

March 27, 2023

To: CLERK OFFICE, Supreme Court of the United States
1 First Street, NE Washington, DC 20543

From: Lei Yin, Pro Se with disability living with SSDI, 3 Blackberry Lane, S2, Andover,
MA 01810

Motion to Leave to File petition for a writ of certiorari Due to Medical Reason on/Before August 1st, 2023 In Appeal No# 01-20-1627 of 1st Circuit and Case 14-cv-12255 of District Court of MA, **and Filing Request in Poverty**

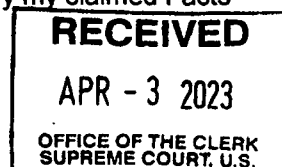
Dear Clerk Office, of Supreme Court of US,

Following the recent decision dated on February 8, 2023 by Maria Hamilton, Clerk of US COURT of Appeals For the First Circuit, and phone call message from Clerk Office about my "**PETITION of Full Court HEARING (En Banc of Rule 35) in USCA#1-20-1627, USDC 1:14-cv-12255, dated Feb 10th, 2023**", here comes with Lei Yin, a Pro Se in case 20-1627 of 1st Circuit and case 14-cv-12255 of District of MA to File this Motion to Leave Due to Medical Reason for a writ of certiorari in a Poverty Status.

Previously my case against Biogen and Integrated Resources, Inc, had been dismissed by US court system, after court's in camera review of my lab notebook from Biogen. At that time, the court concluded that there is nothing to support my claims in my notebook. (see Docket #129 of 14-cv-12255." Biogen has provided the lab notebook for in camera inspection and the Court has done so. It appears to contain nothing of relevance. The Court will keep it secure and will provide it to the parties during the trial for the examination of witnesses). I had filed numerous motions to get access to my Biogen Lab Notebook, but court had denied my requests. **The case was finally dismissed without any ".....trial for examination of witnesses" as earlier stated by court (Docket #129.)**

In a separated worker compensation case in DIA of MA, on June 15, 2018, I got a chance to take a look of my Biogen Notebook. I had found out that **four pages of my lab notebook of Biogen had been covered up with redundant papers without any traces/marks of my signatures, initials, dates, comments, etc** by Biogen. That Tampering of evidence was found in a conference held by Department of Industrial Accidents on June 15, 2018, Emergency Motion entitled as "**Emergency Confidential Request about Seizing Already Tampered Lei Yin's Biogen Lab Note Book**" was immediately filed on June 16, 2018 to DIA, This was done by hand-in a signed copy to DIA clerk (see Received Seal of DIA dated on Jun 18, 2018 together with two signed copies mailed by USPS Certified Mail to DIA Lawrence site and DIA Boston site. (see USPS CERTIFIED MAIL RECEIPT #70171450000160133751 and #70171450000160130996). Both Certified Mails had shown to be delivered to DIA Office in both Lawrence and Boston successfully. However, this emergency motion dated June 16, 2018, which with Received Seal from DIA of June 18, 2018 had said never been docketed in DIA system due to reasons unknown by department staff when I requested the rullings on the Emergency Motion (in Appealing status, the docket showed it had been docketed, but no ruling by DIA Judge even after my numerous requests to rule and with further fillings). DIA decision had been made and filed on Feb 25, 2020. Notice of Appeal to DIA's decision had been given on March 9th, and is now in review of FAR of COMMONWEALTH OF MASSACHUSETTS SUPREME JUDICIAL COURT.

On the same day of March 9th, 2020, a motion entitled "motion of reconsideration of Case 14-cv-12255, guided by RULE 59(e)" was filed to District Court of MA. I had provided new evidence and depositions evidence from DIA Conference to District Court to ask the court to verify my claimed Facts



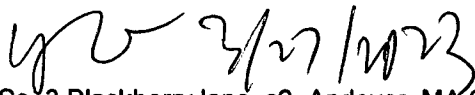
and provided Evidence that District Court/Appeal Court had refused to do so. However, **both District Court of MA and the 1st circuit of Appeals Court of US had refused to verify my Claimed Facts and Evidence Again in year 2020-2023**, Both courts had refused to address the Intentionally Tampering Evidence presented in Court by Biogen that presented to courts. Therefore, **US Court System had abandoned me.**

On 1/30/2023, I had filed " Medical Leave Request in Future Filing in Case No.#20-1627" to Clerk's Office, UNITED STATES COURT OF APPEALS for the FIRST CIRCUIT informing that "I have received your letter dated on January 24, 2023, informing me the decision on my previous reconsideration request, I am planning to file further hearing accordingly to your court , possibly the en Banc Hearing. However, I have been pretty sick recently, and cannot draft the future fillings, therefore, Hear is my Request for Medical Leave due to Health worsen reason. I will kept Your office updated when I am feeling better, at a date no later than May 1st, 2023."

On Feb 10, 2023, a " **PETITION of Full Court HEARING (En Banc of Rule 35) in USCA#1-20-1627, USDC 1:14-cv-12255,"** was filed to Clerk's Office, UNITED STATES COURT OF APPEALS for the FIRST CIRCUIT .


Both my fillings of January 30th, 2023 (medical leave request) and of Feb 10 , 2023 (Petition of Full Court Hearing En Banc) has not been ruled by 1st Circuit and a mandate was issued.

Therefore, please approve this Motion to Leave to File petition for a writ of certiorari Due to Medical Reason ON/Before August 1st, 2023, And Filling Request in Poverty.



