

JUN - 6 2023

No. 22A1096

In the
SUPREME COURT OF THE UNITED STATES

Rifat Shafique

(on behalf of herself, and all other similarly situated)

Petitioner,

vs.

EQUITY RESIDENTIAL

T/A EQUITY RESIDENTIAL MANAGEMENT, LLC

Respondent .

**On Petition for Writ of Certiorari
to the United States Court of Appeals for the District of Columbia, in the matter
of Rifat Shafique v Equity Residential Management, LLC, No. 22-7116**

**Related State Actions, DC Court of Appeals
Nos. 22 CV 637, 23 CV 204 and 23 CV 203.**

**APPLICATION TO THE HONORABLE CHIEF JUSTICE JOHN ROBERTS
FOR
PRELIMINARY INJUNCTIVE REMEDY**

Rifat Shafique

1500 Massachusetts Avenue, Apartment 513

Washington, DC 20005

Shafique.rifat@gmail.com

Appellant Pro Se Sui Juris Feme Sole

RECEIVED

JUN - 8 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

TC/495
RECEIVED
SUPREME COURT, U.S.
2023 JUN - 6 P 11: 28

Pursuant to Supreme Court Rules 11, 20, and 22, Petitioner and Applicant Rifat Shafique respectfully requests of the Supreme Court **to institute injunctive remedy to stop the disposal of all of plaintiff's assets which are currently being taken away from her using an aggressive illicit exaction scheme under magistrates in the District of Columbia Courts, even as no mandate has been set from the proceedings in the District of Columbia Court of Appeals.**

REQUEST

Petitioner seeks, and has been seeking injunctive relief in all of these cases to stop the illegal exaction activities of Equity Residential Management, LLC, and the magistrate judges, which to this day seek to deprive her of all of her personal belongings and residence rights, while so far successfully denying her access to any hearing, and discovery, and a trial by jury, all in violation of Article 1, Section 9 of the Constitution for the United States of America, and Amendments 4, 5, 8, and 14 therein. This case mirrors in many respects, the situation in *Tyler v. Hennepin County*, 598 U.S. ____ (2023), and Petitioner asserts right to summary preliminary injunctive relief. See *infra*.

JURISDICTION

This case arises pursuant to Article 1, Section 9 of the Constitution for the United States of America, and the Bill of Rights, Amendments 1 through 14, and specifically here, Amendments 1, 5, 8, 9, and 14. Relative to subordinate codifications of law, 42 U.S.C. § 1983. Jurisdiction is founded upon 28 U.S.C. § 1253, 1254, 1257, and 2101.

REASONS FOR GRANTING INJUNCTIVE RELIEF.

On March 9, 2023, Petitioner submitted a DIRECT APPEAL FROM DECISIONS OF THREE-JUDGE COURTS.

On March 19, 2023, Petitioner submitted

There was no indication on the Court's website evidencing the filings, and there seemed to be no correspondence from the court regarding this matter. In fact, Petitioner tried to contact the court several times by electronic mail, and personally visited the court more than twice to inquire. The second time, Petitioner was not even allowed to enter the building, even though tourists were allowed to enter the building. Then on May 24, 2023 Petitioner visited the court again and was finally allowed to enter the building and speak to a clerk.

A clerk provided Petitioner a copy of a letter sent on March 21, 2023, and confirmed that the Court does not correspond by electronic mail. The letter indicates *inter alia*, that Petitioner fails to comply with Rule 14, and Rule 33 of the court's rules. This letter was not received by Petitioner until May 22, 2023. The mail was sent to Shafique's address at 1500 Massachusetts Avenue NW, #513, Washington, DC. However Shafique is currently ejected, which is exactly why this application is being filed in pursuit of injunctive relief. The respondent, Equity Residential is strongly suspected of having intercepted that mail and neither informed Shafique of its existence, or returned it to sender. Ongoing mail interference has been a long standing issue between Shafique and the employees of Equity Residential, as on numerous occasions before, they interfered with her mail and packages.

