

Supreme Court, U.S.
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No. **21-7046**

IN THE
Supreme Court of the United States

Makeda Haile,

Petitioner

v.

Abdul Conteh,

Respondent

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21-193

On Petition For Writ Of Certiorari
To The Supreme Court Of Virginia

PETITION FOR WRIT OF CERTIORARI

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SUPREME COURT, U.S.

QUESTIONS PRESENTED

Whether this court is willing to stop the violation of the Fourteenth Amendment right
“....No state shall make or enforce any law which shall **abridge the privileges or immunities** of
citizens of the United States; nor shall any state **deprive any person of life, liberty, or property**,
without due process of law; nor deny to any person within its jurisdiction **the equal protection**
of the laws.” of the citizens.

Whether this court made the final decision on taking responsibility/accountability on
the judgments that is made, or ignored, according to (basic) common sense of right or wrong,
moral values, decade's long civilization, to the Law, the Rules, the Constitution, and as a result
brought JUSTICE to “the people”.

Whether this court is willing to correct the judgment that violate the unalienable human
right of the people that are made based on **fear, feeling or favor** rather than merit of the case.

LIST OF PARTIES AND RELATED CASES

The petitioner is Makeda Haile, the petitioner and petitioner-appellant in the courts below. The respondent is Abdul Conteh, the respondent and respondent-appellee in the courts below.

Related Cases:

The Supreme Court of Virginia: Dismissed Plaintiff-Appellant's appeal (November 3, 2021)
Makeda Haile v. Abdul Conteh No. 210246

The Fairfax County Circuit Court: Denied permanent protective order (January 5, 2021) Makeda Haile v. Abdul Conteh Case No. CL-2019-0012268

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PETITION FOR A WRIT OF CERTIORARI

Makeda Haile, respectfully petitions for a writ of certiorari to review the judgment of the Supreme Court of Virginia and the lower court in this case.

OPINIONS BELOW

The opinion of the Supreme Court of Virginia, *Makeda Haile v. Abdul Conteh* No. 210246 is attached as Appendix "A" is unpublished. The order of the Fairfax County Circuit Court of Virginia denying us protective order No.LC-2019-0012268 is attached as Appendix "B.1 – B.5" and is unpublished.

JURISDICTION

The final judgment of the Circuit Court of Virginia Fairfax County, denial of permanent protective order entered on January 5, 2021. The Supreme Court of Virginia denied reviewing the decision on November 3, 2021. No rehearing was sought. The jurisdiction of this Court is invoked under 28 U.S.C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

The Fourteenth Amendment to the United States Constitution provides pertinent part:

All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and the state wherein they reside. No state shall make or enforce any law, which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws. U.S. Const. Amend. XIV.

Code of VA 19.2-152.7:1 Definitions - Act of violence, force, or threat

Code of VA 18.2-60.3 Stalking; penalty

Code of VA 19.2-152.10 Protective order in cases of stalking and acts of violence

INTRODUCION

This introduction intend to show the violation we are facing outside of this lawsuit by barbaric terrorists, criminals, misdemeanors and authorities-up to the justices of this court (the two previous writs filed). The authorities sustained and safeguarded these unalienable human right violations by being willfully blind to the facts, merits and judged contrary to the laws-the constitution and the decisions of other courts. Supporting, protecting and liberating the one that in authority, fight barbaric &/or bark louder works only in the Animal Kingdom-the wild beasts, not the ones that live in total surrender to their owners. This last writ will give this court another chance to make conscious and accountable decision.

I, the plaintiff – Appellant Makeda Haile, am a single mother of two minor children. While I was working at Kaiser Permanente (February 2019) I had to go to Fairfax County Circuit Court for child custody and support, before the trial date the church that I go to was burned, later my attorney's office was burned. After that, my attorney moved to a considerably more expensive office, his behavior changed. He started giving me false legal advice and examining me to find evidence that could be used against me. For example, when I tell him about a fight that started with my ex-husband saying, "if you don't sleep with me, I will sleep with our four-year-old child". My attorney responded by saying, things have changed nowadays, if the four years old child did not oppose the request there is not much to do, and then he asks me questions like, if I ever hit my children.

The night before the court day, my children (5 and 6 years old at that time) told me that they had seen a video on their father's phone, on how sperm gets into a woman, and I recorded the conversation and emailed the situation to my attorney. At court, both the guardian ad litem and my attorney said they do not want to hear the recording. The father was not asked a question, but I was asked how I responded was to my children. My phone alarm bipped at the end of the trial (at 5:30 pm), right away the judge's phone alarm bipped.

My ex-husband's two court translators corrected most of his response. I told this to my attorney, he ignored me.

On the day that we signed the court order. My attorney, my ex-husband's attorney and I were sitting on a table outside of the courtroom. I read the court order for the first time and I requested the other attorney to make multiple clarifications. For each correction, she texted or made a quick call to see if "the father" agrees. I have lived with my ex-husband for seven years. It is nearly impossible to get one quick and precise answer from him, let alone for multiple questions. I knew she was not talking to my ex-husband.

