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No. # 22-5358

IN THE  
SUPREME COURT OF THE UNITED STATES

JAMES L. MILLER,  
PETITIONER

VS.

SCOTT S. HARRIS, INDIVIDUALLY & OFFICIAL  
CAPACITY, ET AL. — RESPONDENTS  
PETITION FOR THE REHEARING ON THE  
MERITS OF THE PETITION FOR A WRIT OF  
CERTIORARI - SUPREME COURT OF THE UNITED  
STATES - C.C.A. 9TH APPEAL No. #21-56015

NONE

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

PETITION FOR THE REHEARING ON THE MERITS  
ON THE PETITION FOR A WRIT OF CERTIORARI

JAMES L. MILLER,  
P.O. BOX # 122 — 1  
INGLWOOD, CALIF.  
90306

(323) 399-5680

(1-a) of (54)

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(1-6) of (54)

1 PETITION FOR REHEARING  
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3 ON THE MERITS "OF THE  
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5 CERTIORARI"; QUESTION PRESENTED,  
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7 Case No. #  
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9 I, James L. Miller, petitioner in above entitled  
10 case, was given "Motion For Leave To Appeal  
11 In Forma Pauperis (f. f. p.)" 840116, with State  
12 of California, County of Los Angeles Superior  
13 Court case No. # BC416582 (Medical Malpractice);  
14 In Court of Appeal for State of California, Second  
15 Appellate Dist. Div. Two case No. # B224254 (Med-  
16 ical Malpractice); Supreme Court of the United  
17 States cases Nos. # 13-7517; 15-6432; 18-6106  
18; 20-5512; 20-5703 under the "same" application  
19 with "affidavit"; Why am I, James L. Miller, be-  
20 ing "denied" "f. f. p." in cases U. S. Federal Dist.  
21 Court cases Nos. # CV12-5649-PAS-AN; CV19-8909-  
22 PS G - JPR; CV19-8910-AB-KS; U.S. 9th C.A.  
23 19-56319; 19-56385; 12-56895; 14-56597; 17-56567  
24 rather than "deny" (vexatious litigation and frivo-  
25 lous) "which are" "violating" of the U.S. Constitution  
26 1st Amendment; 5th Amend.; 9th Amend.;  
27 14th (1a) Amend.?  
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U.S. Supreme Court Rule 19. (5.), Procedure on a  
Certified Question, I, James L. Miller, petitioner  
would like to know that the [merits] in *Mink v. -*  
Kelm, 266 U.S. App. Div. 184, 41, N.Y. S. 2d, 769, 771<sup>in</sup> of the  
[cases] are of little [importance]; 28 U.S.C. 81331

(2) of (54.)

1 PETITION FOR REHEARING  
2 ON THE MERITS "OF THE  
3 CERTIORARI": QUESTION PRESENTED,  
4 Case No. #

5 (Federal Question) between [Citzens] of the "diff-  
6 erent" State "claiming" U.S. Constitution Article 3  
7 section (2) "Arai v. Taehibona. D. Hawaii" (1991)  
8 718 F. Supp. 1535, "with" 28 U.S.C. § 1332(a)  
9 "Diversity of Citizenship" "without (trial)" or "merits"  
10 "(Harton, v. Penn. R. Co., W. D. Pa., 1966) F. Supp.  
11 925, and does the 10 Trial Jurisdiction belong  
12 to the Supreme Court of the State of California or -  
13 the Court of Appeal for the State of California - See-  
14 red Appellate Dist. Div. Two - appeal No. # B224254  
15 "With" Los Angeles Superior Ct. No. # B241582,  
16 under U.S.C. § 1257(a); and 28 U.S.C. § 1291 ( -  
17 Tregeron, v. Moyer, N. D. 206, N. W. 2d, 50, 53.)  
18 and Supreme Court Rule 24, (a); S. C. Rule 14-  
19 1.6.; S. C. Rule 33, t. ?

20 Why is James L. Miller, petitioner - Petitioner  
21 for a Writ of Certiorari, No 4-14-good-Pai 14th ?

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2 IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
3 REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

4 LIST OF PARTIES: INTEREST

5  All parties "do not" appear in the caption of the case on  
6 the "Cover page", A list of all parties to the proceeding  
7 in the Supreme Court whose "names" on the "Judgment"  
8 with case "numbers" is the subject of this "Petition (Pet-  
9 tion) for a Writ of Certiorari") is as follows:

10 (1) BYBEE, Circuit Judge, et. al., U.S. Supreme Ct.  
11 #22-5358, Appeal No. #C.C.A. 9th #21-56015, D.C. No.  
12 #21-12-CV-05649-CAS-AN (60); previous case No. #D.C. No.  
13 #CV19-8910-AB-KS, C.C.A. 9th Appeal No. #19-56319, and  
14 Supreme Court case No. #20-5512, C.C.A. 9th #21-55384.

15 (2) Hirshitz, Circuit Judge, et. al., U.S. Supreme Ct.  
16 #22-5358, C.C.A. 9th Appeal No. #21-56015, D.C. No.  
17 #21-12-CV-05649-CAS-AN (60); previous case No. #D.C. No.  
18 #CV19-8910-AB-KS, C.C.A. 9th Appeal No. #19-56319, and  
19 Supreme Court case No. #20-5512, C.C.A. 9th #21-55384.

20 (3) R. Nelson, Circuit Judge, et. al., U.S. Supreme  
21 Ct. #22-5358, C.C.A. 9th Appeal No. #21-56015,  
22 D.C. No. #21-12-CV-05649-CAS-AN (60); previous  
23 case No. #D.C. No. #CV19-8910-AB-KS, C.C.A. 9th  
24 #19-56319, Supreme Court No. #20-5512, C.C.A. 9th #21-  
25 55384.

26 (4) CHRISTINA A. SNAIDER, Dist. Ct. Judge et. al., U.S. Supp.  
27 Ct. #22-5358, C.C.A. 9th Appeal No. #21-56015, D.C. No. #21-  
28 12-CV-05649-CAS-AN (60); previous case No. #D.C. No.  
#19-8910-AB-KS, C.C.A. 9th #19-56319, Supreme Court

(4) OF (54)

1     2     3     4     5     6     7     8     9     10     11     12     13     14     15     16     17     18     19     20     21     22     23     24     25     26     27     28

IN THE SUPREME COURT OF THE UNITED STATES: PETITION FOR  
REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

LIST OF PARTIES: INTEREST

Five 28(4), No. #20-5512; and C.C.A. 9th No. #21-35384

(5.) Scott S. Harris, Individual and Official capacity, C.J.S.,  
Supreme Court Clerk, D.C. No. #21-12-24-0549-CAS-AN  
(60); (previous case No. # D.C. No. #19-8910-AB-KS,  
C.C.A. 9th 19-56319; Supreme Court No. #20-5512  
; C.C.A. 9th 21-55384.

(6.) Rawlinson, Individual and Official capacity, Circuit  
Judge, et. al., C.C.A. 9th No. #21-55384; D.C. No. #  
CV 12-5649-CAS-AN(60); Supreme Court No. #20-5512.

(7.) Callahan, Individual and Official capacity, Circuit  
Judge, et. al., C.C.A. 9th No. #21-55384; D.C. No. #  
CV 12-5649-CAS-AN(60); Supreme Court No. #20-5512.

(8.) Van Dyke, Individual and Official capacity, Circuit  
Judge, et. al., C.C.A. 9th No. #21-55384; D.C. No. #  
CV 12-5649-CAS-AN(60); Supreme Court No. #20-5512.  
(9.) Christopher A. Snyder, Individual and Official capacity  
Judge, et. al., C.C.A. 9th No. #21-55384; D.C. No. #  
CV 12-5649-CAS-AN(60); Supreme Court No. #20-5512.

(10.) Scott S. Harris, Individual and Official capacity,  
Supreme Court Clerk, et. al., C.C.A. 9th No. #21-55384;  
D.C. No. # CV 12-5649-CAS-AN(60); Supreme Court No.  
#20-5512.

(11.) Tashima, Individual and Official capacity, Circuit  
(5.) OP (54)

1     IN THE SUPREME COURT OF THE UNITED STATES: PETITION FOR  
2     REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

3     LIST OF PARTIES: INTEREST

4     Line 28 (10); Judge, - Supreme Court No. # 20-5703, C.C.A. 9th  
5     No. # 19-56385; D.C. No. # CV19-8909-PSG-JPR.

6     (12) BY BEE, Individual and Official capacity, Circuit Judge,  
7     Supreme Court No. # 20-5703; D.C. No. # CV19-8909-PSG-JPR; C.C.A. 9th No. # 19-56385;

8     (13) Wofford, Individual and Official capacity, - Circuit Judge,  
9     Supreme Court No. # 20-5703; C.C.A. 9th No. # 19-56385;  
10     D.C. No. # CV19-8909-PSG-JPR;

11     (14) Virginia A. Phillips, Individual and Official capacity -  
12     Dist. Court Judge, - Supreme Court No. # 20-5703; C.C.A.  
13     9th No. # 19-56385; D.C. No. # CV19-8909-PSG-JPR;

14     (15) Scott S. Harris, Individual and Official capacity -  
15     Supreme Court No. # 20-5703; C.C.A. 9th No. # 19-56385;  
16     D.C. No. # CV19-8909-PSG-JPR;

17     (16) Phillips S. Gutierrez, Individual and Official capacity,  
18     De C.J. Judge, et.al - Supreme Court No. # 20-5703; C.C.A.  
19     9th No. # 19-56385; and D.C. No. # CV19-8909-PSG -  
20     JPR;

21     (17) Jean P. Rosenbluth, Individual and Official capacity,  
22     U.S. Magistrate Judge, et.al - Supreme Court No. # 20-  
23     5703; C.C.A. 9th No. # 19-56385; and D.C. No. # CV19-  
24     8909-PSG-JPR;

25     (18) Tashina, Individual and Official capacity, Circuit  
26     Judge, Supreme Court No. # 20-5703; C.C.A. 9th No. # 19-  
27     56385; D.C. No. # CV19-8909-PSG-JPR;

28

(64) OP (54.)

1 IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
2 BEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

3 LIST OF PARTIES & INTEREST

4 (19) BYBEE, Individual and OFFICIAL capacity, Circuit  
5 Judge, et al. Supreme Court No. #20-5512; C.C.A.  
6 9th No. #19-56319; and D.C. No. #CV19-8910-AB-KS;

7 (20) Wolfson, Individual and OFFICIAL capacity, Circuit  
8 Judge, et al. Supreme Court No. #20-5512; C.C.A. 9th  
9 No. #19-56319; and D.C. No. #CV19-8910-AB-KS;

10 (21) Andre Birn-Me. Jr., Individual and OFFICIAL capacity  
11 ; D.C. Judge, et al. Supreme Court No. #20-5512;  
12 C.C.A. 9th No. #19-56319; and D.C. No. #CV19-8910-  
13 PBB-JRR;

14 (22) Karen L. Stevensson, Individual and OFFICIAL capacity  
15 ; U.S. Magistrate Judge, et al. Supreme Court No.  
16 #20-5512; C.C.A. 9th No. #19-56319; and D.C. No. #  
17 CV19-8910-AB-KS;

18 (23) Sean P. Hanratty, Individual and OFFICIAL capacity,  
19 U.S. Clerk, et al. Supreme Court No. #20-5512; C.  
20 C.A. 9th No. #19-56319; and D.C. No. #CV19-8910-  
21 AB-KS;

22 (24) Ronald M. Gould, Individual and OFFICIAL capacity;  
23 Circuit Judge, et al. Supreme Court No. #18-6106; C.  
24 C.A. 9th No. #17-56567; and D.C. No. #CV12-5649-  
25 CAS-AN-(50);

26 (25) Richard C. Tallman, Individual and OFFICIAL capacity,  
27 Circuit Judge, et al. Supreme Court No. #18-6106; C.  
28 C.A. 9th No. #17-56567; D.C. No. #CV12-5649-CAS-AN;

(7) of (54.)

