

745
No. 23-786

In the Supreme Court of the
United States of America

Jon Myers, Petitioner
v.
Sondra Myers and Morey Myers

On Petition for Writ of Certiorari to the
Massachusetts Supreme Judicial Court

Supreme Court, U.S.
FILED

APR 18 2024

OFFICE OF THE CLERK

**PETITION FOR REHEARING FOR
PETITION FOR WRIT OF CERTIORARI**

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QUESTIONS PRESENTED

Primary Question

1. In that there have been an intervening case Lymen v. Lanser in the Massachusetts Appeals Court on March 7, 2024, does that point out the unconscionable harm and the need for rectification in the instant matter? Leading into a fascinating discussion of “irreparable harm” in a relative sense, dovetailing with emotional distress.

Secondarily

2. Is Jon Myers indeed presenting a science, pertaining to breakthroughs in human understanding, which are vital to American courts? Without which, Courts are highly prone to making random, sloppy, and inaccurate decisions on a systemic basis?
3. In that this matter, has unfolded legally over a twenty-eight-year period and that a vast, potentially debilitating lie is being told about Jon Myers for reckless reasons; does not a massive opportunity to put America on a better course reside at this moment?

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**Lyman v. Lancer Massachusetts Court of Appeals,
23-p73 decision date March 7, 2024..... 1, 2, 8,
9,10**

**Tort for the Intentional Infliction of Emotional
Distress..... 6,7,8**

RESTATEMENT OF THE CASE

Jon Myers (“Jon,” “Myers”) is seeking consent to file a lawsuit originally from the Massachusetts Superior Court. Myers has consistently alleged, there is a horrific and unprecedented pattern of emotional/psychological abuse of him, carried out by his family of origin. In what Myers considers a step up from death, given the extreme financial and emotional distress has endured and suffered, Myers signed a coercive “Agreement.”

The “Agreement” mainly restricted Myers from further legal action, albeit it had one provision, which did allow Myers to seek consent from the first Administrative Regional Justice before filing said action. Myers was also called upon to notify Attorney Michael R. Perry (“Perry”) for the Respondents (Morey and Sondra Myers of Scranton, PA) ten days prior to submitting such request. Myers began communicating with Perry a month or so before his submission. There was no response from Perry.

On June 28, 2022, Myers submitted documents to the Middlesex Superior Court with a request for hearing. In that the emotional distress, Myers was averring included but was not limited to, the use, control, and massive manipulation of Myers’s relationships with his children Sophia Rose Myers (DOB 3/17/90) and Samuel Morris Myers (DOB 5/22/93) Myers presented three main facts in his 2022 filing:

1. He had not seen his son Samuel since March 16, 2012 then ten years.
2. Myers's ex-wife Margaret Carney ("Carney") had died on or about February 1, 2016.
3. Myers was renowned for his work with youth, in Cambridge, MA over the course of decades, which also equated to this role as a father.

On July 7, 2022, Myers's Motion for consent to file a lawsuit was DENIED without even allowing a hearing. That began the process which has led us to where we are today. On March 7, 2024 the Massachusetts Appeals Court affirmed in Lyman v. Lancer the element of "irreparable harm;" involving loss of companionship between an owner and a dog. While Myers commends the spirit of that ruling, he avers that the emotional distress and "irreparable harm" that he has suffered is many times greater.

RESPONSE TO QUESTIONS

1.

In Lyman v. Langer, the Massachusetts Appeals Court reversed the decision of a single Justice pertaining to “shared custody” of a dog. The Appeals Court affirmed the Trial Court Judge’s ruling that each party had rights to the dog (“Teddy Bear”), post-breakup of the couple, per a simple agreement on their parts. What is relevant and fascinating about the Appeal Court’s affirmation of the trial court’s decision is that they affirmed that “irreparable harm” would occur to Lyman (the Plaintiff) if the shared custody/ownership agreement were not upheld.

Specifically, as follows:

“...the judge reasonably could have concluded that the *irreparable harm* {emphasis added} to the plaintiff, considered in light of his likelihood of success on the merits, outweighed the harm to the defendant. The plaintiff’s verified complaint and affidavit stated, among other things, that he was “losing the value of his investment of time, money, {and} emotional support of Teddy {Bear} each day that {his} exercise of ownership and necessary rights to Teddy Bear is wrongfully denied.”

