

No. 22-6910

Supreme Court, U.S.

FILED

FEB 04 2023

OFFICE OF THE CLERK

IN THE  
SUPREME COURT OF THE UNITED STATES

CAROLYN L. FIELDS, PETITIONER,

Vs.

HUNTER CONRAD, et al, RESPONDENTS

ON PETITION FOR WRIT OF CERTIORARI TO  
UNITED STATES COURT OF APPEALS

For the Eleventh Circuit

MODIFIED

PETITION FOR WRIT OF CERTIORARI

CAROLYN L. FIELDS

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CONFIDENTIAL  
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RECEIVED

FEB 28 2023

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

10

MODIFIED  
QUESTIONS PRESENTED

THIS IS FOR THE REVIEW OF THE OCTOBER 21, 2022, ORDER DENYING MOTION TO  
RECALL MANDATE AND THE COURT'S OPINION.

WITH A MOTION (FILED 11/14/2022) AND AN AMENDED MOTION (FILED 11/21/22) FOR  
RECONSIDERATION OF THE ORDER DENYING MOTION TO RECALL MANDATE AND  
COURT'S OPINION.

AND AN ORDER DENYING MOTION FOR RECONSIDERATION/REHEARING DATED  
DECEMBER 13, 2022

ISN'T TRUE THAT EVERYONE IS ENTITLED TO AN ATTORNEY?

I KNEW I LACKED THE KNOWLEDGE TO BRING A CASE OF THIS MAGNITUDE  
INTO PLAY.

THEREFORE, I CONTACTED AT LEAST FIVE (5) ATTORNEYS FOR ASSISTANCE  
AND PAID ONE UP FRONT (REGINALD LUSTER) \$200 DOLLARS, JUST TO TALK  
WITH ME. TWO OTHER WERE: SHEPPARD & WHITE, WILLIAM ABEL, ARTHUR  
SCHOFIELD, AND SID GARCIA.

NOT ONE WOULD ASSIST ME IN GOING FORWARD. THAT IS WHY I HAD TO  
REPRESENT MYSELF. I MADE AN ACKNOWLEDGEMENT TO THE FLORIDA BAR. .  
I AM SOMETIMES LOST FOR WORDS. WHY AM AND I AND SHOULD I CONTINUE  
TO LIVE IN POVERTY WHEN ALL I DID WAS MY JOB?

WITH A GOVERNMENT JOB ONE MUST MAINTAIN CHARACTER AND INTEGRITY, ALL OF WHICH I HAD. THIS ORDEAL WAS SO REAL THAT I HAD TO WRITE AS I LIVED AND EXPERIENCED IT. IT HAD BECOME A HOSTILE ENVIRONMENT, TWICE.

AFTER READING MY PETITION, HOPEFULLY, THE PANEL, WILL HAVE THE ABILITY TO SEE HOW VOLUMINOUS THIS HARASSMENT AND INTENTIONAL INFILCTION OF PAIN HAD BECOME. PRIMARILY, BECAUSE THREE OF MY PAST CO-WORKERS DID NOT FOLLOW THE LAW. SUSAN MILLER, THERESA SIMMONS, AND MELISSA MORGAN. I LIVED THIS NIGHTMARE FOR ABOUT TWENTY SEVEN YEARS UP TO ME BEING FIRED.

WHAT WAS MY CHANCE OF SUCCESS WITHOUT PROPER REPRESENTATION?  
DOES THIS CASE NOT HAVE MERIT AND INTEGRITY?

THE FLORIDA COMMISSION ON HUMAN RELATIONS AND EEOC BOTH FOUND CHARGES (VIOLATIONS) AGAINST MY EMPLOYER HUNTER CONRAD AND HIS STAFF.

WITH A RESPONSE OF "YES" YOU MAY LEAVE @ 4:30 PM.

HOW LONG, AFTER WAITING FOR FIVE (5) HOURS VIA EMAIL TO GET A  
RESPONSE FROM A REQUEST TO LEAVE @ 4:30 PM ON AUGUST 19, 2019.?  
REFERRING TO MY EMAIL @ 11:15 AM TO BRITTANY HOLLEY, MANAGEMENT A

TO END UP WITH ME GETTING A TEN (10) DAY SUSPENSION WITH NO PAY AND  
SIX MONTHS PROBATION UPON MY RETURN TO WORK? AFTER SHE CHANGED  
IT TO TWELVE MONTHS. SHE WROTE IT UP LIKE THAT. SHE THEN TRIED TO  
SHOVE IT DOWN MY THROAT. I TOLD HER "NO", HUNTER CONRAD, SAID  
EARLIER SIX (6) MONTHS. SO, SHE CHANGED IT BACK AND INITIALIZED IT.  
WHY WOULD BRITTANY HOLLEY EVEN TRY IT?

