

JUN 21 2022

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No. \_\_\_\_\_

**22-5121**

IN THE

SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI  
DECLARATION

BARBARA MARIE FRANTZ PROSE — PETITIONER  
(Your Name)

VS.

STATE OF KANSAS, et al. — RESPONDENT(S)  
TOPEKA CORRECTIONAL FACILITY-WARDEN GIORIA GEITHER, CENTURION, JENA LEE M.D., HSA MICHELLE CALVIN LCP  
ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

BARBARA MARIE FRANTZ  
(Your Name)

TCF 815 SE RICE ROAD  
(Address)

TOPEKA, KS. 66607  
(City, State, Zip Code)

N/A

(Phone Number)

**ORIGINAL**

## QUESTION(S) PRESENTED

PETITIONER WISHES THE UNITED STATES SUPREME COURT TO DECIDE, THAT. PETITIONER, MS. FRANTZ, HAS STATED A CLAIM IN THIS CASE OF RESPONDENT'S, ET AL., DEPRAVED DELIBERATE INDIFFERENCE TO MS. FRANTZ'S SERIOUS MEDICAL NEEDS, AS U.S. DISTRICT COURT OF KANSAS APPENDIX'S VV AND FFF, IN APPENDIX A, SHOWING MS. FRANTZ'S SKULL SWELLING FORCING HER LEFT EYE AND EAR UPWARD, CAUSING PERMANENT DAMAGE. MS. FRANTZ PRE-ARREST DIAGNOSIS ALSO SHOWING INJURY WORSENING. MS. FRANTZ AS A DISABLED DETAINEE WAS BEATEN AND RAPED WITH SEVERE INJURIES OF CUTS AROUND HER RECTUM AND SKULL FRACTURE, SHE IS FULL OF KNOTS FELT BY PHYSICAL EXAM. HER SEVERELY DISTENDED - HERNIATED ABDOMEN LEAVING HER IN A SEVERE DEBILITATING MEDICAL STATE. MS. FRANTZ BEING DENIED FOR OVER FIVE YEARS OF ACCESS TO MEDICAL SPECIALISTS CONSULTS FOR SERIOUS LIFE THREATENING MEDICAL CONDITIONS. MS. FRANTZ BEING IN IMMINENT DANGER OF SERIOUS PHYSICAL INJURY, LINGERING DEATH.

THE CONSPIRACY TO MURDER MS. FRANTZ, BY RESPONDENTS, ET AL., IS BEING INVESTIGATED BY THE CRIMINAL DIVISION OF THE FBI, BY THE DIRECTION OF THE UNITED STATES ATTORNEY GENERAL'S OFFICE WASHINGTON, D.C. MS. FRANTZ IS A WHISTLEBLOWER ON A SCALE BEING UNHEARD OF, AS JUDGES, STATE PROSECUTOR'S, COURT REPORTERS, MEDICAL PRACTITIONERS, HSA, AND KANSAS GOVERNMENT OFFICIALS, UNDER INVESTIGATIONS. THIS SURROUNDING MS. FRANTZ'S ORGAN DAMAGE FROM A MEDICAL ERROR BLENDING WITH MS. FRANTZ'S CRIMINAL CASE WHICH IS IN AN APPEAL FOR ACQUITTAL. EMERGENCY MEDICAL CARE IS NEEDED, FOR HOPES, FOR MS. FRANTZ'S SURVIVAL. SHOCKING AND INTOLERABLE CRIMINAL CONDUCT, CONTINUING MISTREATMENT OF A CONSTITUTIONAL STATUTE. DUTY DERIVES FROM STATE RULES AND REGULATIONS AS WELL AS THE 8<sup>TH</sup> AMENDMENT OF U.S. CONSTITUTION, SECTION 9 OF KANSAS BILL OF RIGHTS, PROHIBITION AGAINST CRUEL AND UNUSUAL PUNISHMENT. MS. FRANTZ IS IN GREAT NEED FOR ACCESS TO MEDICAL PROVIDERS CAPABLE TO EVALUATE THE NEED FOR TESTING AND TREATMENT, FROM MEDICAL PROVIDERS OF INTEGRITY, FOR DISCLOSING MS. FRANTZ'S LIFE THREATENING MEDICAL CONDITIONS, FOR HER SURVIVAL.