IN THE SUPREME COURT OF THE UNITED STATES: PETITION FOR  
REHEARING (ON THE MERIT) OF THE PETITION FOR A WRIT OF CERTIORARI:

## LIST OF PARTIES: INTEREST

(26) Mary H. Marquia, Individual and OFFICIAL capacity, Circuit Judge - Supreme Court No. #18-610b; C.C.A. 9th No. #14-56567; D.C. No. #CV12-5649-CAS-AN (50);

(27) Viralole A. Phillips, Individual and OFFICIAL capacity, D.C. Judge - Supreme Court No. #18-610b; C.C.A. 9th No. #14-56567; D.C. No. #CV12-5649-CAS-AN (50);

(28) Seonyy S. Harris, Individual and OFFICIAL capacity, 11.8 Clerk, et. al. Supreme Court No. #18-610b; C.C.A. 9th No. #14-56567; D.C. No. #CV12-5649-CAS-AN (50);

(29.) Alfred T. Goodwin, Individual and OFFICIAL capacity - Circuit Judge, et. al. - Supreme Court No. #15-6432; C.C.A. 9th No. #14-56597; D.C. No. #CV12-5649-CAS-AN (33);

(30.) Johnnie B. Rawlings, Individual and OFFICIAL capacity, Circuit Judge, et. al. - Supreme Court No. #15-6432; C.C.A. 9th No. #14-56597; D.C. No. #CV12-5649-CAS-AN (33);

(31.) Alfred T. Goodwin, Individual and OFFICIAL capacity - Circuit Judge, et. al. - Supreme Court No. #15-6432; C.C.A. 9th No. #14-56597; D.C. No. #CV12-5649-CAS-AN (31), (32), (33);

(32.) Jerome Faris, Individual and OFFICIAL capacity, Circuit Judge, et. al. - Supreme Court No. #15-6432; C.C.A. 9th No. #14-56597; D.C. No. #CV12-5649-CAS-AN (31), (32), (33);

(8.) of (5.4a)

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1 IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
2 REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

3 TABLE OF AUTHORITIES CITED

4 Burgess, v. Mail, C.C. A. Okl., 103, F.2d 37, 43.  
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6 Hamill, v. Hawk, C.C.A. Okl., 58, F.2d 41, 42.  
7 (Page 31.)

8 Gulfstream Corp., Ltd. v. Reliance Inv. Co., C.A. Fla., 409, F.2d 974, 1981.  
9 (Page 32.)

10 Hadding Cash, Inc. v. City of Prequelle, C.A. Tex., 630 F.2d.  
11 1029, 1039.  
12 (Page 33.)

13 Minn. v. Illinois, 94, U.S. 113, 121, 24 L.Ed. 21.  
14 (Page 33.)

15 Williams, v. Roberts, C.A. 5, (La.) 1991, 116, F.3d. 1126,  
16 (Page 33.)

17 Ball, v. Famiglia, C.A. 3, (Pa.) 2013, 726, F.3d. 848.  
18 (Page 33.)

19 Biroglio, v. Ashcroft, D.J. N.J., 2003, 259, F. Supp. 2d. 342.  
20 (Page 33.)

21 Penello, v. Lane, N.D. Ill., 1981, 528, F. Supp. 1054,  
22 (Pages 33-34.)

23 Lobato, v. Almexco Inc., Col. App., 901, P.2d. 140, 142.  
24 (Page 34.)

25 Martinez, v. Bureau of Prisons, C.A. D.C. 2013, 444, F.3d.  
26 620, 370, U.S. App. D.C. 2013 Federal (2013) Procedure  
27 2134. (Page 31.)

(13) OF (54)

1     IN THE SUPREME COURT OF THE UNITED STATES: PETITION FOR  
2     REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:  
3     TABLE OF AUTHORITIES CITED...  
4  
5

6     Schwartz, v. Koniuski, 25 Ill., App. 3d 189, 324, N.E.  
7     2d 91, 93.  
8     (Page 34);

9     State ex rel. Smith, v. Smith, 101 Or. 96, 262 P.2d 521,  
10     525.  
11     (Page 34);

12     Cook, v. Singer Sewing Mach. Co., 138 Cal. App. 418, 32  
13     P.2d 430, 431.  
14     (Page 34);

15     State, v. Draper, 83 Utah 115, 27 P.2d 39.  
16     (Page 35);

17     Ex parte Jones, 246 Ala. 483, 20, So. 2d, 859, 862.  
18     (Page 35);

19     Harvey, v. State, Okla., 11, 458, P.2d 836, 338.  
20     (Page 35);

21     Norman, v. Department of Labor and Industries, 10 Wash.  
22     2d 180, 116, P.2d 360, 362.  
23     (Page 35);

24     Cornell, v. Swisher County, Tex. Cr. App., 28 S.W.2d 1072,  
25     1074.  
26     (Page 35);

27     Jeffries, v. Turkey Run Consolidated School Dist., 2d  
28     Ind., 492 P.2d 162. (Page 35);

(14) OF (54.)

1 IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
2 REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

3 TABLE OF AUTHORITIES CITED

4 TABLE OF AUTHORITIES CITED.

5 Angeles Payday Enterprises, Inc., v. South West Bell Telephone  
6 Co., L. App. 4 Cir., 429, 3d. 2d, 1228, 1236.  
7 (Page 48.);

8 State ex rel. Smith, v. Smith, 191, 191, 182, P.2d, 551, 555.  
9 (Page 48.);

10 M. & A. Elec. Power Co.-Op., v. True, Mo. App. 480, S. W.2d.  
11 310, 314. (Page 48.);

12 Standard Accident Ins. Co., v. Standard Surety & Casualty Co.,  
13 D. C. D. Y., 53, F.2d, 119, 120. (Page 48.);

14 Thompson, v. Anderson, 107, Utah, 331, 153, P.2d, 665, 666. (  
15 (Page 48.);

16 United States, v. Perlstein, 126, F.2d, 799.  
17 (Page 48.);

18 Commonwealth, v. Russo, Pa. Super, 470, 111, P.2d, 359. (  
19 (Page 48.);

20 Silver, v. U. S., 7, Cl. Ct., 305, 324.  
21 (Page 48.);

22 Roberts, v. Staley, W. Va., 492, N.E.2d, 310, 318.  
23 (Page 48.);

24 Pennover, v. Neff, 46, U.S. 183, 183, 24, L. Ed. 565.  
25 (Page 48.);

26 Amaw, v. Pacific Power & Light Co., 10 Wash. App. 285,  
27 520, P.2d, 481, 484.  
28 (Page 49.);

(15)OP(54.)

2 IN THE SUPREME COURT OF THE UNITED STATES; PETITION FOR  
3 REVIEWING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

4 TABLE OF AUTHORITIES CITED

5 Kazubowski, v. Kazubowski, 45, Ill. 2d. 405, 259, 16  
6 E. 2d. 282, 290, (Page 49);

7 Peffey, v. Penn. Law, App. 180, 3d. 2d. 66, 69,  
8 (Page 49);

9 U.S., v. Smith, D.C. Iowa, 249, F. Supp. 515, 516,  
10 (Page 49);

11 Trinity Episcopal Corp., v. Romney, D.C. N.Y. 387, F. Supp.  
12 879, 883, (Page 49);

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(16) OF (54)

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: *Civil Action for Deprivation of Rights*

D.C. USA #CV19-5649-CAS-AN (60-62), CV19-8910-AB-KS

The opinion of the United States court of appeals appears at Appendix N/A to the petition and is C.C.A. 9th Dist. No. #21-56015; 19-56319.

reported at N/A; 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 N/A to the petition and is D.C. No. #CV19-5649-CAS-AN, CV19-8910-AB-KS

reported at N/A; or,

has been designated for publication but is not yet reported; or,

is unpublished.

For cases from state courts: *State of California Court of Appeal-Second Appellate Dist. Div. Two No. #B224254*

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

reported at Page 18; or,

has been designated for publication but is not yet reported; or,

is unpublished.

The opinion of the *State of California Court of Appeal #B224254* court appears at Appendix N/A to the petition and is

reported at Page 18; or,

has been designated for publication but is not yet reported; or,

is unpublished.

1.

*(1A.) D/P (54.)*

NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT  
DIVISION TWO

JAMES L. MILLER,

Plaintiff and Appellant,

v.

AMIR KASHANI et al.,

Defendants and Respondents.

B224254

(Los Angeles County  
Super. Ct. No. BC416582)

COURT OF APPEAL - SECOND DIS.

FILED

MAR 24 2011

JOSEPH A. LANE

Clerk

Deputy Clerk

APPEAL from a judgment of the Superior Court of Los Angeles County. Amy D.  
Hogue, Judge. Affirmed.

James L. Miller, in pro. per., for Plaintiff and Appellant.

Pollack, Vida & Fisher and Daniel P. Barer for Defendants and Respondents.

- (18) of (54)

## JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 09-20-2021 (C.A. No. 19-56317) 04-13-2020 (C.A. No. 19-56317)

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: N/A, and a copy of the order denying rehearing appears at Appendix N/A.

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

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

For cases from **state courts**: State of California Court of Appeal, Second Appellate Dist. Div. Two appeal no. B224254.

The date on which the highest state court decided my case was Mar. 24, 2011. A copy of that decision appears at Appendix N/A.

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

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

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

(19) of (54)

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

MAY 27 2022

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

JAMES L. MILLER,

No. 21-56015

Plaintiff-Appellant,

D.C. No. 2:12-cv-05649-CAS-AN  
Central District of California,  
Los Angeles

v.

AMIR KASHANI, Dr.; et al.,

ORDER

Defendants-Appellees.

Before: BYBEE, HURWITZ, and R. NELSON, Circuit Judges.

The district court certified that this appeal is not taken in good faith and has denied appellant leave to proceed on appeal in forma pauperis. *See* 28 U.S.C. § 1915(a). On November 4, 2021, the court ordered appellant to explain in writing why this appeal should not be dismissed as frivolous. *See* 28 U.S.C. § 1915(e)(2) (court shall dismiss case at any time, if court determines it is frivolous or malicious).

Upon a review of the record, the response to the court's November 4, 2021 order, and the opening brief filed on November 4, 2021, we conclude this appeal is frivolous. We therefore deny appellant's motion to proceed in forma pauperis (Docket Entry No. 3) and dismiss this appeal as frivolous, pursuant to 28 U.S.C. § 1915(e)(2).

(20) 6A(54)

MN/MOATT

No further filings will be entertained in this closed case.

DISMISSED.

From Nov. 4, 2021 held to  
May 29, 2022 postage pay  
May 31, 22 date of  
Received by Plaintiff  
June 8, 2022 a "Response" to  
7/3/ to get a "Response" of the  
for the T.F.P. application of the  
responded the appeal of the Plaintiff  
with appeal on appeal  
7 and 3 of MO  
for a reply in

app. (21) of (54.)

1 U.S. SUPREME COURT, PETITION FOR REHEARING ON MERITS OF A TURK  
2 OF CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED  
3 (United States (U.S.) Constitution (Constitution) Amendment (Amendment))  
4 (1) U.S. CONST. 1<sup>st</sup> Amend. (1791);

5 Congress Shall make no law respecting an establishment  
6 of Religion, or prohibiting the free exercise thereof; or  
7 abridging the freedom of speech, or of the press; or the right  
8 of the people peaceably to assemble, and to petition  
9 the Government for a redress of grievances (1791);

10 Fed. Dist. Ct. - Central Dist. of California - Western Div.

11 Case Name - James L. Miller, v. Scotty S. Harris, Ind-  
12 idually & Official capacity, case No. #CV18-5649-CAG-  
13 AN (6D) - Lodged on 03-26-2021; Notice of Appeal

14 Case Name James L. Miller, v. Scotty S. Harris, Ind-  
15 idually & Official capacity - appeal No. #21-55384;  
16 U.S. Fed. Dist. Ct. - Central Dist. of Calif. - Western

17 Div. Case Name James L. Miller, v. Scotty S. Harris,  
18 Individually & Official capacity, et al (Filed 10-16-2019) case No.  
19 CV19-8910-AB-KS; Notice of Appeal - James L. Miller, v. -

20 Scotty S. Harris, Individually & Official capacity, et al.  
21 Appeal No. #19-56319 (11-01-2019) Petition for a Writ of  
22 Certiorari - Case Name James L. Miller, v. Tashme, -  
23 Bybee, and Watford, Circuit Judges (Aug. 14, 2020) (11)

24 U.S. Supreme Court - Supreme case No. #20-5512; Re-  
25 hearing on the merits of a petition for a writ of  
26 certiorari; U.S. Fed. Dist. Ct. - Case No. #CV12-5649-  
27 CAG-AN (6D); U.S. Fed. Dist. Ct. - Central Dist. of  
28 Calif. - Western Div. - Case Name James L. Miller, v. -

(22) of (54)

1 U.S. SUPREME COURT, PETITION FOR REHEARING ON MERITS OF A U.K. I  
2 OF CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED  
3  
4 Virginia & Phillips, individually & official capacity, et. al. (P.  
5 Filed 10-16-2019) Case No. # CV19-8909-PBG-JPR;  
6 Office of Appeal - case name James L. Miller, v. Fashion  
7 Apparel and Workforce Equity Judges (11-12-2019) et al.  
8 Case No. # 19-56385 (Filed 11-12-2019), U.S. Supreme  
9 Ct. - Supreme case No. # 20-5703; Rehearing on the  
10 merits of Application for a Writ of Certiorari, U.S. Fed.  
11 Dist. Ct. - case No. # CV12-5649-CAS-AN (60.);  
12 U.S. Fed. Dist. Ct. - Central Dist. of Calif. - Western Div.  
13 case name James L. Miller, v. Christina A. Snyder.  
14 Individually & official capacity, et. al. - case No. #  
15 CV12-5649-CAS-AN (50.) 09-18-2017; Notice of  
16 Appeal - case name James L. Miller, v. Virginia &  
17 Phillips, individually & official capacity, et. al. (10-  
18 11-2017), Appeal No. # 17-56567; U.S. Supreme Ct.  
19 Supreme Ct. No. # 18-6106 (09-18-2018); and Rehear-  
20 ing on the Merits of a Petition for a Writ of Certiorari  
21 (Filed on 12-21-2018);  
22 U.S. Fed. Dist. Ct. - Central Dist. of Calif. - Western Div.  
23 case name James L. Miller, v. Christina A. Snyder, Indiv-  
24 idually & official capacity, et. al. - case No. # CV12-  
25 5649-CAS-AN (35.) 09-30-2014; Notice of Appeal  
26 case name James L. Miller, v. George H. King, et. al  
27 appeal No. # 14-56597; U.S. Supreme Ct. - Supreme  
28 Ct. No. # 15-6432;  
U.S. Fed. Dist. Ct. - Central Dist. of Calif. - Western Div.  
(23)OP (54.)