## LIST OF PARTIES

All parties appear in the caption of the case on the cover page.

All parties do not appear in the caption of the case on the cover page. A list of  
All parties to the proceeding in the court whose judgment is the subject of this  
Petition is as follows:

HUNTER CONRAD, St. Johns County Administrator(Former Clerk of Courts for  
St. Johns County),

BRAD BRADLEY, In House Counsel for the Board of County Commissioner (Former In  
House Counsel for the Clerk of Courts, Hunter Conrad

CATHY ROCHE, Officer of Operations

BRANDON PATTY, Clerk of Courts for St. Johns County

ASHANTE AUSTIN, Executive Secretary for the Clerk of Courts

LISA SMITH, Executive Officer of HR

KIM DACOSTA, HR MANAGER

DANA PONETELLO, HR Administrative Assistant

CARLA CHASE, Family Law Clerk

MELISSA RENFROE, Civil Manager

SUSAN MILLER, Judicial Assistant for Judge Howard Maltz

HOWARD MALTZ, Felony Circuit Judge

YOLANDA MACK, Recording Manager

BRITTANY HOLLEY, Assistant Recording Manager

JENNIFER MORRIS, Recording Manager

MELISSA MORGAN, Recording Clerk

DIANE HUNTER, Recording Clerk

BEATRICE MURRAY, Recording Clerk

KATY WALDRON SMITH, Recording Clerk

CHRISTINA COLLINS, Traffic Supervisor

PAUL WALDRON, St. Johns County Commissioner

JAMES K JOHNS, St. Johns County Commissioner

JEB SMITH, St. Johns County Commissioner

JEREMIAH BLOCKER, St . Johns County Commissioner

HENRY DEAN, St. Johns County Commissioner

DAVID SHOAR, Former St. Johns County Sheriff

ROBERT HARDWICK, St . Johns County Sheriff

JOSEPHINE ELMORE, Former Employee for St Johns County Sheriff's Office

## RELATED CASES

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**TABLE OF AUTHORITIES CITED**

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## STATUES AND RULES

### F. S. 943.059 Order Sealing Court Records

[X] Title VII of the Civil Rights Act of 1964, as codified, 42 U.S.C. (2000e to 2000e17)  
(race, color, religion, national origin)

[X] Age Discrimination in Employment Act of 1967, as codified, 29 U.S.C.(621 to634)

[X] The Americans with Disabilities Act of 1990, as codified 42 U.S.C. (12112 to 2117)

### OTHER:

Exhibits Relating to the Statement of the case.

Petitioner's ID "A" Letter of Employees' Departmental Transfer

Petitioner's ID 'B" Diabetic Doctor Note

Petitioner's ID 'C' Written Probation (Changed from 12 months to 6 months)

Petitioner's ID 'D' FMLA Doctor Letter

Petitioner's ID 'E' Composite Email from Kim Dacosta to Yolanda Mack to my correct  
time

Petitioner's ID 'F' Composite Baker-Gilmour Doctors'-Sick Pool

Petitioner's ID 'G' Composite Emails to Attorneys for Assistance

Petitioner's ID 'H' Composite Emails of Praise and Recognition

Petitioner's ID 'I' Employee,, Carolyn L Fields Evaluation

Petitioner's ID 'J' FCHR Charge Form. Carolyn L Fields, Initial Complaint

Petitioner's ID 'K' Right to Sue Letter

Exhibit Relating to Granting the Petition Section

Petitioner's ID 'L' Letter to the Florida Bar

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

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

**OPINIONS BELOW**

[ ] for cases from **federal courts**:

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

[ ] reported at \_\_\_\_\_; or,

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

[X] is unpublished

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

[ ] reported at \_\_\_\_\_; or,

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

[X] is unpublished.

[ ] For cases from **state courts**

The opinion of the highest state courts to review the merits appears at

Appendix \_\_\_\_\_ to the petition and is

[ ] reported at \_\_\_\_\_; or,

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

[ ] is unpublished

The opinion of the \_\_\_\_\_ court

Appears at Appendix \_\_\_\_\_ to the petition and is

[ ] reported at \_\_\_\_\_; or,

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

[ ] is unpublished

**JURISDICTION**

**A TIMELY MOTION FOR RECONSIDERATION/ REHEARING WAS TIMELY FILED**

**ON NOVEMBER 14, 2022**

**AN ORDER DENYING MY MOTION FOR RECONSIDERATION/REHEARING WAS**

**FILED ON DECEMBER 13, 2022**

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case

Was October 21, 2022. Appears at Appendix C

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: December 13, 2022, and a copy of the

Order denying rehearing appears at Appendix D\_\_\_\_\_.