On June 5, 2023, having addressed this matter and filing a petition on the related removal action, (*Rifat Shafique v Equity Residential Management, LLC*, U.S. Ct. Appl. (D.C. Circ.) No. 22 – 7116, Shafique learned that preliminary and other injunctive relief applications are handled by a

different process and must be filed separately from petitions for writs of certiorari. Shafique now files this application accordingly and simultaneously with her petition for writ of certiorari to the District of Columbia Court of Appeals for the District of Columbia in relation to case number 23 CV 204 there.

This case *prima facie* is similar to the matter in the controlling authority action, *Tyler v. Hennepin County*, 598 U.S. ____ (2023). Like *Tyler*, it is a matter where Rifat Shafique's residence and belongings have been seized under specious circumstances under the guise of a bill owed. The direct appeal was intended to stop the seizure before damages accrue, (as per Rule 11), but now damages have accrued. Shafique is not able to proceed unless the leave to proceed with costs waived is granted. Petitioner is also by law entitled to injunctive relief, as per **Code of the District of Columbia § 42-3505.02. Retaliatory action**, but that law is not being acknowledged by the local courts.

Even if the court is not inclined to grant extension, at this moment, Petitioner is not time-barred at this time from filing relevant petitions covering this case. This matter, Case 22 – 7116 in the District of Columbia Circuit is an appeal from and matter removed from the District of Columbia Courts. Here, Shafique appeals the decision in the removed appeal. This matter however, was remanded back to the District of Columbia Courts, from which stems the related appeal actions of Rifat Shafique v Equity Residential Management, LLC, DCCA No. 22 CV 637, 22 CV 204, and 20 CV 203.

The District of Columbia Court of Appeals (DCCA) dismissed appeal number **22 CV 637** while this matter was pending in the United States Court of Appeals for the District of Columbia Circuit, and refused to reinstate it on remand, resulting in:

The DCCA then dismissed appeal number **23 CV 204 on April 3, 2023,**

The DCCA then dismissed appeal number **23 CV 203 on May 4, 2023.**

Then the DCCA turned back on appeal number **23 CV 204**, denying Petitioner's timely filed petition for rehearing en banc on **May 22, 2023.**

Then came this Court's decision in Tyler, on May 25, 2023.

All of these appeals arise out of the proceedings in the District of Columbia Landlord and Tenant Court where proceedings were conducted under magistrates without Petitioner's consent.

Additionally, as for case 23 CV 203, the DCCA granted leave for Petitioner to seek reinstatement in the lower court, only to dispose of the matter in the DCCA two days after Petitioner filed, and before the lower court made a determination on the motion to reinstate there. That was trickster business by the DCCA panel, undermining the confidence in the administration of justice. Petitioner therefore seeks leave to advance a direct appeal in attempt to obtain the injunctive relief to which she is entitled.

If the application is not granted, then not only would such denial appear contradictory to the landmark decision the court just laid down upholding the virtues of the Magna Carta, Article 1 Section 9 of the Constitution for the United States, and the fidelity for preserving property rights as enshrined in the various amendments packaged as the Bill of Rights. This is not in the national interest of a republic that upholds the virtues of the individual civil liberties and property rights. **The Supreme Court should take judicial notice of the fact that the issuing magistrate, Jorge Vila, who never had consent to engage this case, as magistrates in the District of Columbia are supposed to obtain, did not sign the executed writ. See attached Exhibit: Writ with no judge's signature.**

The mandate in the matter before the District of Columbia Circuit has already been issued and is not stayed. Mandates have yet to be issued in DCCA Nos. 23 CV 203 and 23 CV 204.


CONCLUSION

For the foregoing reasons, Petitioner Rifat Shafique requests this Court grant preliminary injunctive relief by quashing the defiled writ.

VERIFICATION

I, Rifat Shafique, affirm on this 6th day of June, 2023, and under the laws of the United States, that the foregoing statements are true.

Respectfully submitted by



Rifat Shafique, Petitioner

CERTIFICATE OF SERVICE

I, Rifat Shafique hereby affirm that on this 6th day of June 2023, I cause the submission of a copy of the foregoing

**APPLICATION TO THE HONORABLE CHIEF JUSTICE JOHN ROBERTS
FOR
PRELIMINARY INJUNCTIVE REMEDY**

to be served on Alison Graham, Shulman Rogers, 12505 Park Potomac Ave, FL 6, Potomac, MD 20854, United States, Counsel for Respondent Equity Residential, via hand delivery to CT Corporation, 1015 15th Street, NW, Suite 1000, Washington, DC 20005, and to the Office of the Solicitor General of the United States at U.S. Department of Justice, 950 Pennsylvania Avenue, NW Washington, DC 20530-0001.



