

**NEEDED: for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.**

**O. Exhibit - Reform Civil Rights - University-College Law Library Access for the pro se, the Self-Represented and the Disabled Community**

I, Disabled Petitioner Downey requested access to numerous University and College Law Libraries throughout the entire United States; Harvard, Yale, Princeton, Note Dame and even local Washington D.C. Metro Universities and Colleges; Georgetown University, George Washington University, American University and even in my very own State Virginia local University, the George Mason University. Every University and College in the United States receives Federal and State funding, therefore – every University and College in the United States needs to allow access to their Law Libraries, by the pro se, the Disabled, the Disabled Veterans and the Indigent on a No Fee Basis.

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.

**NEEDED: for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.**

**M. Reform - Civil Rights - Court Reporter Hearings-Depositions**

**Pro se, Self-Represented and the Disabled Community**

I, Disabled Petitioner Downey am a Qualified and an Expert Witness in Court Reporting, Court Transcripts and Court Technology, (35) years ago. Yet, I contacted over (20) private sector Court Reporters and Court Reporter firms in the Northern Virginia, the Washington, D.C. metro area. When I said the case was pro se, they refused to provide Court Reporters Depositions. Court Reporter fees are also cost probative for the Disabled, the pro se, the Disabled Veterans and the Indigent. Affidavits are also NOT admissible in litigation. I propose Notarized Affidavits be admissible for the Disabled, the pro se, the Disabled Veterans and the Indigent as an Alternative for Court Reporter dispositions, for All ADA Titles - Accommodation and Compliance.

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**P. Exhibit - Reform - Civil Rights - pro se - Physical Accommodations - Seating Arrangement – pro se Accommodation and Compliance**

I, Petitioner Downey sent numerous emails objecting to the Fairfax, Virginia General District Court Physical Seating Arrangement. The benches in the front of the Court are reserved for Lawyers and the chairs on the on the right side next to the wall are also reserved for Lawyers. Often a Lawyer runs to the front of the Court, says their piece and the Judge makes a decision, even before the Opposing Lawyer or the pro se is able to respond. That occurred, in the Lange v. Downey case, a pro se self-represented case.

Emails were sent to the Virginia Appeals Court, in Richmond, Virginia, the Virginia Supreme ADA Court Coordinator, Dr. Fleming Mills. On one occasion an email sent to the State Court ADA Coordinator Dr. Fleming was Blocked. The Only response was from the Virginia Supreme Court, "Your opinion is Noted." Nothing was done.

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**Exhibits – Credentials & Credibility –  
Petitioner Disabled Downey's Credentials.**

***Credentials & Credibility are the Most Important Criteria  
in ANY Legal Dispute***

**A. Exhibit - Credentials & Credibility- Endorsements, Petitioner  
Disabled Downey**

- Legal Services Corporation pro bono Attorney, Joseph Brinig, said, "We will make you a Lawyer." Petitioner Downey's response was I do NOT want to be a Lawyer, I have a point to make, being pro se, self-represented. He also, said, "If you get one Judge to Agree, you can get another Judge to Agree."
- The U.S. Department of Justice endorsed my ADA effort by sending me the 420-page manual, ADA Title III, for the Private Sector, Accommodation and Compliance.

**B. Exhibit – Credentials & Credibility- Email-Affidavit One.**

**The (2) enclosed Exhibits-Affidavits substantiate the Severe  
Health Condition and the death-defining Health Injuries of  
Petitioner Disabled Downey.**

-----Original Message-----

From: Bob Hersh <bobhersh754@gmail.com>  
To: "downeydata@netzero.net" <downeydata@netzero.net>  
Subject: Re: URGENT - Please - Rob - Help !  
Date: Mon, 7 Dec 2020 12:10:33 -0500

On Mon, Dec 7, 2020 at 5:51 AM downeydata@netzero.net  
<downeydata@netzero.net> wrote:

attends Church Bible Study, he attends my Church on a regular basis, he attends the Church Men's Group, he has made numerous donations to the Church and is my Friend and has even delivered books to my house when I had a broken arm. I and my Wife even ordered Clothes and Shoes for him from Amazon and delivered them to the Physical Rehab Hospital during his Incapacitation. I have found him to be honest. Financial penalties imposed during his incapacitation were and is causing extreme stress and is unjust and is inhumane.

Signed, Bob Hersh

(Former CPA Partner and Criminal Consulting Attorney)

**C. Exhibit – Credentials & Credibility- Email-Affidavit Two.**

-----Original Message-----

From: pkelley1 225@aol.com  
To: "downeydata@netzero.net" <downeydata@netzero.net>  
Subject:

Date: Thu, 3 Dec 2020 13:31:29 +0000 (UTC) it has come to my attention that the State-Commonwealth of Virginia, Arlington County, Fairfax County, Virginia and Businesses are unjustly and unfairly imposing financial penalties on Certified Disabled Downey when he was incapacitated in the Hospital with the Almost Death Incident of a Broken-Fractured Neck, which now requires massive, lengthy, intense Physical Rehabilitation; (7) days a week, (24) hours a day. Disabled Downey needs to focus on his health only. Unjust Financial Penalties were even imposed after Disabled Downey gave detailed Notification of the Incapacitation. If you do NOT have your health, you do NOT have Anything!

**Current Unjust Financial Penalties Imposed on Incapacitated**

- The State-Commonwealth of Virginia;
- Arlington County, Virginia;
- Fairfax County, Virginia;
- Francisco Pena, John H. Lange (and Company) and Benjamin Pelton
- The Social Security Administration;
- Business — Gouging, failure to return defective products, over billing and imposing unjust fees;
- Banks — unjustly charging fees to cash a check during corona and even refusing Disabled Downey a Client and Depositor to withdraw from his account.

During this time of the National and the Worldwide Corona Health Crisis and Worldwide Corona Virus Economic Turmoil — Governments and Business are required to be more responsive, adding additional staff — NOT less. In addition, Governments, Businesses and Individuals definitely should NOT be imposing unjust Financial Penalties on the Disabled, Senior Citizens and the General Public. These incidents are in direct violation of the Federal and State ADA- Americans with Disabilities Act and the Federal HIPPA Civil Rights.

In addition, the Social Security Administration, the State of Virginia, Arlington County, Virginia and Fairfax County, Virginia Government are NOT in compliance with the Federal No Fears Act. There is absolutely No Transparency. Massive letters have been sent to Disabled Downey with No contact name, No email address and No telephone number.

In Summary — the Financial Penalties unjustly imposed need to be eliminated on Disabled Downey in compliance with the Federal and State Civil Rights Laws; the ADA, the HIPPA and the Federal No Fears Act. Moral Turpitude even applies. The Black's Law definition

of Moral Turpitude is "a term that is applied to an offense or a crime that is illegal but also shows a (Government, Business) or person's baseness depravity." and Civil Rights Violations. Signed, Patricia Kelley RN MSN

**D. Exhibit - Credentials & Credibility- Disabled Petitioner Mark Downey's, Legal and Litigation Expertise - Biographical History**

**Mark Downey**

**Litigation, Legal and Law Enforcement Expertise:**

- I mailed to 15,000 Court Reporters, built and sold 170 Court Reporter Compatible Computers, Computer-Aided Translations (CAT) systems in one year and netted \$170K in the best year.
- I designed the Braille-Steno Blind Court Reporting-Stenography system.
- I was an Associate Member of the National Court Reporters Association.
- I designed-installed a LAN for a \$150M a year litigation department.
- I designed-programmed the litigation system for MCI Telecom that helped win the \$900 Million lawsuit against AT&T.
- I performed Analysis and Programming of a Congressional Liaison System for the Office of the Secretary of the Army, Pentagon.
- I filed suit and won ten cases, pro se in Arlington, Virginia; the City of Falls Church, Virginia; Fairfax, Virginia and New Orleans, LA.
- I filed suit and won a case pro se against a former Commander in General District Court, he appealed to Circuit Court and I won again, he had a lawyer.
- I filed suit, pro se, in a County Circuit Court with a Jury.
- I filed a Circuit Court Injunction against a Medical Doctor.
- I filed and argued dozens of Motions, pro se.
- I have been a member of National Association of Court Management.
- I have been an Expert Witness.
- I testified before two County Boards.
- I was on an on-call basis with several Patent Attorney's to be an Expert Witness, due to having a Patent Pending and over 50 Innovations in various stages of development.
- I assisted in drafting ten U.S. Department of Justice, Americans with Disabilities Act claims.
- I have numerous Homeland Security innovations under funding consideration at Federal Agencies and the DoD.
- Prior to 9-11 I sent a Proposal to create Airline Network Bio-Chem sensors. After Joint Chief of Staff, JCOS Chairman Gen. Shelton retired, he sent a Thank You Note. I feel I foresaw the event.
- I worked for the law enforcement agency, U.S. Treasury, Alcohol, Tobacco and Firearms (ATF) forensic laboratory and designed a

system to track evidence and generate reports for Court and forensic systems.

- I single-handedly assembled teams and wrote 60 proposals in 3 months to the DOJ.
- I wrote 69 White Paper Proposals to the DHS in 2 months.
- I am totally familiar with the inter-workings of Washington, D.C., I lived and worked in the Washington, DC metro area for forty-two years.
- I have been rated "Highly Qualified" for Federal SES positions for the U.S. Justice Department and the Administrative Office of the U.S. Courts.
- I was rated "Highly Qualified" for a US Supreme Court Fellowship.
- I was nominated for the National Medal of Technology awarded by the President. Some medal recipients include Bill Gates-Microsoft, Grace Hopper-U.S. Navy, Edwin Land-Polaroid and Steve Jobs-Apple-Next-Pixar.
- I am very methodical, technical and I have formulated case strategies and legal documents, identified evidence and performed case research.

#### **E. Exhibit – Credentials & Credibility Petitioner Disabled Downey's Presidential Medal of Technology Nominations**

I, Petitioner Mark Downey was nominated for the Presidential be considered. (The letters furnished to the White House)

John Warner      United States Senate  
(Official Letterhead on File)

The President

The White House Washington, DC 20500

Dear Mr. President:

I am writing to bring to your attention the interest of Mr. Disabled Downey in being considered for a National Medal of Technology.

He has had previous opportunity to correspond with Mr. Downey concerning on of his technological proposals.

Although I do NOT know him personally, Mr. Downey would appear to possess a wealth of original and highly inventive ideas in the area of technology. His family history and his accomplishments to date are impressive and I hope you will give his nomination every appropriate consideration. Respectfully,

John Warner

(Signature on File) Commonwealth of Virginia  
Office of the Lieutenant Governor, Richmond, VA 23219

**(Official Letterhead on file)**

**Donald S. Beyer, Jr., Lieutenant Governor, US Congressman (Now)**

**National Medal of Technology Program Director**

**Office of Technology Policy, Room 4226**

**US Department of Commerce**

**14th and Constitution Avenue, NW**

**Washington, DC 20330**

**Dear Program Director,**

I am pleased to recommend Mr. Disabled Downey to you as a candidate for the National Medal of Technology. Disabled Downey is a superb example of a young entrepreneur who has Used creativity and innovative skills in improving or solving complicated manufacturing and process problems by technology.

Mr. Downey has worked with mANY firms in the development of a variety of systems including procurement, sales and research. His ideas and achievements have resulted in the improvement of services and frequently cut the costs of these services, for mANY private and public sector firms and organizations. Mark is able to explain highly technical and complex materials in a manner that is understandable to people with minimal technical background. This is critical for someone dealing with the public. Mark is a skilled businessman as well as a Scientist and Inventor. He is the founder and operator of Downey Data, a computer consulting business. He also managed the family-owned Downey Rental Properties. He has over 200 Federal proposals pending besides 16 invention research agreements. He has served mANY governmental, scientific and technical organizations and served as a consultant to the US Department of Defense, Governors Cuomo of New York and Governor Schaefer of Maryland and the Ford Motor Company. A consistent theme of his work has been the improvement of services while saving money. In Summary, I believe Mr. Downey is truly an outstanding young man. His professional qualities, his leadership skills and his personal traits make him an ideal candidate for this award. I am happy to give him my highest recommendation for this prestigious. award.

