

ORIGINAL

NO. 22-6660

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SA

IN THE

THE UNITED STATES SUPREME COURT

WINNIE O DIGGS,
PETITIONER

V.

UNITED STATES,
RESPONDENT

TO THE
UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

ON PETITION FOR REHEARING TO
THE UNITED STATES COURT OF APPEALS FOR THE FIFTH
CIRCUIT

REASONS FOR GRANTING REHEARING This
Court's Rule 44.2 authorizes a petition for rehearing
based on "intervening circumstances of a substantial
Or to other substantial grounds not previously
presented

W. Diggs

Winnie Diggs Petitioner
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Pueblo Colorado, 81005
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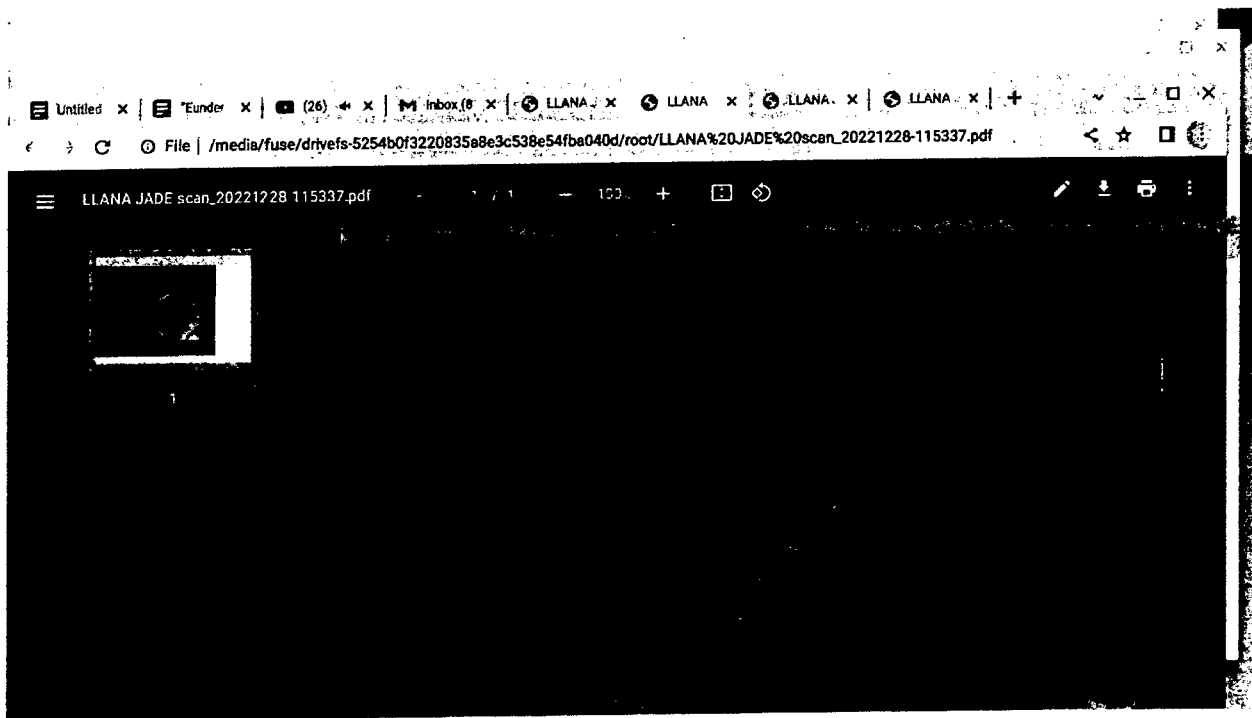
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The United Nations (UN) was formed in 1945. The UN debated and adopted a Genocide Convention in late 1948, holding that genocide was the "intent to destroy, in whole or in part", a racial group.^[14] Based on the "in part" definition, the Civil Rights Congress (CRC), a group composed of African Americans with Communist affiliations, presented to the UN in 1951 a petition called "We Charge Genocide." The petition listed 10,000 unjust deaths of African Americans in the nine decades since the American Civil War.^[15] It described lynching, mistreatment, murder and oppression by whites against blacks, concluding that the US government was refusing to address "the persistent, widespread, institutionalized commission of the crime of genocide".^[14]

COLD BLOODED MURDER; A compelling turn of events



The courts have a significant omission in the facts or law and failed to consider important arguments.