After I write that I disagree and sign the court order, I start taking pictures of the order that I signed on. The guardian ad litem snatched the court order from the table while I was in the middle of taking pictures and ran into the courtroom. The attorneys followed her. At the end of a phony trial with a corrupted judge, corrupted authorities, the order changed the child support that I was receiving for two children from 1,358.00 to 415.52 USD a month, while my and the ex-husband's yearly income and expenses were unchanged during both court orders. I was ordered to pay 1111.44 \$ for the Guardian ad litem. I tried to pay this fee, but the court and the

guardian ad litem refused to accept the payment, even though it is on the court order. My sole custody was changed to joint legal custody. Also, we were ordered to participate in five co-parenting education together at the same location. The court order was not only unjust but also promoting domestic violence.

Proof to show the injustice of the court order; the father sent the child that was in kindergarten at that time (2017), to school with the same soiled underwear and trousers from an accident of the previous school day.

When the same child showed severe worry, his teachers requested us to find a solution. I made him see a therapist at Kaiser Permanente; the therapist said it is depression, without giving any attention or time to the matter. I know my son has no depression. I contacted a second therapist at "Franconia Family Therapy Center". The therapist was more interested in me than my son. After a lot of back and forth, he said my son's worry is part of the grief process of separation. When I was ready to leave his office. He told me that I am "Abigail". She is a woman of God, who was married to a rich but crazy man and after he died, she married King David. I asked him, how could I be Abigail with an unemployed husband? Now I understand that he was not talking about my ex-husband.

The father repeatedly sent the child to school with no lunch. He refused to send the younger child to preschool, that I was paying around 250 USD per week because of the child's need to practice social skills, from my pastime job. I was the only parent who took the children to any kind of medical care.

The evidence that shows the father's repeated conscious negligence and carelessness to the children's wellbeing was partly withheld by my attorney and the rest deliberately ignored by the judge.

My attorney told me that I must pay 5000.00\$ to the court to appeal this order. I had a phone conversation with another attorney. He sounded interested, but as soon as I told him who the judge was, he sounded alarmed and said he cannot take my case and he hung up on me right away.

Clear pattern of destroying evidence at Kaiser Permanente Tysons Corner; I received a notice to get a gynecology checkup. The exceptionally thorough head to toe examination made me feel like; I was being checked for a sale. After the exam, she took me to her office. When I told her that there is no one that looks like her in her family picture that was on the office desk. She got extremely anxious and she moved the family picture away. Later, I received a notice that said she no longer works for Kaiser Permanente. Then, I received a notice that said the primary physician, who knew about my abuse left Kaiser. Before I was terminated, the pediatrician that was aware of the terror/abuse that my children and I were facing left Kaiser as well. A very clear pattern.

Harassing my children even after my termination from Kaiser Permanente, I found out my first grader was abused at the public school. I started looking into it. His class was an absolute chaos. Some of the kids had severe behavioral disorders (biting each other up... the class was out of control).

I went to observe second-grade. The teacher (Ms. Laila Leikvold) began to teach about the USA, the student started condemning (with zeal) the founding fathers of this nation, without being asked.

I was able to transfer them to a different class. My first grader was assigned to sit next to a girl with a special need. She uses an iPad without an earphone, while the others are working on reading or writing. I explained this destructive classroom atmosphere to the principal and the school counselor. The principal lectured me about inclusion. The Public School is creating the right environment to raise self-destructive citizens in the name of inclusion.

The first grade Family Life Education curriculum says "Penis – The organ of the male reproductive system that he uses when urinating and when having sex". I was provoked and insulted by Arlington Public School employees, for looking into it. Later, the opposition, superintendent got replaced by another person.

RELEVANT FACTS AND BACKGROUND

The terror/abuse **completely stopped** after Dr. Scott Backus become the Kaiser Permanente Tysons Corner laboratory director and started flirting with me. I was promoted to work in the office and I was offered another promotion (assistant supervisor position). As soon as I decline the promotion, an exacerbated terrorization violation by the respondent, other employees and outside of work by different strangers restarted. To this day, people that have lost an arm or leg follow me around. In addition, I am sporadically receiving videos that have the same content in my YouTube account.

I went to the Federal Bureau of Investigation (FBI) Washington DC. To report the suspicious extremist activities (by the respondent), told to report it to the police. I reported it to the McLean district police station. The police officer said, "Unless I see someone making a bomb, I should not worry about any extremist activities" and was told to get protective order for my own safety.

On August 20, 2019, I was able to get a preliminary protective order for my minor children and me. The order got dismissed on September 4, 2019, using illegal justification. Subsequently, the jury request that I filled was denied, the demand to jury trial was also denied. On December 3, 2019, the motion to reconsider was denied. The notice of appeal was filed on December 12, 2019 to the Supreme Court of Virginia. The court dismissed the appeal. Writ was filled to this court for a jury trial, No. 20-5102, was not accepted.

I filed the first charge with the Equal Employment Opportunity Commission ("EEOC") against Kaiser Permanente Tysons Corner. He advised me to find another job. Finally, I received the right-to-sue letter on October 03, 2019.

On September 25, 2019, I contacted a Pro-bono attorney (Christopher Rau). First, he told me to find another job. Then, he started insulting and intimidating me by asking, how I came to this country, what my immigration status is, passed that he told me how he had an Ethiopian client and how she sued her employer, win the lawsuit and then she lost her mind and became homeless.