1 U.S. SUPREME COURT, PETITION FOR REHEARING, ON MERITS OF ANTI  
2 OF CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED  
3 Case Name James L. Miller, v. Amir Keshavji, L.A.P.D.  
4 U.S.C. Med. Center (General Hosp.) Case No. # CV12-  
5 5649-CAS-AN (1), Office of Appeal - Appeal Name  
6 James L. Miller, v. Christina R. Snyder, individually  
7 & official capacity & Arthur Nakazawa, individually  
8 & official capacity, et al. - appeal No. # 12-56895  
9 U.S. Supreme C. - Supreme L. No. # 12-7517; Complaint  
10 for Deprivation of Civil Rights - D.C. case No. # CV12-9198  
11 Complaint for Civil Action for Deprivation of Rights - D.C.  
12 Case No. # CV12-1660; Complaint for Civil Actions for De-  
13 privation of Rights - Case No. # CV12-3137; Complaint for  
14 Civil Action for Deprivation of Rights - D.C. case No. #  
15 12-31601; and "With the Filing" of the Complaint for  
16 Civil Action for Deprivation of Rights - "With" Sum-  
17 mon - D.C. case No. # CV12-5649-CAS-AN (2) June 20,  
18 2012 (1); Amended Complaint for Civil Action for Deprivation  
19 of Rights - "Filed" on July 81, 2012; D.C. Case No.  
20 # CV12-5649-CAS-AN (2); Answer to Order to Show Ca-  
21 use, by Magistrate Judge Arthur Nakazawa, on 08-  
22 08-2012 (2), (9); Notice of Appeal "Filed" on 10-  
23 15, 2012 - appeal No. # 12-56895 (9); Response  
24 from the 9th C.C.A - appeal No. # 12-56895 - appeal No.  
25 # 12-56895 and (1) appeal (1) Informal FBIRP - appeal No.  
26 for the 9th C.C.A. on Feb. 02, 2013; Complaint for Civil  
27 Action for Deprivation of Rights - "Filed" on Aug. 05,  
28 2014, case Name James L. Miller, D.M.C. v. Christina R.

(24) of (24)

1 U.S. SUPREME COURT, PETITION FOR REHEARING ON MERITS OF ATT'Y  
2 (OFCERTIDRARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED  
3 Snyder, individually & OFFICIAL CAPACITY - Case No. #CV  
4 12-5649-CAS-AN - dep. I33; Complaint For Civil  
5 Action For Deprivation of Rights - Case Name, James  
6 L. Miller, pro-se v. Christopher R. Snyder, individually &  
7 OFFICIAL CAPACITY, def. - Lodged Aug. 27, 2014 T30  
8 Case No. #CV12-5649-CAS-AN; and Complaint For  
9 Civil Action For Deprivation of Rights with [C]TOP-  
10 ice of Motion and Motion for [New] Trial, Case Name  
11 James L. Miller, pro-se v. Christopher R. Snyder, indi-  
12 vidual & OFFICIAL CAPACITY, et. al. I33; Lodged  
13 Sept. 08, 2014 Case No. #CV12-5649-CAS-AN; [N]  
14 Office of [A]ppel - Appeal No. #14-56591 T38; Filed  
15 [Appellant] Informal Brief Jan Mar 02, 2015 - filed  
16 No. #8; Case No. #14-56591-C.C.A. 9th; Response to  
17 C.C.A. (O.S.C.) app. doc. (D); [D]efense of Miller, and  
18 Motion for [A]ction to Compel on [D]efense of the  
19 United States to Perform his (or her) duty, "Rec-  
20 eived" but not "Filed" on May 30, 2012, Case Name -  
21 James L. Miller, pro-se v. George H. King, individu-  
22 ally & OFFICIAL CAPACITY, et. al. - Case No. #CV  
23 12-5649-CAS-AN T48; [Complaint] for [C]IVIL [A]CTY-  
24 law for [D]eprivation of [R]ights - Received by  
25 not "Filed" on Sept. 20, 2011, Case Name James L.  
26 Miller, pro-se v. Christopher R. Snyder, individu-  
27 ally & OFFICIAL CAPACITY, et. al. - D.C. Case No. #CV12-  
28 5649-CAS-AN I507; [D]efense of [A]ppel "Filed"

(22) of (54)

1 SNS SUPREME COURT, PETITION FOR REHEARING ON MERITS OF ATT'N  
2 OF CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED  
3 ON CL. 11(d)(1)(52); Appeal No. #19-56567 154.1;  
4 Appellant Informal Brief 1<sup>st</sup> F.P. Filed on Dec. 26  
5 2017 (C.C.A. 9<sup>th</sup>) Appeal No. #13-14-1384-  
6 merit that Appeal Should go FORWARD Filed Feb. 15  
7 2018, (C.C.A. 9<sup>th</sup>) Appeal No. #16-1-<sup>th</sup> prior  
8 cases for Complaint for Civil Action for Deprivation  
9 of Rights: CV11-9198; CV12-1660; CV12-3137; CV12-  
10 3601<sup>st</sup> which the 1<sup>st</sup> 3<sup>rd</sup> were deny 1<sup>st</sup> F.P. That  
11 did in "Part" I point document "fee" for Complaint  
12 for Deprivation of Civil Rights, on June 29, 2012, case  
13 Name James L. Miller, Jr. -38 V. Amir Kashani, et  
14 al. def. - case No. #CV12-5649-CAS-AN(1,); and  
15 Amend<sup>th</sup> Complaint for Civil Action for Deprivat-  
16 ion of Rights - case Name James L. Miller, Jr. -38 V.  
17 Amir Kashani, et al. def. - case No. #CV12-5649-  
18 CAS-AN(1,); Filed on July 31, 2012; and the so  
19 other cases that "depriv" in the number CV  
20 12-5649-CAS-AN"; (1) Complaint for Civil Action  
21 for Deprivation of Rights - case Name James L. -  
22 Miller, Jr. -38 V. Sephy S. Harrel, individually & off-  
23 ficially; et al. - case No. #CV14-8910-AB-  
24 K3; Filed on Oct. No. 2019; Notice of Appeal -  
25 Appeal No. #19-56319; Petition for Writ of Certiorari  
26 to the U.S. Supreme C. - U.S. Supreme C. No. 20-  
27 5512; and a Rehearing on the Merit - for Rehearing  
28 for a Writ of Certiorari (U.S. Supreme C. case -

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IN THE SUPREME COURT OF THE UNITED STATES  
PETITION FOR REHEARING ON THE MERITS OF  
THE PETITION FOR A WRIT OF CERTIORARI

STATEMENT OF THE CASE (No. #22-5358)

(a) On Dec. 12, 2022 the United States Supreme Court Clerk (Scott S. Harris, ex. a. in Titled case No. #22-5358, by way of the United States Supreme Court Office of the Clerk's — filed Aug. 09, 2022) in which was from the filing of a "Petition for a Writ of Certiorari" with a Motion for Leave to Proceed in forma pauperis and place on docket Aug. 12, 2022 as No. #22-5358 with Form No. 1499 opposing that the case was docketed and Notice B Hereto Given.

The "Response" from the United States Supreme Court Office of the Clerk's (mailed out on Dec. 12, 2022 and received" by Defendant James L. Miller, on Dec. 22, 2022 and had "denied" Motion for Leave to Proceed in forma pauperis, and the Petition for a Writ of Certiorari — which is not only a "Violation" of the Rules of the U.S. Supreme Court Rules 39, (1, 2, and 4); Rule 12, (3), 29, (4, b, c); and Rule 14, "with Rule 44, (1), (2), but also "Violation" of U.S. Constitutional Rights (Supra, No. 22-26) as in Part 23(21, -30), which Scott S. Harris, Clerk dismissed "On the Merit" — (any requirement to proceed in forma pauperis is — good faith and does not require that the underlying claim be "meritorious" (Martinez, J. Bureau of Prisons, C.A.D.C. 2006, 444, F. 3d 620, 370, U.S. App. D.C. 205 Federal Civil Procedure § 2234.

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IN THE SUPREME COURT OF THE UNITED STATES  
PETITION FOR REHEARING ON THE MERITS OF  
THE PETITION FOR A WRIT OF CERTIORARI;  
STATEMENT OF THE CASE (No. #22-5358)

"Ubernina Fides" (the most abundant - Good - for "absolute" and perfect candor or openness itself however, the absence of any concealment or deception, however, slightly phrased to express the "perfect-good-fifth", concealing nothing, "with" which a "contract" (Supra, p. 22, line 27) "must" be made (Gulfstream Cargo, Ltd. v. Reliance Ins. Co. of Fla., 409 F.2d 974, 981).

(b) There were no "answers" to Petition for a Writ of Certiorari; or Petition for Rehearing on the Merits of Petition for a Writ of Certiorari cases No. # (22-5358; 20-5512; 20-5703; 18-6106; 15-6432; and 13-7217) "With" (1 Clerk's; 40 Clerk's received) but 3004. 3, Harris, et al. on "received of Ninth Circuit Court of Appeals No. # 21-56012; 21-55384; 19-51569; 14-51597; 12-56895; 19-56382, and 19-56319 "With" (U.S. Fed. Dist. Ct. No. # CIV 2-5649) CAS-AN (1) "Privileges" of little weight or importance. A pleading is "privileges" when it is clearly insufficient to be (Complaining for Civil Action for Deprivation of Rights; Notice of Appeal; Petition for a Writ of Certiorari, Supra p. 22, line 26, and app. B, 27, line 30) "With" the Bill of Rights (Supra p. 22-25, and app. B, 28, line 30). In other words, not controverting the material points of the opposite pleading (U.S. Dist. Ct. - Central Dist. of Calif. (Western Div. - L. A.) Civil Docket case No. # 21-21-05649-CAS-AN (1, line 14); U.S. - (B2) of (64)

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IN THE SUPREME COURT OF THE UNITED STATES  
PETITION FOR REHEARING ON THE MERITS OF  
THE PETITION FOR A WRIT OF CERTIORARI

STATEMENT OF THE CASE (No. 22-5358)

Dis. Ct. - Central Dist. of Calif. (Western Div. - L.A.) Civil Action  
case No. # 2:19-cv-08910-AB-KS (1a-2.) U.S. Dist. Ct. (Calif.  
(Western Div. - L.A.) Civil Docket case No. # 2:19-cv-08909 -  
PSG - TPR (1a-2.) all 12 pg. [PDF] (where, is the "op-  
sponded" for each "document" (Supra, pg. 22, thru, 26, and  
app. B, 27, thru, 30) on the U.S. Civil document) from the  
defendants? A claim (Complaint for Civil Action for  
Deprivation of Rights "Supra, pg. 22, thru, 26 and app. 27)  
or defense is *prohibitus* if a proponent can present no  
factual agreement based upon the evidence or law in sup-  
port that claim or defense (this test requires that the  
fictions created by a state must be reasonable, not arbit-  
rary, and must rest on some ground of "differences" hav-  
ing a fair and substantial relation to the object of the  
legislation" *Aladdin's Castle, Inc. v. City of Memphis, C.A.*  
*Tex.*, 630 F.2d. 1029, 1039, *Miss., 12, Illinois*, 6, 94, *U.S.*, 113  
, 134, 24, *L. Ed.*, 77, 1; (PLRA) were design for a de-  
lay's prisoner (not a prisoner) seeking to bring "lawsuits"  
(Supra, pg. 22, thru, 26, and app. B, 27, 28) *U.S.C. § 1915*  
(a), *Williams, v. Roberts*, C.A.5 (6a) 1991, 116 F.3d, 1126  
*Bell, v. Familial*, (6a) 2013, 226 F.3d 498, the dis-  
perty court must be minded to construe it liberally (Bieregu,  
*v. Ashcroft*, N.J., 2013, 259 F. Supp.2d, 342, 42 U.S.C. § 1983 often  
infringe the deprivation of Civil Rights by state action) (Parole

(33) of (54)

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IN THE SUPREME COURT OF THE UNITED STATES  
PETITION FOR REHEARING ON THE MERITS OF  
THE PETITION FOR A WRIT OF CERTIORARI

STATEMENT OF THE CASE (No. 22-5358)

; N. Law, N.D. Ill. 1981, 528 F. Supp. 1254, 9 Liebowitz,  
16 Annexed to, Colo. App. 2019, p. 2d, 140, 142; "With the  
Violation (U.S. Constitutional Right, " SUPRE. p. 22 thru. 26.  
and app. B. 22 thru 30,")].