I am an analytical researcher; working as a government contractor. I have spent most of my life looking for an equal playing ground. I retired from the Santa Clara County office of education, a behavioral specialist. After which I started my own business. "Ya Wanna Find Out research consultant". I teach myself. I learned how to do divorces, file, bankruptcy, prepare, taxes, write a 501c3 and bylaws for non profit organizations, and write grants for city governments. School districts...My father had two degrees, and worked for Brookley Field Air Force Base. I have many best friends. White and African American,... My Family Prayed together every night. when we were growing up. My Father received the Congressional Medal of Honor. And like my father I strive to do good things. However I have been targeted by the evil that exists in this country. Terrorists are known for heinous crimes. Terrorists, like the police, kkk, extremist, police and whites especially benefit from the suffering and the genocide of people of African American descent. Research indicates that socioeconomic inequality in the United States is likely a primary contributor to higher infant

mortality rate”. Disparities in access to health care along with inequities in economic policing combine to make African Americans targeted people and more vulnerable to negative consequences than whites. I am self represented in 2 court cases. “Comcast introduced me to “the prerequisite for control by laws”. When I took them to Court, Comcast’s in Mobile AL, had three attorneys forged my name on a Comcast contract. Judge Surokin dismissed my case.

African Americans have the worst economic base in the world. Why, because qualifying stipulations are designed by a racist society. SAVE is focused on housing in Black neighborhoods to include other assets such as businesses, schools, banks, libraries, shopping malls...

<https://www.brookings.edu/policy2020/bigideas/why-we-need-reparations-for-black-americans/>. Central to the idea of the American Dream, lies an assumption that we all have equal opportunities. This belief, however, has been defied repeatedly by the United States government’s own decrees that denies

wealth-building opportunities to African Americans. There are two lawsuits in place; one in San Diego California and the other case was started in Pueblo CO. COLOR CODED OPPORTUNITIES I am a government contractor. SAVE, (Student and Social Advocates Voices for Education) is my government entity that has copyrights that are being infringed upon. I am targeted in San Diego California, Pueblo Colorado and Mobile Alabama. The ongoing genocide of African Americans” has lessened my chances of surviving Terrorist attacks; in my fight for HUMAN RIGHTS. My case that is on remand from the Supreme Court Washington DC; Feb 21, 2021; was filed with the 9th Court of Appeals and the District Court is still being reviewed by the District court Magistrate Judge. I want my country to be a safe environment for everyone. How do we allow “whites” to murdered an individual or a group of people just because of the color of their skin? This happens in hospitals, in mental institutions, prisons, and in jails... To the undesired surplus of African Americans. Whites phishing for limbs and organs to sell to the highest bidder. The white police work to satisfy population

control in African American Communities. And if by chance
terrorist decide to take my life through torture or any other means
then terrorist too will benefit from my death..., Today is 4/31/2023...
The death of my granddaughter happened April 30th 2022, the day
before her mother was to give birth. Lliana was murdered inside
her mother's womb, a day after the ultrasound that showed
positive results. PENAL CODE CHAPTER 19. CRIMINAL HOMICIDE-
Texas.gov <https://statutes.capitol.texas.gov/'htm'>PE.19.htm>
Criminal homicide is murder, capital murder, manslaughter, or
criminally negligent homicide. Acts 1973, 63rd Leg., p. 883, ch. 399,
Sec. 1, eff. Jan. 1. On May 19, 1918: Mary Turner, Pregnant, Lynched
in Georgia... by a gang of white people
Equal Justice Initiative <http://calendar.eji.org/racial-injustice>
On May 19, 1918, a **white mob** from Brooks County, Georgia,
lynched Mary Turner, a Black woman who was eight months
pregnant, at Folsom's Bridge 16. Breonna Taylor, a 26-year-old
black woman, was fatally shot in her Louisville, Kentucky
apartment on March 13, 2020, when at least seven police officers

forced entry into the apartment as part of an investigation into drug dealing operations.^[10] Three Louisville Metro Police Department (LMPD) officers—Jonathan Mattingly, Brett Hankison, and Myles Cosgrove; was applauded.

Separation of state laws keep racist acts in place. “there are no consequences applied”; when we stop fighting. State police officers find that they can be awarded a state funded paid vacation for killing African Americans.

We all know that this country is well aware that Terrorists are aligned individuals, mostly whites, extremist, kkk, police. White America still hides their identity, when they unleash their hatred for people of color. Today is May 4, 2023. My life has been under siege since 2015, after I wrote a letter to California’s Governor Brown, about the racism in San Diego California. I have not committed any crime; yet I am being punished; by the same people who torture me, by the same people, creating laws, and the ones who interpret the laws. My life is in jeopardy and my

granddaughter was murdered because of this hatred.