It is time for us all to pause and ask ourselves what we are doing? Lyman felt the loss, the potential irreparable harm of time with Teddy Bear, and the Massachusetts Appeals Court agreed in affirming a decision of the trial court. The courts acknowledged issues such as investments of “time, money and emotional support” for Teddy Bear. It becomes “scandalous and impertinent” to use a term favored by Richard S. Bishop (“Bishop”) of Scranton, PA, an attorney who has also represented the interests of Sondra and Morey Myers, the respondents here, to weigh a several months long separation of owner and dog; and that forced and erroneous separation of parent and child for a decade as one tenet of emotional abuse.

The attempted alienation of Jon Myers’s children from him is one atrocious facet of the senseless emotional abuse directed against him for thirty-five years. Proceeding from the premise that the trial court and Massachusetts Appeals Court are correct in Lyman v. Lansen that investments of time, money, and emotional support” are lost “each day”! Jon Myers presented three main and compelling factors in his Motion for Consent to submit a lawsuit on June 28, 2022: 1) He had not seen his son in ten years; 2) His ex-wife had died six years earlier; and 3) Myers was renowned for his work over decades in Cambridge, MA in establishing award-winning pre-employment programs for diverse youth. ¹

¹ This work included head residential counselor for challenged students, Program Director for the Cambridge Housing Authority, and founder as a City Councillor of the

Far beyond the specious and vengeful nature of Myers' ex-wife Carney in initiating pointless custody disputes and alienating children, was the greater (sic) agenda engendered by David Nathan Myers (Myers's younger brother) and Nomi Stolzenberg (Myers's sister-in-law) of utter and thoroughly bleak rage directed at Myers, from 1988 onward. The ostracizing, the false denigration, the brainwashing of children and more has not relented to this very day.

Perry raised a challenging point in previous court filings, that of "casual nexus." As if to say, how if Myers's own family of origin were so vengeful, so hateful, could that cause debilitating financial and emotional distress? That is a fascinating question, one that could be answered once one becomes familiar with the travesties and horrors of emotional abuse. It is a further horror that on presenting a mere Motion for consent to file a lawsuit, Myers could not have been expected to produce evidence to that degree, without ample hearing.

More to the point, is to weigh the conceivable disparity between a few months of separation from Teddy Bear, as Lyman experienced, and the ghastly nature of the irreparable harm that Jon Myers has experienced. To fully understand the pain, agony, and trauma that Myers was experiencing is to recognize a few facets of the parenting perspective

City's office of Youth Employment, as well as founding a non-profit post City Council, building partnerships among schools and business for youth, with five years of Massachusetts state funding.

themselves, from Myers and Carney. Jon Myers grew up in Scranton, PA had four grandparents, who lived back-to-back on Madison and Monroe Avenues, a doctor, lawyer, and two Jewish grandmothers who each lived over 100 years. Morey and Sondra Myers were quite diligent in their parenting. The entire aura was that of doing better for your children and the world, not merely in words, but in actual living.

Carney, conversely, to no fault of her own, was the youngest of seven children, whose mother was tragically lost to a drunk driver, when Carney was a toddler. The familial structure was challenged by alcohol as well. Carney ended up leaving home at age fifteen to find refuge among friends and other makeshift caretakers.

It must be understood that the rage of Nathan Myers augmented by Stolzenberg is wanton. The vengeance is sheerly a creation of Nathan Myers's disturbed mind, turning boyhood nothings, into forty years of adult terrorizing.² Unfathomably true hatred, relentless rage, can turn entire families, even communities, against an innocent person.

A key is that the perverse assault by Nathan Myers and others struck right at the perceived emotional jugular of Myers. Sophie Myers called Jon Myers around 2008 in tears, saying that her "evil" grandmother (Sondra Myers) had speciously called

² "Terrorizing" is a word encouraged by Stolzenberg and used by aimlessly and baselessly used towards Myers, in the court actions which began in July 1996, at a moment when six-year-old Sophie and three-year-old Sam, spontaneously started chanting: "Daddy's right, Mommy's wrong..."

her to tell her that her father (Jon Myers) was emotionally sick. When Jon asked Sophie if anyone else had done this, she responded that a few months before Nathan Myers had done this.