Publice of discretion:

A Failure to exercise a sound, reasonable, and "legal" discretion. It is a strict legal term indicating that appellate court (Scott S. Harris, Clerk, p. 4, of.) is of opinion that there was commission of an error (error in exercise of jurisdiction by determination) of questions of law or fact (Bipartisan, U. Rail, C.C.A. Okl., 103 F.2d 3243, 324 N.E. 2d, 91, 93, p. 4, of law by trial court (U.S. Fed. Dist. Ct. Perfor. Dist. of Calif. (Western Dist. A. 1980 No. F212-cv-65649) (ASAN) 2:19-cv-08909-P8G - JPR: 2:19-cv-08910-AB-K3, Appendix F, p. 36 thru. 47). It does not imply "intentional" wrong or bad faith, or misconduct, but "means" the clearly erroneous (on) act involving a departure from "truth or accuracy" (Sible ex. rel. Smith v. Smith, 197, D.C. 96 252 P. 2d, 550, 555,). Conclusion and judgment, are that clearly against "logic" and effect of such facts (s) are presented in support of the application (Supra, p. 22 thru. 26, and app. B. 22 thru. 30,) or against the "reasonable" and "probable" (Cook v. Singer Sewing Mach. Co., 136 Cal. App. 418, 32, P.2d 430, 431,) deductions to be drawn from the "facts" disclosed

(34.) of (54.)

IN THE SUPREME COURT OF THE UNITED STATES  
PETITION FOR REHEARING ON THE MERITS OF  
THE PETITION FOR A WRIT OF CERTIORARI  
(PETITION NUMBER (1) 2018-0000)

STATEMENT OF THE CASE (No. #21-5358.)

The essence (that without which a thing cannot be  
done) of Norman, U. Department of Labor and Industries, 10 Wage  
2d. 180, 116 F.2d 360, 362, is, of "substantive due process" (—  
Supre. 1938, 327 U.S. 26 and 329 U.S. 27, Supr. 30,) is protection  
from "arbitrary (un)reasonable manner" (Conwell v.  
Swisher, Poway, Tex. Cir. App., 1938, 8 F.2d 1072, 1074) and  
and unenforceable action (Jeffries v. Turkey Run —  
Consolidated School Dist., 2d. Cir., 1938, 492 F.2d 132.)

(35.) of (54.)

1 IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
2 REHEARING ON THE MERIT OF THE PETITION FOR A WRIT OF CERTIORARI:

3 REASONS FOR GRANTING: THE REHEARING

4 "Without" correction "there will be "great" (exceeding the  
5 common) or ordinary measure of 13<sup>th</sup> Standard (Conformity  
6 to established practice) Standard Accident Ins. Co. v.  
7 Standard Surety & Casualty Co. N.C. No. V. 53, F. 2d. 119  
8 120. (Thompson, v. Anderson, 101, 14th, 321, 153, P. 2d  
9 665, 666.) importance "In Justice" the "Withholding of  
10 evidence (United States, v. Petreling, 126, F. 2d. 799.) ; Com-  
11 monwealth, v. Russo, 177, Pa. Super. 470, 111, App. 359.  
12 or "denial of Justice" (Survey, v. U.S. 7, Cl. Ct. 315, 324.)  
13 "Fraud & deception practiced by the party (M. & A. Elec.  
14 Power Co. - op. v. True, Mo. App. (480, S.W. 2d, 310, 314.)"  
15 "Injustice" is the party is a breach of a duty imposed by  
16 law (Angels Pavane Enterprises, Inc. v. South Cent. Bell  
17 Telephone Co., L.A. App. 4 Cir. 459, 50. 2d, 1223, 1225.)  
18 or "error" (Also "conception" or application of the law (State  
19 ex rel. Smith, v. Smith, 197, Or 96, 252, P. 2d, 550, 555.) of  
20 the court; so grave that, if no "reception" would result  
21 in "denial" of fundamental "due process" (State of  
22 N. Mex. 1-28, Thur. & N. Lines 1-19, Robert S. v. 199-  
23 19d, 492, N. F. 2d, 310, 313. "Safeguards for the pro-  
24 tection" of individual "rights" subject matter (Mech-  
25 ical Malpractice, Los Angeles County Superior Court No. #  
26 BC 416582; Court of Appeals of the State of Calif.  
27 Orvia-Second Appellate Dist., Div. Two- Appeal No. #  
28 B224254; U.S. Fed. 1984. C. No. # CV12-5649-CAS-

1 IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
2 REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:  
3 REASONS FOR GRANTING: THE REHEARING

4 AN<sup>7</sup> of the SWP (Pennoyer, v. Neff, 95 U.S. 733, 24 L<sup>5</sup>  
5 Ed. 562.) Due process of law have the "right" to  
6 [B7]H OF ER Rights and Civil Rights of contro-  
7 versy, by "process" every [in]action of [C]law (plead-  
8 ing and practice "Human, v. Pacific Power & Light Co.  
9 , D. Wash. App. 785, 520 P.2d 481, 484.) to "protect and  
10 "protect his (James L. Miller, pro se, plaintiff/petitioner  
11 /appellant) "Supra. p. 11, lines 1-28, 4th, p. 17,  
12 lines 1-19, " "rights before a court (Kazubowski,  
13 v. Kazubowski, 42 Ill. 2d. 405, 259 N.E. 2d. 282, 291.)  
14 and it forbids [denies] (U.S. (7)84, 5<sup>th</sup> Amend.)  
15 "Nor shall any State deprive any person (James L.  
16 Miller,) of life, liberty, or property ("Supra. p. 11, lines 1-  
17 28, 4th, p. 17, lines 1-19.) or of any "right" to "try  
18 "him (James L. Miller,) "Petty, v. Peery, 19 App. 180,  
19 50, 2d. 66, 69, " [S]hall have reasonable and substan-  
20 tial relation to the object being sought (U.S., "v.  
21 Smith, D. C. Iowa, 249, F. Supp. 512, 516.) "Fund-  
22 aments" "Equalit[y] of Due process ("Supra. 11.  
23 lines 1-28, 4th, p. 14, lines 1-28,) is the opportunity  
24 to be "heard" (Trinity Episcopal Corp. v. Romney, 10  
25 C. & N.Y. 287, F. Supp. 1044, 1084.) "Due process" means  
26 fundamental Fairness and Substantia[li]ty of real worth and  
27 Importance (U.S. Const.) Seale, v. Skelly Oil Co., 145, Kans.  
216, 65, p. 2d. 553, 554.)

(53.) of (54.)

CONCLUSION

[S]upr, p8.52 thru. p.53.

The petition for a writ of certiorari should be granted.

Respectfully submitted,

JAMES L. MILLER  
J. L. Miller, pro se

Date: Nov. 08, 2022

(54) (54) of (54.)

## APPENDIX - A

LIST OF PARTIES; INTEREST. Page  
11a

pages

$$P = 1/a$$

Appendix = A.

IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
REHEARING (ON THE MERITS OF THE PETITION) FOR A WRIT OF CERTIORARI:

## LIST OF PARTIES & INTEREST

(33) Michelle T. Friedland, Individual and OFFICIAL capacity, Circuit Judge, et. al. Supreme Court No. #15-6432, C.C. No. #14-56597; D.C. No. #CV12-5649-CAS-AN(31), 1-31, 2, (32), (33);

(34) George H. King, Individual and OFFICIAL capacity, D.C. Judge, et. al. Supreme Court No. #15-6432, C.C. No. #14-56597; D.C. No. #CV12-5649-CAS-AN(31), 1-32, (33);

(35) Ari Van Dam, Individual and OFFICIAL capacity, Appeal Clerk, et. al. Supreme Court No. #15-6432, C.C. No. #14-56597; D.C. No. #CV12-5649-CAS-AN(33);

(36) Christina A. Snyder, Individual and OFFICIAL capacity, D.C. Judge, et. al. Supreme Court No. #15-6432, C.C. No. #14-56597; D.C. No. #CV12-5649-CAS-AN(34), (35), (36), (37), (38), (39);

(37) Arthur Nakazato, Individual and OFFICIAL capacity, U.S. Magistrate Judge, et. al. Supreme Court No. #15-6432, C.C. No. #14-56597; D.C. No. #CV12-5649-CAS-AN(31), (32), (33), (34), (35), (36);

(38) Scott S. Harris, Individual and OFFICIAL, et. al. capacity, Supreme Court No. #15-6432, C.C. No. #14-56597; D.C. No. #CV12-5649-CAS-AN(33);

(39) William C. Cowby, Individual and OFFICIAL capacity, C.C. Judge, et. al. Supreme Court No. #15-6817, C.C. No. #12-56895; D.C. No. #CV12-5649-CAS-AN

## Appendix (app.) A - (9) of (54.)

1 IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
2 REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

3 LIST OF PARTIES; INTEREST

4 (Cir. 39, line 28, - (1, thru 30) with (14.), (15.);

5 (40.) Richard R. Clifflor, Individual and Appellate capacity,  
6 Circuit Judge, et. al. - Supreme Court No. #13-7517; D.C.  
7 A. 9th No. #12-56895; D.C. No. #CV12-5649-CAS-  
8 (1, thru 30), (14.), (15.);

9 (41.) Dermuid F. O'Bryan, Individual and Official capacity,  
10 Circuit Judge, et. al. - Supreme Court No. #13-7517; D.C.  
11 A. 9th No. #12-56895; D.C. No. #CV12-5649-CAS-AN (1, thru  
12 30), (14.), (15.);

13 (42) William A. Fletcher, Individual and Appellate capacity, Cir-  
14 istic Judge, et. al. - Supreme Court No. #13-7517; D.C.  
15 A. 9th No. #12-56895; D.C. No. #CV12-5649-CAS-AN (1, thru  
16 30), (14.), (15.);

17 (43) Consuelo M. Callahan, Individual and Official capacity, Cir-  
18 istic Judge, et. al. - Supreme Court No. #13-7517; D.C. No.  
19 CV12-5649-CAS-AN (1, thru 30), (14.), (15.), P.C.A. 9th  
20 #12-56895;

21 (44) Christopher A. Snyder, Individual and Official capacity, D.C.  
22 Judge, et. al. - Supreme Court No. #13-7517; C.P.A.  
23 9th No. #12-56895; D.C. No. #CV12-5649-CAS-AN (1, thru  
24 30), (14.), (15.);

25 (45) Arthur Nakazawa, Individual and Official capacity,  
26 U.S. Magistrate Judge, et. al. - Supreme Court No. #  
27 13-7517; C.P.A. 9th No. #12-56895; D.C. No. #CV12-5649-  
28 CAS-AN (1, thru 30), (14.), (15.);

APP. - (10) OF (54.)

