

No. 22-173

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IN THE SUPREME COURT  
OF THE UNITED STATES

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ROGER SWARTZ ON BEHALF OF HIMSELF,  
ROGER SWARTZ ON BEHALF OF HIS SON A.S.,  
ROGER SWARTZ ON BEHALF OF HIS  
DAUGHTER E.A.S. A 5-YEAR-OLD CHILD,

*Plaintiffs-Petitioners*

-v.-

Amy Gutmann, The Board Of Trustees At The  
University Of Pennsylvania, Scott Diamond, Penn  
Professor And Co-Founder Of Reaction Biology  
Corp., The Board Of Trustees At Princeton  
University, Abigail Doyle, Formerly Professor At  
Princeton Univ., Diane Carrera, David Macmillan,  
Professor At Princeton University, Robert Hartman,  
Employee at Reaction Biology Corp., Haiching Ma,  
Conrad Howitz, Kurumi Horiuchi.

*Defendants-Respondents*

◆  
PETITION FOR REHEARING

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◆  
**On Petition for a Writ of Certiorari to the  
U.S. Court of Appeals for the 3<sup>rd</sup> Circuit**

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Roger Swartz, on behalf of himself & on behalf of his  
minor son A.S. & 5-year-old daughter E.A.S.  
100 Cambridge Street 14<sup>th</sup> Floor | Boston, MA 02114  
email: [rogerswar373@gmail.com](mailto:rogerswar373@gmail.com) | Tel: 1 617 749 0065

Petition for Rehearing for the denial of Petition of Writ of Certiorari appealing the Decision, Order and Judgment of The United States Court of Appeals for the Third Circuit to require that Roger Swartz's minor children A.S. and E.A.S. be represented by counsel for claims Roger Swartz brings on behalf of his children A.S. and E.A.S. a 5-year-old child from the Memorandum-Decision and Order and Judgment of The United States District Court for the Eastern District of Pennsylvania by Judge Edwardo Rubreno entered on March 23, 2022 and Action No. 22-1568.

#### **NEW QUESTIONS PRESENTED**

1. Given the complexity and nature of this case, how can the court expect that A.S. and E.A.S. will find council that is not Roger Swartz?
2. Does this Court have knowledge of a remotely similar case filed for children in the context of the inextricable link between parent and child where both parents have been undermined by defendants-respondents in the past in any U.S. court?
3. If A.S. and E.A.S. cannot find council if certiorari is not granted, then is not granting certiorari the equivalent of the Supreme Court leaving children without rights they are supposed to have, and thus does it not send a message to the public that these kinds of crimes are acceptable?

4. Is this court aware that no defendant-respondent has denied their culpability?
5. Is the court aware that Roger Swartz has an extensive list of digitally organized documents that are exhibits for A.S. and E.A.S. and does that have any bearing on granting certiorari?
6. Is this court aware that not granting Certiorari could condemn A.S. and E.A.S. to the damages they sustained due to both their parents being severely undermined from the actions of defendants-respondents?
7. How could the U.S. Supreme Court tolerate itself if they do not grant Certiorari?

**QUESTIONS PRESENTED IN ORIGINAL  
PETITION FOR A WRIT OF CERTIORARI**

1. When one learns the practice of law limited through experiential learning because they have been deprived of their 14<sup>th</sup> Amendment Rights and many other rights by State Actors do they have has a right to function as a lawyer in the same way as lawyers that have trained in law school and passed the Bar?
2. In cases where defendants-respondents are deeply resourced and have a history of meddling into the affairs of others by influencing them to break the law without boundaries establishing there is a very high likelihood they will illegally meddle into the affairs of any council assigned to represent minor children and likely compel them to undermine the case does that provide a basis for a parent with nontraditional attorney training to represent their child?
3. In cases where the development of a case is determined by the efforts of a single individual, Roger Swartz, where it would be impossible for any other individual to develop the case without the individual, Roger Swartz, largely writing the entire dispute for the lawyer does that present such an onerous burden on the both the individual Roger Swartz, and the lawyer that the individual, Roger Swartz in this instance, should have a right to represent their minor children in the same case?