## 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:

## RELATED CASES

IN THE DISTRICT COURT OF LEAVENWORTH COUNTY, KANSAS 2017-CV-316 AND 2020-CV-34

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS NO. ~~22-3014~~ 21-3117-SAC

UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT NO. 22-3014

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## OTHER

IN THE  
SUPREME COURT OF THE UNITED STATES  
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

**OPINIONS BELOW**

☒ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix A to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the United States district court appears at Appendix B to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

☐ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix C to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the \_\_\_\_\_ court appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

## JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was APRIL 14<sup>th</sup>, 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: \_\_\_\_\_, 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. § 1254(1).

☒ For cases from **state courts**:

The date on which the highest state court decided my case was JANUARY 26, 2022.  
A copy of that decision appears at Appendix B.

☐ 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

Civil Rights Complaint pursuant to 42 § 1983

8<sup>th</sup> Amendment

14<sup>th</sup> Amendment

## STATEMENT OF THE CASE

PETITIONER, BARBARA MARIE FRANTZ filed HER FIRST HABEAS CORPUS K.S.A. 60-1501 in DISTRICT COURT OF LEAVENWORTH COUNTY, KANSAS LATE 2017, CASE NO. 2017-CV-316. SEEKING RELIEF FOR ADDITIONAL PAIN RELIEVER DUE TO HER PRE-ARREST DIAGNOSIS CAUSING HER PAIN. THIS CASE WAS DISMISSED, BY DISTRICT COURT.

MS. FRANTZ ATTEMPTS TO HAVE HER PREA COMPLAINT INVESTIGATED THROUGH WRITTEN COMPLAINTS TO KS GOVERNOR, KS ATTORNEY GENERAL, KBI, LVCO, KS DISTRICT COURT JUDGE DAVID KING, JUDGE MICHAEL GIBBENS, THIS AFTER MS. FRANTZ'S FAILED ATTEMPTS FOR LVCO, KS SHERIFF ANDY DEDEKE TO INVESTIGATE MS. FRANTZ BEING BEATEN UNCONSCIOUS, UNCONSCIOUSNESS FOR OVER 24 HOURS, MS. FRANTZ WAS RAPED WITH SEVERE INJURIES OF, SEVERE CUTS AROUND HER RECTUM AND A SKULL FRACTURE ON THE LEFT SIDE OF MS. FRANTZ'S HEAD, WHERE NOW SHE SUFFERS SKULL SWELLING FORCING HER LEFT EYE AND EAR UPWARD. CAUSING FACIAL DISFIGUREMENT AS INJURY WORSENING CONTINUES, DUE TO DEPRIVATION OF MEDICAL CARE. AS MS. FRANTZ INCARCERATION CONTINUED IN COUNTY JAIL, HER PRE-ARREST DIAGNOSIS CONTINUED TO WORSEN FROM DEPRIVATION OF MEDICAL CARE. MS. FRANTZ HAS EXHAUSTED ALL ADMINISTRATIVE REMEDIES AND FILED HER SECOND HABEAS CORPUS K.S.A. 60-1501 FOR ATTEMPTS IN RECEIVING MEDICAL CARE. THIS CASE FILED 1-31-2020 CASE NO. 2020-CV-34 EXHIBITS A THROUGH Y, OF OVER 600 PAGES OF EVIDENCE, SHOWING CLAIMS OF THE ABUSE'S AND DEPRIVATION OF MEDICAL CARE BY SHERIFF'S OFFICERS OF LVCO, KS. MOTIONS FILED FOR APPOINTMENT OF COUNSEL, EMERGENCY HEARINGS, MOTION TO TRANSFER OUT OF LVCO, KS JAIL. AS ALL ATTEMPTS WERE DENIED PROCEDURAL DUE PROCESS. EVIDENTIARY HEARING WAS SCHEDULED 9-24-2020 IN DISTRICT COURT FOR WRIT OF HABEAS CORPUS. MS. FRANTZ WAS SENTENCED 7-14-2020, TRANSPORTED TO TOPEKA CORRECTIONAL FACILITY (TCF) ON 7-23-2020. ON OCTOBER 5<sup>TH</sup> 2020 DISTRICT COURT DISMISSED HABEAS CORPUS MS. FRANTZ FILED MOTION TO APPEAL CERTIFICATE OF SERVICE OCT. 13<sup>TH</sup> 2020. THIS WAS DENIED, AS PROCEDURAL DUE PROCESS OF THE 14<sup>TH</sup> AMEND. VIOLATED BY DISTRICT COURT.