Lei Yin, Pro Se, 3 Blackberry lane, s2, Andover, MA 01810 Yinlei716@yahoo.com, 5084043588

CERTIFICATE OF SERVICE:

(I, Lei Yin,  certify that I have this day of **March 27th 2023**, served a copy of the foregoing by email and mail to :

TO Jeffrey S. Brody, Jackson Lewis P.C. 75 Park Plaza, Boston, MA 02116 (For Biogen) brodyj@jacksonlewis.com, BostonDocketing@jacksonlewis.com, Jeffrey brody, jon shank, Jackson lewis pc. 75 park plaza, boston ma 0211

Sarah B. Herlihy shelihy@arrowoodllp.com, CMederiros@arrowoodllp.com

To Biogen Inc., 225 Binney Street, Cambridge, MA 02142. Phone: 781-464-2000

Integrated Resource Inc. 4 Ethel Rd #403b Edison, NJ 08817 phone 732-549-2030 info@irionline.com
c/o James P. Anelli , The Legal Center | One Riverfront Plaza | 1037 Raymond Boulevard, Suite 230 |
Newark, NJ 07102-5425 Direct 201.368.7224 | Fax 201.368.7255 anellij@whiteandwilliams.com |
whiteandwilliams.com (For Integrated Resources, Inc.) And to Daniel Blake dblake@barclaydamon.com,
John Wozniak attywozniak@wozniaklawgroup.com, paralegal@wozniaklawgroup.com

AFFIDAVIT, Fee Waiver Request on Filing AND REQUEST TO SERVE BIOGEN BY COURT Directly Beside My Serve by Mail

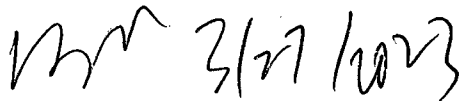
I, Lei Yin of Andover, MA 01810, MAKE OATH AND SAY THAT:

I had filed a case of 14-CV-12255 against Biogen, Inc and Integrated Resource Inc. At that time , numerous motions to get access to my Biogen Notebook had been denied in the process., including a Subpoena issued by Clerk of this court. In camera inspection by this court had found nothing to support my claims at that time. However, recently, I had found out that some pages of my Biogen Lab Notebook had been covered up, with all original contents hiding from inspection on those pages.

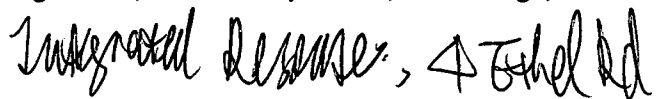
I am now filling **Motion to Leave to File petition for a writ of certiorari Due to Medical Reason on/ Before August 1st, 2023** In Appeal No# 01-20-1627 of 1st Circuit and Case 14-cv-12255 of District Court of MA, And Filing Request in Poverty to CLERK OFFICE,, Supreme Court of the United States 1 First Street, NE Washington, DC 20543

I certified that all my statement here are true, I am living with Masshealth and SSDI in the past 10 years, therefore, **I ask court to waiver all the possible financial fees of this process,** and treat me as a Pro Se with financial difficulties, as courts had done so in the past 10 years.

I have served my filling to Biogen InC at Biogen Inc., 225 Binney Street, Cambridge, MA 02142. Phone: 781-464-2000 by USPS Certified Mail service. I also request this court to Serve Biogen Inc directly and,/ or electronically at Biogen Inc., 225 Binney Street, Cambridge, MA 02142. Phone: 781-464-2000

 3/27/2023

Lei Yin, Pro Se with MassHealth and SSDI.


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March 27, 2023

United States Court of Appeals For the First Circuit

No. 20-1627

LEI YIN,

Plaintiff - Appellant,

v.

BIOGEN INC., f/k/a Biogen-IDEC,

Defendant - Appellee,

INTEGRATED RESOURCES, INC.,

Defendant.

Before

Gelpí, Howard and Thompson,
Circuit Judges.

ORDER OF COURT

Entered: January 24, 2023

This matter is before the court on Lei Yin's "Petition Rehearing of 20-1627 . . .," as well as a motion to seal. The petition is construed as a petition for panel rehearing and is **DENIED**. The motion to seal is resolved as follows: the "Petition Rehearing of 20-1627 . . ." will be held under seal pending further order.

By the Court:

Maria R. Hamilton, Clerk

cc:

Lei Yin, Jeffrey Scott Brody, Sarah B. Herlihy, Jonathan R. Shank

OFFICE OF THE CLERK
UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

MARIA R. HAMILTON
CLERK

JOHN JO
UNITED ST/
1 COURTHOU
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February 8, 2023

Lei Yin
3 Blackberry Lane
Andover, MA 01810

Re: Yin v. Biogen Inc.
Appeal No. 20-1627

Dear Lei Yin:

This letter acknowledges the receipt on February 1, 2023, of your recent correspondence dated January 30, 2023, regarding the above case. In that filing you discuss making further filings in this case. Enclosed please find a copy of the docket sheet for your case. As you requested, a mandate issued in this matter on February 1, 2023. The mandate represents the official action of the court. In this case, after the court issued judgment affirming the district court's ruling, you then denied your petition for rehearing, mandate issued formally terminating your appeal. A copy of the Mandate has also been transmitted to the District Court - you do not need to transmit it to the District Court. If you wish to learn more about the contents of mandates and the rules regarding the issuance of mandates, please see Rule 41 of the Federal Rules of Appellate Procedure.

I hope this information is helpful to you.

Sincerely,

Maria R. Hamilton, Clerk

encl.

cc:
Jeffrey Scott Brody
Sarah B. Herlihy
Jonathan R. Shank