> (See: ‘Petition of Leslie Willis to Perpetuate Evidence of the Trust for Annie Pearl (White) Willis,’ filed in the District Court for the Western District of Pennsylvania, Docket # 20-01833, ECF No. 32.7 - Internal Revenue Service (IRS) letter<sup>14</sup> indicating “The Trust for Annie

<sup>13</sup> Annie Pearl (White) Willis (or “Annie Pearl Willis,” or “Annie P. Willis”) is Petitioner’s Grandmother, deceased November 20, 2010; Estate opened January 20, 2011; Letters Testamentary granted to Dolores Willis, Annie Pearl (White) Willis’s daughter, Petitioner’s Aunt. Petitioner is an Heir, Legacy, Beneficiary, and Devisee of the Estate, and the first born of Annie Pearl (White) Willis’ son, John Arthur Willis, Sr. (Pre-deceased).

<sup>14</sup> Petitioner is not authorized to obtain the Trust documents from the Internal Revenue Service (IRS).

Pearl (White) Willis”).<sup>15</sup> The Trust involves substantial Trust funds and real estate assets.

2. Petitioner is an Heir, Legacy, Beneficiary, and Devisee of the Estate of Annie Pearl Willis’, and has a legal right pursuant to 42 Pa. C.S. § 7533<sup>16</sup> to a determination of rights to ‘The Trust for Annie Pearl White Willis’ (“Trust”) (See: District Court Docket # 20-01833, ECF No. 128, 8-20-2021). (Petitioner believes that she is the sole beneficiary<sup>17</sup> of the Trust)
3. Annie Pearl (White) Willis did her banking with PNC Bank, N.A. and The PNC Financial Services Group, Inc. (Exhibit ECF No. 14.1 – Joint Account ‘Schedule F’ document for PNC Checking Account held at PNC); (Exhibit: ECF No. 31.9 – Letter 2013 from PNC requesting person authorized to receive information regarding Annie Pearl Willis’s accounts); (Exhibit: ECF No. 32.11 - Email from PNC Associate Attorney, Bridget Daley, re: Dolores Willis may contact her regarding the Trust).
4. PNC Bank, N.A. and The PNC Financial Services Group, Inc. have custody, control, and possession of the Trust.

<sup>15</sup> References, herein, to Exhibits are filed in the District Court for the Western District of Pennsylvania (Docket # 20-01833). See ECF No. 126-Second Amended Petition; and ECF No. 129, Exhibits. Petitioner, proceeding in forma pauperis, does not have funds, at this time, to print and mail documents. Petitioner files this Petition for Writ of Mandamus in the interest of time, prior to the September 27, 2021 Conference in this Court, and for a direct response from PNC Bank, N.A. and The PNC Financial Services Group, Inc. to disclose the Trust documents to Petitioner.

<sup>16</sup> 42 Pa. C.S. § 7533 - Any person interested under a deed, will, written contract, or other writings constituting a contract, or whose rights, status, or other legal relations are affected by a statute, municipal ordinance, contract, or franchise, may have determined any question of construction or validity arising under the instrument, statute, ordinance, contract, or franchise, and obtain a declaration of rights, status, or other legal relations thereunder.

<sup>17</sup> *Petitioner reserves all of her rights regarding and relating to the Trust and the real estate of 267 William Street.*

5. PNC Bank, N.A. and The PNC Financial Services Group, Inc. have held the Trust for almost 11 years, to date (See fn #5), without disclosure of the Trust to Petitioner, while collecting fees on the Trust.

#### REASONS FOR GRANTING THE WRIT

1. Petitioner is an Heir, Legacy, Beneficiary, and Devisee of the Estate of Annie Pearl Willis', and has a legal right pursuant to 42 Pa. C.S. § 7533<sup>18</sup> to a determination of rights to 'The Trust for Annie Pearl White Willis' ("Trust") (See: District Court Docket # 20-01833, ECF No. 128, 8-20-2021). (Petitioner believes that she is the sole beneficiary<sup>19</sup> of the Trust)
2. Petitioner intends to present, in this Court, an Action for Declaration of Beneficiary Rights to the "Trust for Annie Pearl (White) Willis"("Trust"); and an Action for declaration of rights to real estate located in Allegheny County, Pennsylvania, at 267 William Street, Pittsburgh, Pennsylvania, 15203 (Lot/Blk/Parcel ID# 4-H-229) ("real estate").<sup>20</sup> (Exhibits ECF No. 131 – Declarations of Intent to File Actions for Declaration of Rights). However, Petitioner cannot do so without, at least, the *Trust Instrument* and the

<sup>18</sup> 42 Pa. C.S. § 7533 - Any person interested under a deed, will, written contract, or other writings constituting a contract, or whose rights, status, or other legal relations are affected by a statute, municipal ordinance, contract, or franchise, may have determined any question of construction or validity arising under the instrument, statute, ordinance, contract, or franchise, and obtain a declaration of rights, status, or other legal relations thereunder.

