

NO. 22-6375

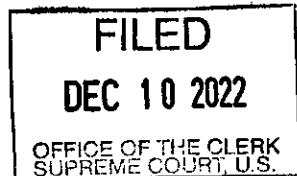
In The Supreme Court of The United States  
**ORIGINAL**

**HOMAYOUN MAALI**

**V.**

**WILLIAM K HARRINGTON**

**ON PETITION FOR A WRIT OF CERTIORARI  
TO THE UNITED STATES COURT OF APPEALS  
FOR THE FIRST CIRCUIT**



**PETITION FOR A WRIT OF CERTIORARI**

**Petitioner : Homayoun Maali**

**53 Chester St**

**Lawrence Ma 01843,**

**Email : maalihoma@gmail.com, 9783321220**

## QUESTIONS PRESENTED

- 1- The circuit court of appeal allow the respondent violates the petitioner constitutional rights because of discrimination because of the origin of nationality and religion .**
- 2- The court of appeal erred in allowing petitioner violates the constitution right of petitioner as a pro se litigant in the bankruptcy court**
- 3- The First circuit court of appeal erred to violate the pro se litigant constitutional rights in the bankruptcy court .**

## **PARTIES TO THE PROCEEDING**

**Petitioner ( The appellant in the court of appeals ) is homayoun Maali a pro se litigant  
The respondent is William K Harrington( the appellee at the First circuit court of appeal)**

## RELATED PROCEEDINGS

**None**

## **TABLE OF CONTENTS**

<b>Opinion Below.....</b>	<b>6</b>
<b>Jurisdiction.....</b>	<b>6</b>
<b>Constitutional and Statuary Provisions Involved.....</b>	<b>7</b>
<b>Statement.....</b>	<b>8</b>
<b>Reasons for granting writ.....</b>	<b>8</b>
<b>Conclusion.....</b>	<b>10</b>
<b>Appendix A- Court of Appeals opinion....</b>	<b>11</b>

## **TABLE OF AUTHORITIES**

### **Cases:**

**Sanchez V. Roden, 808 F. 3d 7(1<sup>st</sup> Cir.2003)**

.....10

**Acevedo – Garcia V. Monroig , 351 F. 3d 547 (**

**1<sup>st</sup> Cir.2003).....10**

**In Re Luckham,454 .B.R. 67 ( Bank r.D.**

**Mass.2012).....10**

**OPINION BELOW**

**THE petitioner as the appellant at the first circuit court of appeal  
Affirmed the final judgement of the united States bankruptcy court to violate  
the constitutional right of the petitioner as a pro se litigant .**

**JURISDICTION**

**The jurisdiction of this court to review the judgement of the first circuit court  
of appeal invoked under 28 U.S.C. section 1254**

## CONSTITUTIONAL AND STATUTORY PROVISIONAL INVOLVED

The Bankruptcy court across of the united states must provide equal access for the minority pro se litigant this right is protected by the united constitutional law.

The respondent the united states trustee violated the constitutional right of the petitioner since at the united States bankruptcy court judge erred in allowing the respondent to violated the petitioner constitutional rights , the respondent coerced the pro se petitioner to testify against himself and because of discrimination and retaliation, the respondent united states trustee violated the pro se litigant constitutional rights because of the petitioner origin of nationality and religion, the first circuit court of appeal in error confirmed the bankruptcy court judgement ,since the respondent the united States trustee violate the constitutional right by compelling the pro se litigant to testify against himself while the bankruptcy court judge allow application of double standard by allowing protective order for the respondent , and allowing the respondent to violate petitioner constitutional rights as a pro se litigant to be violated by the united States trustee , the defendant objected to be called as the witness against himself but the bankruptcy court judge allowed that the respondent violate the petitioner constitutional right because of first circuit court of appeal erroneously affirmed , This petition is important nationally since stop the united States bankruptcy court across this great nation to allow the respondent the united States t trustee to violate the constitutional rights of the minority pro se litigant because of discrimination based on the origin of nationality and religion

This case important since impact the right of all the citizens in this great nation when dealing with the united States trustee and the any united States bankruptcy court across this great nation..