MS. FRANTZ'S SKULL SWELLING STARTED BECOMING VISIBLE IN EARLY 2020, HER KNOTS ON HER NECK ALSO FELT BY PHYSICAL EXAM JANUARY 2020. MS. FRANTZ SEVERELY DISTENDED WITH HERNIAS TO HER ABDOMEN BEING VISIBLE EARLY 2019. INFECTIONS WERE GOING UN-TREATED AS SHE CONTINUED WORSENING FROM INTENTIONAL NEGLECT BY LVCO, KS SHERIFF'S OFFICE, DENYING TO PROVIDE MS. FRANTZ ACCESS TO MEDICAL PROVIDERS FOR THE THREE AND A HALF OF HER INCARCERATION IN COUNTY JAIL.

MS. FRANTZ ARRIVAL AT TCF ON JULY 23, 2020. MS. FRANTZ SPENT TWO WEEKS QUARANTINED. ON 8-6-2020 FIRST DAY OUT OF QUARANTINE, INMATES ALERTED MS. FRANTZ SHE COULD FILE HER PREA TO EAT OF TCF, AGAINST LEAVENWORTH COUNTY KANSAS SHERIFF'S OFFICERS, AS TCF-CENTURION STAFF IGNORED MS. FRANTZ'S CLAIMS OF PREA. MS. FRANTZ HAS DISCLOSED COUNTLESS TIMES TO KDOC-TCF-CENTURION MEDICAL STAFF NURSES AND MEDICAL PROVIDERS OF MS. FRANTZ'S PRE-ARREST DISCOVERY, OF MRI 11-2-16, OF 1100 PHOTO IMAGES SHOWING FINDINGS IN THE MRI IMAGES, BUT WERE NOT REPORTED ON THE IMAGING REPORT.

MS. FRANTZ CONTINUED TO REPORT SHE WAS WHISTLEBLOWING ON A LARGE NUMBER OF MEDICAL PRACTITIONERS AND OF KU HOSPITAL'S MEDICAL ERROR CAUSING MS. FRANTZ'S ORGAN DAMAGE, AND OF PHYSICAL AND SEXUAL ASSAULTS BY LVCO, KS SHERIFF'S OFFICERS.

MS. FRANTZ STATES KU HOSPITAL BEING A POWER HOUSE ORGANIZATION HAVING POWERFUL INFLUENCE IN THE STATE OF KANSAS. ALSO HAVING MEDICAL CARE CONTRACTS WITH LEAVENWORTH CO, KS SHERIFF'S OFFICE, LARNED STATE HOSPITAL, AND KDOC-TCF-CENTURION, FOR MEDICAL CARE AND TREATMENT FOR INMATES.

MS. FRANTZ FILED HER CIVIL RIGHTS COMPLAINT 8 1983 IN MAY 2021 WITH U.S. DISTRICT COURT OF KS HAVING EXTENSIVE DOCUMENTATION SUPPORTING HER CLAIMS, ALSO WENT DISMISSED BY U.S. DISTRICT COURT.