<sup>19</sup> Petitioner reserves all of her rights regarding and relating to the Trust and the real estate at 267 William Street.

<sup>20</sup> See footnote #7 re: 42 Pa. C.S. § 7533.

*Beneficiary Designation* disclosed, at least initially, to *Petitioner*, and also the *Safe Deposit Records* for the Trust.

3. The Trust disclosed, would provide evidence that the Trust exists, and evidence of the Trust Beneficiary; as well as evidence relating to the circumstances of the sale of the real estate (e.g. evidence that the Trust funds were withheld from Petitioner at the time of sale of the real estate;<sup>21</sup> evidence of breach of fiduciary duty; and evidence pertaining to aiding and abetting a breach of fiduciary duty as to the real estate); and would also make funds available for Petitioner to proceed with an Attorney, in this Court; and/or in post-judgment motions that she, otherwise, intends to file in the Court of Appeals for the Third Circuit; and/or in the event of further proceedings in the District Court for the Western District of Pennsylvania.
4. Petitioner believes the situs of the Trust is in Pittsburgh, Pennsylvania.<sup>22</sup>
5. Therefore, PNC would not be burdened in compliance with a request for disclosure of the *Trust Instrument* and the *Beneficiary Designation* of the Trust nor of the *Safe Deposit Records* of the Trust to *Petitioner* at PNC or at the office of the PNC attorney, because the Trust documents are held at PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC").

<sup>21</sup> *Polanco Estate* (no. 1) 80 pa. D. & c. 436 (see p. 438-439) – "It would seem that the personal estate is still the primary fund for payment of debts and that a personal representative cannot simply, for the sake of his own whim or desire, embark upon disposing of decedent's real estate in total disregard of the rights and interests of the heirs or devisees" – "non-juriscent heir is willing to accept distribution of the real estate in kind.

<sup>22</sup> At this time, Petitioner is in Pittsburgh, PA. The PNC Financial Services Group is incorporated in Pennsylvania, and is based in Pittsburgh, Pennsylvania. PNC Bank, National Association is a banking subsidiary of The PNC Financial Services Group with its principal place of business in Pittsburgh, Pennsylvania.

6. Dolores Willis, Executrix for the Estate of Annie Pearl Willis, has a duty<sup>23</sup> to disclose the Trust to Petitioner. If necessary, Dolores Willis, is authorized to request disclosure of the Trust documents from PNC.

**WHEREFORE**, Petitioner, Leslie Willis, respectfully, prays that this Court issue a **WRIT OF MANDAMUS** to PNC Bank, N.A. and The PNC Financial Services Group, Inc. ("PNC") to disclose the *Trust Instrument* and *Beneficiary Designation* of 'The Trust for Annie Pearl White Willis' ("Trust"), held by PNC Bank, N.A./The PNC Financial Service Group, Inc., to Petitioner at the office of the Associate Attorney for PNC, Bridget Daley, on September 20, 2021 at 1:35 p.m.' OR at the location of The PNC Financial Services Group, Inc., at 300 Fifth Ave. The Tower at PNC Plaza, Pittsburgh, PA 15222-2401 on September 20, 2021 at 1:35p.m.

**WHEREFORE**, Petitioner, Leslie Willis, respectfully, prays that this Court issue a **WRIT OF MANDAMUS** to PNC Bank, N.A. and The PNC Financial Services Group, Inc. ("PNC") to disclose the **Safe Deposit Records** of 'The Trust for Annie Pearl White Willis' ("Trust"), held by PNC Bank, N.A./The PNC Financial Service Group, Inc., to Petitioner at the office of the Associate Attorney for PNC, Bridget Daley, on September 20, 2021 at 1:35 p.m.' OR at the location of The PNC

<sup>23</sup> Executors, as well as other fiduciaries, are under an obligation to make full disclosure to beneficiaries respecting their rights and to deal with them with utmost fairness... "the executor breached [her] duty to the beneficiary by withholding from [her] material information which [she] sought and to which [she] was entitled ... Without regard for the rights of the beneficiary whose desire to pay the decedent's debts and retain the realty (whereof [she] was the sole devisee) was arbitrarily and even deceptively ignored by the executor." *Noonan Estate*, 361 Pa. 26, p.27 and p. 29 (Pa. 1949).