## STATEMENT

The petitioner as the pro se defendant in the united states bankruptcy court , the judge allow the respondent the united States trustee violate the petitioner constitutional right because of discrimination based on the origin nationality and religion

The appellant appeal the case from the final decision by the the first circuit of the court of appeal the appellant as the aggrieved party filed this appeal since the appellee violated the appellant constitutional rights, as the united states court of bankruptcy court allow that the united states trustee violate the pro se litigant rights , and manipulate the bankruptcy court judge apply a doble standard in one hand allow prove order for the respondent the united States trustee in other hand to violate the petition constitution rights because of the discrimination based on the religion and the origin of nationality.

#### **THE STATEMENT OF THE ISSUES**

The respondent violated the petitioner constitutional rights by compelling the pro se appellant to testify against himself at the bankruptcy court , this appeal national importance in preservation of rights of the pro se litigant who come came to the united States bankruptcy court across the nation.

The United States court judge could not allow the united States trustee to violate the constitutional rights of the pro se litigant in discrimination because of race and the religion.

The united states bankruptcy court judge could not be allowed to create a double standard by allowing protective order but disallow protective order for the pro se litigant at the united states bankruptcy court across the nation for the pro se l

#### **THE REASON FOR GRANTING THE WRIT**

This petition is very important side shows the first circuit court of appeal is in conflict with the united states supreme court as far as the this honorable court recognizes the respect for the constitutional right of the pro se litigant but the first circuit court allowed that the respondent the United States trustee to violate the constitutional right of the pro se petitioner because of retaliation and discrimination. This case is extremely important since impact rights all the citizens that face the united States bankruptcy court in 50 states that make sure the united States bankruptcy court judges respect the constitutional rights of the pro se litigant and do not deprive pro se litigant from the constitutional due process .

This application for certiorari is important since will impacts of right of any pro se minority litigant who comes in contact with the united States trustee office in the united States bankruptcy court jurisdiction , this case is very important since the united States trustee office which is created by the united States justice department violated the petitioner constitutional rights by coercing the petitioner testify against himself while allow prove order for the united States trustee , this conduct by the united States trustee is unfair and just that I why the United States bankruptcy court judge and the after the first circuit , by coercing the petitioner to testify against himself while manipulate the bankruptcy court judge to issue protective order for the united States trustee that do not show up in court to testify this case is important for two most important reasons :

- 1- The United States trustee as the respondent do not respect the constitutional rights of the pro se litigant and coercing the pro se litigant despite the objection to testify against himself because of the retaliation and discrimination ..
- 2- The lower bankruptcy court and thereafter the first circuit appeal court erred in allowing a double standard that the employees of the united States trustee enjoy protection from giving deposition and being protected from showing up in the court while the united States trustee to

10

violate this petitioner as the pro se litigant constitutional right because of the discrimination and retaliation .

This honorable court should stop this injustice.

The case of Sanchez V. Roden , 808 F.3D 7(1<sup>st</sup> Cir .2003) and the case of Acevedo – Garcia V. Monroig , 351 F. 3d 547 ( 1<sup>st</sup> Cir .2003) In Re Luckham, 454.B.R.67( Bankr.D.Mass.2012).

The united states trustee violates the united states constitutional law by proposing to exclude the pro se litigant from accessing the united States bankruptcy court and manipulate the bankruptcy court judge to discriminate against the minority pro se litigant

#### Petitioner request for relief

The petitioner respectfully request that this honorable court grant the petition request .

#### CERTIFICATION OF SERVICE

The petitioner certify that a true copy of this document is served by the first class mail the postage paid on the following interested party:

OFFICE OF THE UNITED STATES TRUSTEE  
446 MAIN STREET , 14 th Floor  
WORCESTER MA 01608

Date : 12.09.22

Respectfully Submitted by the petitioner :

Homayoun Maali  