An extension of time to the petition for writ of certiorari was granted

To and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date)

In Application No. A .

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

[ ] For cases from **state courts**:

The date on which the highest state court decided my case was \_\_\_\_\_

A copy of that decision appears at Appendix \_\_\_\_\_.

[ ] A timely petition for rehearing was thereafter denied on the following date

\_\_\_\_\_, and a copy of the order denying rehearing

Appears at Appendix \_\_\_\_\_.

[ ] An extension of time to file the petition for writ of certiorari was granted

To and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in

Application No. A.

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

**CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

THIS ACTION IS BROUGHT FOR RACIAL DISCRIMINATION IN THE WORKPLACE  
PURSUANT TO;

- [X] Title VII of the Civil Rights Act of 1964, codified, 42 U.S.C. {2000 e 17 (race, color, religion, national origin)}
- [X] Age Discrimination in Employment Act of 1967, as codified, 42 U.S.C.9621 to 634
- [X] The American with Disabilities Act of 1990, as codified, 43 U.S.C.(12112 to 2117
- [X] The Florida Commission on Human Relations Found Violations (Charges) against Hunter Conrad and his staff. FCHR No. 202022497
- [X] The EEOC Found Violations (Charges) against Hunter Conrad and his staff. EEOC No: 15d202000595
- [X] FCHR Charge Form

## **STATEMENT OF THE CASE**

This case is one that involved bullying and clicks at a courthouse setting.

I worked for the St Johns County Clerk of Courts for over thirty- two years.

Because my co-workers violated the law in 1990. Susan Miller, Theresa Simmons, and Melissa Morgan. They violated F.S. 943.059, Court Order to Seal Records. I suffered harassment and bullying by Susan Miller, Theresa Simmons, and Melissa Morgan. I was relieved from my acting supervisor position and moved to another department. after all those derogatory and degrading comments. I was even ostracized which all led to a hostile environment. My boss moved me to another department. Referring to, Petitioner's ID 'A' letter Departmental Transfer.

In 1996. my then boss, Yolanda Mack got passed the ball and she started this bullying and harassment all up again.

The Clerk, Cheryl Strickland separated the two of us. Yolanda Mack and myself in 2012. She moved Yolanda Mack to another building.

Around 2016, Hunter Conrad, the then Clerk of Courts, moved me over to Yolanda Mack's office. I told Hunter Conrad that we did not work well together. Shortly, on my arrival at Yolanda Mack's office, she once more had the ball in her hands.

Which led to more of her untruthfulness, scheming, bullying and my firing. I was denied giving medical aid to myself. I am diabetic and I have been for the last thirty years. My

then Manager Yolanda Mack knew of this, as she had supervised me for about twenty (20) years prior. I came in from lunch one day. Shortly afterwards, I started feeling sick and I asked my supervisor Jennifer Morris if I may go to the vending machine. I felt like my blood sugar was going down. She denied me. Jennifer told me she was doing as she had been instructed. By the time my break came about two (2) hours later, I rushed to the vending machine to get some crackers. The next day, I got a note from my doctor, referring to Petitioner's ID 'B'

On August 21, 2019, Hunter Conrad gave me a ten (10) day suspension with no pay and six months' probation. For an untruth made up by Yolanda Mack and Brittany Holley. When I returned to work after the ten (10) day suspension, I got the written session of the probation which included a time clock at the end of another building. At this time Brittany Holley, my assistant manager, tried to change the months to twelve (12) months probation. I politely reminded her that Hunter Conrad said six (6) months. At this time she changed it from twelve (12) months, back to six (6) months and initial it, referring to Petitioner's ID 'C'

On September 26, 2019 Lisa Smith, HR Executive, kicked me out of the Clerk of Court's Sick Pool. Because, I would not return to work Until Tuesday October 1, 2019, as instructed by my doctor Baker-Gilmour. Referring to ID 'F' composite. Lisa Smith wanted me to return to work on Monday, September 30, 2019, instead and she wanted me to relate this to my doctor. I would not. So, she kicked me out. She took away all of my sick time. She did her research and determined that I was not qualified. I then called Kim

Dacosta in HR. We did research together. I was so qualified. So LIsa Smith had to put me back in the sick pool. She had taken away eighty (80) hours from me.