I contacted Legal Services of Northern Virginia; they said they couldn't help me, without any clear reason. I file complaint as pro-se to the United States District Court for the Eastern

District of Virginia Alexandria Division on October 18, 2019, with a claim of discrimination, harassment and terrorization because of religion and Hostile work environment. On October 23, 2019, the District Court dismissed the complaint without prejudice. While I was writing the informal brief for the United States Courts of Appeals, I comprehended how I was a victim of hostile work environment because of sex (Quid Pro Quo) and retaliation. I went back to "EEOC", and file the second charge of retaliation and hostile work environment because of sex (quid pro quo). EEOC gave me the second right- to -sue letter. Then, the appeal was dismissed by the United States Court of Appeals. I filled writ of certiorari against Kaiser Permanente Tysons Corner No. 20-5103 in addition to the writ for jury trial against Abdul Conteh No 20-5102. Both writ of certiorari, shamefully denied.

STATEMENT OF THE CASE

After I got hired, Ms. Veronica Williams (respondent's friend) asked me to have a child from her husband. It was an insult since I didn't even know her much.

Shortly after, Mr. Abdul Conteh was hired for the evening shift. Then, he was moved to work day-shift -the same hours as me. Even though there was no need to bring additional people. On the contrary, it is quite common to work with short stuff. Later, he got his hours changed, because he was facing heavy traffic. I was denied **one-hour** adjustment to my work hours (**Mondays and Tuesdays only**) to be able to care for my children, rather than paying 319.00 \$ a month to the public school's after school care. Some days, he would **NOT** come to work. Everybody acts unaware that he is on the schedule.

On February 11, 2017 the respondent, Ms. Veronica and I were working together. Veronica started insulting me and the respondent kept on laughing. Right after that, I was using the computer that he was using, to be able to cover his break. He left an article on the computer, which was about how people attack others because of jealousy. This was his first deception.

Later, in 2017, the respondent told me that he will cut off one of my arms and one of my legs. It was barbaric and terrorizing.

One morning in 2017 when I opened my apartment to go to work, there was completely naked man sitting next to my apartment door. I called 911.

On January 10, 2018, Louise Archer Elementary School (the school of my kindergartner) emailed that the school is in a "Secure the Building" status because of police activity in the surrounding neighborhood; my younger child's pre-school was across the street from the elementary school. [Doc. 1]

Based on the hospital record, From May 2017 to August 2018, I had to take my children to Kaiser Permanente Tysons Corner (emergency room) 14 times. Almost all the time, the nurses send us to the laboratory. Mr. Abdul Aziz Conteh has multiple contacts with my children. One time, he asked my child to read his first and last name to identify his blood tube drawn from the previous day.

When Dr. Scott Backus started flirting with me. I was promoted to work in the office. The abuse I was facing completely stopped. Ms. Lane (the supervisor at the time) said, I will be able to send my children to a private school, if I accept the second promotion. I refused to take

it. Right away, the respondent became in charge of making schedules and when I needed a day off, I had to ask him. Ms. Lane stopped treating me professionally, and she refused to let me work more than 20 hours. I contacted two different Kaiser Locations to be able to work more hours. After each attempt, Ms. Lane told me, she is aware of it. One of the managers told me that he does not want to start a fight with Ms. Lane by letting me work some hours at his location.

On May 7, 2018, Ms. Melynee Gallegos (the new lab supervisor) told me to do unnecessary retraining, which was out of my working hours. When I realized that she was trying to add extra childcare expense and stress, I emailed the trainer Mr. Brandan Willis (now Ms. Gallegos's supervisor), if it is possible to do it in two days. I got no response, but Ms. Gallegos started threatening me for going out of the chain of command:

On May 8, 2018, Ellie Azizoltani, while training me, tried to use my personal ID and password (computer access). I said no. She started yelling at me saying that I asked her to work under her access. Ms. Gallegos was standing next to us, showing no care to resolve the dispute. I asked (co-worker) Ms. Askari Masoumeh to show me Dr. Scott Backus's office to report the abuse. He was not there. I asked the pathologist who opened the door if he left for the day. Rather than answering the question (she tries to find out why we need him) She looked very suspicious. I have over ten years of experience. I have never seen the pathologist office being locked, or another pathologist hiding the working hours of the director. Other labs post the working hours of the director on the notice board.

On May 18, 2018, Ms. Gallegos started insulting me in front of Hazel Reyes-Natividad and Anjali Kelkar. I felt sick and went home before the end of the shift. Ms. Gallegos was upset and called a meeting with the union representative Ms. Linda Ward, retired shortly after the meeting, on May 21, 2018. Even though I informed Ms. Ward that was bullied and harassed. Without any concern to my complaint, she gave me a warning for going out of the chain of command. After, Ms. Gallegos apologized about how she treated me. She said, HR is notified, and she asked me if there is anything, she could do, including changing my working days and hours. Couple of months later, she started harassing me again.

Sometime around November 2018, I kept on getting repeated phone calls with frightening voicemails. I called 911 and reported it.

In November 2018, when my children and I were entering our apartment, we found a notice that say, there is a lurker spotted two different times and we must be vigilant. [Doc. 2] It was traumatic since we reside on the first floor.

Another time in the middle of conversation the respondent said, I will have a visitor at my home. In the middle of another conversation Mr. Abdul Conteh's best friend Jafer Mohammed said, "You have been robbed."

On March 22, 2019 approximately around 5:30 p.m. There was a knock and I looked through the door hole. There were two African American men that were wearing a Comcast outfit. I asked them what they wanted, without answering; they waved at me. I stopped my children from opening the door, checked again through the door hole to see if I needed to call 911, they were gone.