MS. FRANTZ THEN FILED TO APPEAL TO U.S. COURT OF APPEALS IN FEB, 2022  
FILING A-12 BRIEF. THEN FILING MOTION TO APPOINT COUNSEL, AND SUPPLEMENTAL  
BRIEF WITH DOCUMENTATION OF USAF DIRECTING THE CRIMINAL DIVISION TO  
INVESTIGATE, THE CONSPIRACY TO MURDER MS. FRANTZ HAS A COS OF APRIL 10<sup>TH</sup>, 2022  
AND E-FILED NOTICE TO DEFENDANTS, ET AL. ON 4-13-22 TO U.S. DISTRICT COURT.  
AS A RESULT, U.S. COURT OF APPEALS DISMISSES ON 4-14-22 MS. FRANTZ'S APPEAL,  
AFFIRMING US DISTRICT COURT'S DECISION TO DISMISS.

MS. FRANTZ CONTENDS SHE IS IN IMMINENT DANGER OF SERIOUS PHYSICAL INJURY,  
AND ALREADY OCCURRING, AS SEEN IN U.S. DISTRICT COURT OF KS APPENDIX V V  
AND FFF, OF SELF PHOTOS OF OBVIOUS SKULL SWELLING. PERMANENT DAMAGE  
AS INJURY CONTINUES WORSENING. KNOTS FELT BY PHYSICAL EXAM ARE INTENTIONALLY -  
KNOWINGLY BEING CONCEALED IN MEDICAL CHART AND GLOBAL DIAGNOSTIC SERVICES  
IMAGING REPORTS OF ULTRASOUND TO MS. FRANTZ'S NECK-ISTHMUS THYROID GLAND  
AND COLLARBONE (KNOTS). MS. FRANTZ'S LIFE THREATENING MEDICAL CONDITIONS  
BEING SO OBVIOUS WHERE A LAY PERSON WOULD EASILY RECOGNIZE THE NEED  
FOR MS. FRANTZ NEEDING A SPECIALIST, CONSULTS FOR MEDICAL PROVIDERS CAPABLE  
FOR EVALUATING THE NEED FOR TESTING AND TREATMENT FOR SERIOUS MEDICAL  
CONDITIONS. MS. FRANTZ'S PRE-ARREST BIOPSIES AND SURGERY, DIAGNOSIS TO  
MS. FRANTZ'S VITAL ORGANS ARE BEING COMPLETELY DISREGARDED FOR OVER 5 YEARS.  
DEPRIVING MEDICAL CARE, WIDELY INADEQUATE MOUNTING TO NO TREATMENT,  
BEING DEPRIVED DELIBERATE INDIFFERENCE. RESULTING SUBSTANTIAL HARM  
WHERE RESPONDENTS, STATE OF KANSAS, ET AL., CONTINUE TO DENY AND DELAY  
BY INTENTIONALLY INTERFERING WITH MEDICAL CARE. CRUEL AND UNUSUAL  
PUNISHMENT OF SUCH DEPRIVATION FOR MEDICAL CARE, ACTUALLY PRODUCING PHYSICAL  
TORTURE AND LINGERING DEATH. SEE: ESTELLE V. GAMBLE, 429 U.S. 97.

DELIBERATE INDIFFERENCE TO SERIOUS MEDICAL NEEDS OF PRISONERS CONSTITUTES THE UNNECESSARY AND WANTON INFLICTION OF PAIN. SEE: GREGG V. GEORGIA, SUPRA, AT 173, PROSCRIBED BY THE EIGHT AMENDMENT. MS. FRANTZ'S SKULL SWELLING, KNOTS THROUGH-OUT MS. FRANTZ'S BODY, MEDICAL CONDITIONS SO OBVIOUS. THE STATE MUST PROVIDE THE INMATE WITH A DOCTOR CAPABLE OF EVALUATING THE NEED FOR TREATMENT AND ALLOW THE INMATE TO RECEIVE THE RECOMMENDED TREATMENT. SEE: ESTELLE, 429 U.S. AT 106; RAMOS V. LAMM, 639 F.2d 559, 575 (10th CIR. 1980).