On November 25, 2019, Yolanda Mack during Payroll preparation changed my FMLA pay to "No pay". I was on Fmla. I handed her a note from one of my doctor's earlier dated November 19, 2019, referring to ID 'B'. She determined that this was not my Fmla doctor. So she gave me "No Pay" This was my diabetes doctor.. I got a note from my Fmla doctor stating I visited him on this very day. So, Yolanda Mack had to change it back to Fmla Pay, referring to ID 'D'

Kim Dacosta in HR Sent An Email To Yolanda Mack that she had corrected my timecard and she could run payroll, referring to ID 'E' composite.

This was constant harassment and unnecessary annoyance. It Looked like every week someone in management was bringing some odd gesture or comment across my desk. This was totally uncalled for. There was no reasoning behind it.

Hunter Conrad the then Clerk of Courts was aware and, yet he allowed them to happen leading up to the firing of me.

About eight (8) months later I received a Notice of Rights, Referring to Petitioner's Exhibit 'L 'From The State of Florida. Florida Commission on Human Relations. The FCHR and EEOC found violations (Charges) on Hunter Conrad and his staff. FCHR: 202022497 and EEOC25D202000595

Now leading up to my self representation. After contacting several attorneys, three (3) that we talked via email and phone, and one Reginald Luster in person. Whom I paid two Hundred dollars, just to talk with me. I could not get one to represent me. Referring to Petitioner's ID 'G' Composite

The drafting of my complaints. I was given an opportunity to draft my complaint three (3) times. Which required research and my best knowledge. I would like the court to review complaints one, two, and then three. And review the telephonic hearing held on December 17, 2020.

I was trying to bring it to the court's attention of the pain, harassment, bullying, intentional infliction of pain I suffered on this job. Which created a Hostile Environment. This hostile environment continued to grow because of the violation of the law by my past co-workers. Susan Miller, Theresa Simmons, and Melissa Morgan. Yet, I worked because I had a family to take care of..

The entire Recording Department where I worked knew of my work methods and ethics. Truly, outstanding. Referring to Petitioner's ID 'H' Composite Emails of Recognition and praises I worked from the beginning of the work day until the end of the work day. Attending my own business. Referring to ID 'I' 2019 Evaluation by Jennifer Morris. Recording management, Yolanda Mack and Brittany Holley had become very untruthful.

When I listed each count in the complaint, I was trying to associate what name(s) were associated with that particular count. All of the Recording Department employees' that were listed, had a derogatory comment and knew of others comments, as well as any I would have made. As well, as not made.

Hunter Conrad was the overseer of the Clerk's office. He was pulled out and offered another job by the Board of County commissioners, even though he had messed up so bad. They had prior knowledge of my initial complaint with the Florida Commision on Human Relations. Referring to Petitioner's ID 'J'.Just before he was offered and before he accepted a non elective job as St Johns County Administrator. I had briefly spoken with Andy, the Board of County Commissioners Secretary. Therefore, Commissioner Paul Waldron, John Dean, Jeb Smith, James K Johns, Jeremiah Blocker, and Henry Dean were all aware. Just as they are updated on where I am and my circumstances.

During my Telephonic conference with judge Marcia Morales Howard, she went into great detail about the infliction of pain. Which was intentional in my case. Therefore, after meeting with the judge and considering all of the bullying, harassment, and the hostile environment it created, I considered it primarily, Intentional Infliction of Pain.

**EXHIBITS RELATING TO THE STATEMENT OF THE CASE ARE AS FOLLOWS:**

## **REASONS FOR GRANTING THE PETITION**

This is a case of public outcry. This is a case where the petitioner, Carolyn L Fields suffered many years of harassment, humiliation, intimidation, intentional infliction of pain, and the loss of her job.

Due to no fault of her own. The state of Florida paid the petitioner unemployment for over a year. Because after a hearing they decided she was right. They decided her boss, Hunter Conrad, fired or terminated her wrongfully.

We have laws out there to protect citizens. We also have lawyers to assist persons such as myself, who know the law(s) and who can interpret them. After searching for weeks for counsel to assist me, I could not find one to assist me, referring to Petitioner's ID 'G'. Somewhat frustrated I wrote a letter to the Florida Bar. Referring to Petitioner's ID 'K' Letter to the Florida Bar.

Therefore, I proceeded on my own. I did not totally grasp the proper drafting of a complaint, as judge Howard, so noted. I do, however, understand the English language. Which mounts up to me being abused, humiliated, harassed, and wrongfully terminated by a court system within the Courts. For crying out loud.

Documents, exhibits, letters of character, evaluations, and written customer praises were provided that talked about my character and workmanship. These documents exhibited and spoke truth.