In May 2019, Mr. Abdul Conteh made his second threat, by making a hand gesture while walking toward me the same way (rage and irritation) ISIS does before they kill people. I froze.

In May 2019, three instruments that I was working on broke down at the same time. I was busy fixing and keeping up with the workflow. On another instrument that runs one patient sample at a time, I found a printout of the result. I took the printout and result it, so that the doctor can treat the patient based on the result. Then I found out it was a reprint of the previous result (wrong patient). Reprinting a result is complicated and a multiple step process. Even though, I was the only person assigned to work on this instrument, as soon as my focus shifted to fixing the instruments, the respondent reprinted an old result, and put a new sample next to the instrument then went home without saying anything to me. I sent an email to Ms. Gallegos. No response. The next day when I tried to confront him, he said, "He is just a messenger". I tried to print the email was deleted from my inbox.

On June 16, 2019 Abdul Conteh, walking toward me said, he will cut one of my legs, one of my arms and asked which one of my eyes works better. I told him this is his third time making this kind of death threat, and he needs to stop. I send an email about the threat to Ms. Gallegos, Mr. Willis, Ms. Cheryl L. Fox Ward (Mr. Willis's supervisor) Paula J. Watts (HR representative) Dr. Scott R. Backus (Laboratory director). Then, I notified Kaiser Permanent's security, for heads up, if he acts on his threat right away. After work, I went to FBI. Next morning, I reported the threat and the suspicious extremist activities to McLean district police station. [Doc. 3] The police officer said, "Unless I see someone making a bomb, I should not worry about any extremist activities" and to get a protective order for my own safety.

After I went to the police, Ms. Gallegos tried to convince me that the respondent is harmless. Then she said I must learn to stand up and defend myself. After that, she started questioning my mental health. Then, Mr. Jafer Mohammed, while telling me that he drew a full blood sample tube, with his hand he showed me as if he was cutting his neck, another death threat. Then, the respondent repeatedly called him "my brother". In the middle of a conversation Mr. Abdul Conteh said, "We have a tough cookie" and he said, "How long can you keep up". He spoke these sentences loud enough so that I could hear it but not the rest of his conversation.

The respondent regularly stands behind me (where I could not see him). One time Ms. Franchesca (his witness) came when he was behind me and asked him what he was doing (with a big smile on her face), he said, "He is eyeballing"

On June 20, 2019, Ms. Gallegos emailed me saying, I made a mistake on competency, a testing that is done, while the patient is in the middle of a surgery, the result is used to determine how much tissue the surgeon must remove. I disagreed. She emailed me a copy of the procedure. It was from a different location that uses different instruments and different methodology. When I emailed her back asking if that is what she did. No response. She was overloading me with extra work, on the busiest hour and on the busiest day, so that I will have a bigger chance of making a mistake by **misleading me with a wrong procedure**, which will result in **irreversible surgical error**.

On July 9, 2019, I was on half day paid leave (they acknowledged that I was stressed) [Doc 4]. However, on July 29, 2019 (in 20 days) although there were four people on the

schedule, Ms. Azizoltani did not show up, Anjali left the laboratory. The respondent and I were alone in the laboratory.

On August 5, 2019 for the first time ever, my user ID and password did not work on the instrument. Per Ms. Gallegos's request, I had to switch to become responsible to release blood for transfusion. While I was processing the blood. There was, only one, small pop-up that said, "The blood is non-irradiated" with an option to override. If I missed that "only" warning, I would have released the wrong blood. Later I was told that by mistake, a wrong blood was sent to us and our laboratory's blood was sent to a different location. The possible risk of wrong blood transfusion is cardiac arrhythmias and cardiac arrest, which means the patient, **can die if not treated right away.** A set up by using a **crack in the system with absolutely no concern to the patient's health or life!** [Doc 5]

Every manager orders food during inspection, in the 2019, Ms. Gallegos said, she didn't order food because of Ramadan (fasting). Discrimination!

I was unable to do most of the online training (IT issue) of the new instrument. Ms. Gallegos said it is fine. The in-person trainer said Quality Control and Calibration is not be done by day shift. Therefore, I did not get this training besides not getting adequate general training. After we went live, there were multiple needs to do quality control and calibration. I had to constantly seek help.

On August 24, 2019, I emailed upper management and HR saying, I am overwhelmed because of severe harassment. No response. [Doc 6.1 .2 .3]

People followed my children and I for years, on September 2, 2019, we were at National Harbor. There was an African American man following my minor children and I while taking pictures and video of us. Harassment.

On August 20, 2019, I was able to get a preliminary protective order. At the protective order hearing on Sep 4, 2019. Mr. Conteh explained that he made the threat to cut my leg and arm is because of his wish for having **extra leg and arm** in case he needs a transplant. Although there is no leg or arm donation, his **fiction explanation** was justified by Judge S.F. EARMAN to deny us the permanent protective order. I appealed the order, with a jury trial request. The jury request was denied contrary to legal procedure and to the law-**in favor of unserved motion**, Virginia Civil Procedure sixth edition §13.4[C] provides; "...some proceedings were unmistakable actions at law, triable to the jury. Such actions are Jury actions under new Rules if timely demand is made. These include...infliction of emotional distress..."

On September 10, 2019, Ms. Gallegos denied paying me for missed break, while others were paid. In addition, she accused me of making a mistake while purposefully hiding critical information on the questions.