MS. FRANTZ HAS SEEKED FOR INVESTIGATIONS, WHICH ARE BEING INVESTIGATED THROUGH; THE JOINT COMMISSION REGARDING LARNED STATE HOSPITAL AND KU HOSPITAL; KANSAS BOARD OF HEALING ARTS; KANSAS BOARD OF NURSING; AND KANSAS BOARD OF EXAMINERS OF COURT REPORTERS, OF THERE BEING 2-COURT REPORTERS AND ONE TRANSCRIPTIONIST WITH DISTRICT COURT OF LEAVENWORTH CO., KS. BEING UNDER INVESTIGATION FROM MS. FRANTZ'S COMPLAINTS OF THE REMOVAL FROM RECORD OF TRANSCRIPTS, WHICH MS. FRANTZ WAS TO BE COURT ORDERED FOR MEDICAL EVALUATIONS FOR SEEING IF SHE WAS IN FACT FULL OF TUMORS. THIS IN 2017 OF COURT ORDERS FOR EVALUATION OF TUMORS, AND THE JUDGES STATEMENTS BEING REMOVED AND CHANGED FROM THE RECORD OF TRANSCRIPTS. FURTHER DISCOVERY BY MS. FRANTZ OF ENTIRE STATEMENTS ALSO BEING REMOVED, AND WORDING CHANGED OF JUDGES, STATE PROSECUTORS, AND DEFENSE COUNSELS, REGARDING MS. FRANTZ'S CRIMINAL PROCEEDINGS. CRIMINAL CONDUCT CONTINUES SHOWING THROUGH POLICE-PROSECUTION-JUDICIAL MISCONDUCT FOR THE WRONGFULLY CONVICTING OF MS. FRANTZ. THIS COVERING-UP MS. FRANTZ'S COMPLAINTS OF WHISTLEBLOWING ON MS. FRANTZ'S PRE-ARREST MEDICAL PROVIDERS, WHICH SHUT DOWN MAJOR CRIMINAL INVESTIGATIONS

AND MAJOR LAWSUITS AGAINST PROFESSIONALS INVOLVED IN CONCEALING THE SEVERITY OF MS. FRANTZ'S ORGAN DAMAGE, PRIOR TO ARREST.

A COURT MUST ACCEPT THE PLAINTIFF'S DESCRIPTION OF THAT WHAT OCCURRED, ALONG WITH ANY INFERENCES REASONABLY DRAWN THEREFROM. SEE: RIPLEY V. TOLBERT, 260 KAN. 491, SYL 99 1-2, 921 P.2d 1210 (1996). JUDICIAL NOTICE BE TAKEN FROM THE UNITED STATES ATTORNEY GENERAL'S OFFICE DIRECTING THE CRIMINAL DIVISION OF THE FBI FOR INVESTIGATING THE CONSPIRACY TO MURDER MS. FRANTZ, BY SAID RESPONDENTS, STATE OF KANSAS, ET AL.

REFERENCE NO. SB301690224.

CENTURION MEDICAL STAFF CONTINUED RESPONSES, STATING TO MS. FRANTZ THROUGH NUMEROUS GRIEVANCE FORMS OF, "OUTSIDE APPOINTMENTS SCHEDULED".