/s/ Rifat Shafique

Rifat Shafique v Equity Residential

Application for Preliminary Injunction

Select Attachments.

- 1) Writ with no judges signature.
(The squibble on the writ is not any judge's or magistrate's signature. The U.S. Marshals could not identify it as such.)
- 2) Lis Pendens (Doc # 202301889-11)
- 3) Letter from DHCD showing
1500 Massachusetts Ave NW # 513
Washington DC 20005
not properly registered, in violation
of DC Code 42-3502.05.

4) NOTICE TO THE COURT.

WRIT OF RESTITUTION

**Superior Court of the District of Columbia
CIVIL DIVISION, LANDLORD AND TENANT BRANCH**

Equity Residential Management, LLC TA 1500 Mass Apartments

(202) 293-1500, Plaintiff

vs.

L&T 2022 LTB 000462

RIFAT SHAFIQUE

Defendant

The President of the United States to the Marshal for said District of Columbia, Greeting:

YOU ARE HEREBY COMMANDED, without delay, to cause the plaintiff to have possession of premises No. 1500 Massachusetts Ave, NW # 513 Washington, DC 20005

according to his recovery in this action. Return this writ to this Court immediately after you have executed it, and within seventy-five days from the date hereof, so indorsed as to show when and how you have executed the same.

Witness, the Honorable Chief Judge of said Court, this 31 day of January, A.D. 2023.

[Redacted Signature]

CLERK OF THE COURT

**Superior Court of the District of Columbia
CIVIL DIVISION, LANDLORD AND TENANT BRANCH**

Equity Residential Management LLC TA 1500 Mass Apartments, Plaintiff

vs.

L&T 2022 LTB 000462

Name RIFAT SHAFIQUE

Address 1500 Massachusetts Ave, NW # 513, Defendant

City: Washington, D.C. 20005

You are hereby notified that in the above-entitled cause a writ of possession has been issued, commanding me to take possession of the premises occupied by you as indicated above, and that I shall, if ordered by the plaintiff, proceed on any weekday as early as the ___ day of ___, 20___, and as late as the ___ day of ___, 20___, at any time to execute said writ, remove any personal property found thereon and take possession of the premises.

THIS IS YOUR LAST NOTICE.

This ___ day of ___, 20___

[Redacted Signature]

UNITED STATES MARSHAL

by _____

Deputy Marshal

L&T

**Superior Court
of the District of Columbia**

Plaintiff

vs.

Defendant

WRIT OF RESTITUTION

Washington, D.C.

20

U.S. Marshal

By

Deputy

CCN # 230 39 435

Rifat Shafique

1500 Massachusetts Avenue, NW Apt. #513

Washington, DC 20005

shafique.rifat@gmail.com

March 7, 2023

In the
**DISTRICT OF COLUMBIA OFFICE OF TAX AND REVENUE
RECORDER OF DEEDS**

NOTICE OF LIS PENDENS

Pursuant to Code of the District of Columbia § 42-1207

**BE IT KNOWN TO ALL PERSONS THAT RIFAT SHAFIQUE, PARTY OF THE SECOND PART
OF THE LEASE PERTAINING TO THE REAL PROPERTY LOCATED AT**

1500 MASSACHUSETTS AVENUE, NW, APARTMENT 513, WASHINGTON DC, 20005

hereby files this Notice of Lis pendens pursuant to DC Code § 42-1207 against any sale of any real property linked directly to, and requiring the transfixing in instrument thereof, to the property identify as

**Square 0196, Lot 0832 (SSL 0196 – 0832_ with address as
1500 MASSACHUSETTS AVE NW WASHINGTON DC 2005
as recorded in the District of Columbia Recorder of Deeds**