Sincerely,

**Donald S. Beyer, Jr., (Former VA Lt. Governor, now Congressman of Virginia) (Signature on File)**

**Commonwealth of Virginia**

**House of Delegates - Richmond, Thirty-Fourth Districts  
(Official Letterhead on File) Vincent F. Callahan, Jr.**

**Dear Mr. Downey:**

**You have my strong endorsement for the National Medal of Technology. Your long list of accomplishments is testimony enough for your contributions to the technological advancement of our Nation and you are to be commended for your innovations and inventions. The National Medal of Technology is NOT something that is awarded lightly and you stand in the forefront of the type of individual who should be so honored.**

**Sincerely,**

**Vincent F. Callahan, Jr. (Signature on File)**

---

**Arlington County, Virginia - Office of the County Board  
(Official Letterhead on File)**

**National Medal of Technology Program Director**

**Office of Technology Policy, Room 4226**

**Technology Administration**

**US Department of Commerce**

**14th and Constitution Avenue, NW Washington, DC 20230**

**Dear Program Director:**

**I am pleased to join Lieutenant Governor Donald Beyer and other elected officials in the Commonwealth in recommending Mr.**

**Disabled Downey as a candidate for the National Medal of Technology. Mr. Downey was a resident of Arlington County for almost thirty years. At the age of 23 he founded his own very successful computer consulting business — Downey Data.**

**Marks numerous inventions cover m areas including Super Conductor Levitation, Physics, Ultrasonics, Computer Software and Hardware, Fiber Optics, Intelligence Devices, Internet Software, Virtual Reality (hardware and software) and many, many more. He is extremely creative and has over 50 innovations in concept phase.**

**Marks contributions to the field of technology are extensive and he is a most worthwhile candidate for consideration for this prestigious award. Sincerely, Ellen M. Bozman, Chairman**

**(Signature on File)**

---

**National Medal of Technology Program Director**

**Office of Technology Policy, Room 4226**

**Technology Administration**

**US Department of Commerce**

**14th and Constitution Ave., NW, Washington, DC 20230 Dear Sir:**

It was truly exciting to hear that Mark was nominated for the National Medal of Technology. I believe Mark is truly deserving of this award. Over the years Mark has been an outstanding leader in applying the newest technology for innovating ideas in solving complex problems. He would be a great role model for young entrepreneurs. The solution that Marks designed that I am most acquainted with is the procurement system. It was the first time the government attempted to present to the User, an electronic form that when completed, would print the complete purchase-delivery order and place the data into a database for future reporting. Also, the system was to provide an automated vendors system that would ensure procurement proposals were sent to as many vendors who could place a bid for the contract as was possible. We were looking for total automation of the procurement system and Mark helped US find it. The procurement system ran flawlessly for many years and was Used as a model for new technology. The procurement system saved US three-man years of effort each year for the life of the system. In addition to the man year savings, we increased our data accuracy by 90 percent. It was truly a step forward for US. Again, I am very happy to be a reference for Mark and as you get to know him you will see he has a vision for the future and how to apply technology to meet the challenges. Sincerely yours, John Hebron

(Signature on File) (Former Chief of the US Geological Survey)

---

Senate of Virginia (Official Letterhead on File)  
National Medal of Technology Program Director Office of  
Technology, Room 4226, Technology Administration  
US Department of Commerce, 14th and Constitution, NW  
Washington, DC 20230

To Whom It May Concern:

As you review the nominations of the National Medal of Technology, He has been asked to join Senator Robb and Congressman Moran in submitting the name of one of my constituents, Disabled Downey as a candidate for the Medal. Mr. Downey is the founder of Downey Data, a computer consulting firm. He has designed systems for \$40 million Massive Parallel computers, designed a Financial Management and Budget system for the Health and Human Services-National Institute for Drug Abuse, which operated for ten years with no modifications. In addition, Mark is an Inventor with many innovations and 200 federal proposals pending. His expertise is in a myriad of areas, including Super Conductor Levitation, Physics, Ultrasonics, Computer Software, Computer Hardware, Holography, Energy Related Innovations, Geo- Positioning Systems (GPS),

Medical Devices, Synthetic Diamond Film, Telecommunications, Fiber Optics, Intelligence Devices, Disabled Improvement Devices, Internet Software and Zero Gravity Devices. Thank you for taking the time to consider the merits of Disabled Downey as a candidate for the National Medal of Technology. Sincerely,  
Janet D. Howell, Senator (Signature on File)

---

National Medal of Technology Program Director  
Office of Technology Policy, Room 4226  
Technology Administration, US Department of Commerce  
14th and Constitution Ave., NW Washington, DC 20230

Dear Program Director:

It is with a great deal of personal pleasure and professional pride that I submit this letter of recommendation and support for the nomination of Mr. Disabled Downey for the National Medal of Technology. There is no doubt that Mr. Downey meets all criteria for this well-deserved recognition — product and process innovation, technology management, technology transfer, human resource development and advanced manufacturing technology. He more than fulfills the President's words, "for their wisdom, their genius and their constant commitment to making America a better place." Mr. Downey continues to demonstrate his leadership through great vision, deep understanding, numerous applications unique innovations and unusual creativity in many varied areas of technology, professional characteristics he has always shown during some seventeen years He has known him. He has accomplished so much for an individual so young. I was Mr. Downey's supervisor during the time he served as my assistant in the Data Processing Unit of American Alliance for Health, Physical Education and Dance (AAHPERD), a national professional association at that time has s Some 50,000 members. He has only the highest regard and the greatest respect for his extremely high intellect, competence, sheer determination and work ethic. While at the Alliance he always went far above and beyond the call of duty in assisting, especially when problems arose in a new computer system and during periods when I was traveling. He assisted in troubleshooting at a moment's notice and consistently located and corrected and such problems. While at AAHPERD, Mr. Downey was instrumental in developing and implementing many software packages for Use with the Alliance itself, as well as with and for its different national, district and state units and structures. With a new computer system, he was always creative, innovative and resourceful in approaching all tasks. He demonstrated the knack of explaining extremely complicated processes in ways

individuals with little technical ability could comprehend. This is certainly a critical criterion for ANYONE in technical fields today, and a significant consideration for ANYONE being considered for the National Medal of Technology. Review of Mr. Downey's accomplishments over the past eighteen or so years reflects an individual with great talent, one who applies his many diverse skills in a variety of creative and innovative ways. Seldom does one find an individual who has accomplished so much in such a relatively short period of time, one who has expanded the frontiers of knowledge in so many different ways — the great variety of inventions and 50 national and international (including joint ventures, sales and negotiations) levels, including the Office of the Secretary of Defense, Office of the Secretary of the Army, US Department of the Interior-US Geological Survey, US Treasury-Bureau of Alcohol, Tobacco and Firearms; US Health and Human Services-National Institute of Drug Abuse (a financial management and budget system that "operated for ten years with no modification"), US Department of Agriculture, the Marine Corps, NASA-Goddard Space Flight Center, MCI (designed a computer litigation systems that helped win the \$900 million law suit against AT&T), Phillips Petroleum. He has designed systems for \$40 million massive parallel computers. His inventions are in such high-tech areas (to name only a few) as super conductor levitation, ultrasonics, massive parallel graphics, holography, geo-positioning systems, medical devices, fiber optics, telecommunications, synthetic diamond film, zero gravity devices, internet software, devices to assist and improve conditions for persons with disabilities and Year 2000 software solutions (an extensive variety of areas, specializations and activities). These and many others have created new, significant and improved products, services and processes for organizations, agencies and individuals. A consistent theme throughout most all of the efforts has been improved economic strength and prosperity through saving money, while improving services through greater efficiency. In addition to his professional attributes, Disabled Downey possesses all requisite personal traits for a recipient of the National Medal of Technology. Commitment, dedication, competence, patience, tolerance, determination and respect for and understanding of other are just a few descriptors befitting Mr. Downey. His honesty and integrity and are beyond reproach. He believes, "The keys to successful, long-lasting systems are consistency and simplicity." Disabled Downey is truly a trailblazer who contributes to make profound and lasting contributions to many organizations and agencies, as well as to society in general, an outstanding young man, an individual who consistently makes his presence felt in whatever his undertaking. He only knows one way to

approach tasks — to his fullest. These are the characteristics of a truly outstanding leader, an exceptional role model for others to emulate.

With his combination of professional qualities and personal traits, results are always of the highest quality and caliber. He is an ideal individual to receive the National Medal of Technology as he continues to expand the frontiers of knowledge and build a national legacy that will inspire and motivate others to future innovations and greater heights.

Disabled Downey has my total support, and wholehearted recommendation without ANY reservations what-so-ever for the honor for which he has been nominated and is being considered. His record and accomplishments warrant such national recognition.

Sincerely,

Julian U. Stein, (Signature on File)

Professor - Physical Education (10 years)

(Retired from George Mason University, Fairfax, Virginia)

Formerly Executive Director and Consultant, Programs for the Handicapped and Director of Data Processing and Membership American Alliance of Health, Physical Education, Recreation and Dance (AAHPERD), Reston, VA (15 years); (30,000 Members)

Physical Education, Recreation, Sport Consulting, Workshops, Clinics, Evaluation-Assessment, Dr. Julian U. Stein,

283 Mahoney Road, Oliver Springs, TN 37840

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**F. Exhibit - Credentials & Credibility- Petitioner Disabled Downey's (2) USPTO Trademarks from 1980; (42)years ago.**

**Source 17: U.S. Patent and Trademark Office**

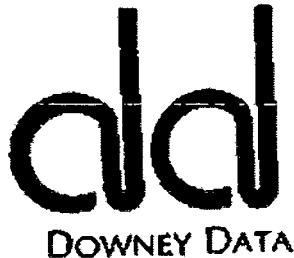
**Trademark 1.**



March 5, 1987, Serial Number 73647842, ANALYSIS DESIGN & PROGRAMMING – Trademark by Petitioner, Mark Downey, pro se, category of Computer & Software Services & Scientific Services, Attorney, James C. Wray, trademark is used in business: Consulting and Retail Sales and Services in the Field of Computer Software and Hardware. NOT Active.

**Trademark 2.**

**DD DOWNEY DATA - Trademark Details**



October 15, 1988, Serial Number 73756023, first used in commerce Goods and Services, Computer Consulting and Services, U.S. Class Codes 100, 101, 103, International Class, 042 - Scientific and technological services and research and design relating thereto; industrial analysis and research services; design and development of computer hardware and software; legal services. - Scientific and technological services and research and design relating thereto; industrial analysis and research services; design and development of computer hardware and software; legal services. NOT Active.

**G. Exhibit - Credentials & Credibility- Disabled Petitioner Mark Downey's Communication with some the Legends of Our Time**

**H. Exhibit - Petitioner Mark Downey's (150) U.S. Years – U.S. History**

The Downey Family is extremely private and the Family History has never been made public. The Downey Family Exhibits Credibility is now enclosed.

My Grandmother Immigrated and came America alone on a Ship at the young age of 7 and she knew 7 languages, (100) years ago. I contacted the Automobile Legend Lee Iacocca and he placed my Grandmother and Grandfather on the Ellis Island Wall of Honor. I then submitted the Certificate from Ellis Island to the Smithsonian Intuition and the Certificate is in their American History Museum. I am honored. My Grandmother worked for the Ford Motor Company for (30) years My Grandfather worked for the Dodge Brothers for

(30) and Invented Tools for the Assembly Line. My Mother was the Interior Designer for the Automobile Legend Henry Ford. My Father was a Pioneer in the Computer Industry, a Systems Analyst for the Veterans Administration for (30) years. At the age of (17) he lied about his age to fight for his Country in WWII. In WWII, he was a Navy Submariner. He used a .22 caliber rifle to shoot Mines in the water. On a Mission he crossed the Dateline and participated in the WWII Bikini Island Atoll-Crosswords Atomic test. The last day of his life he went to work with oxygen in this Nose. He passed due to Cancer from the Crossroads Atomic Test Radiation. President Clinton sent a beautiful Presidential Honorary Commendation.

Enclosed is a Certificate I received from the New York Ellis Island Foundation that I, Petitioner Downey was a donor and my Ancestors were placed on the Ellis Island Wall of Honor by the President of the Ellis Island Foundation by the Automobile Legend Lee Iacocca, the Former President of Chrysler Motors.

