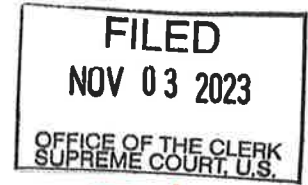


ORIGINAL

CASE NO. 23-116

IN THE SUPREME COURT OF THE UNITED STATES



RAHIM CALDWELL,

PRO SE

, Petitioner

v.

JASON ANTHONY, FREDERICK GHIO

, Respondents

Petition for Rehearing to the Rhode Island Supreme court

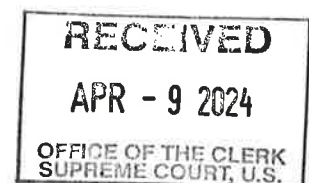
RAHIM CALDWELL

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PETITION FOR REHEARING PURSUANT TO RULE 4

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PETITION FOR REHEARING

Pursuant to rule 44, petitioner Rahim Caldwell comes before the UNITED STATES SUPREME COURT on a PETITION FOR REHEARING of this court's October 10, 2023 denial of petition for Writ of Certiorari. The petition for Rehearing was timely filed within the 25 days of this court's denial of Petition for Writ of Certiorari.

REASONS FOR GRANTING THE PETITION

Nine Minds are more effective than one.

Petitioner comes before the court on a petition for rehearing pursuant to Rule 44 of the SUPREME COURT OF THE UNITED STATES.

Petitioner position is once the full court reviews the Petition for Writ of Certiorari, either the full court will see petitioner was treated as inferior, afforded no due process, no process whatsoever, petitioner states a valid claim, and the petitioner contained errors of law and fact.

Petitioner's education was taken without due process, and without recognizing petitioners' education is protected by property and liberty interest which may not be taken without due process of law.

This court held that students have a property and liberty interest in a public education, which cannot be taken away without due process of law.

Held:

“the State is constrained to recognize a student's legitimate entitlement to a public education as a property interest which is protected by the Due Process Clause and which may not be taken away for misconduct without adherence to the minimum procedures required by that Clause”.

Goss v. Lopez, 419 U.S. 565 (1975)

The petitioner cited Rhode Island General law 16-81-1(c) which states in pertinent part; any decision of the designated governing body shall be subject to appeal by the student.....

<http://webserver.rilin.state.ri.us/Statutes/TITLE16/16-81/16-81-1.HTM>

R.I. Gen. Laws § 16-81-1

(c) Any decision of the designated governing body shall be subject to appeal by the student as provided by the rules and regulations of each institution of higher education. These procedures shall assure due process which shall include at a minimum time-lines for a prompt hearing; adequate notice to the student stating the rule allegedly violated and giving a specific description of the incident and evidence that will be used against the student; an opportunity prior to the hearings to review any evidence supporting the allegation; an impartial decision maker or team of decision makers; a right to confront and cross-examine witnesses; the opportunity to be represented by counsel; and a written decision setting forth clearly the grounds for the action of the school.

History of Section.

P.L. 1998, ch. 30, § 1; P.L. 1998, ch. 51, § 1.

In Brown V. Board of education 347 US 483 (1954) this court stated “education is perhaps the most important function of the state”.

Held:

<http://lcrwi.org/howchildren/#:~:text=%E2%80%9CToday%20education%20is%20perhaps%20the,very%20foundation%20of%20good%20citizenship>.

“Today education is perhaps the most important function of the state and local government...”

~ CHIEF JUSTICE EARL WARREN

<https://supreme.justia.com/cases/federal/us/419/565/#tab-opinion-1951045>

CONCLUSION

Petitioner implores this court to please grant petition for rehearing, and have full court review the petition for certiorari, and not render petitioner inferior relating to petitioners' public education protected by property and liberty interests taken without due process of law.

Please do not render petitioner, a United States citizen, as inferior to the protections afforded to United States citizens alike, and especially students.

CERTIFICATE OF UNREPRESENTED COUNSEL

This is to certify that the Petition for Rehearing is presented in good faith, and not presented for delay.

The grounds are limited to intervening circumstances of substantial or controlling effect or to other substantial grounds not previously presented.

11/3/23

/S/ RAHIM CALDWELL

CERTIFICATE OF COMPLIANCE

Petitioner certifies the Petition for Rehearing complies with the type-volume limitation set 33.1(h) of the Supreme Court rules, the proper font, and 12- point font size, and contains 777 words.

11/3/23

/S/ RAHIM CALDWELL

CERTIFICATE OF SERVICE

I certify that a copy of this petition for Rehearing was served on Clerk of the court for the Supreme Court of the United States by first class mail on or about 11/3/23 to the following parties:

Jeffrey Michaelson
275 West Natick RD
Suite 201
Warwick RI 02886

11/3/23

S/ RAHIM CALDWELL

CERTIFICATE OF UNREPRESENTED COUNSEL

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11/3/23

S/ RAHIM CALDWELL

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

March 18, 2024

Rahim Caldwell
8 The Green
#10968
Dover, DE 19901

RE: Petition for Rehearing
RISC No. 2021-268
No: 23-116

Dear Mr. Caldwell:

The petition for rehearing and docket fee in the above-entitled case was postmarked November 3, 2023 and received again March 12, 2024 as unable to forward. It is herewith returned for the following reason(s):

A petition for rehearing in a paid case must be submitted in the booklet format, set out in Rule 33.1, with the \$200.00 filing fee. If you cannot afford to print and pay the filing fee you may submit a motion for leave to proceed further in forma pauperis.

The front and back cover of the booklet must be tan. Rule 33.1(e).

The petition must briefly and distinctly state its grounds and must be accompanied by a certificate stating that the grounds are limited to intervening circumstances of substantial or controlling effect or to other substantial grounds not previously presented.

You must certify that the petition for rehearing is presented in good faith and not for delay.

The petitions and money order no. 22-025651307 in the amount of \$200.00 are herewith returned.

Please correct and resubmit as soon as possible. Unless the petition is received by this office in corrected form within 15 days of the date of this letter, the petition will not be filed. Rule 44.6.

Sincerely,
Scott S. Harris, Clerk
By:

Sara Simmons
(202) 479-3023

Enclosures