I did not want the attacks on me to harm Elliana or anyone else.

I was told by the mayor in Pueblo; terrorist attacks include WWI and WWII electronic weapons i.e. microwaves, shock waves, blinding fumes, my doctor told me I have lesions on my back, on my last visit a week ago. Probes are planted under my skin for tracking me in my small apartment. Does America have African Americans police officers? During the legislation of marijuana laws “and during legalization” process? for African Americans growing and selling marijuana, was income to provide for their families. African Americans were incarcerated, some doing life sentences in prisons. Whites selling marijuana, became millionaires, that increased the wealth gap for white america; no threat of sanctions. The same with slavery; Africans worked in fields, and ate white people’s garbage to keep from starving to death. While working for free in the cotton fields. Our free labor paid for white’s education, land, and homes. as it is still today; we have foreigners and liquor stores doing business in our neighborhoods. When we returned from

Vietnam, my daughter's father and I were paying rent to the same people he watched blow up a man laying next to him. 60% of the men fighting in Vietnam were African Americans. SAVE's OJT program was/is my way of creating hope for these demographics. Creating Jobs in Historically Underutilized Business zones. During which time I am suffering through an enormous number of brutal attacks right now. I want to see a better future for my son, my daughter, my grandchildren, and my GOD children. Which has become my focus. **Terrorists** have a say in the directions of this country: **terrorists** are homegrown here in the US. Racism is bred in a specified environment by unsavory laws. **Terrorists** have terrorized our communities for hundreds of years and rest assured most are aligned with our government's support.

SAVE's program has been stolen four times; by the National Institute of Health, the Small Business Administration, the department of defense, and other people who work in government facilities. The program is worth billions... For SAVE, it was made mandatory to give the NIH and the SBA access to the entire

program during submission. I used the era portal and SBA portals. Exclusion impacted my efforts. After which the grant that I was given was rescinded by racist whites in the federal government departments. The program is still under siege; May 5, 2023, being copied, stolen, dismantled and I recently discovered it was published, using the System for Award Management (SAM) portal on my SAM's entity site. I made the program franchisable using the SBIR and The STTR certifications; which has been taken off of my SAM's site. SAVE's program was voted most "fundable company" by Pepperdine University's Director Craig R Everett Phd; 2019, 2020, 2022; I have not heard from them since. The physical, financial, emotional ...attacks started in Pueblo in 2020. I introduced the SAVE program to Directors of the SBA in San Diego. Mr Hollenbeck told me before he retired "I thought a white man was going to do this' ". The mayor Pueblo was introduced to the program by me, and the SBDC took the business plan to the Denver CO, SBA District office, without my knowledge. 1. Everyone stopped communicating or returning my calls. 2. The local corporate

verizon suspended service on both of my iPhones. 3. Taking my ability to get verification codes through my google account. IOS was allowed access to my wd.grants research accounts, removed my access to my business and personal contact, without verizon sending the codes I was forced to start wd.analyticalresearch@gmail.com. I went to the Verizon store. 4. I have had my account for 13 years. 5. The government phone and the old gmail address was disabled by IOS and Verizon. 6. The old Iphone, old google account, was connected to my, I connected to SAM entity. 7. Verizon still won't let me port the telephone number to another currier. 8. Whites in America, terrorist, police, kkk, these are groups that have immunity to criminal charges. 8. An estimated 5.1% of all persons in the United States will be confined in a State or Federal prison during their lifetime. 9. The ongoing case in the District court in San Diego; 10. The clerks were putting warrants and collections in my file, while I was defending myself in the Superior Court in Vista CA; 11. that would lead to my arrest, as a "Felon". 12. The lifetime chances of a person going to prison are

higher for men (9.0%) than for women (1.1%). 13. **Higher for blacks and African Americans (16.2%) and Hispanics (9.4%) than for Whites (2.5%) even though Whites commit most crimes in America.** 14. There are **237 million Whites in America**; compared to **41.99 African Americans in America**, who have survived America's abuse. 15. The ratio of Black-to-White unemployment went from 1.27 in April 2020 to 1.97 in August 2020—16. Yet the **African American unemployment rate is currently double compared to the white unemployment.**