**Evidence Denied.**

**DENIED:**

**ADA, Title II, Government State Services-Court Services**

**ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.**

**NEEDED: for Petitioner-pro se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.**

#### **S. Exhibit - Reform Civil Rights - The State of Virginia Seal and Flag**

##### **The pro se, the Self-Represented and the Disabled Community**

**For the Seal-Flag redesign to reflect America's renewed and  
transformed U.S. Constitution-Bill of Rights Individual Present Day  
Civil Liberty-Equality.**



The Seal of the Commonwealth of Virginia is the Official Seal of the Commonwealth-State of Virginia. The Virginia Seal was first adopted at the beginning of the American Civil War in April 1886. The standing female figure symbolizes a fallen King at her feet. The motto, "Sic semper tyrannis," means "Thus always to tyrants."

***Source: 16***

I, Petitioner Mark Downey wrote a letter to the Virginia Secretary of the Commonwealth, the Keeper of the Seal (30) years ago. I objected to the Virginia State Seal and Flag, and I said,

***"I do Not like People standing on other People."***

***The response was,***  
***"We are sorry you do Not like our Flag."***

The Virginia Seal-Flag was created during the Civil War and depicted and expressed the feeling and sentiment of America's Great Briton's Crown-Monarch Ruling, at that time, that was (200) years ago.

I suggested changing the Virginia State Seal-Flag over (30) years ago. I was ignored. Today, due to the massive American and Worldwide Social Unrest, the time has come to consider changing the Virginia State Seal-Flag. That is especially true due to recent standing on people incidents.

I propose the Commonwealth-State of Virginia Seal-Flag depicting (2) Standing Individuals shaking hands, instead of a Person standing on a Person. I propose a Statewide Artist Logo Competition to redesign and then adopt a more appropriate Commonwealth of Virginia Seal-Flag, to reflect the Feeling and Sentiment of our Times. Prior to the Virginia State Seal-Flag redesign, I propose a Virginia Statewide Petition, which will determine as is done in a True Democracy, the consensus, were the People decide.

***This Exhibit is most appropriate and relevant to this case,  
the Opposing Counsel Pelton, Client Lange, my Caregiver  
Companies and the Individual Caregivers and many others  
stood on me.***

**DENIED:**

**ADA, Title II, Government State Services-Court Services**

**ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.**

**NEEDED: for Petitioner-pro se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.**

---

**Rule 14.1 (b) (I). Parties to the Proceeding and the Related Cases**

**List of Parties and Respondents, et. al.**

**Parties to the Proceeding - Lange v. Downey**

**Petitioner**

Mark Downey, Disabled, pro se  
P.O. Drawer SS  
McLean, VA 22101-0729  
703-790-9433

**Respondent-Businesses, et. al.**

John H. Lange Plumbing and Heating, Inc. (Sue)  
Opposing Counsel, Benjamin Pelton (Serve)  
2300 Clarendon Blvd., Suite 607, Arlington, VA 22201  
Telephone: (703) 524-0770

**Respondent-Individuals, et. al.**

Opposing Counsel, Benjamin Pelton (Sue & Serve)  
(Individual, Acting Beyond Authority)  
2300 Clarendon Blvd., Suite 607, Arlington, VA 22201

Telephone: (703) 524-0770

**John H. Lange (Sue & Serve)**

**(Individual, Acting Beyond Authority, Piercing the Corporate Veil)**

**11407 Valley Stream Court (Residence)**

**Great Falls VA 22066**

**Telephone: (703) 536-5060**

**Individuals in a Corporation are responsible and accountable for their actions and non-actions, Piercing the Corporate Veil.**

---

**Rule 29.5 - Certificate of Service**

I certify that a True Copy was mailed, with proof of return receipt on the date of signature to -

**Rule 22 - Chief Justice, John G. Roberts, Jr., Applications to Individual Justices, Original and (2) copies.**

**(Sent Individually, due to Granting the Original Extension of Time)**

- **Rule 33.2 - Clerk Scott S. Harris , Original and (10) copies**

***Distributed by the Clerk to the Individual***

***Associate Justices of the Supreme Court of the United States***

- Justice Clarence Thomas
- Justice Samuel Alito
- Justice Sonia Sotomayor
- Justice Elena Kagan
- Justice Neil Gorsuch
- Justice Brett Kavanaugh
- Justice Amy Coney Barrett
- Justice Ketanji Brown Jackson

- The Opposing Counsel, Benjamin Pelton

- John H. Lange (The Individual, piercing the Corporate Veil)

**(Nothing – ex parte)**

---

**Exhibit – Certificate of Compliance**

**CERTIFICATE OF COMPLIANCE**

**No: Writ of Certiorari Application 22A51**

**Petitioner, Mark Downey, Disabled, pro se, Self-Represented**

**v.**

**John H. Lange Plumbing and Heating, Inc., et. al.**

As required by Supreme Court **Rule 33.1 (h)**, I certify that the Petition for the Writ of Certiorari is within the (40) required page limit, in the body of the Petition, excluding the parts of the Petition that are exempt by Supreme Court **Rule 33.1 (d)**. I declare under the penalty of perjury that the foregoing is true and correct as was executed on the Writ of Certiorari date of Signature.

---

**Rule 14.1 (i) - TABLE OF AUTHORITIES**

**Rule 30** - After the Writ is filed, the, Appendix, the TOA, Table of Authorities may be deferred, (21) days later. (the Citations, Quotes, Sources preliminarily marked with "X" or with a number.

**Citations**

1. **Citation 1 - Osborn v. Bank of the United States**,  
9 Wheat. (22 U.S.) 738 (1824).
2. **Citation 2 - American Well Works v. Layne**,  
241 US 257 (1916)
3. **Citation 3 - Louisville & Nashville R. Co. v. Mottley**,  
211 U.S. 149 (1908).
4. **Citation 4 - United States v. Virginia**, 518 U.S. 515, (1996)
5. **Citation 5 - Sweatt v. Painter** (1950)
6. **Citation 6 - Fellers v. United States**, 540 U.S. 519 (2004)

---

**Petitioner Downey's related pro se Citations: 1980 – Present**

Petitioner Downey's pro se, Citations are first-accountable, first-hand occurrences.

They say, "That is heresy." I say, "I want you to hear what I say !"

- Due to time constraints and the citation age, the dates are approximate; 1980 – Present.
- The pro se are always allowed Leeway.
- Petitioner Downey's pro se Citations - Directly Related Cases, all are in Northern Virginia, the same location as the Lange v. Downey case.

### **Citation – Directly Related Case**

Mark Downey, pro se v. Syd's Plumbing & Repairs  
and John H. Lange Plumbing and Heating, Inc. (non-Suit), Fairfax, Virginia, Case No: GV200004441-00, 03-19-2020, unpublished (ability to refile-activate)

### **ADA Title II Violations - State of Virginia Court System.**

#### **Title II and Title III - Violation Citation**

Brian P. Allman, (pro se) v. Mark and Virginia Downey, with Counsel, Fairfax, Virginia General District Court. Dismissed, Unpublished

Brian Allman was the owner of Cheap Trash, a residential trash removal service. He abruptly terminated his trash removal service, without ANY Notice. We were without trash removal for several weeks. We asked Brian Allman to refund the monthly fee of \$15.00. Brian Allman sued Disabled Mark and Virginia Downey for \$2.5 Million Dollar for defamation of Character. Brian Alman was and is well known in the Virginia Court systems for suing people for frivolous law suits. Attorney Elizabeth Morough, said, Every time he is fired, he sued someone. Our Attorney Fairfax, Virginia **Substitute** Judge Hurd was our Attorney in this case. Judge Hurd made a joke out this case," He called Brian Allman and said we will return the \$15.00. The joke was at our Disabled expense. We Paid Attorney Hurd \$6,000 for a \$15.00 lawsuit. Attorney Hurd should have dismissed the case at the onset as frivolous. Brian Allman dismissed the case, "He said he found Jesus." This was a \$6,000.00 unnecessary expense by (2) Disabled people for a \$15.00 law suit. The case should have been Dismissed at the **onset** as "Frivolous."

#### **Title II – Violation**

Mark and Virginia Downey, (with Counsel, George Lyon)  
v. Arlington, Virginia

Arlington County went into the Downey's backyard, through a locked chain and link fence with a Posted - No Trespassing sign and filled my backyard Lilly pond with sand, suffocating my rare Japanese Koi fish. The World Koi fish Community was **outraged**, including the Japanese Embassy. *Arlington County even used the Arlington County, Marymount*

*University students, an entire Law Class, to compose and write the Defense against (2) Disabled People ! The Marymount University sat in the Courtroom at the Trial. Marymount University should also be a Defendant. Arlington County clammed Immunity. Our Attorney said, "They destroyed your Pond and they claimed Immunity ?" Merrifield Gardens said, "Replacement of the Lilly shaped cement Pond is \$32,000.00"*

***The State of Virginia is known as - The Sanctions State***

**Title II Violation – State of Virginia – Citation Sanctions**

**Citation – Petitioner Downey**

Benjamin Scribner, pro se v. Mark Downey, pro se  
Arlington, Virginia, General District Court  
Case No: GV12004903-00, 04-15-2013, unpublished.  
Fairfax, Virginia, General District Court,  
Case No: GV14001170-00, 01-27-2014 with Counter-Claim, Appealed  
Fairfax, Virginia – Judge Simmons, unpublished  
Unjustified Sanctions \$2,500.00

Petitioner was NOT Notified of the Motion for Sanction. Mark Downey on an unrelated matter went to the Courthouse to see the case file Judge Simmons imposed \$2,500. Sanctions on me, a Disabled Person, when I did NOT have the opportunity to appear in Court for Hearing. Judge Hurd, my Counsel who I retained on an unrelated case, now said on this case, ***"You are NOT allowed to impose Sanctions when the party is NOT present."***, ***ex parte***. I filed a Motion with eliminate-quash the Sanctions Judge Simmons refused to eliminate the Sanctions a 2<sup>nd</sup> time. The State Judicial Inquiry refused to do Anything. Refusal to Correct, an Error in the Law. I met with the National Association with the Deaf in Bethesda Maryland and the in-house Counsel, Attorney Chavez said, "Sanctions are Outrageous, the entire State of Virginia should be investigated."

**Title II Violation – State of Virginia – Citation Sanctions**

**Citation – Petitioner Downey**

Virginia Downey (Petitioner Mark Downey's Mother)  
pro se v. Jim Kirchner Electric

Company, with Counsel, Arlington, Virginia, Circuit Court

Date: 09-22-2006

Case No: CL0600310-00, Unpublished

Virginia Downey had a Hearing Test the Day before the Trial by Drake Hearing Center of Arlington, Virginia. The Audiologist determined that Mark Downey's Mother, Virginia Downey could NOT hear in large rooms, Court Rooms. Son, Mark Downey was denied as her translator in the

Trial. Virginia Downey lost the case. The case was Appealed to the Arlington, Virginia Circuit Court.

The Opposing Counsel before the Hearing and ran to the front of the Courtroom and filed a Motion to impose Sanctions. Judge Kendrick unjustly imposed Sanctions on Disabled Mark Downey and Virginia Downey, \$350.00, one hour for Attorney fees. Petitioner Downey and Virginia Downey, filed a Motion to Quash the Sanctions and the sanctions elimination was denied a 2<sup>nd</sup> time. A Lawyer that walked by him called him, "Scum." Judge Hurd, of Fairfax, Virginia, also our Counsel on an unrelated case said, Judge Kendrick will No longer be a Judge, He used to be like us." The State Judicial Inquiry, the Judge Monitoring entity, instead moved him to another County.

In addition, the Circuit Court Clerk Bell was inserting a post-it Notes in the case files. Petitioner Disabled Downey found the post-it Note in the case file, predetermining his case and many other cases, by Circuit Court Head Clerk Bell. Another Clerk said they should have taken that out.

Title II – Precedence Setting Citation – Harassment – NOT Avenue to deny a case.