In September 2019, Ms. Gallegos put me on training by Mr. Mohammed (Mr. Conteh's friend). The next day when I was working on a different work- bench, she overloaded me with work that was part of the previous day's training. I emailed her saying the additional work that she is giving; on top of the work, that I was responsible for that day is unbearable. She added more work on me and accused me of being late.

On September 18, 2019 for the first time, the respondent assigned me a proficiency to do [Doc 7.1 .2] and he wrote a note on the board that says the day of completing for policy tech reviews is 9/18/19. In addition, I had to finish previous competency for urine unknown sample and white blood cell and red blood cell identification. In addition, Ms. Gallegos sent me another email that said only "Cell Identification". I was purposely loaded with unbearable amount of work on top of my daily full-day responsibility. Additionally, she questions my mental health. Psychological harassment!

On September 23, 2019, Ms. Gallegos interrogated me, for almost two hours, by saying, you have member's information in your locker, it is reported and you will be investigated. Then, she said, "I know that you are trying to get Abdul fired". In addition, she started threatening me by saying that she was asked to transfer to a different location, she refused it, and she said she would not go anywhere. She said, if you are working at Tysons, you will be working under me for many years, you will not like it! Retaliation! Then she stopped my three-sentence character letter from getting it signed by co-workers, for the protective order. First, she said, I cannot do it in the building, then I must be off the clock and the person who is signing the paper must be off the clock. She knows my start & end hours are different from others and I must pick and drop my children from school, making it impossible to get the letter signed. Mr. Abdul Conteh's character letter was signed while everybody was working without any problem. Discrimination!

In September 2019, while Mr. Mohammed was training me. He called a patient that was with two kids. The patient left the younger child outside and went into the restroom to collect urine with the older child. Urine for drug screen collection, patients are not allowed to take anything to the restroom. When I asked Mr. Jafer, how she can go to the restroom with her

child, he said there is nothing we can do. I email this to upper management. Their negligence to the public's health but overly terrified of me having my cell phone in my pocket (to check on my kids) is nothing but clear harassment/retaliation! When Ms. Gallegos forced me not to have my phone with me, I explained that my children were, at times, with a friend or sitter or a family member or day care or school. The only number they have memorized is my cell phone. She called a meeting with Mr. Willis, and Mr. Brad (shop steward). I was told that I had to have my phone on vibrate and if there is only a true emergency ("true emergency is defined by them if I am getting a repeated call") I had to step out of the laboratory and then answer my phone. In November 2019, Anjali (co-worker) took a picture using her phone, in the middle of the lab. While Ms. Gallegos standing next to her, Ms. Gallegos gave me a look that was like so what? A couple of days later, Franchesca Cole (Mr. Conteh's witness), Jessica Kim and others were in the middle of the lab taking pictures with their phones while I was working. I sent an email to upper management and HR. No response. Discrimination and Retaliation!

Continued Education is an additional learning activity on the topic that is covered in school or at work. Although I never learned or worked on semen analysis, I was assigned to do the online learning by Ms. Gallegos. She refused to email me the link, when I asked her again, she sent me a link for a different training, and she said that she already sent me a link for the semen, which was false. Later she said, "She is not going to send me the link" and came to the computer that I was using, and googled the website and told me to start with semen analysis. When I start the video, the lesson starts with a big picture of penis and it was sexual (pornography). A violation of my religious right.

On September 27, 2019 Ms. Gallegos came from behind, picked up a patient's sample and said, this is hemolyzed, it needs to be redrawn (yelling). I tried to explain, she did not listen. I gave her a printed procedure. She snatched it from my hand and threw it in the trash. As I tried to explain and the procedure stated, the test result was normal. She was trying to find an excuse to yell at me and to harass me. At this time, I emailed a final written complaint to management and HR saying I am being discriminated against, harassed, and bullied. I emailed a second complaint on October 5, 2019 No response.

On October 7, 2019 because of unspecified weight loss and severe stomach pain, I saw the first doctor and the next day a second doctor for a follow up. Both doctors told me to start anxiety medication.

On October 19, 2019, Ms. Gallegos denied paying me using my available education hours that the company put in place for such a purpose. I did 4 hours of retraining without payment, while others reimbursed.

On October 28, 2019 (at the civil term day), the request to jury trial was denied in favor of unserved motion to strike a jury demand. I filed a motion to demand a jury trial on the same day. On November 8, 2019, the jury demand was dismissed without any legal explanation or justification. I filed motion to reconsider; on December 3, 2019, the motion to reconsider was also denied. I filed a notice of appeal and petition for appeal to the Supreme Court of Virginia. The appeal was dismissed, and the writ shamelessly denied on Oct. 5, 2020.

On October 30, 2019, Franchesca Cole came from behind and hit me on my back. I was startled because I did not see her coming. I told her to stop touching me. She went away yelling

that she would report me. After that, I watched her putting stickers on others. Before this day, she was making unprofessional facial expressions and used unprofessional language when I passed by her. I sent an email to management and HR saying the verbal abuse that I was facing escalated to be physical and I am suffering from retaliation by Melynee. [Doc 8.1 .2.3.4] No response. This intentional infliction of emotional distress is tort. It is a crime!