This Notices arises from that Incident as recorded in the District of Columbia Recorder of Deeds at Instrument Number 55977, 18-May-2011 whereby sale of said property is alleged to have been completed for the amount of Ninety and Five Million Dollars, (\$95,000,000.00), but in actually where tenants were out-bid at an amount of \$10 above the table, and a pecuniary undisclosed amount

below the table, but only after the competitor, EQUITY RESIDENTIAL PARTNERSHIP, NOT LLC, received the full money, insider information about every lease holding tenant on the rent roll, without the, or consent, of the tenants. There is no true evidence of closure, particularly as pertaining to the addressed compartmented apartment therein:

**1500 MASSACHUSETTS AVENUE NW APARTMENT NUMBER 513
WASHINGTON DC 2005**

See attached SCHEDULE 1: Apostille.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA DEPARTMENT OF
HOUSING AND COMMUNITY DEVELOPMENT**

**April 8, 2022 Re: 1500 Massachusetts Ave, NW Apt. #513 Washington, DC 2005
Certification fo No Current Registration/Claim of
Exemption Form at the Rental Accommodations Division.**

NOTES

Pursuant to Code of the District of Columbia § 42-1207, (hereto hence the “Statute”), be it known that

(a) Pending Action - ctions and proceedings are pending that will hereafter affect the title, and, tenancy interests, security interest, or other ownership interest in the affected real property situated in the District of Columbia, at 1500 Massachusetts Avenue, NW, Washington, DC 2005.

(b) The notice referred to in subsection (a) of the Statue shall be effective only if the underlying action or proceeding directly affects the title to or tenancy interest in, or asserts a mortgage, lien, security interest, right of first offer, right of first refusal, or other ownership interest in real property situated in the District of Columbia, and the notice is in writing, signed by the plaintiff, defendant, other party to the action or proceeding, or by a counsel of record for such party, desiring to have the notice filed for recordation, and notarized, stating that:

- (1) Court - The action commences in the **District of Columbia Superior Court.**
- (2) Title - Title of the action, is : **Rifat Shafique versus**

Equity Residential Management LLC

- (3) Docket Number – of pending action is **2023 1282**
(4) Date of filing: **March 3, 2023**
(5) Objective - of the filing is as follows: ***inter alia,***

Pursuant to the Rental Housing and Conversion and Sale Act of 1980 - To Cause the invalidation of the alleged sale of all property ascribed at SSL 0196 – 0832 with address as 1500 MASSACHUSETTS AVE NW WASHINGTON DC, as recorded in the District of Columbia Recorder of Deeds at Instrument Number 55977, 18-May-2011 and alleged to have been for the amount of Ninety and Five Million Dollars, (\$95,000,000.00), but in actually where tenants were outbidded at an amount of \$10 above the table, and a pecuniary undisclosed amount below the table, but only after the competitor, EQUITY RESIDENTIAL PARTNERSHIP, NOT LLC, received the full money, insider information about every lease holding tenant on the rent roll, without the, or consent, of the tenants.

(6) Basis - This is a contract interference and unlawful (wrongful) eviction/ejectment complaint, and the value of the claim is US \$ 500,000,000. This action includes claims **FOR IMMEDIATE INJUNCTIVE RELIEF** by way of immediate relief from any and All Issued Writs, Orders, and Judgments in the matter of Equity Residential Management, LLC v Rifat Shafique, Case Number 22 LTB 462, and, or, in the alternative, for an Injunctive Order of Mandamus (counter writ) to uphold the Verified Opinion of the District of Columbia’s Department of Housing and Community Development Sealed on April 8, 2022 declaring that whoever owns 1500 Massachusetts Avenue Apt. # 513 is not properly registered, is in violation of the act, and accordingly not authorized to increase rent, nor to issue notices to any tenant therein to vacate. Claimant here advanced under the District of Columbia Rental Housing and Conversion and Sale Act. **(D.C. Law 3-86), and other acts, and moves for RESTORATION OF RIGHTS, NATURAL, REAL PROPERTY, AND OTHERWISE - For enforcement of Plaintiff’s Rights of Possession and Quite of Title, and or First Right of Possession of All Property affected by the defendants invasive actions as of the year 2011, in accordance with Plaintiff’s natural rights, property rights, tenant rights, and contract rights as derived from Plaintiff’s lease. A full detail of all claims listed is in docket of the here referenced case at initial VERIFIED COMPLAINT, Section IV – INITIAL REQUESTS (pages 7 through 10, and here attached at SCHEDULE 2: Complaint Stamp Page and Summons. (Exhibits not included here.)**

(7) Persons to be Affected - Where section (7) of the Statute requires the Name of the persons whose estate is intended to be affected are as follows:

1 To the Benefit of: Rifat Shafique, Party of the Second Part of Lease for 1500 Massachusetts Avenue Apt. 513, NW, Washington, DC, September 5, 2005.

