

No. _____

ORIGINAL

SUPREME COURT OF THE UNITED STATES

FILED

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OFFICE OF THE CLERK
SUPREME COURT, U.S.

Toni Marie Davis,

Petitioner,

vs.

JOSEPH ROBINETTE BIDEN, JR., PRESIDENT AND THE
FEDERAL GOVERNMENT

Respondent.

On Petition for a Writ of Certiorari to
the United States Court of Appeals
for the Fourth Circuit

PETITION FOR A WRIT OF CERTIORARI

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Friend of the Court

Question Presented

Did the President including the federal government violate the Constitution and other federal and state laws by mandating an experimental vaccine? Nuremberg codes stipulate that consent must be voluntary. The Nuremberg Code is a set of research ethics principles for human experimentation created by the USA v Brandt court as one result of the Nuremberg trials at the end of the Second World War. Telling someone they cannot go to school, firing people from work, or preventing their travel is NOT voluntary consent. Threatening someone's livelihood unless they take an experimental vaccine is NOT voluntary consent.

Because: In a free society, you must have bodily autonomy, to the limit of not intentionally harming others. The United States Constitution was put into place for this reason and the three branches of government were put in place so that we would have an even balance of power and so that Presidents could not rule as kings in this land called America. So that we the people will not be ruled and dictated to by our elected leaders, who are in fact servants of we the people.

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United States Constitution, Amendment 14

Federal Law 42 U.S. Code § 1985 - Conspiracy to interfere with civil rights

Federal Law 18 U.S. Code § 241 - Conspiracy against rights

Harassment including Intentional conflict of emotional distress

Invasion of Privacy

Petition for Writ of Certiorari

I Toni Marie Davis, a citizen of the United States of America, respectfully petitions this court for a writ of certiorari to review the judgment of the Fourth Circuit Court of Appeals.

Opinions Below

The decision by the Fourth Circuit Court of Appeals affirmed the judgement of the District court on December 29th 2022. That order is attached in Appendix A.

Jurisdiction

My Appeal was decided on December 29, 2022. I Toni Marie Davis invoke this Court's jurisdiction under 28 U.S.C. S 1257, having timely filed this petition for a writ of certiorari within ninety days of the Fourth Circuit Court of Appeals judgment.

Constitutional Provisions Involved

Constitutional Provisions Involved

Violation of the 14th Amendment of the United States Constitution

14th Amendment: Section 1.

All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside. No state shall make or enforce any law, which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

A) Articles 1-3: Branches, Checks, and Balances

The first three articles of the Constitution establish three branches of government with specific powers: Executive (headed by the President), Legislative (Congress) and Judicial (Supreme Court).

Article I, Section 1 of the United States Constitution States

Article I, Section 1, of the United States Constitution, provides that: All legislative Powers herein granted shall be vested in a Congress of the United States, which shall consist of a Senate and House of Representatives.

Federal Law 42 U.S. Code § 1985 - Conspiracy to interfere with civil rights

Depriving persons of rights or privileges

If two or more persons in any State or Territory conspire or go in disguise on the highway or on the premises of another, for the purpose of depriving, either directly or indirectly, any person or class of persons of the equal protection of the laws, or of equal privileges and immunities under the laws; or for the purpose of preventing or hindering the constituted authorities of any State or Territory from giving or securing to all persons within such State or Territory the equal protection

of the laws; or if two or more persons conspire to prevent by force, intimidation, or threat, any citizen who is lawfully entitled to vote, from giving his support or advocacy in a legal manner, toward or in favor of the election of any lawfully qualified person as an elector for President or Vice President, or as a Member of Congress of the

United States; or to injure any citizen in person or property on account of such support or advocacy; in any case of conspiracy set forth in this section, if one or more persons engaged therein do, or cause to be done, any act in furtherance of the object of such conspiracy, whereby another is injured in his person or property, or deprived of having and exercising any right or privilege of a citizen of the United States, the party so injured or deprived may have an action for the recovery of damages occasioned by such injury or deprivation, against any one or more of the conspirators. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

Federal Law 18 U.S. Code § 241 - Conspiracy against rights

U.S. Code

Federal offence

If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured—

They shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, they shall be fined under this title or imprisoned for any term of years or for life, or both, or may be sentenced to death.

Statement of the Case

The question is whether President Biden along with the federal Government went beyond their authority and even broke the laws of this land by making and attempting to enforce his unconstitutional mandates/laws, which presidents don't have the authority to make in the United States of America. The president is again as your own court, the supreme court found In SUPREME COURT OF THE UNITED

STATES, Nos. 21A244 and 21A247, NATIONAL FEDERATION OF INDEPENDENT BUSINESS, ET AL., APPLICANTS 21A244 v.

DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. OHIO, ET AL., APPLICANTS legislating from the executive branch of the government thereby violating the constitution and breaking the laws of this great land

Direct appeal

I renew my argument that I was kicked out of college because of the President's unlawfully legislating from the Executive branch of the government. And I ask the court to please rule in my favor in this case. I went to Towson University for Molecular Biology. At the end of April 2021 University of Maryland and University Systems of Maryland and including its school Towson University, which I attended, because of and by the encouragement of the President and his mandates regarding the vaccines and mask, my school put a vaccine mandate in place where every student and employee must get vaccinated and then prove that they have been vaccinated. My now former school threatened and tried to pressure me, saying that I had not shown proof of vaccination and I only had until a certain date and then they would kick me out. They did in fact kick me out. I have filed a lawsuit against the University of Maryland including University systems of Maryland and Towson University

The school never would have felt so in bolden to make the mandate for me to get the Covid-19 shot if it was not for the mandates of President Biden. The President made mandates and said in many TV press conferences before the school

made their mandates that he thought that that was what the colleges and businesses should do. He has been very open and public about the fact that he thinks that the American people's rights regarding their own bodies should be taken from them. The president and his administration believe themselves to be above the law. They believe they are able and have every right to take away our rights, the people's rights. And this court the supreme court even had to stop him from forcing every employed person to get the untested experimental covid-19 shot or be fired from there jobs and the president tried to force employers to do his dirty work or be fined thousands upon thousands of dollars which is not only against the law and constitution but is also frankly black mail, unethical, and just plain wrong. I have suffered the loss of my education and have been set back years in when I will finally be able to complete it. My privacy has been violated by my school thanks to the policies and laws illegally put into place by the president and his administration. I have filed a lawsuit against the University of Maryland including University systems of Maryland and Towson University, which are all the same entity.

What this administration has done, the way they have handle this pandemic has been wrong. I am not antivax I believe in vaccines, but these particular vaccines were put out to quickly for my liking, so I have decided not to get them. We did not know at first what to expect but now we know that it is like the flu. Millions more people die from the flu every year then Covid and we do not do the things that we have been doing for Covid. There are new Variants of the flu and the common cold all year long and especially during flu season. The hospitals are rushed with flu cases. Doctor Ben Carson who worked in the hospital's for over 35 years said that hospitals

are full up most of the time but the president and the media won't tell you that. The news just never talks about it or highlights it. I believe that now the media is overreacting and not telling the truth because they are sponsored by big Pharma. Congress and our government are also trading big pharma stock and making money off this pandemic, which is really over now. They have no real regard for what it is doing to the people of this great country.

REASONS FOR GRANTING THE WRIT

To avoid erroneous deprivations of rights, this Court should clarify who in the land has the right to make new laws in this great land called America. And to enforce the laws that have been outrageously broken by this president and his administration in an attempt to rule and reign as king in a land that has made sure through the Constitution and other laws of the land that we would never have a king. There are three branches of government for a reason.

In SUPREME COURT OF THE UNITED STATES, Nos. 21A244 and 21A247, NATIONAL FEDERATION OF INDEPENDENT BUSINESS, ET AL., APPLICANTS 21A244 v.

DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. OHIO, ET AL., APPLICANTS 21A247 v.

DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.

[January 13, 2022] Also including Cite as: 595 U. S. ____ (2022) 1. GORSUCH, J., concurring SUPREME COURT OF THE UNITED STATES. Nos.

21A244 and 21A247 NATIONAL FEDERATION OF INDEPENDENT BUSINESS, ET AL., APPLICANTS

21A244 v.

DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY
AND HEALTH ADMINISTRATION, ET AL.
OHIO, ET AL., APPLICANTS

21A247 v.

DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY
AND HEALTH ADMINISTRATION, ET AL.
ON APPLICATIONS FOR STAYS

[January 13, 2022]

The Supreme Court struck down President Biden's Mandate/law and said in so doing the following:

"Although COVID-19 is a risk that occurs in many workplaces, it is not an occupational hazard in most," the Court ruled. "COVID-19 can and does spread at home, in schools, during sporting events, and everywhere else that people gather. That kind of universal risk is no different from the day-to-day dangers that all face from crime, air pollution, or any number of communicable diseases."

"Court ruled that COVID-19 is not an occupational hazard but a 'universal risk' And the court said that President Biden and his administration needed to go through congress to make new laws he could not make them from the Executive Branch of the government".

ALSO

You're Honor's a State Supreme Court judge in Nassau County has ruled against Gov. Kathy Hochul's statewide mask mandate. In case Matter of Demetriou-v-New York State Department of Health. A New York judge struck down the state's mask mandate on Monday January 24, 2022, one week before it was due to expire, ruling the governor overstepped her authority in imposing a rule that needed to have been passed by the state legislature.

Judge Thomas Rademaker of New York State Supreme Court on Long Island found that the state legislature last year curbed any governor's ability to issue decrees, such as a mask mandate, amid a declared state of emergency.

Rademaker wrote that his ruling that "enacting any laws to this end is entrusted solely to the State Legislature."

Justice Thomas Rademaker said the rule amounted to "a law that was promulgated and enacted unlawfully by an Executive branch state agency, and therefore void and unenforceable as a matter of law."

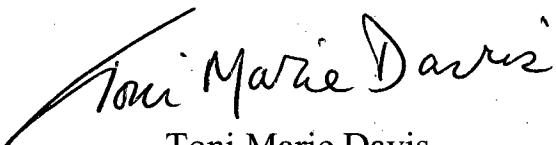
Justice Thomas Rademaker also said "Commissioner Bassett and Governor Hochul must take their case to the State Legislature," he wrote.

Judge Thomas Rademaker ruled that Hochul's executive order was unconstitutional as it bypassed the lawmaking powers of the legislature.

CONCLUSION

For the foregoing reasons, I Toni Marie Davis respectfully requests that this Court issue a writ of certiorari to review the judgment of the Fourth Court of Appeals. Please do rule in my favor and I thank you for your time and consideration in this matter.

DATED this 4th day of March, 2023.



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