On November 4, 2019 as soon as I started work, Ms. Gallegos said, it is offensive and bullying to email court papers to Mr. Conteh. I told her that I do not know his address and I was informed by the court to email him. I emailed this to Ms. Watts (HR representative), saying I am intentionally being discriminated against. She responded by saying, I have an option of hand delivering the court papers to Ms. Conteh (the person who threatened me three different times) outside of work. Promoting violence!

On November 5, 2019 at 11:00 a.m., Franchesca Cole came to me and said I need to transfer urine to a red top tube, she said it is a new procedure. I could not find the procedure so I emailed Ms. Gallegos to ask, if it is truly a new procedure and if she has it. Ms. Gallegos said she could not answer.

On November 13, 2019 around 10:00a.m. Anjali and Hazel took their break at the same time. I was alone with the respondent in the laboratory. I left the middle door open, not to be in a closed room with him alone, Franchesca came and closed it. When I tell her that I do not feel safe being alone with him, she said, "you are not the only person in here" (yelling). I emailed it to upper management. Ms. Watt (HR Rep.) emailed me saying, "...please refrain from sending any additional emails...going forward, emails should include me, Melynee (Ms.

Gallegos), your shop steward and (Melynee's manager) Brandan." [Doc 9.1.2.3.4] A violation of my human right to seek relief, of the company's policy;

- Harassment-free work environment policy: that says "an employee is not required to complain to his or her supervisor or manager..."HR and Management did not take a copy of the protective order. Policy violation.

- Threats and violence in the work place policy: that says, "All employees who obtain a protective or restraining order which lists any KP premises as protected areas should provide a copy of the order to the local facilities manager and their Human Resource representative".

In addition, violation of Title VII, Civil Rights Act 1964. Religious Discrimination in the workplace.

Again, on November 13, 2019 I saw Mr. Conteh entering the laboratory holding a yellow envelope. He went to the front of the lab; right away Ms. Shireen Hossain came from the front of the lab holding the same yellow envelope and gave it to me. It was the unserved motion to strike the jury demand filed by Mr. Conteh's attorney. It has a court filed date of October 18, 2019 and a received date (at Kaiser Permanente) of October 21, 2019. Seen the respondent with the same envelop, I asked Ms. Hossain to sign a paper that said, "She (herself) found it in the mail room and brought it to me on the same day". Ms. Franchesca Cole (Mr. Conteh's witness) told her not to sign. Ms. Hossain refused to sign by saying she does not want to be involved. Covering up each other's unlawful acts-Crime! On November 16, 2019, I emailed Ms. Watts and Ms. Calloway, Ms. Gallegos, and Mr. Willis, their violation of the company's policy. Later I told them again (in a meeting) their violation and watering down terrorization. No response.

After the days that I have been severely terrorized/harassed, I will not be able to go back to work for a day or two. Therefore, I will end up using my vacation hours, which I

normally use for no school days. This added childcare expenses (over my income) and loss of quality time with my children.

On November 30, 2019, I emailed upper management and HR saying, unless an appropriate safety measure is taken, I am not safe to go to work. One month later, on December 31, 2019 management offer me to transfer to a laboratory (at 1413 Potomac Mills Rd, Woodbridge, VA) neighboring Mr. Conteh's residence at that time (13175 Makina Way, Woodbridge VA) and he used to work there, and still has best friends at this location. If I accept the transfer, in addition to the harassment, I will have additional childcare expenses (over my income). Moreover, it is impossible to use public transportation to this location. I declined the transfer explaining my reasons, terminated on January 18, 2020 for refusing to **gamble with my life**. In addition to becoming financially dependent, we are suffering unmeasurable emotional, social and psychological stress. I suffered physical pain due to stress.

On August 15, 2020 while we entered our car, there was a big footprint of dirt inside the car and the steering wheel was smeared with oil/grease. While my car was parked in front of the apartment with the hazard light on.

On September 3, 2020 while my children and I went to the bank, there was a white car (all tinted windows), with the engine on, at the entrance of the parking lot. I parked my car and waited for other people to come to the parking lot and then we went out of our car. When we came back from the bank the car was still there, I took out my phone to take a recording, the car instantly, with reckless speed, drove away.

On Oct 29, 2020 around 10am. When I started our car, it made a very loud weird noise, my children jumped out of the car and ran away saying "mommy the car is going to blow up", and found out that our car was vandalized. I called the police, and when we were in the garage showing the car to the police. A burglar entered our apartment, turned the TV off and I locked the door one time only, but when we came back it was locked double. Moreover, some things in the house were moved. The case (incident) # for the car vandalization is 20203030081 and for the burglary 20203030165. (I am unable to pay for the police report). The same day, I went to the court to get a temporary/emergency protective order. First, I was questioned by the clerk, how I am seeking protective order to an out-of-state resident. Not needing protective order because the move of the person who repeatedly threatened me might be reasonable during the time of Christopher Columbus, but in 2020, it is ludicrous to ask. Then, the protective order was **again** denied by Judge S.F. EARMAN (deny us the permanent protective order using the insane justification that it is made because of his desire to have a leg, arm and eye transplant). Her second insane reason was, unless I have picture or video of the person committing the vandalization and burglary, she couldn't give protective order. This is fraud. The law does not require proof beyond all possible doubt. This judge denies us protective order first by justifying actions/conducts that are prohibited by the law, second time by requiring proof beyond the rule of law. This promotion of implicit crime/violation is fraud crime by itself.