2 To the Benefit or Adverse of such persons as listed as Party of the First Part of Lease for 500 Massachusetts Avenue Apt. 513, NW, Washington, DC, September 29, 2005. (For this purpose of litigation, and to prevent furtherance of fraudulent, and, or, other illegal conduct, as Equity Residential Management, LLC TA 1500 Mass Apartments is seen as an intruder into the premises of Apartment 513, and fails to disclose proof of ownership of 1500 Massachusetts Avenue NW Washington, DC subject to due diligence inspection, Plaintiff's Lease is retained under seal.)

(8) As indicated supra, the description of the real property sought to be affected is as listed at Square 0196, Lot 0832 (SSL 0196 – 0832) with address as 1500 MASSACHUSETTS AVE NW WASHINGTON DC 20005 as recorded in the District of Columbia Recorder of Deeds

(c) The Recorder of Deeds shall admit this Notices for filing and recordation as this Notices does meet the requirements of subsection (b) of this section. This Notice shall have effect from the time of the filing for recordation.

EFFECTS

In accordance with § (d)(1)(C) of the Statute,

1 The clerks of the District of Columbia Courts, having affirm they they comply only with District of Columbia Law regardless of the provisions laid out within the Federal Rules of Civil Procedure (Federal Law) shall promptly heed the recordation of this Notice with the Recorder of Deeds and shall impose such injunction, and, or, quashing of any execution of any judge therein pending resolution of the here referenced case, on appeal in whereby at such time **(C) Final judgment has been entered by the appellate court from an appeal which was granted.**

2 The clerks of the United States Courts, including the those of the District of Columbia Circuit shall impose injunctive relief and stay of any mandate in accordance with Fed R. Civ. P 65 and 28 U.S.C. § 1447 in any related removal action pending any Final Judgment not apprehended by filing

with the Supreme Court of the United States of America (if any be filed) from either any related removal action, and, or, the here referenced action.

3 The United States Marshals Service shall stand down and cease and desist from executing any writ in dispute issued from the related matter of Equity Residential Management LLC, D.C. Case Number 2022 LTB 462 in the District of Columbia Superior Court.

4 Pursuant to § d(2) of the Statute, and any other act of the Congress of the United States, the Mayor of the District of Columbia shall hereby implement such counter fines against the adverse party, Equity Residential Management, LLC in all her parts to ascertain that that this Notice is enforced.

Rifat Shafique

Rifat Shafique

Attachments: SCHEDULE 1: Apostille
SCHEDULE 2: Complaint Stamp Page

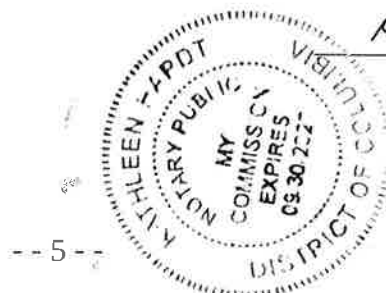
VERIFICATION

Notary's Statement

Before me the undersigned Notary, personally appeared Rifat Shafique on this 7th day of March, 2023 known to me to be this person, and after being duly affirmed executed this document, stating that to the best of her knowledge, information and belief, it is true and correct.

Kathleen Haines

Notary





**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**



April 8, 2022

To Whom It May Concern:

**Re: 1500 Massachusetts Ave, NW Apt. #513 Washington, DC 20005
Certification of No Current Registration/Claim of Exemption Form
at the Rental Accommodations Division**

The DC Department of Housing and Community Development, Rental Accommodations Division (RAD) certifies, on this 8th day of April 2022 that **no Current Registration/Claim of Exemption Form is on file at RAD** for the residential rental property located at **1500 Massachusetts Ave, NW Apt. #513 Washington, DC 20005**.