IN THE SUPREME COURT OF THE UNITED STATES, PETITION FOR  
REHEARING ON THE MERITS OF THE PETITION FOR A WRIT OF CERTIORARI:

## LIST OF PARTIES; INTEREST

4 (46.) Scott S. Harris, Individual and OFFICIAL CAPACITY v. U.S.  
5 Supreme Court Clerk v. ab - Supreme Court No. #13-7511.  
6 CCA. 9th No. #12-56895; D.C. No. # CV12-5649-CAB-  
7 A.A. (1st Thru 3d) (14) (15).  
8 (47.) Scott S. Harris, Individual and OFFICIAL capacity. "With  
9 (40 U.S. Supreme C. v. John Doe, on Rehearing on the "merits" of  
10 a Petition for a Writ of Certiorari; and 11 U.S. Supreme  
11 C. v. John Doe on Petition for a Writ of Certiorari) Supreme  
12 C. No. #20-5512; D.C. No. # CV19-8910-AB-KS; D.C. No. # CV12-5649-  
13 (48.) Scott S. Harris, Individual and OFFICIAL capacity. "With  
14 40-U.S. Supreme C. v. John Doe, on Rehearing on the "merits"  
15 of a Petition for a Writ of Certiorari) Supreme C. No. #20-  
16 5703; D.C. No. # CV19-8904-PBG-JPR.  
17 (49.) Scott S. Harris, Individual and OFFICIAL capacity. "With  
18 40-U.S. Supreme C. v. John Doe, on Rehearing on the "merits"  
19 on a Petition for a Writ of Certiorari) Supreme C. No. #  
20 18-6106; D.C. No. # CV12-5649-CAB-AN (50).  
21 (50.) Scott S. Harris, Individual and OFFICIAL capacity. "With  
22 40-U.S. Supreme C. v. John Doe, on Rehearing on the "merits"  
23 on a Petition for a Writ of Certiorari) Supreme C.  
24 No. #15-6432; D.C. No. # CV12-5649-CAB-AN (31. Thru 46);  
25 (51.) Scott S. Harris, Individual and OFFICIAL capacity. "With (40-  
26 U.S. Supreme C. v. John Doe, on Rehearing on the "merits"  
27 on a Petition for a Writ of Certiorari) Supreme C.  
28 No. #13-7511; D.C. No. # CV12-5649-CAB-AN (1. Thru 30);

app. F. - (III) 8P (54.)

APPENDIX-B.

Page 3

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED, 21-30.

APPENDIX-B

1 U.S. SUPREME COURT, PETITION FOR REHEARING ON MERITS OF A PETITION  
2 FOR CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

3 C.C.P.

4 No. #20-5512 (2) Complaint For Civil Action For  
5 Deprivation of Rights - Case Name: James L. Miller, Jr.  
6 00-82 v. Virginia H. Phillips, Individually & DPA -  
7 City of Richmond, No. #17-19-8000-PSB -  
8 JPR. Filed (Oct. 16, 2019) No. of Appeal - Appeal  
9 No. #19-56385, Petition For Writ of Certiorari to the  
10 U.S. Supreme Ct. - U.S. Supreme Ct. No. #20-5703;  
11 and Rehearing on the Merits for a Petition for a  
12 Writ of Certiorari (U.S. Supreme Ct. No. #20-5703);  
13 Petition for a Writ of Certiorari - U.S. Supreme Ct.  
14 No. #20-5703; 20-5512; 18-6106; 15-6432; and  
15 18-7517; and Rehearing on the Merits for a Peti-  
16 tion for a Writ of Certiorari - U.S. Supreme Ct. case  
17 in #20-5703; 20-5512; 18-6106; 15-6432; and  
18 18-7517. All were "denied" by Scott S. Harris, Individ-  
19 ually & Official capacity, et. al.

20 (2) U.S. CONST. 4th Amend.

21 The right of the people (CITIZEN) to be secure in  
22 their persons (James L. Miller, Jr. 00-82), houses, papers,  
23 (Supra 08-16 thru 20), and effects, against unrea-  
24 sonable searches and seizures, shall not be violated  
25 (Supra 18-16 thru 20). And no Warrants shall issue,  
26 but upon probable cause, supported by Oath or  
27 affirmation, and particularly describing the place  
28 to be searched, and the persons (CITIZEN) or things

opp. B. - (27) of (54)

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ENS. SUPREME COURT, PETITION FOR REHEARING ON MERITS OF A PETITION  
OF CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

# 1081200

(3) U.S. CONST. 5<sup>th</sup> Amend.

No person (1) shall be held to answer for a  
capital, or otherwise infamous crime, unless on a  
presentment or indictment of a Grand Jury, except  
in cases arising in the land or naval forces, or in  
the militia, when in actual service in time of war  
or public danger; Nor shall any person (citizen)  
be subject for the same offence to be twice put  
in jeopardy of life or limb; Nor shall be compelled  
in any criminal case to be a witness against  
himself; Nor be deprived of life (conspiracy), lib-  
erty (the "invasion of privacy by "individual" on  
the "internal communication system"), or property  
(Supra. P8.16, thru P24); the use of medical and  
other care No. CIV08-4945; CIV08-b031; CIV08-  
7396; and CIV09-3891, without due process of law;  
CIVIL Action for Deprivation of Right CIV11-0198; CIV  
12-1663; CIV12-3137; CIV12-3601; CIV12-36049; All  
An. Supra. P8.16 thru P24). Nor shall private property  
be taken for public use, without just compensation;

(4) U.S. CONST. 7<sup>th</sup> Amend.

In suits at law, (P8.16 thru P24) common law  
where the value in controversy shall exceed twenty  
dollars. (Supra. P8.16, thru. P24) the right of trial  
by jury shall be preserved, and no fact tried by jury

opp. B - (28) OF (54)

1 U.S. SUPREME COURT, PETITION FOR REHEARING ON MERITS-15 AFTRIT  
2 OF CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

3 shall be of the same re-examined in any Court of the  
4 United States, than according to the rules of the con-  
5 ceil Court.

6 (5) U.S. CONST. 9th Amend.

7 The enumeration in the Constitution (Supra, ps. 16,  
8 thru, ps. 24) of certain rights (Supra, ps. 16 thru, ps.  
9 24) and in the 9th Amendment (24), shall not be construed  
10 to deny (Supra, ps. 16, thru, ps. 24 and infra, ps. 23, thru, ps.  
11 24) or abridge (Supra, ps. 16, thru, ps. 24) others (other  
12 such like) retained by the people (U.S.2d),

13 (6) U.S. CONST. 14th Amend. 1.

14 All persons born (Citizen) or naturalized in the  
15 United States, and subject (Citizen) in the jurisdiction  
16 thereof (Los Angeles, California), are citizens  
17 of the United States and of the State whereof they  
18 reside (California). No State shall make or enforce  
19 any law which shall abridge (Supresses or substa-  
20 ntially interferes) the privileges or immunities of  
21 citizens (James L. Miller) of the United States; nor  
22 shall any State deprive (James L. Miller) any  
23 person (Citizen) of life, liberty (Conspiracy), or  
24 property (Supra, ps. 16, thru, ps. 24), without due  
25 process of law (Supra, ps. 16, thru, ps. 24); nor deny  
26 to any person (Citizen) within the jurisdiction  
27 the equal protection of the laws (Supra, ps. 16,  
28 thru, ps. 24).

app. B. - (29) of (54)

1 U.S. SUPREME COURT, PETITION FOR REHEARING ON MERITS OF A WRIT  
2 OF CERTIORARI - CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED  
3

4 U.S. Statute

5 (a) 28 U.S.C.A. § 1251 (b) (2) (3);  
6 (b) 28 U.S.C.A. § 1257 (a);  
7 (c) 28 U.S.C.A. § 1291;  
8 (d) 28 U.S.C.A. § 1331;  
9 (e) 28 U.S.C.A. § 1332 (a);  
10 (f) 28 U.S.C.A. § 2012;

11 Rules of Supreme Court of the U.S.

12 (a) Rule 29.4 (b)(1);  
13 (b) Rule 33 (1), (2);  
14 (c) Rule 39 (1, 2 and 4);  
15 (d) Rule 44 (1), (2), (3) & 9;  
16 (e) Rule 13 (1), (3);  
17 (f) Rule 19.

18 West Annotated California Code - Civil Definition

(n) Cal. P. & R. 391.8.

19 U.S. Statute, Rule of Supreme Court of the U.S.

20 (a) Rule 12.3.

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app. B = (30) of (54)

194,APPEAL,CLOSED

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)  
CIVIL DOCKET FOR CASE #: 2:12-cv-05649-CAS-AN

James L. Miller v. Dr. Amir Kashani et al  
Assigned to: Judge Christina A. Snyder  
Referred to: Magistrate Judge Arthur Nakazato  
Case in other court: 9th CCA, 12-56895/  
9th Circuit, 14-56597  
9th CCA, 17-56567  
9th CCA, 21-55384  
9TH CCA, 21-56015

Cause: 42:1983 Civil Rights Act

Date Filed: 06/29/2012  
Date Terminated: 09/17/2012  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**James L. Miller**

represented by **James L. Miller**  
PO Box 122  
Inglewood, CA 90306  
323-399-5680  
PRO SE

V.

**Defendant**

**Dr. Amir Kashani**

**Defendant**

**L.A.C. and U.S.C. Medical Center Gen.  
Hosp.**

**Defendant**

**John Doe**

*Oriental Dr./Physician (#1)*

**Defendant**

**John Doe**

#2

**Defendant**

**John Doe**

#3

*app-C-(3b) of (5)*

Date Filed	#	Docket Text
06/29/2012	<u>1</u>	COMPLAINT filed against Defendants Dr. Amir Kashani, L.A.C. and U.S.C. Medical Center Gen. Hosp. Case assigned to Judge Christina A. Snyder and referred to Magistrate Judge Arthur Nakazato; (Filing fee PAID); filed by plaintiff James L. Miller.(esa) (Entered: 07/05/2012)
06/29/2012		21 DAY Summons Issued re Complaint <u>1</u> as to defendants Amir Kashani, L.A.C. and U.S.C. Medical Center Gen. Hosp. (esa) (Entered: 07/05/2012)
06/29/2012	<u>2</u>	CERTIFICATION AND NOTICE OF INTERESTED PARTIES filed by plaintiff James L. Miller. (esa) (Entered: 07/05/2012)
06/29/2012	<u>3</u>	NOTICE OF REFERENCE to United States Magistrate Judge Arthur Nakazato. (esa) (Entered: 07/05/2012)
07/11/2012	<u>4</u>	NOTICE OF MOTION AND MOTION for Hardship filed by plaintiff James L. Miller. (db) (Entered: 07/12/2012)
07/26/2012	<u>5</u>	ORDER TO SHOW CAUSE by Magistrate Judge Arthur Nakazato, WHY COMPLAINT SHOULD NOT BE DISMISSED AND PLAINTIFF BE DECLARED A VEXATIOUS LITIGANT: (See document for details.) Plaintiff is hereby ordered to show cause why the Magistrate Judge should not report and recommend that his complaint be dismissed for lack of jurisdiction, and why he should not be declared a vexatious litigant and barred from filing any future civil rights complaints without the approval of a Judge of this Court. Plaintiff is ordered to comply with this OSC by: ( 1) filing a written response to this OSC no later than noontime, August 2, 2012, and (2) appearing in person before the Court at 10:00 a.m. sharp, August 9, 2012, in Courtroom 6B of this Court located at 411 W. 4th St., Santa Ana, California, 92701. Plaintiff is notified and warned that his failure to comply with any aspect of this OSC will result in his complaint being dismissed, and that he will be declared a vexatious litigant. No further notice will be given. (rla) (Entered: 07/26/2012)
07/26/2012	<u>6</u>	MINUTES (IN CHAMBERS): ORDER by Magistrate Judge Arthur Nakazato: denying <u>4</u> Motion for Order for hardship. (twdb) (Entered: 07/27/2012)
07/31/2012	<u>7</u>	AMENDED COMPLAINT against defendants Amir Kashani, L.A.C. and U.S.C. Medical Center Gen. Hosp., John Doe #1, John Doe #2, John Doe #3 amending Complaint <u>1</u> , filed by plaintiff James L. Miller. (twdb) (Entered: 08/01/2012)
08/02/2012	<u>8</u>	NOTICE OF DOCUMENT DISCREPANCIES AND ORDER by Magistrate Judge Arthur Nakazato ORDERING Answer of Plaintiff James L. Miller to the Order to Show Cause submitted by Plaintiff James L. Miller received on 08/02/2012 to be filed and processed; filed date to be the date the document was stamped Received but not Filed with the Clerk. (db) (Entered: 08/02/2012)
08/02/2012	<u>9</u>	Answer/RESPONSE filed by Plaintiff James L. Miller to Order to Show Cause <u>5</u> (twdb) (Entered: 08/02/2012)
08/08/2012	<u>10</u>	NOTICE OF DISCREPANCY AND ORDER: by Magistrate Judge Arthur Nakazato, ORDERING ANSWER OF PLAINTIFF JAMES L. MILLER TO THE ORDER TO SHOW CAUSE; submitted by Plaintiff James L. Miller; received on 8/7/12 is not to be filed but instead rejected. Denial based on: these documents were previously filed, therefore, accepting them would constitute a duplicate filing. (Attachments: # <u>1</u> PART 2, # <u>2</u> PART 3, # <u>3</u> PART 4) (rla) (Entered: 08/10/2012)

app. 2 C-37 of 6 )