On Nov 14, 2020 while my children were playing in the playground. There was this guy sitting across from me, it looks like he is watching something on his phone. I got suspicious and slide my chair and covered myself by the pole that was in front of me, as soon as I did that, he switched his seat to where he could see me.

On Dec 12, 2020 @12:48 p.m. at Fair Oaks mall, this person started taking video and pictures of us while standing in front of us. Harassment!

On the trail (January 5, 2021) Judge **Thomas P. Mann** first rushed me to swiftly decide years-long death threat/harassment. Then, he approved an apology as a relief, after he justified threat/stalking/harassment (actions/conducts that are prohibited by the law), opposing the rule of law, denying visible reality and contrary to other related court orders. In addition, the order has a list of numerous incorrect information that degrade/twist the truth. In addition, minute excuses were used (that should have been clarified at the trial) as justification. In addition, no judgment was given, regarding the request of 3040.00 \$payment to cover this lawsuit related expenses. At the end, the judge speedily read his court order, disconnected the defendant (from Web-Ex), and started speeding out of the courtroom, without giving me a minute to object/clarify/specify matters. This final judgment of denying us permanent protective order was entered on the trial day (January 5, 2021). The notice of appeal was filed timely to the Supreme Court of Virginia.

The Supreme Court of Virginia (on November 3, 2021) refused the petition for appeal by saying "...there is no reversible error in the judgment complained of." And "The rule to show cause entered previously herein is discharged." This order of denying us permanent protection is a violation of our unalienable human right. In addition, are abstraction of justice and crime. Denying children's need of legal protection from danger is child abuse.

REASONS FOR GRANTING THE PETITION

1st; Denying the legal protection, by normalizing repeated threats and stalking using an shocking justification that, "it is made for body part transplant" is ridiculous. This ignorance to reality that there is no leg or arm transplant is more than fraud. This is common sense any mentally healthy person has, that is old enough to have a driver's license, because of DMV's organ donation request with NO leg and arm donation. Threat is defined, "any act involving ... threat...or place one in reasonable apprehension of death...or bodily injury...or any criminal offense that...places one in reasonable apprehension of death ...bodily injury" Va. Code §19.2-152.7:1. See, Communication that "an ordinary, reasonable person...familiar with the context of the communication, would interpret...as a threat of injury." United States v. Sprint. 305F.3d 276. 280 (fourth Cir. 2002). We are suffering because of the courts (judges) shameless denial to our constitutional right to legal protection according to the law. § 19.2-152.10-Protective order in cases of stalking and acts of violence. "A. The court may issue a protective order pursuant to this chapter to protect the health and safety of the petitioner and family or household members of a petitioner upon...Prohibiting criminal offenses that may result in injury to person or property, or acts of stalking in violation of Va. Code § 18.2-60.3... Any other relief necessary to prevent criminal offenses that may result in injury to person or property, or acts of stalking..." Acting illiterate to deny true threat/stalking and deny us the necessary protective order, opposite to the law & other judgments is more than fraud (misuse of the justice system).

2nd, Let us put the science, ISIS's hand gestures, and the enraged tone while communicating the threat aside for a minute. The respondent is shorter than I am, is chubby and has very dark black skin. I am 5'11, skinny with long legs and have very light skin. If the

defendant's explanation that he threatened to cut my body because of his wish to have a leg and arm for transplant was true. The defendant with dark black face and trunk: a light skin leg and arm will not look like a zebra. Since I am very skinny and have long legs. The defendant with a chubby trunk and very skinny and long legs would not look like a pig with giraffe's legs. The judges confirmed such an outrageous excuse that is (visually) physically impossible, not to abide by the law. Codes: § 18.2-60.3. Stalking: "...engages in conduct directed at another person with the intent to place, or when he knows or reasonably should know that the conduct places that other person in reasonable fear of death, criminal sexual assault, or bodily injury to that other person or to that other person's family or household member..." This order also conflicts with the decisions of other courts,... "the Court of Appeals has correctly identified three elements necessary to prove stalking under this statute: (1) the defendant directed his or her conduct toward the victim on at least two occasions; (2) the defendant intended to cause fear or knew or should have known that his or her conduct would cause fear; and (3) the defendant's conduct caused the victim "to experience reasonable fear of death, criminal sexual assault, or bodily injury." Parker v. Commonwealth, 24 Va. App. 681, 685, 485 S.E.2d 150, 152 (1997)" This judgment that is denying such undeniable self-evidence, to deny us permanent protective order is more than fraud and crime!

3rd, Ruling-confirming apology to provide protection and relief is more than fraud and obstruction of justice. Order #5 "Upon sensing that the Plaintiff was taken aback by the comment, the defendant immediately gathered all persons and publicly apologized if he caused any offense." The defendant's conduct/actions and verbal communications are true threat /Stalking and criminal offense not "if he caused any offense". It is inconceivable to judge based

on the defendant's sensing. He communicated the threat clearly and repeatedly. Right after his third threat, I searched for all forms of protections. Public apology is not going to protect us from harm and bring ease to the stress that we are living with. See, "...The stalking protection order statute clearly provides that the crime of stalking and other forms of "stalking conduct" can be the basis for a protection order...." See *Rynearson v. Ferguson*, 903 F.3d920 WL 4263253 (Ct. App. 2018) This ruling of justifying apology for safety/security rather than providing legal protection against crime/prohibited conducts or acts is more than fraud and obstruction of justice.