*Mark Downey, pro se v. Al's Towing*, with Counsel

Date: 1-4-2007, Arlington, Virginia, Circuit Court, with Jury

Case No: CL06-1142, Unpublished

---

## **XI. Exhibit – Rule 29.5 - Table of Authorities**

### **B. Statues – U.S. Constitution – Bill of Rights**

---

**Statue 1** - Article III; Article for Federal Courts to accept All cases in Law and Equity under the U.S. Constitution.

**Statue 2** - 1<sup>st</sup> Amendment, the Right to Petition

**Statue 3** - 5<sup>th</sup> Amendment, Due Process

**Statue 4** - 14<sup>th</sup> Amendment, Equal Protection

### **2. Statues - Federal Acts**

**Federal Act 1** - ADA Title II; Accommodation and Compliance in Governments; Federal and Local Governments

**Federal Act 2** - ADA Title III; Accommodation and Compliance in the Private Sector

### **3. Statues - Supreme Court of the U.S. Rules**

**SCOTUS Rule 1** - Supreme Court of the U.S. Rule –  
Rule 60, Timing.

**SCOTUS Rule 2** - Supreme Court of the U.S. Rule –  
Rule 59 (b) (2), newly discovered evidence that, with  
reasonable diligence, could NOT have been discovered in time  
to move for a new trial.

**SCOTUS RULE 3** - Review on Certiorari: Time for Petitioning

**Rule 13**, the (90) Day Deadline Rule for the submission of Writ  
of Certiorari.

### **4. Statues - Federal U.S.C. Codes**

**Federal U.S.C. Code 1** - 28 U.S.C. § 1331

The Code to determine if a Civil case has  
Jurisdiction in Federal Court under the  
U.S. Constitution.

**Federal U.S.C. Code 2** - 28 U.S.C. §1655

The Code grant relief to determine if a Defendant  
was notified of an action.

**Federal U.S.C. Code 3** - U.S.C § 3911

The Code for proof of satisfaction.

**Federal U.S.C. Code 4** - U.S.C. § 701(4)

The Code for determination for a  
Catastrophic incident.

**Federal U.S.C. Code 5** - Article 1. I § 8.01-428

The Code to set aside judgments for clerical  
mistakes to a relieve party from a Judgment.

### **5. Statues - Federal CFR Codes Statutes**

**Federal CFR Code 6** - 1 – 7 CFR § 799.33 & 40 1508.4

The CFR procedures required to determine  
Extraordinary Circumstances

### **6. Statues - State Law - State of Virginia**

**VA-Code-1 - Virginia Code-Rule 97**, Catastrophic,  
Extraordinary, Unforeseen and Beyond our Control  
Circumstances

### **C. Authorities**

#### **1. Authorities – Major**

**Authority 1** - The Magna Carta, June 1215

**Authority 2** - The United Nations Universal Declaration of Human Rights (UDHR)

**Authority 3** - Petitioner Disabled Downey's Medical Condition

**Authority 4** - Mayo Clinic Website,

The world-medical-known Mayo Clinic

**Authority 5** - Petitioner Disabled Downey's Lawyer General District Court

**Authority 6** - The Texas State Bar

**Authority 7** - Reporter Committee - For Freedom of the Press

**Authority 8** - Virginia Secretary of the Commonwealth, The Keeper of the Seal - Commonwealth of Virginia 3

## 1. Authorities - Individuals - Quotes

**Quote 1** - Gouverneur Morris, Signor U.S. Constitution

**Quote 2** - Founding Father, Benjamin Franklin

**Quote 3** - President Theodore Roosevelt

**Quote 5** - President Ronald Regan

**Quote 6** - Albert Einstein

**Quote 7** - Petitioner Disabled Downey's Mother, Virginia Rose Downey, the Former Interior Designer for the Automobile Legend, Henry Ford

**Quote 8** - Bob Hersh, Petitioner Disabled Downey's Friend, the Former CPA Partner and a Criminal Consulting Attorney

**Quote 9** - Joan Ruth Bader, Supreme Court Justice of the United States

**Quote 10** - Joseph Brinig, Legal Services Corporation, Non-profit pro bono Attorney for the Indigent Community

**Quote 11** - Lee Iacocca, the Automotive Legend, former President of Chrysler Automobile Company

**Quote 12** - Henry Ford, Automobile Legend-Founder of The Ford Automobile Company

**Quote 13** - Four Star General Colin Powell and Secretary of State, also vicinity Neighbor.

**Quote 14** - Gary Boswell, IT Expert and First-Hand, First-Person-Accountable Experiences with Caregivers.

**Quote 15** - Lee Iacocca the Automotive Legend, Former President of the Chrysler Motor Company

**Quote 16 – Petitioner Disabled Downey’s former Lawyer and current Judge Hurd, Fairfax, Virginia, General District Court Judge**

## **2. Authorities – Sources**

## **Source 1 - The Virginia State Corporation Commission Internet Website Search**

**Source 2** - Petitioner Downey Retained, Private Investigator

**Source 3 - Mayo Clinic Website,  
The World-Medical-Renown - Mayo Clinic**

### **Source 6 – Corona Pandemic Statistics**

**Source 7** – Corona the U.S. Coronavirus Aid, Relief and Economic Security Act or the CARES Act funded \$2.2 trillion economic stimulus economic COVID Pandemic.

**Source 8** – The 1<sup>st</sup> U.S. Corona Health care incident was a man who returned home to Snohomish County, Washington January 15, 2020, after traveling to Wuhan, China. South China Moring Post November 17, 2019

### **Source 9 - How to Lead -**

*Wisdom from the World's Greatest CEOs, Founders and Game Changers* (2020), (420) pages, Published book, by Author, David M. Rubenstein, Multi-Billionaire and Co-Founder of the Washington, D.C. Investment Group, The Carlyle Group

Law-Suit-Lange-v-Downey-Steno-Mask-Ban-10-28-2022.docx

## **United States of America:**

## The Supreme Court of the United States

**Writ of Certiorari – Application - 22451**

### Case:

**Mark Downey, Disabled, pro se,  
the Estate, the Designated Agents,  
Entities and-or Assigns**

) - Fairfax, Virginia  
 ) General District Court  
 ) Case: 19015466

Petitioner,  
v.  
John H. Lange Plumbing and  
Heating, Inc., et. al.  
Respondents.

) - **Appealed** to the  
 ) Fairfax,  
 ) Fairfax, Virginia  
 ) Circuit Court  
 ) Case: CL-2021-10170  
 ) - **Appealed** to the  
 ) Virginia Court  
 ) of Appeals,  
 ) Case: 0847-214 Ruled  
 ) NOT in Jurisdiction  
 ) **forwarded** to the  
 ) Supreme Court of  
 ) Virginia, Case: 211213  
 ) - **Appealed** to the  
 ) Supreme Court of the  
 ) United States

*(Appealed from - The Supreme Court of Virginia)*

**The Basis-Criteria for this Dual-Sister *Writ of Certiorari*  
is a Federal-State Conflict**

#### **Joint and Several Liability**

***This entire case was and is Disabled and pro se - self-represented.  
There was No paid Legal Assistance, No Paid Legal Research or  
(by an Outsider Looking in - A High Potential for a Landmark case)  
The Disabled, Self-Represented-pro se Litigants are  
always allowed leeway.***

#### **NOTE:**

I am submitting Dual-Simultaneous Writs. Dual-Simultaneous Writs are admissible due to the SCOTUS Advocacy statement, only use 2-3 Reasons to Grant a Writ and to avoid Complex Writs.

This SCOTUS Writ is *Focused Entirely on Court Reporting-Transcripts*.

The Sister SCOTUS Writ is *Focused Entirely on Civil Rights – the Federal ADA*.

*Both are Related – Yet, they have very diverse and have Nationwide America Ramifications, enticement, motivation and promotion implications - for the promotion for the Democracy Worldwide.*

**(proposed to be argued-presented consecutively)**

The *Writ of Certiorari* submission delay was due to an Extraordinary Emergency 911 call the day before the Writ submission Due Date. I was the Hospital at 3:00 AM, then for 11 hours in the ER, a very serious infection, which affects the entire body. I had No Telephone communication. When I had communication, I called the SCOTUS clerk and I received a recorded message of "No messages are being accepted."

**Good Cause and the Federal ADA Title II, Government-Court Accommodation and Compliance is the Criteria basis for submission.**

This *Writ of Certiorari* conforms to the format and fee waiver requirements of the Guide furnished by the United States Supreme Court Clerk of July 2019. The Disabled, Self-Represented - *pro se* Litigants are always allowed leeway.

The *Writ of Certiorari - Basis for Accommodation-Leeway - Extraordinary* - Checklist is provided in the Appendix.

"If the Petition is Deficient ANY way, I will have (60) days to correct the *Writ of Certiorari* deficiencies, as stated by SCOTUS Clerk Jake. After the Writ is filed, the TOA, the Table of Authorities in the Appendix may be Deferred, (21) days later; SCOTUS **Rule 30**.

New, Development. I have one of my (2) year Death-Defying unresolved surgeries this week due to this Lange v. Downey case. I may Not be able to communicate.

**Mark Downey, Disabled, *pro se* Petitioner**

<b>Table of Contents</b>	<b>Page</b>
--------------------------	-------------

**I. The Writ of Certiorari –  
Focus-Grounds-Reasoning-Intent**

1. The American Status of Court Reporting-Transcripts Court Technology Method – Steno Mask is Not Accurate and is Obsolete – *Ban*
2. Civil Rights-The Due Process of the Law and the Right for an Impartial-True Deposition – Steno Mask method for Court Hearing -Transcripts causes Fraud Transcripts.
3. Descriptors
4. Federal Question
5. Constitutional Requirement
6. Statutory Component

7. *Credentials & Credibility- Introduction*  
*The Most Important Criteria in Any Legal Dispute*
8. Supreme Court of Virginia - Basis for Dismissal

## **II. Errors in the Law – Lange v. Downey – Laws Violated & Desecrated**

- A. Error in the Law - Legal Definition –  
Assignment of Error
- B. Error in the Law - Procedural Issues –  
State of Virginia
- C. Error in the Law – Federal Parallel Law –  
Federal Precedence
- D. Error in the Law - Administrative Finality
- E. Error in the Law – Catastrophic, Extraordinary,  
Unforeseen and Beyond Our Control Circumstances  
**NO** - Error in the Law - State - Pennsylvania  
(Neighbor Commonwealth State to Virginia)
- F. Error in the Law – State - Virginia
- G. Error in the Law – by the State of Virginia  
Petitioner Disabled Downey –  
Individual - Personal Injury
- H. Error in the Law - Federal Parallel Laws –  
Federal Precedence
- I. Error in the Law - U.S.C. § 701(4)  
Catastrophic Incident
- J. Error in the Law – 7 CFR §799.33 & 40 1508.4  
Extraordinary Circumstances

## **III. Conclusion**

- B. Summation – Errors in the Law

## **IV. Appendix – Exhibits and Documentation**

- A. Supreme Court of the United States Rules  
for a State Writ of Certiorari
- B. Supreme Court of the United States  
Application for Extension of Time for the  
Writ of Certiorari Granted, by Chief Justice Roberts
- C. Supreme Court of Virginia Orders
- D. Legal Definitions
  1. Legal Definition – Incapacitation
  2. Legal Definition – Due Process of the Law
  3. Legal Definition – Good Cause
  4. Legal Definition – Moral Turpitude

5. Legal Definition – Criminal
6. Legal Definition – Judgment
7. Legal Definition –  
Catastrophic, Extraordinary, Unforeseen and  
Beyond our Control Circumstances

## **xx ADA Violation - Health – Title II and Title III**

### **Non-Accommodation and Non-Compliance**

- A. Petitioner Disabled Downey's Severe Life-Long Health Conditions – Personal Injury
- B. Petitioner Downey's Caregiver Incidents – Hinderance and Inability to Focus on the Trial, Incapacitation