THIS STATED NOVEMBER 2020 THROUGH FEBRUARY 16<sup>TH</sup>, 2022. AS CENTURION MEDICAL PROVIDER, JENA LEE M.D. ORDERING ON 2-2-21 FOR MS. FRANTZ'S ~~ABDOMEN~~ SEEING ENT AND ENT CONSULTS AND ORDERING FOR MRI OF MS. FRANTZ'S ABDOMEN, ALL OF WHICH STILL CONTINUES BEING DENIED TO MS. FRANTZ, FOR REASONS OF PROTECTING THE ENORMOUS AMOUNT OF PROFESSIONALS UNDER INVESTIGATION FOR THE, CONSPIRACY TO MURDER MS. FRANTZ. AS A FULL DISCLOSURE OF MEDICAL DIAGNOSIS WILL SURE TO BRING ABOUT THE MOST SERIOUS FEDERAL AND STATE CRIMINAL CHARGES.

SHOCKING AND INTOLERABLE CRIMINAL CONDUCT BY STATE OF KANSAS, ET AL., FAILURE TO REMEDY MS. FRANTZ MEDICAL CONDITIONS, CONTINUING MISTREATMENT OF A CONSTITUTIONAL STATUTE. SEE: JOHNSON V. STATE, 289 KAN. 642, 648, 215 P.3d 575 (2009).

THE EIGHT AMENDMENT OF THE UNITED STATES CONSTITUTION AND SECTION 9 OF THE KANSAS BILL OF RIGHTS, BOTH PROHIBIT CRUEL AND UNUSUAL PUNISHMENT. THESE CONSTITUTIONAL RIGHTS GUARANTEES, INCLUDES THE RIGHT OF PRISON INMATES TO RECEIVE ADEQUATE MEDICAL CARE AND TREATMENT. SEE: LEVIER V. STATE, 209 KAN. 412, 445, 448, 497 P.2d 265 (1972); K.S.A. 75-5210(a) (c); K.A.R. 44-5-112 RIGHTS OF INMATES. MS. FRANTZ'S RELENTLESS ATTEMPTS TO RECEIVE MEDICAL CARE, ONLY TO BE DEPRIVED FOR OVER 5 YEARS, WHERE PREPONDERANCE OF THE EVIDENCE THAT THE CONDUCT WHICH SHE COMPLAINS, WAS COMMITTED UNDER COLOR OF FEDERAL AND STATE LAWS AND THAT DEPRIVED HER OF RIGHTS, PRIVILEGES, OR IMMUNITIES GUARANTEED BY THE CONSTITUTION. PARRATT V. TAYLOR, 451, U.S. 527, 535, 101 S. CT. 1908, 68 L. ED. 2d 420 (1981). RESPONDENTS, STATE OF KANSAS, ET AL., MALICIOUS AND SADISTIC ACTIONS OF REPEATED EXAMPLES OF GROSS NEGLIGENT CRIMINAL ACTS, WHICH DISCLOSE OF CONDUCT SHOWING SYSTEMATIC AND GROSS DEFICIENCIES IN PROCEDURES. SEE: WILSON V. SEITER, 501 U.S. 294, 303, 111 S. CT. (1991); FARMER V. BRENNEN, 511 U.S. 825, 834, 114 S. CT. 1970 (1994). WHERE PRISON OFFICIALS KNOWS OF AND DISREGARDED AN EXCESSIVE RISK TO INMATE (MS. FRANTZ) HEALTH AND SAFETY, SOMETHING IS CRUEL, OR OBJECTIVELY UNUSUAL, AND FAILED TO REMEDY IT OR TAKE ACTION, THEY ARE IN FACT DELIBERATE INDIFFERENT. SEE: HOPE V. PEIZER, 536 U.S. 730, 738, 122 S. CT. 2508 (2002).

