

9/30/22

22-745

No. 22A234

IN THE
SUPREME COURT of the UNITED STATES

FILED
SEP 30 2022
OFFICE OF THE CLERK
SUPREME COURT U.S.
ORIGINAL

GILBERT ROMAN PRO SE
Petitioner,

v.

FIRE LIFE SAFETY OF AMERICA INC.
Respondents

On Petition For A Writ Of Certiorari
To The United States Court Of Appeals
For The Eleventh Circuit

PETITION FOR A WRIT OF CERTIORARI

GILBERT ROMAN PRO SE
950 Woodlark dr
Haines City, Fl 33844

QUESTION PRESENTED

Did 1 or more court clerks cause obstruction of Justice, deny due process, acted with misconduct, Deny this petitioner his God given rights under the 14th, 7th, Amendments by their actions
And inactions. Do pro se persons still have these Rights. Or are they being denied more and more.

Did a US District Court Magistrate deny due process; By not allowing time to get legal advice, Order mediation and violate this petitioner his God given rights and Constitutional rights under The 14th, 7th, Amendments. Do pro se Persons still have these rights. Or are they being denied. Would discovery clarify and support any Facts in the case? (Always).

PARTIES

GILBERT ROMAN PRO SE

Petitioner,

v.

FIRE LIFE SAFETY AMERICA INC.

Rule 29.6 DISCLOSURE

Petitioner has none to report

RELATED CASES

Gilbert Roman Pro Se Plaintiff-Appellant

V.

Fire Life Safety America Inc. Defendant-Appellee

**In The US Court Of Appeals
For The Eleventh Circuit
No. 22-11457-J**

**In The US District Court
For The Middle District Of Florida
No. 8:22-cv-241-KKM-CPT**

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TABLE OF AUTHORITIES

Dimick v. Schiedt 293 US 474, 55 S. ct 296,
79 L. Ed. 603 decided Jan. 7, 1935 ——3

Baltimore & Carolina Inc. v. Redman
295 US 654 ——————3

Brown v. Board of Ed. 17 May (1954)
347 US 483 ——————2

OTHER AUTHORITIES

Rule 26 ——————3

CONSTITUTIONAL PROVISIONS

14th Amendment ——————2

7th Amendment ——————3

OPINIONS BELOW

The clerk of the US Court of Appeals dismissed Petitioners case for lack of payment. June 2, 2022 No. 22-11457-J. Uncertain if published yet.

The US District Court dismissed its case on April 21, 2022. No. 8:22-cv-00241-KKM-CPT Uncertain if published yet.

JURISDICTION

Petitioner respectfully seek a writ of certiorari For the US Court of Appeals decision on June 2, 2022 and US District Court decision on April 21, 2022

Petitioner is presently within his time limit to file Because filing was extended 60 days from Nov. 30 2022 by Emily Walker and Scott S. Harris Clerk

CONSTITUTIONAL PROVISIONS

14th, 7th, Amendments

INTRODUCTION

Did court clerks deny Petitioner due process, obstruct justice, violate the 14th, 7th, and Their actions or inaction be addressed as misconduct? In Brown v Board of Ed. 17 (May) (1954) under the 14th Amendment- No State Shall make or enforce any law which shall abridge The privileges of citizens of the US, no shall any state deprive any person life, liberty, or property without Due process of the law. The US District court released The complete record of Petitioner's case on June 3, 2022. Which the petitioner received June 6th or 7th, 2022. Some 40 plus days to release the complete record. The US Court of Appeals Was asked 2 times to send the guidelines to prepare A brief to that Court. Which also was released June, 3 2022.

Was Petitioner 14th Amendments rights violated when the US court of Appeals clerk dismissed Petitioners case for lack of payment on June 2, 2022? With only 1 allegedly request sent. No 2nd notice requesting payment, no phone call or email requesting payment. A motion to reverse dismissal And payment was sent to open the case again. Denied by the court clerk. App A

The US District Court and US Court of Appeals Denied Petitioner his right to jury trial or proper Judicial review. The right to a jury trial preserved By the Seventh Amendment is the right by which Existed under the English common law when the Amendment was adopted p295 US 657. Under Baltimore & Carolina Inc. v Redman 295 US 654 Maintenance of the right to a jury trial should be Scrutinized with the utmost care p293 US 486 Under Dimick v. Schiedt 293 US 474, 55 S. ct. 296, 79 L. Ed. 603 Decided Jan. 7, 1935.

The US District Court kept dismissing Petitioner Case for poor paperwork. Not on merits of Prima Facie evidence.

The actions or inactions of both courts did violate Petitioners Right of Due Process of the law. And Discovery under Rule 26 would of proven much More.

STATEMENT OF THE CASE

The US District Court clerk took some 45 days to Release a complete copy of that courts records. Petitioner asked 3 different times for these records. App. C

The US Court of Appeals clerk was asked 2 times For the guidelines to prepare a brief to that court.

Both courts released requested documents on June 3, 2022.

The US Court of Appeals dismissed petitioners case For lack of payment on June 2, 2022. That court Allegedly sent 1 letter requesting payment by mail. That court should of sent an email, call, send another Letter requesting payment before dismissing the Case. Payment and a motion to reverse dismissal Was sent. The clerk denied the motion and said all Was moot. App A

The US District court ruled petitioners complaints Were not prepared properly. Petitioner requested More time to get legal advice (denied) and objected To not being granted more time to get legal help. Petitioner requested mediation as another option (denied) objected to. App B & C

Discovery will always produce proof.

REASON FOR GRANTING PETITION

It will never be alright for any person to yell in
Petitioners Ear, pull a knife out-open it- and swipe it at
Petitioners stomach, Jump out from around a corner
To scare or intimidate me. All in one day, on one
Inspection. All by one person.

Any person that helped this person do this To
Petitioner must know it was wrong to allow this.

Pro Se persons need a civil manner to resolve
Problems. This pro se person humbly ask this from
This court.

That one day soon a civil commission be
Established to hear pro se cases on their merits.
That their cases will not be dismissed for poor
Paperwork. That a civil commission (jury) hear
The facts of the case and deem it worthy of judgment.
Made up of 3-5 person (jury) paid and revolving; so
We get justice, truth and nothing else. Petitioner
Would even donate part of his monetary funds to
Help start this commission. If this court awards any.

CONCLUSION

**Gilbert Roman
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