## **VII. Exhibits – Petitioner Disabled Downey's**

### ***Credentials & Credibility –***

#### ***The Most Important Criteria in Any Legal Dispute***

- A. Petitioner Disabled Downey's Credentials & Credibility – Endorsements
- B. Petitioner Disabled Downey's
- C. Credentials & Credibility – Petitioner Disabled Downey's – Email Affidavits (2)
- D. Credentials & Credibility – Petitioner Disabled Downey's – Litigation Expertise
- E. Credentials & Credibility – Petitioner Disabled Downey's – Biographical History
- F. Credentials & Credibility – Petitioner Disabled Downey's – Presidential Medal of Technology Nominations
- G. Credentials & Credibility – Petitioner Disabled Downey's – USPTO Trademarks (2)
- H. Credentials & Credibility – Petitioner Disabled Downey's – Communication & Advising, some of the Legends of our Time
- I. Credentials & Credibility – Petitioner Disabled Downey's – Family's History (150) years in the United States

## **VIII. Exhibits – Petitioner Disabled Downey's**

### **Credentials & Credibility,**

**in Vaccines and the Corona Pandemic**

**(35) Year Research and Development Involvement –  
Before, During and After the Corona Pandemic –  
Anticipated and Predicted –**

**(35) Years Before the Corona Pandemic**

- A. Credentials & Credibility – Petitioner Disabled Downey's – Corona Pandemic Statistics & Corona Pandemic Economy Statistics  
(as of this submission date)**
- B. Credentials & Credibility – Petitioner Disabled Downey's – Credentials & Credibility – Petitioner Disabled Downey's – Corona, Massive Corona Credentials, (35) years ago, Before Corona, During Corona and Continuing**
- C. Credentials & Credibility – Petitioner Disabled Downey's – Petitioner Disabled Downey's Blaze-Tech-C4 Proposal to Eradicate Corona emails sent Prior and During the Corona Pandemic**
- D. Credentials & Credibility – Petitioner Disabled Downey's – Corona Timeline – Disabled Petitioner Downey's Corona Involvement**
- E. Credentials & Credibility – Petitioner Disabled Downey's - Corona Vaccine Involvement – Massive letters and emails sent Prior and During the Corona Pandemic**

**IX. Exhibits - Rule 14.1 (b) (I) Parties to the Proceeding and Related cases**

- D. List of Parties, et. al.**
- E. Petitioner**
- F. Respondents – Companies, et. al.**
- G. Respondents – Individuals, et.al.**

**X. Exhibit - Rule 29.5 - Certificate of Service**

**XI. Exhibit - Rule 29.5 Table of Authorities**

Citations-Petitioner Disabled Downey's  
Directly Related Disabled, pro se –  
Self-Represented Case Citations,  
State of Virginia

- A. Statues – the U.S. Constitution- Bill of Rights  
Credentials & Credibility –  
The Laws of the Land - Federal Precedence  
Constitutional Requirements**
  - 1. Statues - Federal Acts**
  - 2. Statues - Supreme Court of the U.S. Rules**
  - 3. Statues – Federal U.S.C. Codes**
  - 4. Statues – Federal CFR Code**

5. Statues - State Law – State of Virginia

**B. Authorities**

1. Authorities - Major
2. Authorities - Individual Quotes
3. Authorities – Sources

### **The Status of Court Reporting-Transcripts in America**

#### **III. Statement of the Case**

### **The Status of Court Reporting-Transcripts in America**

*Method of Court Reporting-Transcripts – to Permanently Ban –  
Steno Mask – Extraordinary Writ.*

Endorsement: This Writ is endorsed by the Legal Services Corporation pro bono Attorney, Joseph Brinig, when he said,

***“I never heard of anybody criticize the Method.”***

***(Definition – Extraordinary)***

Therefore, this Writ has been deemed and designated and certified as “Extraordinary”, with a Nationwide and even a Worldwide impact and Nationwide Ramifications – the Criteria for a Writ Review.

De novo is a Latin means "from the beginning" or "fresh", being heard for the first time. The Supreme Court of Virginia violated their Own Policy of No Court Reporting in the Fairfax, Virginia General District Court. Only the Circuit Court has recorded Hearings. The Policy in Virginia was Quashed by Ordering the Lower Court, the General District Court to provide a No-Fee Deposition in the Lower Court to Disabled Downey. Therefore, the Deposition is admissible to the Circuit Court, the Supreme Court of Virginia and now to the Supreme Court of the United States, de Novo was and is Quashed-Nullified, by the Supreme Court of Virginia themselves.

Va. R. Sup. Ct. 5A:10 – Transcripts.

**Rule 5A:10** - Record on Appeal: Preparation and Transmission(a) *Preparation* b) *Form of the Record.* (iv) the certificate of the clerk of the trial court that the foregoing constitutes the true and complete record, except omitted exhibits as hereinafter provided.(2) Each page of the record must be numbered at the bottom.

#### **III. Federal Parallel Law – Federal Precedence – Ability to Correct an Error in the Law**

## **Federal - Procedural Issues - Federal Rules of Civil Procedure**

*This Writ is Not Just for the Disabled Community. This entire Writ is entirely Focused on-and-for, True-Impartial-Accurate Hearings, for All Trials and All Legal Disputes - for ALL Americans, the entire United States, the entire Free World and Beyond.*

### **IV. Reasons for Granting the Petition**

#### **B. Descriptors**

- U.S. Constitution-Bill of Rights;
- ADA Title II, Government-Court Services;
- ADA Title III,  
Private Sector-Opposing Party and Opposing Counsel;
- State-Commonwealth of Virginia Civil Rights Laws;
- Moral Turpitude Violations;
- Malicious;
- Fabrication of Evidence;
- No Transparency;
- Withholding Evidence;
- Errors in the Law;
- Insufficient Denial Grounds;
- Evidence Denied.
- 

### **I. Federal Question Presented - 28 U.S.C. § 1331**

***The Entire Writ of Certiorari  
Focus Grounds-Reasoning-Intent***

***Civil Rights - (3) Focused-Related Civil Rights Questions -  
(Federal-State Conflict)***

#### **1) The U.S. Constitution-Bill of Rights**

##### **a) The Right to Petition**

**The 1<sup>st</sup> Amendment -**  
The Right for Anyone to Petition the Government  
and  
The Right to Petition by Anyone on Anyone.

##### **b) Due Process**

**The 5<sup>th</sup> Amendment - Due Process -**

every Individual American shall NOT be "deprived of Life, Liberty or Property without the Due Process of Law" and

The 14<sup>th</sup> Amendment - Due Process with the exact same (12) words, The Due Process Clause, to describe a legal obligation of All States.

**2) The Federal ADA, the Americans with Disabilities Act**

*a) ADA, Title II*, Government Federal and State Services, (Court Services)

Accommodation and Compliance.  
and the

*b) ADA Title III*, Private Sector,  
Opposing Counsel, Corporate Client and Individuals  
(Individuals - Piercing the Corporate Veil)

Accommodation and Compliance.

**3) Catastrophic, Extraordinary, Unforeseen and Beyond our Control Circumstances –**

- "Direct Physical Loss" of Property - Massive Loss of Life,
- the Worldwide Corona Health Pandemic,
- the Worldwide Corona Pandemic Economic Turmoil
- and the Death-Defying Personal Injury of a Broken Neck Injury.

(for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.)

**D. Constitutional Requirement – Done.**

Article III of the Constitution, Federal Courts accept "All cases, in Law and Equity, arising under this Constitution, [and] the Laws of the United States..." U.S. Constitution, Article III, Section 2. The Supreme Court has interpreted and found Federal Courts hear any case where there is a Federal Ingredient.

**Citation 1 - Osborn v. Bank of the United States, 9 Wheat. (22 U.S.) 738 (1824).**

**E. Statutory Component 28 U.S.C. 1331 – Done.**

This statute gives Federal Courts jurisdiction to hear cases that arise under the Federal Law 28 U.S.C. 1331. The Supreme Court determined a "suit that arises under the law that creates the cause of

action", **Citation 2** – American Well Works v. Layne, 241 US 257 (1916), therefore, only suits based on Federal law, not State law suits, are more likely to create Federal question jurisdiction.

The Petitioner Federal Question Jurisdiction complaint is and will be well-pleaded. The initial complaint contains references and Qualified incidents, which are relevant and are the criteria for the Federal **Citation 3** - Louisville & Nashville R. Co. v. Mottley, 211 U.S. 149 (1908).

#### **F. Petitioner Disabled Downey's Credentials & Credibility - Introduction.**

##### **Credentials & Credibility are the Most Important Criteria in Any Legal Dispute.**

I find it is necessary to elaborate, that I, Petitioner, Mark Downey, being Disabled, pro se, self-represented and being of sound mind, that I have expertise to

**compose-submit-and-present**  
**the**  
***Writ of Certiorari***

to the epitome of Democracy, the Supreme Court United States, where every Ruling-Verdict impacts *every* person, in the everyday life of the *entire* United States, as well as the *entire Free World and beyond*.

##### **Former Consulting Federal Law Enforcement Forensic Scientist and Qualified Expert Witness**

- Intricacies of the Federal Government, having lived and worked in the Washington, D.C. Metro Area for (55) years;
- Computer Industry; Software and Hardware;
- Author of (15) Published eBooks; 1,500 pages;
- Nominated for the Presidential National Medal of Technology;
- Legal Profession; litigation, criminal, civil, law enforcement forensics, court administration, legal technology, self-representation-pro se
- Law Enforcement; Federal and Local;
- Federal Procurement;
- Government Administration and Systems;
- Innovations and Government Reforms;

- Rated "Highly Qualified" for SES positions with the U.S. Courts, the U.S. Justice Department, as a U.S. Supreme Court Fellow and for numerous Federal Inspector General positions;
- I was offered a U.S. Supreme Court Clerk position (30) years ago, the expertise has increased and progressed since that time.

Remark Made, "You exceed, surpass and are Beyond an Attorney."

### **Supreme Court of Virginia - Basis for Dismissal – Lange v. Downey**

*Record No., 211213 Circuit Court, Fairfax, Virginia No. CL2021-10170 Supreme Court of Virginia **Rule 5:17 (1) (i)** was the Rule of Dismissal, Petition for Appeal*

Petition for Appeal (a) *When the Petition Must be Filed.* - Unless otherwise provided by rule or statute, in every case in which the appellate jurisdiction of this Court is invoked, a petition for appeal must be filed with the clerk of this Court, as provided for in

**Rule 5:1B**, within the following time periods:(1) in an appeal direct from a trial court, not more than 90 days after entry of the order appealed from; (2) in an appeal from the Court of Appeals, within 30 days after entry of the judgment appealed from or a denial of a timely petition for rehearing. However, an extension may be granted, in the for *Good Cause*, which was repeatedly and unjustly denied on the basis

### **The U.S. Constitution-Bill of Rights**

#### **c) The Right to Petition**

**The 1<sup>st</sup> Amendment -**

**The Right for Anyone to Petition the Government  
and**

**The Right to Petition by Anyone on Anyone.**

#### **d) Due Process**

**The 5<sup>th</sup> Amendment - Due Process -**

**every Individual American shall NOT be "deprived  
of Life, Liberty or Property without the Due Process of Law"  
and**

**The 14<sup>th</sup> Amendment - Due Process**

**with the exact same (12) words, The Due Process  
Clause, to describe a legal obligation of All States.**

### **2) The Federal ADA, the Americans with Disabilities Act**

a) ADA, Title II, Government Federal and State Services, (Court Services)

Accommodation and Compliance.  
and the

b) ADA Title III, Private Sector,  
Opposing Counsel, Corporate Client and Individuals  
(Individuals - Piercing the Corporate Veil)  
Accommodation and Compliance.

**3) Catastrophic, Extraordinary, Unforeseen and Beyond our Control Circumstances -**

- “Direct Physical Loss” of Property - Massive Loss of Life,
- the Worldwide Corona Health Pandemic,
- the Worldwide Corona Pandemic Economic Turmoil
- and the Death-Defying Personal Injury of a Broken Neck Injury.

**V. Errors in the Law – Lange v. Downey –  
State of Virginia Laws – Not Considered**

**A. Error in the Law - Legal Definition – Assignment of Error**

Assignment of Error is a declaration by a party with a Legal action specifying the Error in the Law made by the Court during the Trial that the party seeks to resolve and be corrected, to be permanently to be definitively resolved.

(The Assignments in Error were stated in the Original Supreme Court of Virginia Petition and in the Motion for Reconsideration) – Error in the Law.