4. Is there no means for which a court may use to assess the competence of an individual to adequately represent another in a tort case seeking financial damages, not reimbursement, other than a degree from an accredited law school?
5. In cases where it is virtually impossible for a party to bring a suit forward at any point in the future without the parent developing the case for which the parent is a separate party in the case is the parent entitled to represent the child in a tort case seeking financial damages, not reimbursement?
6. Can a parent represent a child in a tort case seeking financial damages if that tort case relates to ensuring financial damages are awarded as a means to avert developmental harm caused by specific defendants-respondents, a precedent that is superior to any tort suit-council requirement, caused by the actions of defendants-respondents?
7. Can a parent represent a child in a tort case if the outcome of the child's tort case seeking financial damages is entirely determined by the parent's self-representation of the identical tort suit that the parent is seeking for themselves and where there is no possible additional advantage for the minor to have representation not by the parent?

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## **REASONS FOR GRANTING THE PETITION FOR REHEARING**

- I. IF THIS COURT DOES NOT GRANT CERTIORARI IT IS SENDING A MESSAGE TO THE PUBLIC THAT THE SYSTEM DESIGNED TO ENSURE THE SEPARATION OF POWERS IN GOVERNMENT IS BROKEN AND THIS COURT IS CORRUPT.**

People use to think of this petition as something special and sacred. If certiorari is not granted the court will lose all its respect and thus, we can expect that federal judges will no longer heed its decisions. In that case this Court will no longer be a Supreme Court but just another court. Is this what the court wants to violate the sacredness of the law?

Really, not granting the Petition for a Writ of Certiorari suggests either this court is powerless, its judges are afraid to do the right thing or that that enough of them are indeed corrupt. How could a Judge in this Court deny Certiorari for such a perfectly written Petition that is supported by hundreds of pages of exceptionally well written legal documents prepared by Plaintiffs-Petitioners when the well-being of children is at stake? Excepting the top few percent of lawyers, no lawyer could write legal arguments at the level of Roger Swartz. And Roger Swartz has never attended a single lecture on the law nor the practice of law in any setting whatsoever, learning occurred through his own self-representation. (See e.g. 3d. Cir. Dkt. No. 13 in entirety. **emphasis added** The U.S. Supreme

**Court Justices are strongly urged to read this document as it forms the further basis for representation of A.S. And E.A.S. officially since June 2022. I have tens if not hundreds of exhibits for A.S. making up thousands of pages and tens of pages of exhibits for E.A.S.)** In fact like a meticulous lawyer I have every relevant document—digitally organized—ever produced for A.S. and E.A.S. Also, organized in paper I have nearly every document A.S. produced himself since he was a 6-year-old. This was necessary for a separate matter. (see 3d. Cir. Dkt. No. 13) And I have further education in a highly relevant area making me a subject matter expert. (see 3d. Cir. Dkt. No. 13, pp. 30-32). No one can better and more justly represent A.S. and E.A.S. than Roger Swartz.

The legal documents prepared by Roger Swartz referenced in the Petition for a Writ of Certiorari fall nothing short of showing the intrinsic beauty of the law. Although, the concern has shifted to one where even though the law is beautiful—it is beautiful mostly because of the legal reasoning written by Federal Judges—its application by many Federal judges is fundamentally flawed. Shouldn't the law be like mathematics where a perfectly derived and proven theorem cannot be unproven? The law is logical when applied without bias. Otherwise, you run the risk of totally undermining the law. It always first starts out with a little bending of the application of the law—the balance clearly tips in the favor of one party but the court holds the opposing view, then breaking the application of the law occurs—that is the law is fundamentally misapplied and any moral Judge

would be able to easily see that the a decision favoring the undermined party should have been reached, finally the law becomes pseudo law and no longer has any real meaning other than to misinform the public to serve some false sense of security where cases are no longer decided based on the law but some other extraneous factor. Does this court want to have this reputation and give the law this reputation? To lose the confidence of the American public. How would the current justices feel if they undermined the fabric of all of society? It would represent the breaking of a bond not only with the people but with God. How could this court's Judges look themselves in the mirror each morning denying certiorari. This court has committed a wrong and will be judged upon by God if it does not take the opportunity God has given it to right its wrong by granting Certiorari.