4th, Ruling that has numerous false listings as facts on the order is plainly wrong and obstruction of justice. I did not use the court translator (January 5, 2021) neither the judge asked the translators/me what I meant. The court order page 3 & 4 has incorrect listings that dilute/twist the truth. See below.

i. "Bing ignored by the Kaiser Permanente security", what I said was, I went to the security and told them the threat, my location, confirm their phone number and told them to get ready. If the defendant acts out his threat right away. j. "Bing ignored by the police". What I said was, I was told by the police "unless I see someone making a bomb, I should not worry about any extremist activities" and to get a protective order for my own safety. k. "Bing ignored by FBI". What I said was told by the FBI to report the threat and extreme like activities to the police and the police will contact them. o. "Discrepancies in testing procedures", the critical fact is missing, my supervisor gave me a wrong surgery blood test procedure. If I followed it, I would have caused irreversible surgical error. p. "Bing locked out of her computer". This is missing the critical fact. After I had been locked from the computer (the only time), I was put in a place

(different from my schedule) by the supervisor, to release a wrong blood for transfusion, and the patient can die, if it is not treated right away. r. completely wrong, What I explained was, it was pornography (violation of my religious right). s. iv. "Placing stickers on her buttocks", what I said was she put a sticker on my back; I felt like I got hit on my back, I was startled. And my request of payment (3040.00 \$) to cover the lawsuit related expenses was just ignored. The final order uses false/fabricated listing to **use misunderstanding as an excuse** to deny us permanent protection, without any consideration to our safety and our rights. See "[P]rotecting individuals from the fear of violence, from the disruption that fear engenders, and from the possibility that the threatened violence will occur' are fundamental concerns about the security and safety of individual citizens that place [true] 'threats of violence ... outside the First Amendment.'" White, 670 F.3d at 507 (quoting R.A.V. v. City of St. Paul, 505 U.S. 377, 388 (1992)). It is an unimaginable, substituting apology, to the rule of law-which (is proven) to promote civility, democracy, and justice for all. Furthermore, the Supreme Court of Virginia seamlessly denied the appeal saying; see no error, contrary to the facts that are clearly explained on the petition. Justifying actions and conducts that are prohibited by the law, opposing explicit / implicit evidence and other rulings is Obstructing of justice. In addition, a violation of our right to the U.S. Const. Amend. XIV. "...deny to any person within its jurisdiction the equal protection of the laws."

In addition to management and HR's shamelessly violated the company's policy to protect the defendant. The judges confirmed these violations/crimes as "unfortunate circumstances" contrary to the law of stacking/ act of violence/ hostile work environment / discrimination / severe and pervasive retaliation, a violation of Title VII of the Civil Rights Act of

1964, as amended. See, Meritor Savings Bank v. Vinson, 477 U.S. 57 (1986) "The Court held that Title VII was "not limited to 'economic' or 'tangible' discrimination and found that the intention of Congress was "to strike at the entire spectrum of disparate treatment of men and women' in employment...." Also see, hostile Work Environment "[T]o prevail on a [§ 1981] claim that a workplace is racially hostile, a plaintiff must show that there is (1) unwelcome conduct; (2) that is based on the Plaintiff's . . . race; (religion in my case) (3) which is sufficiently severe or pervasive to alter the plaintiff's conditions of employment and to create an abusive work environment; and (4) which is imputable to the employer." Boyer-Liberto v. Fontainebleau Corp., 786 F.3d 264, 277 (4th Cir. 2015) I showed that the treatment was unwelcome/unacceptable /unlawful, and I demanded relief. (Verbally and by email). See, Overwhelming Final written complaint Retaliation Discrimination/abusive/toxic work environment. Even management and HR acknowledge at a time that I showed distress [Doc 7] in writing and by granting, me paid leave. It is **bigotry** for a judge to call is acts "**unfortunate circumstance**", and my actions "**Having her children stay home from school or day care rather than going on field trips out of an unspecified fear for their safety...**"

On Oct 29, 2020, our car was vandalized, my children jumped out of the car saying, "mommy mommy...the car is going to blow up" It took days to get them in the car and to stop asking if someone was in our house again.

Three toys that my children liked to play with at home, suddenly, around the same time all three toys were missing a leg or an arm. I asked my children if they knew what happened. My children had no idea when or how it happened.

Because of the terror I gradually depriving my children's outdoor, extracurricular activities, cancelled playdate, two missed field trips per child, notifying the teachers the terror that we are facing [Doc 10.1.2.3 and 11]

Ignoring the danger the children are facing to deny protection that they need is child abuse. Child abuse and neglect is defined by helpguide.org "Ignoring a child's need, putting them in unsupervised, dangerous situations...."

The courts' denied us permanent protection, after seeing all the evidences and facts that prove the devastation we are facing. Even though I seeked protection and relief from June 16, 2019 to this day (over two years), we was totally ignored, including by the authorities (in the position to inforce the law) of this court. This is shameless **violation of our Constitutional Right** and is **crime**. We have been deprived of "the equal protection of the laws", and our right to "...of life, liberty, or property", for the past over two years. In addition to the continues day-to-day, terrorization that we are facing. There will be a price, Justice will be served accordingly! It is ONLY A MATTER OF TIME.

Go ahead and dig your pit deeper, if you like.

CONCLUSION

The petition for a writ of certiorari should be granted. Respectfully
submitted, FrankedHole Date: Dec 20, 2021

No. _____