**B. Error in the Law - Procedural Issues - State of Virginia**

**Refusal to Correct - Error in the Law**

Procedural Issues Addressed Code of Virginia, Title 8.01.

Civil Remedies and Procedure » Chapter 17. Judgments and Decrees » Article 1. In General, » § 8.01-428. Setting aside default judgments; clerical mistakes; independent actions to relieve party from § 8.01-428. Setting aside default judgments; clerical mistakes; independent actions to relieve party from A. Default judgments and Decrees pro confesso; summary procedure. Upon motion of the Plaintiff or judgment debtor and after reasonable notice to the opposite party, the attorney, the pro se or the Court may set aside a Judgment by Default or a decree pro confessor upon the following grounds: (I) fraud on the court, (ii) a void judgment, (iii) on proof of an accord and satisfaction § 3911. Such motion on the ground of

**fraud on the court.** B. Clerical mistakes. Clerical mistakes in all judgments or other parts of the record and errors therein arising from oversight or from an inadvertent omission may be corrected by the court at any time on its own initiative or upon the motion of any of an appeal, such mistakes may be corrected before the appeal is docketed in the appellate court, and thereafter while the appeal is pending such mistakes may be corrected with leave of the appellate court.

**D. Other judgments or proceedings.** This section does not limit the power of the court to entertain at any time an independent action to relieve a party from any judgment or proceeding or to grant relief to a defendant not served with process as provided in §8.01-322, or to set aside a judgment or decree for fraud upon the court.

**C. Error in the Law – Federal Parallel Law – Federal Precedence Federal - Procedural Issues – Ability to Correct an Error in the Law Federal Rules of Civil Procedure**

**Rule 60. Relief from a Judgment or Order**

(a) CORRECTIONS BASED ON CLERICAL MISTAKES; OVERSIGHTS AND OMISSIONS. The court may correct a clerical mistake or a mistake arising from oversight or omission whenever one is found in a judgment, order, or other part of the record. The court may do so on motion or on its own, with or without notice. But after an appeal has been docketed in the appellate court and while it is pending, such a mistake may be corrected only with the appellate court's leave.

(b) GROUNDS FOR RELIEF FROM A FINAL JUDGMENT, ORDER, OR PROCEEDING. On motion and just terms, the court may relieve a party or its legal representative from a final judgment, order, or proceeding for the following reasons:

(1) mistake, inadvertence, surprise, or excusable neglect;  
(2) newly discovered evidence that, with reasonable diligence, could not have been discovered in time to move for a new trial under

**Rule 59(b);**

(3) fraud (whether previously called intrinsic or extrinsic), misrepresentation, or misconduct by an opposing party;

(4) the judgment is void;

(5) the judgment has been satisfied, released, or discharged; it is based on an earlier judgment that has been reversed or vacated; or applying it prospectively is no longer equitable; or

(6) any other reason that justifies relief.

(c) TIMING AND EFFECT OF THE MOTION.

(1) *Timing.* A motion under **Rule 60(b)** must be made within a reasonable time—and for reasons (1), (2), and (3) no more than a year after the entry of the judgment or order or the date of the proceeding.

(2) *Effect on Finality.* The motion does not affect the judgment's finality or suspend its operation.

(d) **OTHER POWERS TO GRANT RELIEF.** This rule does not limit a court's power to:

(1) entertain an independent action to relieve a party from a judgment, order, or proceeding;

(2) grant relief under 28 U.S.C. §1655 to a defendant who was not personally notified of the action; or

(3) set aside a judgment for Fraud on the Court.

**Rule 60 - Met**

**All (3) criteria-elements exist in this case to**

**Grant the *Writ of Certiorari Appeal***

**1 - Clerical Mistakes;**  
**2 - Fraud on the Court;**  
**3 - Dismissal.**

**D. Error in the Law - *Administrative Finality***

Administrative Finality is the concept that a definitive Ruling Verdict was made on both parties, unless they are later reopened and reconsidered for Special Good Cause Reasons. Special Good Cause Reasons apply and are the criteria basis for this Writ of Certiorari Ruling-Appeal-Verdict. An Administrative Finality does Not apply in this case, there was Not a Valid Verdict or Judgement. The State of Virginia Procedural Issues were Not Considered – Error in the Law.

**E. Error in the Law - Catastrophic, Extraordinary, Unforeseen and Beyond our Control Circumstances – States**

- 1. No Error in the Law - State - Pennsylvania**
- 2. Error in the Law - State - Virginia**
- 3. Error in the Law - State - Virginia - Individual Personal Injury - Petitioner Disabled Downey**

The State of Virginia - Catastrophic, Extraordinary, Unforeseen and Beyond our Control Circumstances - were Not Considered – Error in the Law

## **V. Conclusion**

Extraordinary Circumstances apply to All Extraordinary, Unforeseen and Catastrophic Circumstances. My Disabled (35) year research, development and involvement for the production of Vaccines for the Masses and then for the Worldwide Corona Pandemic Vaccines for the Masses resulted in my Extreme Debilitating Stress, then the Death-Defying Injury of a Broken Neck Injury and from the case of this case, the Lange v. Downey.

Those Catastrophic Personal Injuries were concealed in All of the Virginia Trial Courts by Client Lange and Opposing Attorney Pelton. I was Incapacitated at the Trial, with severe dizziness, the inability to function and think properly and vomiting after the Trial, that is the Legal Definition of Incapacitation.

## **G. Error in the Law – Summation.**

The Federal 7 CFR § 799.33 & 40 1508.4, the Pennsylvania Supreme Court case citation - *Friends of DeVito v. Wolf* and the Virginia Code 97, the Worldwide Corona Health Pandemic, the Worldwide Corona Economic Turmoil, the Worldwide Chaos and my own Personal Injury, the most severe Personal Injury possible of a Broken Injury, are

**Catastrophic, Extraordinary, Unforeseen,  
Beyond our Control Circumstances  
and  
Not normally foreseeable or anticipated**

There are thousands of Polices and Laws in the Federal Register and Laws in every State in the Union that have been enacted due to Corona.

Absolutely nothing, is more Catastrophic, Extraordinary, Unforeseen, Beyond our Control, Not normally foreseeable or Anticipated than the Worldwide Corona Health Pandemic, the Worldwide Economic Turmoil, the Worldwide Chaos and the most severe Death-Defying Personal Injury of a Broken Neck Injury.

I think you will agree, that I have *Diligent*, that I and this case had, a long, long hard journey. This entire Case was a Disabled, *pro se*, self-represented case, with no help and no monetary compensation payment of ANY kind for ANY Legal assistance, what-so-ever.

**Quote X-** My Mother, Virginia Rose Downey, the Former Interior Designer for the Automobile Legend, Henry Ford, she once said to Son, Petitioner Mark Downey.

“Once you make your mind, there is No stopping you.”

**Quote X-** Albert Einstein once said,

“Everybody Loves me, but nobody understands me”.

I do Not have the intellect of Einstein.

However, I am also severely misunderstood.

*I anticipated and foresaw what was coming.*

*If, my Health permits,  
will argue the Writ of Certiorari if it is deemed  
necessary and essential.*

However, I request, my preference (due to my severe health) is that this entire case, will Not have any of my further Litigation, any of my further Legal Dispute, any of my further Court Appearances, any of my further Hinderances or any of my further Objections, to obtain and be Definitively Terminated with an Administrative Finality, on my pro se basis.

My Family, being Immigrants to the United States (150) years ago and my Ancestors, being on the New York Ellis Island Wall of Honor, my Downey Family name is more important than Any Ruling-Verdict with Any Money.

  
Mark Downey

Disabled, pro se and an Individual and Proud American  
Drawer SS, McLean, VA 22101-0729 USA

11-01-2022

**Summary Statement of Disabled Downey's Commitment to Integrity**

I declare, under penalty of perjury under the laws of the United States of America that the forgoing is true and that I did not intentionally state or misstate any misinformation.

**VI. Appendix – Exhibits and Documentation.**

*President Reagan once made a memorable- no-partisan remark  
“Trust, but Verify.”*

*(That is the purpose of Exhibits and Documentation)*

- Exhibits are NOT included in the Page Limit.
- There is No limit on the Number of Pages in the Appendix.

---

Exhibits and Documentation - I am sensitive to not overloading, overwhelming and bombarding, only furnishing what is necessary. The reader determines what is appropriate; Reader Discretion.

### **Rule 26. Computing and Extending Time**

(a) Computing Time. The following rules apply in computing any time period specified in these rules, in any local rule or court order, or in any statute that does not specify a method of computing time.

(1) Period Stated in Days or a Longer Unit. When the period is stated in days or a longer unit of time:

(A) exclude the day of the event that triggers the period;

(B) count every day, including intermediate Saturdays, Sundays, and legal holidays; and

(C) include the last day of the period, but if the last day is a Saturday, Sunday, or legal holiday, the period continues to run until the end of the next day that is not a Saturday, Sunday, or legal holiday.

The Extension of Time granted by Chief Justice John G. Roberts, Jr. deadline stated was October 8, 2022, a Saturday. October 8, 2022 is a Saturday, the Supreme Court of the United States is Closed on Saturday and Sunday. Monday, is a Holiday, Columbus Day. Therefore, the due date is Tuesday, October 11, 2022, **Rule 26 (c)**.

### **Writ of Certiorari – Basis for Accommodation-Leeway – Extraordinary.**

I, Petitioner, Mark Downey am severely Disabled with the most severe Death-Defying Personal Injury of a Broken Neck Injury with Life-Long Health ramifications. I was granted the forma pauperis financial status two years ago in multiple U.S. District Courts due to massive financial losses. My income is unknown due to being in Hospital Stays- ICU, Trauma, (2) Acute Rehab Hospitals, Housebound 24/7 – now for (2) years, No employment, my CPA passed and my assets are in disarray. However, I am allowed leeway due to being Severely Disabled, pro se and being self-represented under the same provision and accommodation Petition format criteria as a forma pauperis. If the Petition is Deficient any way in I will have (60) days to correct the deficiencies", as stated by SCOTUS Clerk Jake. The Accommodation and criteria is under the -

- The Federal ADA, the Americans with Disabilities Act Title II, Accommodation and Compliance for Government-Court Services and
- The Federal ADA, the Americans with Disabilities Act Title III, Accommodation and Compliance in the Private Sector, the Opposing Counsel and the Private Sector Client.

### **Writ of Certiorari - Checklist**

This Writ of Certiorari conforms to the requirements and format in the Guide furnished by the Office of the Clerk of the United States Supreme Court, published on July 2019; Checklist.