Recall,

many of Roger Swartz's customers were planted<sup>1</sup> by Amy Gutmann and other defendant(s)-respondent(s).

**THE TOTALITY OF DAMAGES SUSTAINED  
FROM THE ACTIONS OF SPECIFIC  
DEFENDANTS-RESPONDENTS BROUGHT  
DEVELOPMENTAL HARM TO A.S. AND E.A.S.  
THE CHILDREN OF ROGER SWARTZ.**

**THIS HARM TO BOTH CHILDREN OF ROGER  
SWARTZ WAS LED BY THE CRIMINAL AMY  
GUTMANN COMPELLED BY HER DAUGHTER  
ABIGAIL DOYLE AND CARRIED OUT IN  
PART BY THE CRIMINAL AND RAPIST  
ROBERT HARTMAN.**

**THESE CRIMINALS AMY GUTMANN AND  
ROBERT HARTMAN ARE GUILTY OF  
SERIOUS CRIMES SIMILAR TO  
PREMEDITATED MURDER IN ROGER  
SWARTZ'S OPINION.**

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<sup>1</sup>After the time of the employment rape of E.S. there was an extensive number of Shock the Conscience comments made by customers to Roger Swartz, experiences planted by Amy Gutmann (See, e.g., P.A. Ed. Dkt. No. 13 pp. 21-25 **Emphasis Added**) Additionally, because of their timing and relation to the whole of the events also were significantly shocking to the conscience.

**IN OTHER WORDS, THE CRIMINAL AMY  
GUTMANN AND THE CRIMINAL AND RAPIST  
ROBERT HARTMAN EACH DESERVE THE  
PENALTY THAT FITS THEIR CRIME.**

More than likely not granting Certiorari will divide this country if it does not come to an end in nuclear war. The country will divide between those that subscribe to the devil and those that are moral human beings. Not granting certiorari would support that this court or enough of its judges are not moral but evil or corrupted. It then supports that the U.S. Supreme Court's entire system of existence is not to provide law but to give a false sense to the public that the court ensures "the American people the promise of equal justice under law and, thereby, also functions as guardian and interpreter of the Constitution". We know without granting Certiorari this is nothing more than a lie and that this court supports a false system of law one where there has been a tacit and incremental coup in the government and its supposed three branches.

Furthermore, it would support more the likely that the U.S. Supreme Court's overturning of Roe v. Wade is used to mislead the public that this court guided by Religion and righteousness. Some people think they are engaged in a dialogue regarding human rights with respect to pro-life vs. pro-choice when in fact this serves as a diversion of some sort from the public that this U.S. Supreme Court no longer ensures "the American people the promise of equal justice under law" but rather functions to give people a false sense of democracy. What can we expect next? Likely a

curtailing of freedom of speech or a silencing of it and a system of rights among the people based on their standing within an accreting immoral system of government.

This is an evil system of government where many people in particular influential positions are promoting others of basic competence seeking influence based on their carrying out bad illegal deeds that are used to further empower such people in influential positions. There is likely an element that prevents the career advancement of others without their supporting this system or at least ensuring they do not interfere with it. This is not a system based on merit beyond some basal level of competence, with obvious exceptions generally related to computer programming, but where merit has become a less relevant factor that is being superseded by other factors that should be largely irrelevant if not immoral to consider. Ability both potential ability and developed ability in light of one's potential is a gift from God. God intended that those with the greatest potential and ability would achieve the most significant roles within society. This system employed by the immoral undermines the intention of God and enables the devil to hijack part of heaven. This Supreme Court is blatantly undermining the will of God if Certiorari is not granted. God will ensure this world comes to an end or is severely damaged in nuclear disaster before allowing the devil to hijack heaven. This is essentially the test of mankind where God is in the process of deciding if we have proven our own design flaw exceeds the level that makes this species no longer sustainable. God would not allow

mankind to go beyond God's control. The ball is very much in the control of this Court. Just like the retirement of a design to make way for a new design God is in the process of deciding if our own design needs retiring to make way for a new design that will not be an evolution of this species but an extinction of it.