It is utter depravity to operate from sickness aiming to obliterate the loving relationship between another person and their own children. Such actions demonstrate the sickness and thorough depravity of the emotional assault on Jon Myers. Given the background of his parents and grandparents in his childhood, and his own professional pursuit of helping teens develop their lives and potential, parenting, caring for others was and still is, an intrinsic part of Jon Myers. No person who professes care at all for a child would want to harm or destroy a relationship between that child and a loving and able parent. The hatred was a blind rage.

Who could act so sick? David Nathan Myers could not act in that evil a capacity could he really? Picture those who parent, in the best sense. A child is not only a source of pure pride and joy. A child and children are opportunities to reveal who we are, through our love, support, and teachings. Let us draw from Sam Myers himself, who during these controversies, when Sam was around age fourteen he wrote a poem to his father:

“Dad I love you...

When every turns their back, and all I feel is blue, you are the only one that is will be true.

When the skies are dark and rainy too

You are an umbrella and a majestic hue
When people are mean and make me cry.

When no one helps, they just pass by

You provide a hug and a reason why.

To listen to your talk, while I am on your
thigh.

Dad, you are smart, loving, honest, kind,
funny, caring wife, and most of all my
father.”

That is the victory (sic) that Morey and Sondra
Myers, David Nathan Myers and Nomi Stolzenberg,
Perry, Bishop, and others seek, the destruction of
that relationship. Not that Jon Myers would ever
interfere with other peoples' children, these are
people working to destroy a relationship between
parent and child. If it seems bizarre,
“incomprehensible”³ that people would undercut the
relationship between another's parent and child,
welcome to the world of “extreme and outrageous”
(Restatement Second of Torts, section 46) world of
emotional abuse, extreme narcissism, even
psychopathic behavior.

CARNEY: “YOU ARE NOT A DOG”

Now let us return to Teddy Bear. The dog.
During their extended separation, divorce, custody,

³ Incomprehensible is a word thrown around by Perry to
mock Jon Myers' court filings.

and post-custody proceedings⁴, Jon and Carney had encounter. Through the course of their relationship and marriage, Jon had purchased a property for Carney's father (Tom Carney) in Sisters, Oregon, retrieved Tom Carney's body, after he abruptly passed away, and Carney was emotionally shattered, bought a home in Cambridge, MA for which Carney was not able to have her name on the mortgage and so forth, and on and on. On this occasion, Jon said to Carney: I would not treat a dog the way you treat me;" Carney's response was: "You are not a dog." All of Carney's actions, were deeply inspired, supported and encouraged by Jon's family of origin. No small part played by Bishop, who perversely was using this situation to help cover-up his improprieties with Jon's grandfather's estate, also beginning in 1988.

So there, you have it, we have gone full circle, Jon "is not a dog." Over the course of thirty-five years of the most *vile*⁵ irrational and perverse psychological and emotional assaults on another human being that we witness in a "civilized community" Restatement second of Torts "beyond all possible bounds of decency...utterly intolerable in a civilized community," Jon does not have the standing of a dog. And/or the feelings he suffered over the course of the past twenty-eight years, do not in the

⁴ All initiated by Carney, beginning in 1996 and extending through 2007, in the most brutal of divorce and family court settings, Middlesex County Massachusetts.

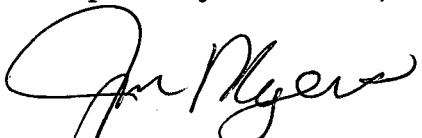
⁵ Recall the words of Sondra Myers, Jon's biological mother along the lines: "Even if we are the *vile* creatures, you say we are, just move along with your life. Without his children, financial and social standings. No chance!"

CERTIFICATE OF COMPLIANCE

I do hereby certify that I have complied with the rules of this Honorable Court regarding Petitions for Rehearing, in the main, rule 44. The word count of the main document is 2996. The filing fee of \$200 is enclosed, forty copies, with a tannish cover are enclosed, along with one loose copy. The decision for the Writ was posted on April 1, 2024, so this is within twenty-five days.

Respectfully Submitted,

April 17, 2024



Jon Myers