#### **A. Introduction.**

- **Rules 1-14** (Petitioning for Certiorari) – Done
- **Rule 29** (filing service on opposing party or Counsel) - Done
- **Rule 30** (Computation and extension of time, granted by Chief Justice Roberts) – Done
- **Rules 33.2 and 34** (pleading, 8½ X 11-inch paper) - Done
- (proceeding in forma pauperis) (now pro se) – Done
- Rule 39**

#### **B. Nature of Supreme Court Review**

- **Rule 10** - Considerations Governing Review on Certiorari- Done
- **Rule 13.1, 13.3 and 29.2** Time for Filing – Done

#### **C. What to File**

- **Rule 39** – Provide an Original and (10) copies of the Writ
- **Rule 14.1** - (I) Provide the Original and (10) copies, the Judgement for review, Rehearing and any other Orders
- **Rule 29** –
  - a) Provide the Service Declaration, sent to all of the parties and counsel with a detached sheet, form provided as a detached sheet
  - b) On the same page —list all cases directly related to this case, from the same Trial Court
- Appeal from the State Court – Done
- **Rule 33.2(b)** Duplex, body 40-page limit, word limit-9,000 – Done
- **Rule 34.6** - Redaction of Personal Information – Done
- **Rule 29** - Filing, addressed to Clerk, Supreme Court of the United States and to Opposing Parties – Done
- **Rule 39** – Motion to Leave to Proceed in Forma Pauperis, No-Done

- Affidavit or Declaration in Support of Motion for Leave to Proceed in Forma Pauperis – Does Not Apply
- Cover Page – Rule 34 – Done
- Case Number Leave Blank – Done
- Caption – Done
- Dismissal Order from State Court - Done
- Parties - Addresses and telephone numbers - Done
- Federal Question - Done
- List of Parties – Done
- List of Directly Related Cases – Done
- Table of Contents – Done
- Index of Appendices, Review State Court Decision - Done
- Table of Authorities – Cases, Statues, Articles Referenced – Done
- Opinions – Done
- Jurisdiction – Done
- Constitutional and Statuary Provision Involved – Done
- Statement of the Case – Done
- Ground-Reasoning-Intent – This Writ of Certiorari – Done
- Conclusion – Done
- Proof of Service – Done

---

#### **Rule 10 - Criteria to Review a Writ of Certiorari – Met**

Descending Order of Importance, Conflict Federal & State Court

- Issue is Extremely Important – Met
- The Decision Conflicts with the Supreme Court - Met
- The Lower Court Errored Met
- The Conflict is not going away Met
- Genuine Open Issue – Met

How to Write a Successful Cert Petition: A Guide for State Lawyers, by Dan Schweitzer, Director of Counsel, NAAG Center for Supreme Court Advocacy, April 2019

- To Resolve a Conflict – Not a Petition to Correct Errors - Met
- Presented with Clarity and with No Doubt - Met
- A Specific Federal Issue - Met
- Multiple Reasons – Met

#### **A. Exhibit - Supreme Court of the United States Rules for State Writ of Certiorari**

- **Rule 14.1(i).** Last State Court Appellate Court Judgment to act on the merits, orders denying review by the State highest Court, Court name, the case number, the date of entry and the Deadline filing time for the Writ of Certiorari. Rule 14.1(i)(i) through (iv). Any published and unpublished opinions issued in the judgment – **Done**
- **Rule 14.1(i)(i)** through (iv). Any published and unpublished opinions issued in the Judgment to be reviewed shall be included in the Appendix – Done

**Exhibit – Supreme Court of the United States Application  
for Extension of Time for the Writ of Certiorari –  
Granted by Chief Justice Roberts**

**D. Exhibit - Supreme Court of Virginia Orders**

MARK DOWNEY v. JOHN H. LANGE PLUMBING & HEATING, INC.  
211213

8. 11-05-2021 Transfer Order | Petition for Appeal Due Date for Transfer Case
9. 11-19-2021 Order on Motion/Request | Miscellaneous - Denied Miscellaneous
10. Denied | Miscellaneous - Denied | Stay - Denied
11. 12-21-2021 Order on Motion/Request | Stay - Denied | Seal Record/Document - Denied
12. 03-16-2022 Panel Order | Procedural Dismissal
13. 04-08-2022 Order on Motion/Request | Seal Record/Document - Denied
14. 05-11-2022 Panel (Rehearing) Order | Rehearing Denied

- The Supreme Court of Virginia did Not consider or explain the reasoning in Any Motions or Dismissals, including the Good Cause Motion for Reconsideration Dismissal.
- When a pro se, Self-Represented Disabled Petitioner Appeals a case to the Highest Court in a State, all the way up, through the entire State Court System to a State Supreme Court, that Individual should receive more than a response of “No.”
- When Justices are in disagreement, they write an Opinion of Dissent. Every State Supreme Court in the Union, with a Ruling of a Dismissal, they need to also write an Opinion of

Dissent. The Supreme Court of the United States is the Law of the Land and Federal Courts take precedence over State Conflicting Laws, Federal Jurisdiction **28 U.S.C. § 1331**.

## **VII. Exhibits - Legal Definitions**

### **A. Exhibit – Legal Definition – Incapacitation**

The state of being unable to physically and-or mentally make informed rational judgments and effectively communicate.

### **B. Exhibit – Legal Definition - Due Process of the Law**

The Due Process of the Law in the U.S. Constitution Guarantee that all legal proceedings will be fair and be reasonable.

### **C. Exhibit - Legal Definition - Good Cause**

*Good Cause* is defined as the substantial grounds to take an action.

### **D. Exhibit – Legal Definition – Moral Turpitude**

Moral Turpitude is the legal concept of Act or Behavior that violates the Right of Respect and Human Decency of an *Individual*.

### **E. Exhibit – Legal Definition - Criminal**

A Business-Corporation, a Non-Profit Organization, a Government or an Individual that does Not know the Difference between Right and Wrong and has No Morals.

### **F. Exhibit – Legal Definition – Catastrophic, Extraordinary, Unforeseen and Beyond our Control Circumstances.**

Are defined as factors not normally foreseeable, circumstances beyond our control that normal prudence and experience that could not foresee or anticipate.

### **G. Exhibit – Legal Definition – Judgment**

A Judgment is a Decision by a Court that resolves a controversy and determines the right and obligations of All parties. A valid Judgment resolves all of the contested issues and terminates a Lawsuit. A Judgment must clearly show that all the issues have been Adjudicated. Monetary judgments must be definitive, specified with certainty and be expressed in words rather than figures.

## **XI. Exhibits – Lange v. Downey**

## **Evidence Not Considered – Error in the Law – Refusal to Correct**

### **D. Exhibit – Lange v. Downey – Petitioner Downey's Caregiver Incidents**

I, Petitioner Downey was Housebound during the Lange v. Downey Appeals as well as now 24/7. Unknown to the Court were the Housebound Caregiver incidents in the background – Turmoil, Abuse, Negligence and Massive thefts and a Death-Threat. That also inhibited and hindered the ability to concentrate and focus on the Lange v. Downey case.

**Quote X** - Gary Boswell, an IT Expert, had First-Hand Experiences with Caregivers. “I had a relative that was a Paraplegic and I had to fire Caregiver’s time after time. They kept buying in their own things with my credit card. They see what they can get.”

**Quote X** – Attorney Michael Kaydough of McLean, Virginia has a pending \$15 Million Dollar Elder Law suit, with over 4,000 pages, in the very same city Mclean, Virginia of Fairfax, Virginia Court, as the Lange v. Downey case.

He said, to Petitioner Disabled Downey,

**“Caregivers have No experience or Training.”**

If you want to do Healthcare Reform do it from the bottom up. There are a massive number of Caregiver Companies and Caregivers, estimated at 100,000 in the U.S. alone. Prior to hiring in a Caregiver Background Checks on the Individual Caregivers need to be conducted. Caregiver Companies are required to be Bonded and they are required to be accountable. The Foreign Caregivers are required to have a Green Card, No illegal Immigrants. Caregiver’s need to speak the Native Language of Patients as well as be fluent in English, have their own automobile and be able to drive. If they have a Green Card they need to become American Citizen in (6) months.

### **Exhibit - Lange v. Downey – Petitioner Downey was Previously Qualified as an Expert Witness in All Facets and Phases in Court Reporting and Court Technology**

Enclosed is my Court Reporter expertise evidence; a copy of the NCRA, the National Court Reporter Association Wall for Plaque of my (4) year membership as a Manufacture-Vendor. That is evidence that I operated a Nationwide Business; that I sent numerous times to 15,000 Court Reporters Nationwide mailings; (2) Flyers, also enclosed are samples of my past Business check copies.

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**D. Exhibit – Lange v. Downey – Opposing Party Court Reporter Transcript Fabricated**

Enclosed is evidence that the Court Reporter firm hearing transcript in the Motion by Opposing Counsel Benjamin Pelton, by the Court Reporting firm of Rudiger, Green & Kerns Service **Method** was and is Obsolete, Inaccurate was and is a very high potential to be corrupted and was and is a high potential for fraud when invented (70) years ago and now was used by the Steno Mask Court Reporter, Alyssa A. Boehm of Fairfax, Virginia was **fabricated**.

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**F. Exhibit – Lange v. Downey – Opposing Party Court Reporting Company – No Valid Registered Agent – Not Allowed to Conduct Business.**

As a Former Consulting Federal Forensic Scientist, I mailed a letter to verify that the Court Reporting firm of Rudiger, Green & Kerns to determine if the firm had a valid Registered Agent in Virginia. The USPS Certified Return Receipt mailing test envelope was sent back. The envelope was returned. The Court Reporting Firm did Not have a Registered Agent in Virginia. They were Not allowed to Conduct Business in Virginia.

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.

**G. Exhibit – Lange v. Downey – Lange Company was Fined for  
Misconduct (2) Counts.**

I, as a former Consulting Federal Forensic Scientist I obtained  
evidence from the Virginia State Board of Contractors that the  
Lange Plumbing Company was fined for Misconduct, (2) Counts.

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.

**H. Exhibit – Lange v. Downey – No Court ADA Accommodation -  
Evidence unjustly Refused-Not allowed to be Admitted**

The Fairfax, Virginia Court refused and denied my Federal ADA  
accommodation to enter and provide a Stay or a Continuance in  
the General District Court Case; my Handwritten Hospital bed  
Motion. The **Medical Good Cause Motion** was unjustly Denied.

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.

**D. Exhibit – Lange v. Downey - ADA Violation – The Court Denied a True-Neutral Transcript – Error in the Law**

My Motion to Access the Fairfax, Virginia General District Court VOICE Hearing of August 17, 2021, was unjustly denied

My Voice Access Motion was to be Qualified as an Expert Witness in Court Reporting, Court Technology and Court Administration in the Lange v. Downey case. The Qualification was previously established and precedence was set in the case of **Citation 7** - Mark Downey v. Sylvia Pastrano, my pro se, Court Reporter suit, almost (30) years ago. In the Lange v. Downey trial, I requested to use my own Independent Court Reporter to Transcribe the Voice Hearing Testimony for an Impartial Transcription Testimony for the Due Process of the Law.

The Court denied my Motion. The reason stated was “Policy.” I asked for a copy of the Policy. The IT Department said, “We do not know where the Policy is.” I then asked, Elizabeth Butler, the Fairfax, Virginia Public Law Librarian, who is a dual Attorney, said, “We do Not know where to find it, it is not made Public.”

**Policy v. Law - The difference between Public Policy and Law.**

A Policy is Not a Law. A Law is Definitive, not subject to interpretation. A Policy is Local and subject to change and is Not definitive and is an Interpretation of the Law. A Policy’s purpose is to protect an organization from misunderstandings. A policy must include the purpose, terminology definitions and the steps for implementation. A Policy must serve public interest; it must be fair just and must Not have conflict, Not injure the public, have common sense, common conscience and have the desired purpose and effect. A Policy that is a secret and is Not disclosed to the Public is Not serving the best interest of the public in understating the Policy.

**Qualified Expert Witness - Disabled Downey in Court Reporting**

One of my Business Markets was the Court Reporter Industry-Profession. I purchased used computers from a Nationwide Leasing Company and also traveled to many States purchasing used-scrap computers, Datapoint computers. I then modified them for CAT, Computer Aided Baron Data Translation computers. I also filed a Patent using a Patent Attorney on the technique with the U.S. Patent and Trademark Office. I sold (170) a year. I had an Office in Arlington, Virginia and Mclean, Virginia. I saved each Court

Reporter \$4,000.00, in 1980's Dollars, saving (5) times more than the profit. I did numerous massive mailings to 15,000 U.S. Court Reporters and exhibited at Nationwide Court Reporter Conventions in Nashville, TN, Seattle, WA and Washington, D.C. I was a Vendor-Manufacturer of Court Reporting Technology-Computers. I was a Member of the NCRA, the National Court Reporters Association, a Member of the National Court Management Association, both headquartered in Virginia. I was also a Member of the Steno Mask Association and the Medical Transcription Association. The Association Memberships were allowed to be admitted due to being a Court Reporter Manufacturer-Vendor, selling Court Reporter Compatible Translation Computers, (170) a year. I was Qualified as an Expert and an Expert Witness in All facets and phases in Court Reporting, Court Technology and in Transcripts.

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

#### **E. Exhibit - Lange v. Downey - ADA Violation Fabricated Transcript**

### **XVII. Exhibits - Health - Disabled Petitioner Downey's**

#### **A. Exhibit - Severe - Life-Long Health Conditions**

Prior to the Trial and during the Lange v. Downey trial, I had massive Kidney failure with intense excruciating pain from being diagnosed with multiple Ulcers and a Massive Kidney Failure with incredible debilitating fatigue. That inhibited my ability to prepare for the trial, focus and concentrate at the Trial. Then I had a subsequent Catastrophic, Extraordinary and Unforeseen and Beyond Control, Broken Neck Injury, the most severe Personal Injury possible.