The courthouse is the cornerstone of the community where people go to get justice. The settings behind the scene should be that of peace among the co-workers. I made an official complaint with HR against Yolanda Mack where she apologized for her bullying of me. Four months later, she came up with one of her later and greater schemes that landed me ten (10) days suspension with no pay and six (6) months probation.

This country is made up of several courts. Then we have the Supreme Court to sit up high and review cases such as mine. I can only hope that I reach you. When you have dealt with this mistreatment for so many years and all you did was, do your job. And you knew how much you and your family needed this job. I have a husband on kidney dialysis and has been on the waiting list for years and a daughter that was in college. There is no way I would have messed this up.

Now, I sit with no job and few dollars. In my humble opinion for me not to prevail in any manner, after all I have been through. Especially, being such a loyal employee. I just don't know what else to say. I sought legal counsel but I could not find one to assist me. Not to consider and review my case would possibly be a miscarriage of justice. I respectfully request the supreme court to review my case and come back with a favorable finding.

**EXHIBIT RELATING TO REASONS FOR GRANTING THE PETITION IS AS  
FOLLOWS:**

Carolyn Fields  
P. O Box 138  
Elkton, Florida 32033

October 5, 2020

The Florida Bar  
651 E Jefferson St  
Tallahassee, Florida 32399

Re: Reginald Luster, PA  
Attorney at Law  
1751 University Blvd South, Ste A  
Jacksonville, Florida 32216

Dear Sir:

I am writing to you in regards to a Licensed Florida Bar attorney. I contacted Mr. Luster's office in regards to a Consultation appointment. I was instructed by his Legal Assistant that the fee for the consultation was two hundred (200.00) dollars. - I understand that the consultation with him did not constitute a contract. I was fine with that. She went further to say that the fee had to be paid before an appointment could be set with Mr. Luster.

I paid the fee and she made the appointment on Tuesday, September 29, 2020 @ 1:00 pm. She provided me with a questionnaire (attached) that I completed to the areas that applied to me. We actually meet around @ 2:30 pm. The consultation time was set back- in time. The consultation took place. I think he was more concerned about receiving information from me more so, than letting me know if he could assist me. I paid him, yet, I have not received an answer to the question that I needed him to answer, he has not given it to me. I am sure that most likely, he may have spoken to someone about our conference. That's fine and that's on him. But, I was the sole payor for his services. I am good. But, in any event I wish him luck.

Mr. Luster told me that he would call me on the next day to let me know if he could assist me. I called his assistant, Courtney two (2-) days later and she asked me why I needed to talk to him-? What it was in regards to regards to?- I said to myself "We just met two (2) days, ago". "How could you not remember, Why I cameWhy did I come to see him-?" Amazing.

The next day was Wednesday, September 30, 2020. The entire day went past. I did not hear anything from Mr. Luster. So, I said I will give him a little more time because he may have gotten tied up. So, on Thursday, October 1, 2020, I contacted his office, I spoke with his assistant,

petitioner's ID 115

Courtney. I told her that I was waiting for an answer from Mr. Luster. I called twice on this day and asked to speak with him. I was told he was unavailable.

I was later told that she would send me a letter out. I told her to let Mr. Luster know that I needed an answer and I was expecting an answer. I felt like I had paid him for his services and I did not get an answer. Is this a common practice of his? I explained to him what I was looking for. He understood and told me, he would think about this for the remainder of the afternoon and the next morning and he would get back with me in the morning. Which would have been, Wednesday, September 30, 2020.

Now, Mr. Luster knew when the two (2) of us talked that I had a time issue. Therefore, I was expecting an answer soon. I was later told that I will receive a letter in the mail. This is what his Legal Assistant, Courtney told me. The mail is very slow at this time and that most likely meant that it would be days before I got his response or advice.

I decided that I am no longer interested in what he has to say. One, even though I took my time to meet with him and paid the fee that he required. Two, he did not get back with me at the time he told me he would and not even the day after. Three, he knew that time was an issue. Because, if he could not help me, I was going to have to look for someone else, and I may have had to go to someone else again.

I am no longer interested in what he has to say. I have moved on without him. But, I would imagine that the Florida Bar would instruct the attorneys prior to becoming a licensed attorney about Ethics, Respect, and Consideration for their clients.

I consider this as my loss. That's fine. Because I would not have dedicated any more of my precious time to this attorney. You know, actually, could this be his loss? Thank you for your time.

Sincerely yours,

Carolyn Fields

## **CONCLUSION**

The petition for writ of certiorari should be granted.



Respectfully submitted,

Carolyn Fields

Date: *February 26, 2023*