MS. FRANTZ SHOWING OF SELF PHOTOS OF HER PERMANENTLY DISFIGURED FACE, SHE HAS IN FACT STATED A CLAIM TO RELIEF, THAT IS PLAUSIBLE ON IT'S FACE. SEE: TWOMBLY, 550 U.S. AT 570. THE STATE OF KANSAS, ET AL., CONTINUES IMPEDING, TYING MS.FRANTZ'S HANDS TO OBTAIN THE NECESSARY DOCUMENTS OF INFORMATION NEEDED, AND DENYING DIAGNOSIS FOR TREATMENT FOR FURTHER SHOWING HER CLAIM. A COURT MUST ACCEPT MS.FRANTZ'S DESCRIPTION OF THAT WHAT OCCURRED ALONG WITH ANY INFERENCES REASONABLY DRAWN THEREFROM. SEE: RIPLEY V. TOLBERT, 260 KAN. 491, SYL 99 1-2, 921 P.2d 1210 (1996). FEDERAL RULE OF CIVIL PROCEDURE 8 (a) (2) A PLEADING MUST CONTAIN A SHORT AND PLAIN STATEMENT OF CLAIM SHOWING ENTITLED TO RELIEF. THE STATE IS UNDER A DUTY TO PROVIDE ADEQUATE MEDICAL TO THOSE IT INCARCERATES. THIS DUTY DERIVES FROM STATE RULES AND REGULATIONS AS WELL AS THE U.S. CONSTITUTION AGAINST CRUEL AND UNUSUAL PUNISHMENT. ESTELLE V. GAMBLE, 429 U.S. 97, 106, 50 L. ED. 251, 97 S. CT. 285 (1976); U.S. CONST. 8<sup>TH</sup> AMEND; K.S.A. 75-5210 (a), (c) ; K.A.R 44-5-112 (b).

## REASONS FOR GRANTING THE PETITION

MS. FRANTZ PRAYS UPON THIS SUPREME COURT OF THE UNITED STATES TO REVIEW THIS CASE. THE UNUSUAL CIRCUMSTANCES SURROUNDING THE REASONS FOR WHICH THE GROSS DEPRIVATION TO MS. FRANTZ MEDICAL CARE, WOULD EXPOSE PROFESSIONALS CRIMINAL ACTIONS, WHICH HAS MS. FRANTZ FEARING FOR HER LIFE IN MANY WAYS. THE IMPORTANCE OF THIS CASE WILL SURE TO BRING ABOUT NEW MANDATES FOR PROTECTING PRISONERS AND THE COMMUNITY RIGHTS FOR HONEST MEDICAL CARE AND HONORABLE WORKINGS OF THE JUDICIAL SYSTEM. AS NEW QUESTIONS HAVE RISEN TO THE CURRENT MEASURES OF MEDICAL AND LAW, IN PLACE, HAVE NOT PROVIDED RELIEF FOR MS. FRANTZ TO OBTAIN THE LIFE SAVING MEDICAL CARE NEEDED FOR HER SURVIVAL. THIS CASE EXPOSING FAILIBLE CONDUCT ON A SCALE WHICH IS NOT EASILY TO COMPREHEND, AS TO WHY SO MANY PROFESSIONALS WOULD BECOME INVOLVED, AND RISK IT ALL FOR THE SAKE OF, WHAT? MS. FRANTZ CANNOT FUNCTION FOR ACTIVITIES EVEN BASIC LIVING TASK ARE VERY DIFFICULT. THE PAIN MS. FRANTZ BEING IN, THERE ARE NO WORDS TO EVEN DESCRIBE AT THIS POINT, IT'S HORRIFIC. MS. FRANTZ BEING LEFT FOR SUCH A LONG PERIOD OF TIME WITHOUT MEDICAL CARE, THIS ALONE RAISES GREAT QUESTIONS TO UNDERSTAND THE SCOPE OF THE PROFESSIONALS CRIMINAL CONDUCT. HOW DO THE AUTHORITIES GO ABOUT, CORRECTING SUCH DEVIATION, WHICH QUESTIONS THE HUMAN CONTROL TO PROFESSIONALS, WHICH ARE HELD TO SUCH HIGH STANDARDS FOR UPHOLDING INSTITUTIONS WELL REGARDED FOR PROTECTING LAWS AND MEDICAL CARE, NOW UNDER SEVERE CONFLICT.

## CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

  
\_\_\_\_\_  
BARBARA FRANTZ

Date: JUNE 20<sup>th</sup>, 2022