There is another newly founded misnomer in this society that the University can do no wrong. There is too much empowerment of universities and that empowerment has appeared to put this court in a position where it feels feeble to them. We can all acknowledge that generally for most people to have a competitive career you need to get a higher degree at a university. So then, Universities are generally the means by which we fully develop our skillsets. But Universities have achieved much of their power at the expense of the taxpayer because more often than not the Government is funding substantial amounts of university research to the point where virtually every Professor that receives funds to engage in such research have become state actors. They are state actors because the government has given these funds without any oversight other than an annual report. Had the university solely funded the research they would be far more involvement in ensuring oversight of the lead researcher. But because the government gives so much money so freely without oversight on the university, they are in fact fueling the devil's fire. This opens up the door for significant amounts of corruption that has no system of control. Chaos has ensued in some respect. Two children A.S. and E.A.S. and likely hundreds of thousands more are victims to

this corrupt system. What we see is nothing short of a total meltdown of society whose image is painted by those that have benefitted from this corruption. More than ever, we see so many people behaving in unnatural ways unintended by nature that are inexplicable. Too many people in this country carry themselves worse now than almost any other country on the planet and any other time in this country's history. Really, the image painted of the U.S. society in many ways has become propaganda. This country is no longer the land of opportunity but the land of the immoral. It is the land of opportunity for those that are willing to subscribe to or at least abide to the devil's ways.

**A day of judgement is coming, and God will tear down organizations that are built or reinforced on immoral grounds. The Supreme Court must decide if it is one of those organizations. And it will decide based on this suit.**

This court represents a sliding scale that has recently crossed over into the devil's den. That is the balance is tipping in this Court's disfavor. This is a commonplace thing these days. More and more people that are pseudo members of religious congregations where these pseudo members do the devil's work. That is, they attend church synagogue, Temple, Mosque or other house of worship but they are fundamentally evil human beings breaking laws that are difficult to catch. They use their participation in these organizations or activities to give the impression they are moral people. Morality materializes at the level of the action guided by the

intention. The gravest crimes occur when one right's and liberties are constricted for unjust reasons.

Every defendant-respondent in this case is that kind of person, a devil that pretends to be a decent righteousness person. These defendants-respondents try to participate in society in ways to give the mere image of decency when they are in fact corrupt individuals worse than persons that engage in armed robbery at gunpoint. They are all just finding difficult to detect ways to break the law. No different than a mutated infection that evades effective medicines of the past.

## II. THIS SUIT IS REGARDING A NEW KIND OF CRIME IN THE MODERN ERA

But, I have presented this court with the opportunity to Grant certiorari for a new kind of crime that is becoming the most common form of crime people commit in this modern age. Difficult to detect and difficult to trace but quickly becoming the commonplace crime of the modern era. This crime will lead to nothing but the degradation of society.

## III. DEFENDANTS-RESPONDENTS HAVE NOT DENIED THEIR GUILT IN THIS SUIT AND THAT SPEAKS TO THEIR TACIT ADMITTANCE OF THEIR CRIMES.

IV. IF THIS COUNTRY BECAME HYPOTHETICALLY DIVIDED INTO TWO SEPARATE COUNTRIES ONE WHERE ROGER SWARTZ IS THE KING AND HAS SOME MEANINGFUL DEGREE OF SOVEREIGN POWER AND THAT TRULY ENSURES ALL PEOPLE THEIR CONSTITUTIONAL RIGHTS AND THE OTHER COUNTRY THAT SUBSCRIBED TO THE KIND OF IDEAS MOST DEFENDANTS-RESPONDENTS SUBSCRIBE TO BUT ALLOWED PEOPLE A SINGLE ONE-WAY NO RETURN PASSAGE FROM ONE COUNTRY TO THE OTHER, DEFENDANTS-RESPONDENTS NATION OF CITIZENSHIP WOULD EVENTUALLY RESORT TO UNLAWFUL METHODS TO PREVENT PASSAGE.

