

No. 22-5641

IN THE SUPREME COURT OF THE UNITED STATES

JAY EUGENE REED,
Petitioner

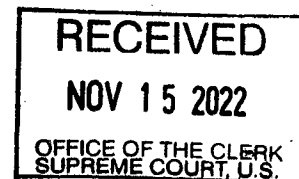
vs.

UNITED STATES OF AMERICA,
Respondent

ON PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

PETITION FOR REHEARING

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PETITION FOR REHEARING
(Sup. Ct.R.44.2)

Appellant presents its petition for rehearing of the above-entitled cause, and, in support of it, respectfully shows:

Grounds for Rehearing

A rehearing of the decision in the matter is in the interest of justice because:

1. On October 17, 2022 this court denied the petition for writ of certiorari.
2. The principal ground cited in the courts per curiam opinion was not provided to the appellant, thus denying the appellant the ability to properly argue its cause fully and completely.
3. The unknown grounds for this ruling, came as a surprise to appellant. The appellant had briefed the crucial issues in this case carefully.
4. The appellant was not granted any opportunity by the court to distinguish this case from similar cases.
5. It was unavoidable for the appellant to file its petition for writ of certiorari during the Supreme Courts summer break due to confinement, vast lockdowns, the Covid-Pandemic and filing pro se. It is common knowledge that during the annual "long conference" that Justices typically dispose of about 2,000 petitions, thus petitions heard at the long conference have a 16% worse chance of being accepted by the court.

The United States Constitution guarantees fundamental fairness, disposing of 2,000 petitions in one sitting seems far from fair in any meaning of the word, it also seems disposing of 2,000 petitions in one sitting simply to make room on the docket is a drastic violation of due process that is also guaranteed in the United States Constitution.

Pro se litigants are citizens of the United States of America and deserve due process and fundamental fairness, sex offenders are also citizens of the United States of America and deserve due process and fundamental fairness as well, yet the highest court in the land avoids petitioners who are pro se-sex offenders like the plague.

The Fifth Amendment's Due Process clause requires that every criminal defendant be treated with fundamental fairness essential to the very concept of Justice, further Due Process requires that there be an opportunity to present every available defense.

Discriminating against sex offenders as a class implicates the Equal Protection clause of the Fourteenth Amendment, also class-based discrimination is cognizable under the Fifth Amendment's Equal Protection clause.

Disability, race, creed, color, sex, sexual orientation, marital status, national origin, or ancestry all include sex offenders who deserve to be treated justly whether pro se or represented by counsel.

Conclusion

For the reasons, just stated, Jay Eugene Reed urges that this petition for a rehearing be granted, and that, further consideration, the petition for Certiorari be granted.