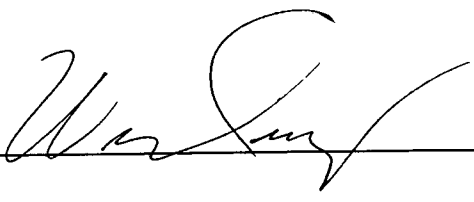
Andre M. Perry is a Senior Fellow at Brookings Metro, a scholar-in-residence at American University, and a professor of practice of economics at Washington University. A nationally known and respected commentator on race, structural inequality, and education and economics...Perry co-authored the groundbreaking 2018 Brookings Institution report "The Devaluation of Assets in Black Neighborhoods" report's focus on housing in Black neighborhoods. African Americans pay more for less. In expanding property to whites; keeping the wealth gap in

place. 17. Sanctions do not apply to the heinous crimes of whites. 18. Add to that Whites; being imported into the US on **work visas** during the 2000 recession; through Laguna Beach California. 19. The African American communities have no economic bases, 20. Freeways and train tracks are used to divide the rundown communities we inherited from whites. 21. African Americans are excluded from the economic development of land and land ownership. 22. The USDA has published a need for farmers (white people) to apply for grants and loans. 23. African Americans are turned down from jobs in white enterprises at an accelerated rate. I drove from Mobile Alabama to California on interstate 10, in 2011. Pueblo Colorado represents the 2% of African Americans I saw working. 24. Affirmative Action was dismantled, 25. African Americans became Black people in 2008, 26. President Obama's term in office was to cover up policies being put in place to increase unemployment in African American communities... 27. also to populate our communities with crack cocaine. Low credit scores, lack of degrees, zip code, and other redlining policies are in place to

maintain negative environmental conditions. 28. No jobs, unemployment offices were closed; job search facilities were opened. 29. Starting in 1982, **Sequestration** policies included homes being lost for African Americans at an astonishing rate. 30. In California apartments were sold instead of rented; called condominiums... Cold blooded murder is on the rise again. After Affirmative action was removed, after President Kennidy's death. President Johnson was the one who enacted Affirmative action; saying Civil Right laws were not enough. Winnie Odette Diggs is affecting change; at an enormous cost. I am being tortured at this moment; I have the FBI agent that I report to when the attacks escalate to life threatening. What feels like electric shock waves are forced into my body through my skin to my heart, is what makes it hard for me to breathe. 31. Woodhaven apartments property owner and the manager at the complex. They are responsible for the attacks on me here in Pueblo. (the motor went out), the air conditioner blew hot air, and the carpet in the living room had a huge red stain on it. Salazar, the manager and a

clerks 4 times. But the judge was not receiving the information I filed in court. I complained to the clerks supervisor, the manager, I wrote a letter to the judge himself. It was never mentioned so he never saw the letters either. I finally wrote a letter to the magistrate judge. My accident happened Dec 13, 2020; Which was after 37. Phillip Martin took possession of the property; 10/10/2020. Phillip Martin was allowed to make over 2,000,000 from the property while the property was in limbo for 2 years. Collecting money from the tenants before the actual purchase was made on 10/10/2020.38. Tony is not only a liar but an extortionist. My first electric bill was 200.00. I called the electric company and I gave them the meter number Slasar had on the bill. I was told by the clerk at the electric company that the meter number I gave was for another building on the property.:.39. WOODhaven apartments is a death trap for the Africans who lived in the basement of the building with children... **Whites are 66.9% of the criminals in the US. and are only 2% of those who do time for the crimes white people commit.**

CONCLUSION For the foregoing reasons, and those stated in the petition for a writ of certiorari, the Court should grant rehearing, grant the petition for writ of certiorari, and review the judgment below. Alternatively, the Court should hold the petition pending the filing of a petition for certiorari by 303 Creative, then consider both petitions together. Respectfully submitted,

5/6/23  _____

CERTIFICATE OF COMPLIANCE

I certify CERTIFICATE OF COMPLIANCE complies with all requirements of C.A.R. 32 and 53, including all formatting requirements set forth in these rules. The a concise statement or summary complies with C.A.R. 53(a) in that it contains 2928 words and (1) an advisory listing of the issues presented for review; (2) a reference to the official or unofficial reports of the opinion(s) of the court; (3) a concise statement of the grounds on which jurisdiction of the Supreme Court is invoked; (4) a concise statement of the case containing the matters material to consideration of the issues presented; (5) a direct and concise argument amplifying the reasons for the allowance of the writ; and (6) an appendix including a copy of the opinion delivered upon the rendering of the decision of the court the 10th Circuit Court of Appeals; the District Court and of the Pueblo County court. Who discuss the embodiment of exclusion; from being treated with preclusion from justice; the barring of evidence, testimony, etc. from a trial.

This Certificate is presented in good Faith and not for delay

This day 29th of April 2023

**Additional material
from this filing is
available in the
Clerk's Office.**