Pursuant to Section 205 of the Rental Housing Act of 1985, as amended (the Act), DC Official Code, Section 42-3502.05, the owner of any residential rental property in the District of Columbia is required to license and register the property with the District by obtaining a basic business license for residential/apartment rental from the DC Department of Consumer and Regulatory Affairs (DCRA) and by filing a completed Registration/Claim of Exemption Form with RAD.

In order to be deemed in compliance with the Act, among other things, the RAD Registration Claim of Exemption Form when filed must be accompanied by the DCRA basic business license for residential/apartment rental and, if applicable, a certificate of occupancy also issued by DCRA. The owner must also give a copy of the RAD registration form to each tenant or post a copy in a place at the rental property where the registration statement is easily seen by all tenants. If an owner does not register a rental property in accordance with the Act, any rent increases or notices to vacate issued by the owner when the rental property is not properly registered may be invalid.

For a more complete explanation of the residential rental property license and registration requirements in the District or if more information or clarification is desired, please contact RAD by telephone at (202) 442-9505, Monday through Friday, 8:30 am – 4:30 pm.

Thank you for contacting the Government of the District of Columbia.

SA

Keith A. Anderson, Esq., Rental Property Program Specialist
Rental Accommodations Division
Certifying Official



Rifat Shafique
1500 Massachusetts Avenue, NW, Apartment 513
Washington, DC 20009

~~April 4, 2022~~ April 6, 2022

To: District of Columbia Superior Court
Civil Actions Branch, Landlord and Tenant Divisions
510 Fourth St NW, Court Building B, Washington, DC 20544

Re: Case No. 2022 LTB 000462

NOTICE TO THE COURT

Pursuant to The Rental Housing Conversion and Sale Act of 1980, as amended (D.C. Law 3-86) (the Conversion Act), as well as D.C. Law 7-22 Subchapter III.

Where it has come to the attention of the here accused, the initiation of a matter lodged into the Landlord and Tenant Division with the hereabove stipulated case number, the court is hereby apprised of the following:

1 That no summons or complaint there lodged are there-regarding can be acknowledged without verification of the identification of the landlord, as the asserted complainant "EQUITY RESIDENTIAL MANAGEMENT, LLC" only operates "as agent for the owner" "1500 Mass A". Mr. or Mrs, or Ms. "1500 MASS A" provides no identification documents to certify being the landlord of the premises in dispute, nor, if an artificial person, such documentation disclosing the corporation, sufficient to surmount scrutiny in relation to identification of the Party of the First Part of any lease arrangement with the tenant in question. There is no clear evidence that EQUITY RESIDENTIAL MANAGEMENT, LLC is a law firm duly registered and recognized by the District of Columbia Bar. It is also not clear that any agent for any owner is authorized to initiate any proceeding on behalf of any owner, even if such agent procures counsel on behalf of his/her/its/their agency. Such powers of attorney (if any) are hereby questioned and must be made available for inspection and verification at the time of such initiation in order to acknowledge any service thereto.

2 There can be no consent to virtual hearings in this matter.

3 The foregoing, particularly at statement 1 *supra*, inhibits and obstructs that CLEAR PATH to litigate contract disputes that fall outside the scope of this Court Division. Note initial filings which are now being advanced before the Rental Accommodations Division, and the Office of the Attorney General. This matter amounts to an ongoing dispute that is under inquiry by, and at the tenant's behest. The matter should be addressed by the Rental Accommodations Division, and, or, such other agencies of the other Branch as the District of Columbia has so structured to address such matters.

Accordingly, in light of the foregoing, this Court Division holds no jurisdiction, and in light of statement 2 above, in the event upon this apprise, the Court Division fails to promptly vacate this matter of its own volition, and this Notice, the Court Division is hereby notified that tenant must take assertive steps to counteract any resultant judicial disability thereto. No rights are waived. All rights are reserved.

Verily,

Rifat Shafique: / s / Rifat Shafique

April 4, 2022

April 6, 2022