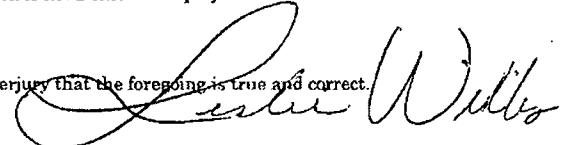
Financial Services Group, Inc., at 300 Fifth Ave. The Tower at PNC Plaza, Pittsburgh, PA 15222-2401 on September 20, 2021 at 1:35 p.m.

**WHEREFORE**, Petitioner, Leslie Willis, respectfully, moves the Court to **SEAL** the Trust documents, if filed in this Court; and requests that the Court caution, instruct, and **DIRECT** or **ORDER** all Parties and their Counsel not to disclose to anyone the contents of the Trust; not to use the Trust documents or information for any purpose other than in connection with the Actions for Declaration of Rights; and upon termination of the Actions for Declaration of Rights, return all Trust documents and information as appropriate.

**WHEREFORE**, Petitioner, Leslie Willis, respectfully, prays that if this Petition/Motion is Denied by the Clerk, by a single Judge, or by limited Panel, that the Petition/Motion is considered by the Court *En banc*; and that, in any event, under the circumstances, the Motion is not Denied with prejudice.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 20, 2021

  
/s/ Leslie Willis, Petitioner

**PROOF OF SERVICE**

I, Leslie Willis, do swear or declare that on this date, **September 20, 2021**, as required by Supreme Court Rule 29 I have served the enclosed 'Emergency Petition for Writ of Mandamus To: PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC")' on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

Bridget J. Daley, (Email)

Associate, Buchanan Ingersoll & Rooney, PC

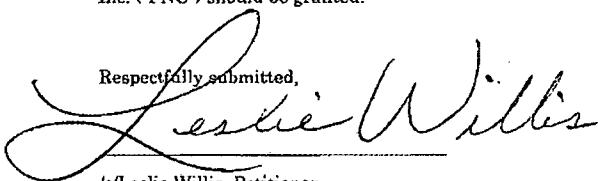
For William S. Demchak, President and Chief Executive Officer,  
PNC Bank, The PNC Financial Services Group, Inc.

Union Trust Building, 501 Grant Street, Suite 200, Pittsburgh, PA 15219-4413  
412 562 8304 (o); 814 931 4875 (c)

Dolores Willis (First Class Mail)

206 Everglade Drive  
Pittsburgh, PA. 15235

Respectfully submitted,



/s/Leslie Willis, Petitioner

Date: September 20, 2021

BY THE COURT \_\_\_\_\_ J

DOCKET NO. \_\_\_\_\_

In The  
**Supreme Court of the United States**

On Petition for Writ of Mandamus To:  
PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC")

DOCKET NO. \_\_\_\_\_

In The  
**Supreme Court of the United States**

On Petition for Writ of Mandamus To:  
PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC")

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**ORDER**

The 'Emergency Petition for Writ of Mandamus To: PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC")' is, hereby, GRANTED.

A WRIT OF MANDAMUS is, hereby, issued that the TRUST INSTRUMENT and the BENEFICIARY DESIGNATION of 'The Trust for Annie Pearl White Willis' ("Trust"), held by PNC Bank, N.A./The PNC Financial Service Group, Inc., shall be disclosed to Petitioner, *Leslie Willis*, at the office of Associate Attorney for PNC, Bridget Daley, on September 20, 2021 at 1:35 p.m.; OR at the location of The PNC Financial Services Group, Inc., at 300 Fifth Ave. The Tower at PNC Plaza, Pittsburgh, PA 15222-2401 on September 20, 2021 at 1:35 p.m.

IT IS FURTHER ORDERED that the Trust documents shall be SEALED, and under protective Order, if filed in this Court.

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**ORDER**

The 'Emergency Petition for Writ of Mandamus To: PNC Bank, N.A./The PNC Financial Services Group, Inc. ("PNC")' is, hereby, GRANTED.

A WRIT OF MANDAMUS is, hereby, issued that the SAFE DEPOSIT RECORDS of 'The Trust for Annie Pearl White Willis' ("Trust"), held by PNC Bank, N.A./The PNC Financial Service Group, Inc., shall be disclosed to Petitioner, *Leslie Willis*, at the office of Associate Attorney for PNC, Bridget Daley, on September 20, 2021 at 1:35 p.m.; OR at the location of The PNC Financial Services Group, Inc., at 300 Fifth Ave. The Tower at PNC Plaza, Pittsburgh, PA 15222-2401 on September 20, 2021 at 1:35 p.m.

IT IS FURTHER ORDERED that the Trust documents shall be SEALED, and under protective Order, if filed in this Court.

BY THE COURT \_\_\_\_\_ J