

No. 21-8153

ORIGINAL

Supreme Court, U.S.
FILED

JUN 02 2022

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Demetrius Antwon Wilson — PETITIONER
(Your Name)

vs.

Jeffrey Alvarez et al. — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals For The Ninth Circuit
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Demetrius Antwon Wilson #16S175
(Your Name)

PO BOX 24401 OR 10004 S. Wilmot RD
(Address)

Tucson, Arizona 85734
(City, State, Zip Code)

219-290-8480
(Phone Number)

QUESTION(S) PRESENTED

"I never Deviated From these facts."

Ninth Circuit Case law [Jackson V. McIntosh] 90F.3d330,332 (9th Cir. 1996) quote: Prison officials are deliberately indifferent When...they deny, delay, or intentionally interfere with medical treatment. [see: Hamilton V. Endell] 981 F.2d 1062, 1066 (9th Cir. 1992)

"When I the Petitioner used these case laws they denied me" When the Respondents Repeatedly Cancelled Surgery and intentionally interfered with medical treatment by denying, delaying my Surgery for over (5) years prolonging my symptoms of Anemia, Stomach Pain, bloody Stool, Dizziness, Short of breath, blurry eye vision, and Internal bleeding giving petitioner over (29) blood transfusions; [This is Imminent Danger]

"How can you deny your own law?"

In my argument I showed more Evidence of cancelled Surgery and ~~my~~ denied. So I quoted [The rule favoring liberality in amendments to Pleadings is particularly important for the Pro Se litigant]. Presumably unskilled in the law, the Pro Se litigant is far more prone to making errors in pleading than the person who benefits from the representation of counsel. (Lopez V. Smith) 203 F.3d 1122, 1131 (9th Cir. 2000) (quoting Noll V. Carlson) 809 F.2d 1446, 1448 (9th Cir. 1987). [The leniency is amplified in Civil Rights cases.] (Eldridge V. Block) 832 F.2d 1132, 1136 (9th Cir. 1987)

LIST OF PARTIES

- [] All parties appear in the caption of the case on the cover page.
- [] All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

A.D.D.C, Director David Shinn,
Corizon Health/medical
Provider Alice Warren

The U.S. District Denied all other names

RELATED CASES

TABLE OF CONTENTS

OPINIONS BELOW	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	
STATEMENT OF THE CASE	
REASONS FOR GRANTING THE WRIT	
CONCLUSION.....	

INDEX TO APPENDICES

APPENDIX A	<i>Ninth Circuit order and rehearing order</i>
APPENDIX B	
APPENDIX C	
APPENDIX D	
APPENDIX E	
APPENDIX F	

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Jackson V. McIntosh,	90 F.3d 330, 332 (9th Cir. 1996)
Hamilton V. Endell,	981 F.2d 1062, 1066 (9th Cir. 1992)
Snow V. McDaniel,	681 F.3d 978, 985 (9th Cir. 2012)
Jett V. Penner,	439 F.3d 1091, 1096 (9th Cir. 2006)
McGuckin V. Smith,	974 F.2d 1050, 1059 (9th Cir. 1992)
Farmer V. Brennan,	511 U.S. 825, 837
Lopez V. Smith,	203 F.3d 1122, 1131 (9th Cir. 2000)
Roll V. Carlson,	809 F.2d 1446, 1448 (9th Cir. 1987)
Eldridge V. Block,	832 F.2d 1132, 1136 (9th Cir. 1987)

STATUTES AND RULES

Violation of the Eighth Amendment

Violation of the Fourteenth Amendment Due Process

Jackson V. McIntosh,	90 F.3d 330, 332 (9th Cir. 1996)
Hamilton V. Endell,	981 F.2d 1062, 1066 (9th Cir. 1992)
Lopez V. Smith,	203 F.3d 1122, 1131 (9th Cir. 2000)
Eldridge V. Block,	832 F.2d 1132, 1136 (9th Cir. 1987)
Roll V. Carlson,	809 F.2d 1446, 1448 (9th Cir. 1987)
Jett V. Penner,	439 F.3d 1091, 1096 (9th Cir. 2006)

OTHER

JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was Feb 25, 2022.

☐ No petition for rehearing was timely filed in my case.

☒ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: May 26, 2022, and a copy of the order denying rehearing appears at Appendix A.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☐ For cases from **state courts**:

The date on which the highest state court decided my case was _____.
A copy of that decision appears at Appendix _____.

☐ A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Eighth Amendment Violated

Fourteenth Amendment Violated

Violated "Jackson v. McIntosh" 90 F.3d 330, 332 (9th Cir. 1996)
quoting Hamiton v. Endell, 981 F.2d 1062, 1066 (9th Cir. 1992)
See; Jett. v. Penner, 439 F.3d 1091, 1096 (9th Cir. 2006)

Violated "Lopez v. Smith," 203 F.3d 1122, 1131 (9th Cir. 2000)
quoting Noll v. Carlson, 809 F.2d 1446, 1448 (9th Cir. 1987)
See; Eldridge v. Block, 832 F.2d 1132, 1136 (9th Cir. 1987)

STATEMENT OF THE CASE

Petitioner won an Injunctive Relief in case CV-14-0613-PHX-Jat-DMF to have his Temporary Colostomy Closed, requested to go to John C. Lincoln hospital but before the Federal Circuit Judge could rule on it in case 15-17003, Maricopa County Jail rushed me to Maricopa County Hospital closing Colostomy and giving me internal bleeding and blood transfusions. Maricopa County Hospital set up surgery appointments to correct the internal bleeding when I got transferred to Arizona Department of Corrections they saw my medical records showing my surgery appointments and they cancelled them anyway and continued to just give me blood transfusions. In total was given (29) blood transfusions resulting in symptoms of bloody stools, Dizziness, Stomach Pain, Shortness of breath, Anemia and blurry vision. For **(5) years** they continued to just give me blood transfusions, run some tests, and pump me up with Iron Pills.

The court has said that I received adequate care in the form of blood transfusions, etc. But it's the Defendants/Respondents fault due to them cancelling my surgery appointments and offering blood transfusions. Putting a band-Aid on my issues instead of surgery.

Because if I didn't take the blood transfusions I die!

REASONS FOR GRANTING THE PETITION

This is Imminent Danger

To Continue to Put a band-Aid on Problem
by Continue to give me blood transfusions
Leaving me with bloody stool, Dizziness, Stomach Pain,
Anemia and blurry eye vision, Short of breath.

This is Violation of My human Rights.

The U.S. Constitution. This been going
on for (5) years and I get release Oct 12, 2022

They releasing me like this. I didn't come in
here with internal bleeding. The State Put a
band-Aid on Problem to get paid off my body
then releasing me to Society.

This Why I'm asking this
Petition be Granted for Violation
of my Human Rights, constitutional
Rights!

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Demetrius Belton

Date: 6-2-22