08/09/2012	<u>11</u>	MINUTES OF Show Cause Hearing held before Magistrate Judge Arthur Nakazato: Hearing re Court's Order to Show Cause (OSC) <u>5</u> : The Magistrate Judge ruled that he would issue a report and recommend that Miller's pending complaint be dismissed for lack of jurisdiction, and that Miller be declared a vexatious litigant and barred from filing any future actions against the defendants without the prior written approval of a judge of this Court. Court Recorder: CS 8/9/2012. (rla) (Entered: 08/17/2012)
08/17/2012	<u>12</u>	NOTICE OF FILING REPORT AND RECOMMENDATION by Magistrate Judge Arthur Nakazato. Objections to R&R due by 8/31/2012 (sty) (Entered: 08/17/2012)
08/17/2012	<u>13</u>	REPORT AND RECOMMENDATION issued by Magistrate Judge Arthur Nakazato Re Complaint <u>1</u> (sty) (Entered: 08/17/2012)
09/17/2012	<u>14</u>	ORDER by Judge Christina A. Snyder, Accepting the Findings and Recommendation of the United States Magistrate Judge and Declaration Plaintiff James L. Miller A Vexatious Litigant <u>13</u> . (twdb) (Entered: 09/17/2012)
09/17/2012	<u>15</u>	JUDGMENT by Judge Christina A. Snyder. IT IS HEREBY ADJUDGED that this action is dismissed with prejudice for the reasons set forth in the Magistrate Judge's Report and Recommendation.(MD JS-6, Case Terminated). (twdb) (Entered: 09/17/2012)
09/20/2012	<u>16</u>	NOTICE AND ORDER RE FILING BY VEXATIOUS LITIGANT by Magistrate Judge Arthur Nakazato, re Plaintiff's Notice of Motion and Motion. IT IS ORDERED that plaintiff may not file the document presented in the above-referenced matter. (rla) (Additional attachment(s) added on 9/24/2012: # <u>1</u> PART 2, # <u>2</u> PART 3) (rla). (Entered: 09/24/2012)
10/15/2012	<u>17</u>	NOTICE OF APPEAL to the 9th CCA filed by plaintiff James L. Miller. Appeal of Judgment <u>15</u> Filed On: 09/17/2012; Entered On: 09/17/2012; Filing fee \$ 455 billed. (dmap) (Entered: 10/16/2012)
10/16/2012	<u>18</u>	FILING FEE LETTER issued as to Plaintiff James L. Miller re Notice of Appeal to 9th Circuit Court of Appeals <u>17</u> . (dmap) (Entered: 10/16/2012)
10/17/2012	<u>19</u>	NOTIFICATION by Circuit Court of Appellate Docket Number 12-56895 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals <u>17</u> as to Plaintiff James L. Miller. (dmap) (Entered: 10/17/2012)
10/18/2012	<u>20</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>17</u> filed by James L. Miller, CCA # 12-56895. Appellant has not paid the docketing and filing fees for this appeal. Within 21 days from the date of this order, appellant shall: 1) file a motion with this court to proceed in forma pauperis; 2) pay \$455.00 to this court as the docketing and filing fees for this appeal and provide proof of payment to this court; or 3) otherwise show cause why the appeal should not be dismissed for failure to prosecute. If appellant fails to comply with this order, this appeal will be dismissed automatically by the Clerk for failure to prosecute. [See document for further information] Order received in this district on 10/18/12. (car) (Entered: 10/19/2012)
10/30/2012	<u>21</u>	NOTICE OF DISCREPANCY AND ORDER: by Judge Christina A. Snyder, ORDERING Proof of Service submitted by Plaintiff James L. Miller received on October 29, 2012 is not to be filed but instead rejected. Denial based on: Case on appeal; judicial determination is required. (im) (Entered: 11/02/2012)

app:Cr (38) of (50)

11/01/2012	<u>24</u>	PROOF OF SERVICE BY MAIL filed by Plaintiff James L. Miller, re Time Schedule Order, and Transcript Order, designate, served on 11/2/2012. (gk) (Entered: 11/06/2012)
11/02/2012	<u>22</u>	TRANSCRIPT ORDER re: Show Cause Hearing, <u>11</u> , as to Plaintiff James L. Miller Court Smart (CS). Transcript portion requested: Other: 8/09/12. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (ml) (Entered: 11/02/2012)
11/05/2012	<u>23</u>	NOTICE OF DOCUMENT DISCREPANCIES AND ORDER by Judge Christina A. Snyder, ORDERING Proof of Service submitted by Plaintiff James L. Miller received on 11/2/2012 to be filed and processed; filed date to be the date the document was stamped Received but not Filed with the Clerk. (gk) (Entered: 11/06/2012)
01/23/2013	<u>25</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>17</u> filed by James L. Miller, CCA # 12-56895. Appellant's motion to proceed in forma pauperis is denied because we find that the appeal is frivolous. If appellant wishes to pursue this appeal despite the court's finding that it is frivolous, then within 21 days after the date of this order, appellant shall pay \$455.00 to the district court as the docketing and filing fees for this appeal and file proof of payment with this court. Order received in this district on 1/23/13. [See document for further information]. (car) (Entered: 01/28/2013)
02/05/2013	<u>26</u>	APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals <u>17</u> as to Plaintiff James L. Miller; Receipt Number: LA063188 in the amount of \$455. (car) (Entered: 02/08/2013)
04/02/2013	<u>27</u>	TRANSCRIPT for proceedings held on 8/9/13 9:54 A.M.. Court Reporter/Electronic Court Recorder: Jams Certified Transcription, phone number (661) 609-4528. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 4/23/2013. Redacted Transcript Deadline set for 5/3/2013. Release of Transcript Restriction set for 7/1/2013. (mo) (Entered: 04/02/2013)
04/02/2013	<u>28</u>	NOTICE OF FILING TRANSCRIPT filed for proceedings 8/9/13 9:54 A.M. re Transcript <u>27</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mo) TEXT ONLY ENTRY (Entered: 04/02/2013)
05/29/2013	<u>29</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>17</u> filed by James L. Miller CCA # 12-56895. The decision of the district court is affirmed. Order received in this district on 5/29/2013. (dmap) (Entered: 06/03/2013)
06/21/2013	<u>30</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>17</u> filed by James L. Miller CCA # 12-56895. The decision of the district court is affirmed. Mandate received in this district on 6/21/2013. (dmap) (Entered: 06/25/2013)
08/05/2014	<u>31</u>	NOTICE AND ORDER RE FILING BY VEXATIOUS LITIGANT by Judge George H. King: Plaintiff attempted to file a Complaint/Petition. IT IS HEREBY ORDERED that Plaintiff may not file the document presented in the above matter. (Attachments: # <u>1</u> Part 2, # <u>2</u> Part 3, # <u>3</u> Part 4) (gk) (Entered: 08/06/2014)
08/27/2014	<u>32</u>	NOTICE AND ORDER RE FILING BY VEXATIOUS LITIGANT by Judge George H. King: Plaintiff, attempted to file a Complaint/Petition in the matter. IT IS HEREBY ORDERED that plaintiff may not file the document presented in the matter. This is yet

		another attempt to file a virtually identical complaint to the one rejected in our 8/4/2014 Order. (Attachments: # <u>1</u> Part 2) (gk) (Entered: 08/28/2014)
09/19/2014	<u>33</u>	NOTICE AND ORDER RE FILING BY VEXATIOUS LITIGANT by Judge George H. King. James L Miller, plaintiff attempted to file a pleading in the above referenced matter. IT is ordered that plaintiff may not file the document as presented in the above referenced matter. (shb) (Additional attachment(s) added on 9/23/2014: # <u>1</u> part 2, # <u>2</u> part 3, # <u>3</u> part 4, # <u>4</u> part 5) (shb). (Entered: 09/23/2014)
09/19/2014	<u>34</u>	NOTICE OF CLERICAL ERROR: Due to clerical error Re: Order, <u>33</u> . (Attachments: # <u>1</u> part 1, # <u>2</u> part 2, # <u>3</u> part 3, # <u>4</u> part 4, # <u>5</u> part 5) (shb) (Entered: 09/23/2014)
09/30/2014	<u>35</u>	NOTICE OF APPEAL to the 9th CCA filed by plaintiff James L. Miller. Appeal of Order, <u>32</u> , Order, <u>31</u> and Order <u>33</u> . Filed On: 8/5/2014, 8/27/2014 and 9/19/2014; Entered On: 8/6/2014, 8/28/2014 and 9/23/2014; Forma Pauperis Pending. (dmap) (Entered: 10/02/2014)
09/30/2014	<u>36</u>	Request to Proceed In Forma Pauperis with Declaration In Support filed by plaintiff James L. Miller. (dmap) (Entered: 10/02/2014)
09/30/2014	<u>37</u>	PROOF OF SERVICE filed by plaintiff James L. Miller, re Notice of Appeal to 9th Circuit Court of Appeals <u>35</u> , Order, <u>32</u> , Order, <u>31</u> and Order <u>33</u> served on 9/30/2014. (dmap) (Entered: 10/02/2014)
10/02/2014	<u>38</u>	NOTIFICATION by Circuit Court of Appellate Docket Number 14-56597, 9th Circuit regarding Notice of Appeal to 9th Circuit Court of Appeals <u>35</u> as to Plaintiff James L. Miller. (mat) (Entered: 10/06/2014)
10/06/2014	<u>39</u>	NOTICE OF APPEAL to the 9th CCA filed by Plaintiff James L. Miller. Appeal of Order, <u>31</u> Filed On: 8/5/14; Entered On: 8/6/14; In Forma Pauperis pending. (mat) (Entered: 10/06/2014)
10/06/2014	<u>40</u>	Request for Leave to Proceed In Forma Pauperis on a Notice of Appeal filed by petitioner James L. Miller. (mat) (Entered: 10/06/2014)
10/06/2014	<u>41</u>	PROOF OF SERVICE filed by Plaintiff James L. Miller, re Notice of Appeal to 9th Circuit Court of Appeals <u>39</u> , Request for Leave to Proceed In Forma Pauperis <u>40</u> served on 9/30/14. (mat) (Entered: 10/06/2014)
10/14/2014	<u>42</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>35</u> filed by James L. Miller, CCA # 14-56597. Because the September 30, 2014 notice of appeal was not filed within 30 days of the orders entered on August 6, 2014 or August 28, 2014, the scope of this appeal is limited to review only of the district courts notice and order re filing by vexatious litigant, entered September 23, 2014. See 28 U.S.C. § 2107(a); Fed. R. App. P. 4(a)(1). Appellants motion to proceed on appeal in forma pauperis will be addressed by separate order. Order received in this district on 10/14/14. (mat) (Entered: 10/16/2014)
12/02/2014	<u>43</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>35</u> filed by James L. Miller, CCA # 14-56597. Appellant's motion to proceed in forma pauperis is denied because we find that the appeal is frivolous. If appellant wishes to pursue this appeal despite the court's finding that it is frivolous then, within 21 days after the date of this order, appellant shall pay \$505.00 to the district court as the docketing and filing fees for this appeal and file proof of payment with this court. Order received in this district on 12/2/14. (car) (Entered: 12/05/2014)

app-C: (40) of (5)

