

1059

23-7103

No. _____

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
MAR 13 2024
OFFICE OF THE CLERK
SUPREME COURT, U.S.

Marilyn Eason — PETITIONER
(Your Name)

vs.
Thomas Dart et al. See pg. 2 — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

U.S. Court of Appeals of Illinois
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

7th Circuit
PETITION FOR WRIT OF CERTIORARI

Marilyn Eason

(Your Name)

Div 8 RTU-5H
2700 S. California Ave

(Address)

Chicago IL 60608

(City, State, Zip Code)

W/A
(Phone Number)

RECEIVED
MAR 28 2024
OFFICE OF THE CLERK
SUPREME COURT, U.S.

QUESTION(S) PRESENTED

If I have a second amended complaint, part of a 28 U.S.C § 1983 and I had three chances to articulate a tenable federal claim, If I wish to amend one of my complaints I originally filed, do I amend the complaint with the original ~~District Court~~ District Court?

Do I have to file a Affidavit and request to file a late notice of appeal in order to amend complaint?

Can I amend the complaint through the U.S. Supreme Court?

LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page.

[] All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

TO: The Supreme Court of the United States,
Appellee as well as respondent
From: Marilyn Eason, Appellant, petitioner, movant
Defendants: Thomas Dart

RELATED CASES

- Smith v. Dart, 803 F.3d 304, 309 (7th Cir. 2015)
- United States Constitution, Fourteenth Amend.
Due Process Clause
- Heidebrandt v. Ill. Dept of Nat. Res.
negligent 847 F.3d 1014, 1039 (7th Cir. 2003)
- Thomas v. Illinois 697 F.3d 612, 614 (7th Cir. 2012)
- Hardeman v. Curran 933 F.3d 816, 823 (7th Cir. 2019)
- U.S. Constitution Article 7, Bill of Rights,
Amend. 9
- Grossman v. Gilovich N.D. Ill. 19 519 F. Supp. 173,
affirmed 676 F.2d. 701,

App E

NO.

In the Supreme Court
of the United States

Marilyn Eason
petitioner

VS

Thomas Dart, Toni Preckwinkle, Don Beachem,
Dr. Jane Gunser, M. Hill Hammock, David
Ernesto Munar, Robert Currie, Dr. Dennis Deer,
Mary Driscoll, Paul Garza, Ada Mary Guggenheim,
Joseph M. Harrington, Mike Koetting,
Heather M. Prendergast, Robert G. Reiter,
Jr., Otis L. Story, Sr.

Respondents

TABLE OF AUTHORITIES CITED

CASES	PAGE NUMBER
- Thomas <i>supra</i> Johnson v. Harrison, NO 419CV00147TWPDM, 2020 WL 4925734, at 4 (S. D. Ind. Aug. 21 2020)	
- Minority Police Officers Ass'n of South Bend v. City of South Bend, Ind., N.D. Ind 1983, 555 F. Supp.	

STATUTES AND RULES

Grossman v. Gilchrist, N.D. Ill. 1981, 519 F.Supp.
173, affirmed 676 F.2d 701. Constitutional Law
1071
U.S. C. A. Const. Amend XIV

OTHER

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IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

[] For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix E to the petition and is
[] reported at pg. 32 and pg. 52; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

The opinion of the United States district court appears at Appendix F to the petition and is

[] reported at pg. 34; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

[] For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix _____ to the petition and is

[] reported at _____; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

The opinion of the _____ court appears at Appendix _____ to the petition and is

[] reported at _____; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

JURISDICTION**[] For cases from federal courts:**

The date on which the United States Court of Appeals decided my case was ~~May 15, 2023~~ December 22, 2023

[] No petition for rehearing was timely filed in my case.

[] A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

[] An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ___A_____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

[] For cases from state courts:

The date on which the highest state court decided my case was _____. A copy of that decision appears at Appendix _____.

[] A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

[] An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ___A_____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

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CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

U.S.C.A. const. Amend XIV

No.

In the Supreme Court of the
United StatesMarilyn Eason
Petitioner

VS.

Thomas Dalt
et al.)
RespondentBrief

Petitioner Eason, a lawful permanent resident of Chicago Illinois faces charges after brutally being attacked by police officers in McKinley Park. During pretrial proceedings as a detainee, she claims that she experienced dry and itchy Scalp as a failure to provide Shampoo that evolved into a long-term lice and Scabies outbreak, Eason alleged the lice and scabies outbreak was due to the

insufficient hygiene products that should have been provided by Cook County Department of Corrections. Eason places blame with the Sheriff and executive Board of directors as they operate Cook County jail and over 40 complaints have been directed to them.

Eason warranted the scarcity of human basic needs was a fundamental liberty interest that composed constitutional deprivation. The U.S District Court denied Eason entry status stating the plaintiff did not have a tenable federal claim. Plaintiff then filed a late notice of appeal with the U.S Courts of Appeals but was denied entry because the U.S Courts of Appeals did not hold jurisdiction due to the entry being beyond 30 days.

Respectfully Submitted,

Marklyn Eason

Mark Axell

3-13-24

REASONS FOR GRANTING THE PETITION

The writ of certiorari aids in the court's jurisdiction because it has so far departed from the accepted and unusual course of judicial proceedings. The United States Courts of Appeals no longer held jurisdiction as the 30 day filing time had expired. Adequate relief cannot be obtained by any other court because the case has been reviewed by the U.S. District Court and the U.S. Courts of Appeals, the case no longer holds jurisdiction due to the time to file is 30 days. The time for petitioning a writ of certiorari to review a judgment in any case, is timely when it is filed with the Clerk of the Supreme Court within 90 days after entry of the judgment, Rule 13 of the Supreme Court Rules the exceptional circumstances that warrant the exercise of the Supreme Court is that the order was filed on December 22, 2023 so the 90 day mark would be March 21, 2024. "All legislative powers herein granted shall be vested in a Congress of the United States" Article I section 1 of the U.S. Constitution.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Maileen

Date: 3.13.24