Make no mistake about it the tactics used by all defendants-respondents are the kind that seek to undermine the constitutional rights and freedoms of Plaintiffs-Petitioners and E.S. We know this because it is precisely what this suit is about. If the U.S. were divided into two countries with a single one-way no return passage from one country to the other most defendants-respondents nation would resort to breaking every kind of law to prevent people from leaving. No decent person would want to be a part of defendants-respondents nation and the devil will be left with no one to undermine other than other devils and thus will have impaired power. Further defendants-respondents nation will topple in this instance since the devil does not promote based on merit and intelligent persons that are moral tend to do the most valuable work defendants-respondents

nation would otherwise lose these people and would thus be left with relying on uncompetitive corrupt persons that lack the spirit to do great work. To prevent this defendants-respondents nation would become a tyrannical regime where people live in a state of fear.

In the country where Roger Swartz is King the ability for one attain opportunities will be driven by merit. In the country where Roger Swartz is King the base wage will be far higher than the current minimum wage. While there will be no earnings ceiling but insofar as one is able to achieve a high wage at the expense of others having low or unsustainable wages that will act to create an earnings ceiling for that person while increasing the wage of those exploited for the benefit of another to achieve a higher wage where profit sharing is factored. In short, if a person is creative, productive, a hard worker, a good manager, works a particularly demanding job, is innovative, influential, gives their company a competitive advantage or has special or in demand skills they deserve to make more. Although, proving one's role can be categorized in this way is open to interpretation and having hard proof. Soft evidence or anecdotal evidence will not do. We will have a system of an extensive number of judges to ensure fairness in this merit-based process. These judges will receive salaries of \$700,000 annually and their children will have career protections that basically removes any worry that a judge would have regarding their child's career being undermined. That does not mean careers are being handed to their children on silver platters. But they will have an edge in the

University Admissions process. Judges in this country are so underpaid that it undermines their authority and that is a cumbersome injustice to almost everyone. That fairness will also ensure that the University admission process is fair for all and will allow people to file paid grievances if they feel their admission decision was unfair. This is necessary since much of quality of life for most comes from one's career and thus the career process along every stage must be considered the process that requires the greatest oversight. This will not only ensure fairness, but people's sense that the process is fair will cause them to work harder, carry themselves with greater dignity, be more motivated knowing that through their effort there is a way to overcome their situation.

But by overcoming career injustices and proving a mechanism for people to find their way out of dead-end jobs based on merit we will observe a dramatic increase in the productivity of mankind because mankind will have the opportunity to engage in more competitive careers based on their skills or merit they demonstrate where a meaningful portion of less competitive employment will naturally become phased out over time because people's competitiveness will cause such positions to become more automated while the workforce is far more skilled. In that sense it will only be that healthy individual's natural limitations that prevents their advancement.

I've mentioned in the petition that

"[W]hen both parents of a child are undermined, the damage caused on the child far exceeds the damage of the sum of the two parents separately sustaining that harm." (E.D. Pa. Dkt. No. 13 pp. 18 citing E.D. Pa. Dkt. No. 1 pp. 9 ¶ 21). Or stated differently "When both parents of E.A.S. are undermined E.A.S. is even further undermined far greater than the sum of each parent being undermined separately." (E.D. Pa. Dkt. No. 1 ¶ 3) That same can be said of A.S. (*Id.* at ¶ 4)."

#### CONCLUSION

This Petition for Rehearing and Petition for a Writ of Certiorari should be granted.

Respectfully Submitted on November 10, 2022



11/29/2022

Roger Swartz On behalf of himself, Roger Swartz on behalf of his son A.S., Roger Swartz on behalf of his daughter E.A.S. a 5-year-old child