12/22/2014		APPEAL FEE PAID: as to Plaintiff James L. Miller; Receipt Number: LA108946 in the amount of \$505. (rsm) (Entered: 12/22/2014)
03/04/2015	<u>44</u>	ORDER from 9th CCA filed re: 9th CCA Assigned Case Number Notice <u>35</u> filed by James L. Miller, CCA # 14-56597. This appeal is dismissed for failure to respond to the order of this court dated December 2, 2014. This order served on the district court shall constitute the mandate of this court. Order received in this district on 3/4/15. (mat) (Entered: 03/05/2015)
05/11/2015	<u>45</u>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>35</u> filed by James L. Miller. CCA # 14-56597. Appellant's motion to reinstate this appeal is granted. Accordingly, we (9th CCA) summarily affirm the district court orders dated August 5, 2014, August 27, 2014, and September 5, 2014. (mat) (Entered: 05/11/2015)
06/03/2015	<u>46</u>	MANDATE of Ninth Circuit Court of Appeals filed re: Notice of Appeal <u>35</u> , CCA # 14-56597. The judgment of the 9th Circuit Court, entered May 11, 2015, takes effect this date. This constitutes the formal mandate of the 9th CCA Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure. [See USCA Order <u>45</u> AFFIRMED] (mat) (Entered: 06/05/2015)
02/11/2016	<u>47</u>	NOTICE of Change of address to: P.O. Box 122 Inglewood, CA 90306. Filed by Plaintiff James L. Miller. (dml) (Entered: 02/12/2016)
06/01/2017	<u>48</u>	NOTICE OF DISCREPANCY AND ORDER: by Judge Christina A. Snyder, ORDERING Plaintiff Notice of Motion submitted by Plaintiff James L. Miller received on 5/30/2017 is not to be filed but instead rejected. Denial based on: Case termed. (Attachments: # <u>1</u> Supplement) (iv) (Entered: 06/02/2017)
06/01/2017	<u>49</u>	NOTICE OF DISCREPANCY AND ORDER: by Judge Christina A. Snyder, ORDERING Plaintiff Proof of Service submitted by Plaintiff James L. Miller received on 5/30/2017 is not to be filed but instead rejected. Denial based on: Case termed. (iv) (Entered: 06/02/2017)
09/28/2017	<u>50</u>	NOTICE AND ORDER RE FILING BY VEXATIOUS LITIGANT by Chief Judge Virginia A. Phillips: Plaintiff attempted to file a Complaint/Petition. IT IS HEREBY ORDERED that Plaintiff may not file the document presented in the above matter. (Attachments: # <u>1</u> Part 2) (gk) (Entered: 10/02/2017)
10/11/2017	<u>51</u>	MOTION and Affidavit for Leave to Appeal In Forma Pauperis filed by plaintiffs James L. Miller. (mat) (Entered: 10/16/2017)
10/11/2017	<u>52</u>	NOTICE OF APPEAL to the 9th CCA filed by plaintiff James L. Miller. Appeal of Order, <u>50</u> Filed On: 9/28/17; Entered On: 10/2/17; In forma pauperis is pending. (mat) (Entered: 10/16/2017)
10/11/2017	<u>53</u>	PROOF OF SERVICE by Personal Delivery, filed by plaintiff James L. Miller, re Notice of Appeal to 9th Circuit Court of Appeals <u>52</u> , NOTICE OF MOTION AND MOTION for Leave to Appeal In Forma Pauperis <u>51</u> served on 10/11/17. (mat) (Entered: 10/16/2017)
10/17/2017	<u>54</u>	NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 17-56567 assigned to Notice of Appeal to 9th Circuit Court of Appeals <u>52</u> as to Plaintiff James L. Miller. (lom) (Entered: 10/17/2017)

*app. C: (41.) of (5.)*

10/17/2017	<u>55</u>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>52</u> filed by James L. Miller. CCA # 17-56567. A review of this court's docket reflects that the filing and docketing fees for this appeal remain due. Within 21 days after the date of this order, appellant shall pay to the district court the \$505.00 filing and docketing fees for this appeal and file in this court proof of such payment or file in this court a motion to proceed in forma pauperis. If appellant fails to comply with this order, this appeal will be dismissed automatically by the Clerk for failure to prosecute. (mat) (Entered: 10/17/2017)
04/25/2018	<u>56</u>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>52</u> filed by James L. Miller. CCA # 17-56567. Appellant motion to proceed in forma pauperis denied and diss appeal as frivolous. (lc) (Entered: 04/26/2018)
05/17/2018	<u>57</u>	MANDATE of Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>52</u> , USCA Memorandum/Opinion/Order <u>56</u> , CCA # 17-56567. The judgment of this Court, entered April 25, 2018, takes effect this date. This constitutes the formal mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure. (car) (Entered: 05/17/2018)
03/26/2021	<u>58</u>	ORDER RE VEXATIOUS LITIGANT FILING by Judge Christina A. Snyder, IT IS HEREBY ORDERED that the documents presented not be filed. (shb) (Entered: 03/30/2021)
03/26/2021	<u>59</u>	ORDER RE VEXATIOUS LITIGANT FILING by Judge Christina A. Snyder, IT IS HEREBY ORDERED that the documents presented not be filed. (shb) (Entered: 03/31/2021)
03/26/2021	<u>60</u>	ORDER RE VEXATIOUS LITIGANT FILING by Judge Christina A. Snyder, IT IS HEREBY ORDERED that the documents presented not be filed. (Attachments: # <u>1</u> Part 2, # <u>2</u> Part3, # <u>3</u> Part4, # <u>4</u> Part 5, # <u>5</u> Part 6, # <u>6</u> Part 7) (shb) (Entered: 04/01/2021)
04/19/2021	<u>61</u>	MOTION and Affidavit for Leave to Appeal In Forma Pauperis filed by plaintiff James L. Miller. (mat) (Entered: 04/19/2021)
04/19/2021	<u>62</u>	NOTICE OF APPEAL to the 9th CCA filed by plaintiff James L. Miller. Appeal of Vexatious Litigant Filing (CV-115) <u>59</u> , Vexatious Litigant Filing (CV-115) <u>60</u> Filed On: 3/26/21; Entered On: 3/30/21, 3/31/21 and 4/1/21; Motion for In forma pauperis is pending. (mat) (Entered: 04/19/2021)
04/19/2021	<u>63</u>	PROOF OF SERVICE filed by plaintiff James L. Miller, re Notice of Appeal to 9th Circuit Court of Appeals, <u>62</u> , NOTICE OF MOTION AND MOTION for Leave to Appeal In Forma Pauperis <u>61</u> served on personal services. (mat) (Entered: 04/19/2021)
04/20/2021	<u>64</u>	NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 21-55384 assigned to Notice of Appeal to 9th Circuit Court of Appeals, <u>62</u> as to plaintiff James L. Miller. (es) (Entered: 04/20/2021)
07/15/2021	<u>65</u>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>62</u> filed by James L. Miller. CCA # 21-55384. We deny appellant's motion to proceed in forma pauperis and dismiss this appeal as frivolous. Dismissed. [See document for details.](mat) (Entered: 07/15/2021)
08/06/2021	<u>66</u>	MANDATE of Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>62</u> , CCA # 21-55384. The judgment of this Court, entered July 15, 2021, takes effect this date. This constitutes the formal mandate of this Court issued

opp. C- (42) of (6)

		pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure. [See USCA Order, <a href="#">65</a> , DISMISSED.] (mat) (Entered: 08/06/2021)
09/01/2021	<a href="#">67</a>	ORDER RE VEXATIOUS LITIGANT FILING by Judge Christina A. Snyder, IT IS HEREBY ORDERED that the documents presented not be filed. (shb) (Entered: 09/02/2021)
09/13/2021	<a href="#">68</a>	MOTION and Affidavit for Leave to Appeal In Forma Pauperis filed by plaintiff James L. Miller. (Attachments: # <a href="#">1</a> Lodged Order on Motion for IFP) (mat) (Entered: 09/15/2021)
09/13/2021	<a href="#">69</a>	NOTICE OF APPEAL to the 9th CCA filed by plaintiff James L. Miller. Appeal of Vexatious Litigant Filing (CV-115) <a href="#">67</a> Filed On: 9/1/21; Entered On: 9/2/21; In forma pauperis is pending. (mat) (Entered: 09/15/2021)
09/13/2021	<a href="#">70</a>	PROOF OF SERVICE filed by plaintiff James L. Miller, re Notice of Appeal to 9th Circuit Court of Appeals <a href="#">69</a> , NOTICE OF MOTION AND MOTION for Leave to Appeal In Forma Pauperis <a href="#">68</a> served on 9/13/21. (mat) (Entered: 09/15/2021)
09/14/2021	<a href="#">71</a>	AMENDED NOTICE OF APPEAL to 9th CIRCUIT filed by plaintiff James L. Miller. Amending Notice of Appeal to 9th Circuit Court of Appeals <a href="#">69</a> Filed On: 9/13/21; Entered On: 9/15/21. (mat) (Entered: 09/16/2021)
09/16/2021	<a href="#">72</a>	NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 21-56015 assigned to Notice of Appeal to 9th Circuit Court of Appeals <a href="#">69</a> as to plaintiff James L. Miller. (mat) (Entered: 09/20/2021)
09/20/2021	<a href="#">73</a>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <a href="#">69</a> filed by James L. Miller. CCA # 21-56015. A review of this court's docket reflects that the filing and docketing fees for this appeal remain due. Within 21 days after the date of this order, appellant shall pay to the district court the \$505.00 filing and docketing fees for this appeal and file in this court proof of such payment or file in this court a motion to proceed in forma pauperis. If appellant fails to comply with this order, this appeal may be dismissed by the (9th CCA) Clerk for failure to prosecute. (mat) (Entered: 09/21/2021)
09/24/2021	<a href="#">74</a>	ORDER ON MOTION FOR LEAVE TO APPEAL IN FORMA PAUPERIS <a href="#">68</a> by Judge Christina A. Snyder. The court has considered the motion and the motion is DENIED. The Court certifies that the proposed appeal is not taken in good faith under 28 U.S.C. 1915(a) and is frivolous, without merit and does not present a substantial question within the meaning of 28 U.S.C. 753(f). See order for details. (lom) (Entered: 09/24/2021)

app.C.-(43)OP(5)

(JPRx),CLOSED,DISCOVERY,MANADR

**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)**  
**CIVIL DOCKET FOR CASE #: 2:19-cv-08909-PSG-JPR**  
**Internal Use Only**

James L. Miller v. Virginia A. Phillips et al  
Assigned to: Judge Philip S. Gutierrez  
Referred to: Magistrate Judge Jean P. Rosenbluth  
Case in other court: 9th CCA, 19-56385  
Cause: 42:1983 Civil Rights Act

Date Filed: 10/16/2019  
Date Terminated: 11/01/2019  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: U.S. Government  
Defendant

**Plaintiff****James L. Miller**

represented by **James L. Miller**  
PO Box 122  
Inglewood, CA 90306  
323-399-5680  
PRO SE

V.

**Defendant****Virginia A. Phillips**  
*individual***Defendant****Virginia A. Phillips**  
*official capacity***Defendant****Does**

Date Filed	#	Docket Text
10/16/2019	<u>1</u>	COMPLAINT against Defendants Does, Virginia A. Phillips. Case assigned to Judge Philip S. Gutierrez for all further proceedings. Discovery referred to Magistrate Judge Jean P. Rosenbluth. Jury Demanded, filed by Plaintiff James L. Miller. (Attachments: # <u>1</u> Civil Cover Sheet) (lh) (Entered: 10/21/2019)
10/16/2019	<u>2</u>	CERTIFICATION AND NOTICE of Interested Parties filed by Plaintiff James L. Miller, (lh) (Entered: 10/21/2019)
10/16/2019	<u>3</u>	REQUEST to Proceed In Forma Pauperis with Declaration in Support filed

*app.C.1(44)OP(5.)*

		by Plaintiff James L. Miller. (lh) (Entered: 10/21/2019).
10/16/2019	<u>4</u>	NOTICE OF ASSIGNMENT to District Judge Philip S. Gutierrez and Magistrate Judge Jean P. Rosenbluth. (lh) (Entered: 10/21/2019)
10/16/2019	<u>5</u>	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (lh) (Entered: 10/21/2019)
10/25/2019		RECOMMENDATION issued by Magistrate Judge Jean P. Rosenbluth. Re REQUEST to Proceed In Forma Pauperis, Declaration in Support <u>3</u> . Proposed Order forwarded to the District Judge for approval.(bem) (Entered: 10/25/2019)
11/01/2019	<u>6</u>	ORDER by Judge Philip S. Gutierrez: Denying <u>3</u> REQUEST to Proceed in Forma Pauperis: IT WAS RECOMMENDED that the Request to Proceed In Forma Pauperis be DENIED by Magistrate Judge Jean P. Rosenbluth. Reason: Claims are frivolous, and the judges and the clerks he sues have absolute immunity. IT IS FURTHER ORDERED that: This case is hereby DISMISSED immediately. MD JS-6, Case Terminated. (bm) (Entered: 11/04/2019)
11/12/2019	<u>7</u>	MOTION and Affidavit for Leave to Appeal In Forma Pauperis filed by Plaintiff James L. Miller. (mat) (Entered: 11/13/2019)
11/12/2019	<u>8</u>	NOTICE OF APPEAL to the 9th CCA filed by Plaintiff James L. Miller. Appeal of Order on Request to Proceed In Forma Pauperis with Declaration in Support (CV-60), <u>6</u> Filed On: 11/1/19; Entered On: 11/4/19; In forma pauperis is pending. (mat) (Entered: 11/13/2019)
11/18/2019	<u>9</u>	ORDER by Judge Philip S. Gutierrez: Denying <u>7</u> MOTION for Leave to Appeal In Forma Pauperis (car) (Entered: 11/20/2019)
11/20/2019	<u>10</u>	FILING FEE LETTER issued as to Petitioner James L. Miller, re Notice of Appeal to 9th Circuit Court of Appeals <u>8</u> (car) (Entered: 11/20/2019)
11/26/2019	<u>11</u>	NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 19-56385 assigned to Notice of Appeal to 9th Circuit Court of Appeals <u>8</u> as to Plaintiff James L. Miller. (bm) (Entered: 11/27/2019)
04/13/2020	<u>12</u>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>8</u> filed by James L. Miller. CCA # 19-56385. We deny appellant's motions to proceed in forma pauperis and dismiss this appeal as frivolous, pursuant to 28 U.S.C. § 1915(e)(2).DISMISSED. [See document for all details.] (mat) (Entered: 04/13/2020)
06/05/2020	<u>13</u>	MANDATE of Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>8</u> , CCA # 19-56385. The judgment of this Court, entered April 13, 2020, takes effect this date. This constitutes the formal mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure. [See USCA Order, <u>12</u> DISMISSED.] (mat) (Entered: 06/05/2020)

Opp. C (45) of A (5)

194,CLOSED

**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)**  
**CIVIL DOCKET FOR CASE #: 2:19-cv-08910-AB-KS**  
**Internal Use Only**

James L. Miller v. Scott S. Harris et al  
Assigned to: Judge Andre Birotte Jr  
Referred to: Magistrate Judge Karen L. Stevenson  
Case in other court: 9th CCA, 19-56319  
Cause: 28:1983 Civil Rights

Date Filed: 10/16/2019  
Date Terminated: 10/28/2019  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff****James L. Miller**

represented by **James L. Miller**  
PO Box 122  
Inglewood, CA 90306  
323-399-5680  
PRO SE

V.

**Defendant****Scott S. Harris**  
*individually***Defendant****Scott S. Harris**  
*official capacity***Defendant****Does**

Date Filed	#	Docket Text
10/16/2019	<u>1</u>	COMPLAINT filed against Defendants Does, Scott S. Harris(official capacity), Scott S. Harris(individually) Case assigned to Judge Andre Birotte Jr and referred to Magistrate Judge Karen L. Stevenson. Filed by Plaintiff James L. Miller. (Attachments: # <u>1</u> Civil Cover Sheet) (lh) (Entered: 10/21/2019)
10/16/2019	<u>2</u>	CERTIFICATION AND NOTICE of Interested Parties filed by Plaintiff James L. Miller, (lh) (Entered: 10/21/2019)
10/16/2019	<u>3</u>	REQUEST to Proceed In Forma Pauperis with Declaration in Support filed by Plaintiff James L. Miller. (lh) (Entered: 10/21/2019)

*app.C.(4b) of (5)*

10/16/2019	<u>4</u>	NOTICE OF ASSIGNMENT to District Judge Andre Birotte Jr and referred to Magistrate Judge Karen L. Stevenson. (lh) (Entered: 10/21/2019)
10/23/2019		RECOMMENDATION presented by Magistrate Judge Karen L. Stevenson. Re REQUEST to Proceed In Forma Pauperis, Declaration in Support <u>3</u> , Complaint, <u>1</u> . Proposed Order forwarded to the District Judge for approval. (gr) (Entered: 10/23/2019)
10/28/2019	<u>5</u>	ORDER RE REQUEST TO PROCEED IN FORMA PAUPERIS by Judge Andre Birotte Jr.: Denying <u>3</u> REQUEST to Proceed in Forma Pauperis. IT IS FURTHER ORDERED that this case is hereby DISMISSED immediately. IT WAS RECOMMENDED that the Request to Proceed In Forma Pauperis be DENIED by Magistrate Judge Karen L. Stevenson. Reasons: Legally and/or factually patently frivolous. Immunity as to U.S. Clerk of Court. See document for further details. ( MD JS-6, Case Terminated. ) (gk) (Entered: 10/29/2019)
11/07/2019	<u>6</u>	MOTION and Affidavit for Leave to Appeal In Forma Pauperis filed by Plaintiff James L. Miller. (Attachments: # <u>1</u> Lodged Order) (mat) (Entered: 11/13/2019)
11/07/2019	<u>7</u>	NOTICE OF APPEAL to the 9th CCA filed by Plaintiff James L. Miller. Appeal of Order on Request to Proceed In Forma Pauperis with Declaration in Support (CV-60), <u>5</u> Filed On: 10/28/19; Entered On: 10/29/19; In forma pauperis pending. (mat) (Entered: 11/13/2019)
11/14/2019	<u>8</u>	NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 19-56319 assigned to Notice of Appeal to 9th Circuit Court of Appeals <u>7</u> as to Plaintiff James L. Miller. (et) (Entered: 11/18/2019)
11/19/2019		RECOMMENDATION presented by Magistrate Judge Karen L. Stevenson. Re NOTICE OF MOTION AND MOTION for Leave to Appeal In Forma Pauperis <u>6</u> , Complaint, <u>1</u> . Proposed Order forwarded to the District Judge for approval. (gr) (Entered: 11/19/2019)
11/26/2019	<u>9</u>	ORDER by Judge Andre Birotte Jr: denying <u>6</u> MOTION for Leave to Appeal In Forma Pauperis (mat) (Entered: 11/27/2019)
04/13/2020	<u>10</u>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>7</u> filed by James L. Miller. CCA # 19-56319. We deny appellant's motionsto proceed in forma pauperis and dismiss this appeal as frivolous, pursuant to 28 U.S.C. § 1915(e)(2). DISMISSED. (mat) (Entered: 04/13/2020)
06/05/2020	<u>11</u>	MANDATE of Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>7</u> , CCA # 19-56319. The judgment of this Court, entered April 13, 2020, takes effect this date. This constitutes the formal mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure. [See USCA Order, <u>10</u> DISMISSED.] (mat) (Entered: 06/05/2020)

Opp. L, (47) of (5)

## APPENDIX-C

Page 8

Statement of the Case; U.S. DIST. COURT - CENTRAL DIST. OF CALIFORNIA (Western Div. - Los Angeles) Civ. Docket No. # -

219-IV-08909-PSG-TPR 44-45°

2:19-CV-08910-AB-KS

U. S. SUPREME COURT - Clerk's Office - Dec. 17, 2022 (Dismissed) 48-  
U. S. SUPREME COURT - Clerk's Office - Dec. 17, 2022 (Dismissed) 48-

U. S. SUPREME COURT-CASE. ANALYST-AUG. 17, 2022 0929119 499

U.S. SUPREME COURT-Notice is given hereby that on the 12th day of August 1900, at 10 o'clock A.M., the Supreme Court of the United States will sit in the Hall of the Supreme Court, Washington, D.C., to hear argument on the following cases:

U.S. SUPREME COURT- Waiver of service 118 Supreme Court 503

100% of the work will be done under U.S. SUPRBM# CT. NO. #22-5368.

## Appendix - C.

Supreme Court of the United States  
Office of the Clerk  
Washington, DC 20543-0001

Scott S. Harris  
Clerk of the Court  
(202) 479-3011

October 17, 2022

Mr. James L. Miller  
P.O. Box 122  
Inglewood, CA 90306

Re: James L. Miller  
v. Amir Kashani, et al.  
No. 22-5358

Dear Mr. Miller:

The Court today entered the following order in the above-entitled case:

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8.

Sincerely,



Scott S. Harris, Clerk

Rules & Supreme Court Rule  
39. (1, 2, and 4) : 29. 4. (b)(c) ;  
44 (1, 2) ; 14 ;  
12 (3.) ; Appendix C. (48) & (54)

**Supreme Court of the United States  
Office of the Clerk  
Washington, DC 20543-0001**

**Scott S. Harris  
Clerk of the Court  
(202) 479-3011**

August 17, 2022

Mr. James L. Miller  
P.O. Box 122  
Inglewood, CA 90306

Re: James L. Miller  
v. Amir Kashani, et al.  
No. 22-5358

Dear Mr. Miller:

The petition for a writ of certiorari in the above entitled case was filed on August 9, 2022 and placed on the docket August 17, 2022 as No. 22-5358.

A form is enclosed for notifying opposing counsel that the case was docketed.

Sincerely,

**Scott S. Harris, Clerk**

by 

Redmond K. Barnes  
Case Analyst

Enclosures

appendix-l(49) of (54.)

Supreme Court of the United States

James L. Miller  
(Petitioner)

v.

No. 22-5358

Amir Kashani, et al.  
(Respondent)

To Solicitor General of the United States Counsel for Respondent:

**NOTICE IS HEREBY GIVEN** pursuant to Rule 12.3 that a petition for a writ of certiorari in the above-entitled case was filed in the Supreme Court of the United States on August 9, 2022, and placed on the docket August 17, 2022. Pursuant to Rule 15.3, the due date for a brief in opposition is Friday, September 16, 2022. If the due date is a Saturday, Sunday, or federal legal holiday, the brief is due on the next day that is not a Saturday, Sunday or federal legal holiday.

Beginning November 13, 2017, parties represented by counsel must submit filings through the Supreme Court's electronic filing system. Paper remains the official form of filing, and electronic filing is in addition to the existing paper submission requirement. Attorneys must register for the system in advance, and the registration process may take several days. Further information about the system can be found at <https://www.supremecourt.gov/filingandrules/electronicfiling.aspx>.

Unless the Solicitor General of the United States represents the respondent, a waiver form is enclosed and should be sent to the Clerk only in the event you do not intend to file a response to the petition.

Only counsel of record will receive notification of the Court's action in this case. Counsel of record must be a member of the Bar of this Court.

Mr. James L. Miller  
P.O. Box 122  
Inglewood, CA 90306

*appendix-C(50)OP(54)*

NOTE: This notice is for notification purposes only, and neither the original nor a copy should be filed in the Supreme Court.

# WAIVER

## Supreme Court of the United States

No. 22-5358

James L. Miller  
(Petitioner)

v.

Amir Kashani, et al.  
(Respondent)

**I DO NOT INTEND TO FILE A RESPONSE** to the petition for a writ of certiorari unless one is requested by the Court.

**Please check the appropriate box:**

- I am filing this waiver on behalf of all respondents.
- I only represent some respondents. I am filing this waiver on behalf of the following respondent(s):  
\_\_\_\_\_  
\_\_\_\_\_

**Please check the appropriate box:**

- I am a member of the Bar of the Supreme Court of the United States. (Filing Instructions: File a signed Waiver in the Supreme Court Electronic Filing System. The system will prompt you to enter your appearance first.)
- I am not presently a member of the Bar of this Court. Should a response be requested, the response will be filed by a Bar member. (Filing Instructions: Mail the original signed form to: Supreme Court, Attn: Clerk's Office, 1 First Street, NE, Washington, D.C. 20543).

Signature \_\_\_\_\_

Date: \_\_\_\_\_

(Type or print) Name \_\_\_\_\_  
 Mr.       Ms.       Mrs.       Miss

Firm \_\_\_\_\_

Address \_\_\_\_\_

City & State \_\_\_\_\_ Zip \_\_\_\_\_

Phone \_\_\_\_\_ Email \_\_\_\_\_

A COPY OF THIS FORM MUST BE SENT TO PETITIONER'S COUNSEL OR TO PETITIONER IF *PRO SE*. PLEASE INDICATE BELOW THE NAME(S) OF THE RECIPIENT(S) OF A COPY OF THIS FORM. NO ADDITIONAL CERTIFICATE OF SERVICE OR COVER LETTER IS REQUIRED.

cc: James L. Miller, petitioner/pro se, P.O. Box #1227  
Inglewood, California 90306,  
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