Now, I have massive Life-Long health ramifications. At 5:30 AM one Morning I was composing a very large legal document. I took a break and watched You Tube on my computer; the President and the developments of the Corona Worldwide Pandemic. That was due to my Involvement in Corona from (35) years ago and my current efforts for many months to assist in the Corona developing Corona

Pandemic. I passed out. I fell on my desk. I tried to get up. I then fell on the cement basement floor, head first. I did not even feel the impact. I then woke up. I was paralyzed from the Neck down. I woke up in a pool of blood. I had a landline telephone on my desk. For a half an hour I tried to crawl to the telephone wire to pull the telephone cord wire that was on my desk. The telephone then fell to the floor. I called 911. The 911 Dispatcher then said the Fire Department Paramedics were at my Front Door.

The Front Door had deadbolt locks. The Police Dispatcher said they are going to break down the Front Door. I said, "Please pick the lock, I do not want the front door smashed." I heard them enter the house on the floor above. I screamed that I was in the Basement. Two Paramedics were then standing above me, they said, "We do not want to touch you, you are covered with Blood." The Paramedics put me on a stretcher and transported me in the Ambulance. They transported me to the Hospital with the sirens blaring to the Hospital ER. The result was a Broken Neck. Several days later a Neurological Surgeon operated. My surgery consisted of (7) stiches in the forehead, (31) stiches in the Neck and (5) pins in the Neck. In the Hospital I was fed intravenously.

I was in the Hospital ICU, the Intensive Care Unit for a month. Then in the Hospital Trauma Unit for about two months. Every day a Nurse sat by my side. Then I was then transported in a stretcher to an Acute Rehab Hospital, (30) miles away. For (4) months I was in bed with a Neck brace. In the 1<sup>st</sup> Acute Physical Hospital, I had intense excruciating pain, with severe nerve damage in my hands.

I was then transported to a 2<sup>nd</sup> Acute Physical Rehab Hospital for two months. They gave me massive amounts of pills and I laid flat in the bed with a Neck Brace. I passed out, many, many times. I also obtained and had multiple C. diff and E. coli infections in the Hospital.

C. diff; Clostridium difficile colitis results from disruption of normal healthy bacteria in the colon, often from antibiotics. C. difficile can also be transmitted from person to person by spores. It can cause severe damage to the colon and even be fatal. Symptoms include diarrhea, belly pain, and fever. Treatment includes antibiotics. Even when treated with antibiotics, the infection may come back. In rare cases, fecal transplant or surgery may be needed.

**E. coli Infection; E. coli normally lives in your intestines. A few strains cause diarrhea-bloody diarrhea, vomiting, stomach pains and cramps. One strain can lead to kidney failure. Eating contaminated food is the most common way to get an E. coli infection.**

**I ate liquids my entire time in all of my Hospital and Hospital Rehab stays. I could not sleep, Sleep Apnea. The pain was excruciating.**

**There was a 911 Ambulance Call, a Hospital ER Stay, a Hospital ICU stay, a Hospital Trauma Unit stay and (2) Physical Rehabilitation Hospitals stays over a four-month period.**

---

**Before, during and after the Trial, there was Abuse, Massive False Statements and Concealment to the Courts by Attorney Pelton and Client John Lange on my severe Health Condition.**

**I wrote my 1<sup>st</sup> Urgent handwritten note from my bed to the Court requesting a Motion for a Stay or a Continuance for the Lange v. Downey trial. The Court sent back my Handwritten Hospital note. They refused to file the Stay-Continuance request for the most severe Personal Injury, the Death-Defying Personal Injury of Broken Neck. There was definitely a Good Cause.**

**I wrote a 2<sup>nd</sup> Hospital Bed Urgent Motion for Continuance-Stay Amendment request to the Court. The Fairfax, Virginia, General District Court denied the Motion for a Continuance-Stay request a 2<sup>nd</sup> time.**

**There was absolutely No ADA Accommodation of any kind.**

---

**Evidence Denied.**

**DENIED:**

**ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.**

**NEEDED: for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.**

**B. Exhibit - Corona Pandemic Statistics & Corona Pandemic Economy Statistics (as of this submission date)**

**COVID-19 CORONAVIRUS PANDEMIC**

**September 15, 2022**

**World - Cases: 615,744,014 - Deaths: 6,524,096**

**USA - Cases 97,357,761 - Deaths 1,077,616**

**The U.S. Coronavirus Aid, Relief, and Economic Security Act or the CARES Act funded \$2.2 trillion economic stimulus economic-COVID Pandemic.**

**DENIED:**

**ADA, Title II, Government State Services-Court Services**

**ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.**

**NEEDED: for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.**

**C. Exhibit - Corona Credentials & Credibility- Petitioner Disabled Downey's Massive Corona Credentials, (35) years ago, During Corona and Continuing**

**On 1/2020, I sent massive Letters and emails on my Blaze-Tech-C4 Proposal; Vaccine Solutions for the Mases throughout the World; the WHO HQ, WHO offices.**

**The (3) WHO, World Health Organization emails were set to approximately (400) locations throughout the World, including and the United Nations, the (12) World Vaccine manufacturers, the U.S. National Institute of Health (Dr. Fauci), the Center for Disease Control, BARDA, (Advanced Medical Research) the White House Corona Task Force - all (17) Members and the United Nations.**

**DENIED:**

**ADA, Title II, Government State Services-Court Services**

**ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.**

**NEEDED: for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.**

**D. Exhibit - Petitioner Disabled Downey's Blaze-Tech-C4  
Proposal to Eradicate Corona.**

**Excerpt - Unsolicited Proposal Blaze-Tech-C4 ©  
(Multiple Avenues for the Coronavirus, COVID-19)**

**Exhibit – Corona Credentials & Credibility - Disabled Petitioner  
Downey's Massive Corona Vaccine Involvement, letters and emails  
sent Prior and During the Corona Pandemic**

- 43. CDC ExecSec CDC)
- 44. Blaze-Tech-C4 and CDCC
- 45. ST Health Dept – URGENT – Corona Virus Avenue Blaze-Tecch-C4
- 46. County - URGENT - Corona Virus Avenue - Blaze-Tech-C4 - (15)
- 47. Mayors - URGENT - Corona Virus Avenue - Blaze-Tech-C4 - (15)
- 48. Counsel on F - Corona Virus Avenue - Blaze-Tech-C4 - A (15)
- 49. CVH Health F - Corona Virus Avenue - Blaze-Tech-C4 - A (15)
- 50. Mayo Clinic Innova - Corona Virus Avenue - Blaze-Tech-C4 - A
- 51. VA Health Dept- Corona Virus Avenue - Blaze-Tech-C4 - A
- 52. Arl Hospital Ctr F - Corona Virus Avenue - Blaze-Tech-C4 - A
- 53. Fw: Doc Assn - URGENT - Corona Virus Avenue - Blaze-Tech-
- 54. Fw: Doc Assn - URGENT - Corona Virus Avenue - Blaze-Tech-
- 55. Doc Assn - URGENT - Corona Virus Avenue - Blaze-Tech-C4 -
- 56. AMA Cust Serv - URGENT - Corona Virus Avenue - Blaze-
- 57. AHA - URGENT - Corona Virus Avenue - Blaze-Tech-C4 - A
- 58. Natl Assn Counties - URGENT - Corona Virus Avenue - Blaze-
- 59. Natl League of Cities - URGENT - Corona Virus Avenue -
- 60. Counsel of State Gov - URGENT - Corona Virus Avenue -
- 61. Fw: US Mayors Assn - URGENT - Corona Virus Avenue -
- 62. ICMA - URGENT - Corona Virus Avenue - Blaze-Tech-C4

---

- 63. Natl Governors Assn - URGENT - Corona Virus Avenue
- 64. Milt - URGENT - Corona Virus Avenue - Blaze-Tech-C4
- 65. FDA Ombudsman - URGENT - Coronavirus Avenue - Blaze-
- 66. Gates F - URGENT - Coronavirus Avenue - Blaze-Tech-C4
- 67. URGENT - Coronavirus Avenue - Blaze-Tech-C4 (15) Y ear
- 68. FW: WHO2 - URGENT - Coronavirus Avenue - Blaze-Tech
- 69. Fw: WHO 3 - URGENT - Coronavirus Avenue - Blaze-Tech-
- 70. WHO 4 - URGENT - Coronavirus Avenue - Blaze-Tech-C4
- 71. CDC Dir - URGENT - Coronavirus Avenue - Blaze-Tech-C4
- 72. HHS Secy Azar - URGENT - Coronavirus Avenue - Blaze-
- 73. HHS Secy Azar - URGENT - Coronavirus Avenue - Blaze-
- 74. WHO 3 - : URGENT - Coronavirus Avenue - Blaze-Tech-C3
- 75. WHO 2 - : URGENT - Coronavirus Avenue - Blaze-Tech-C3
- 76. WHO - : URGENT - Coronavirus Avenue - Blaze-Tech-C3

77. URGENT - Coronavirus Avenue - Blaze-Tech-C3 (15) Year
78. URGENT - A Corona Virus Avenue - Blaze-Tech-C - Downey
79. URGENT - A Corona Virus Avenue - Blaze-Tech-C - Downey
80. URGENT - A Corona Virus Avenue - Blaze-Tech-C - Downey (NIH)
81. URGENT - A Corona Virus Avenue - Blaze-Tech-C - Downey (Correct 1)
82. URGENT - A Corona Virus Avenue - Blaze-Tech-C - Downey (Correct 3)
83. URGENT - A Corona Virus Avenue - Blaze-Tech-C - Downey
84. WHO - URGENT - Coronavirus Avenue - Blaze-Tech-C3 (15)

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

NEEDED: for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**E. Exhibit - Credentials & Credibility- Corona Timeline – Disabled Petitioner Downey's Corona Involvement**

***Timeline - Corona***

- ***2/12/1993, My first research in Ultrasonics-Physics***
- ***2/12/2006, My first Ultrasonics research Proposal, the U.S. Military 9/1/1999***

***William Henry Gates III***  
***Gates Foundation, C/O Microsoft Corporation***  
***2 Microsoft Way, Redmond, WA 98052-9300***  
***September 1, 1999***

Dear Mr. Gates III:

I heard of your generous Multi-Billion Dollar gift for vaccines. I have an innovation that might be of interest. I have the theory that I can rapidly speed the growing process of the ingredients in Vaccines. For example, Penicillin takes 7 to 15 days to grow. If, I can speed the growing process to 3 days, using Ultrasonics, (a Branch of Physics) more Penicillin will be produced in the shorter time (For the Masses). I have to perform Research and Development on Ultrasonic Growing. Are you interested in funding this revolutionary innovation?

Sincerely,  
Mark Downey

- 11/17/2019, The 1st known case of Corona was on Nov. 17, 2019 in the China providence Hubei, as stated by the South China Morning Post; right before the Trial of Lange v. Downey of December 10, 2019.
- 1/19/2020, The first U.S. Corona case was on January 19, 2020, a man who returned home to Snohomish County, Washington Jan. 15, 2020, after traveling to Wuhan, China.

*They could have prevented Corona.*

Evidence Denied.

DENIED:

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

NEEDED: for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

#### **Exhibit – Corona Credentials & Credibility- Disabled Petitioner**

#### **Downey's Massive Corona Vaccine involvement, letters and emails sent Prior and During the Corona Pandemic**

My 1<sup>st</sup> Major Premonition with Vaccines was (35) years ago, I sent massive Proposals to use a very promising Technology; Ultrasonics, which is a form of Energy-Physics for the Rapid Production and Manufacture of Vaccines. The Bill Gates Foundation said, "They could use that." I also met with the U.S. National Institute of Health, the Allergy and Infectious Disease Institute on 9/17/2017, they said, "You are Right on."

*No one had follow-through.*

I feel I foresaw and Anticipated the Corona Worldwide Pandemic, an incredible (35) years ago.

#### **A Prophecy that came true, in my and your Lifetime ?**

No one did a darn thing. This is the 2<sup>nd</sup> time of one of my major premonitions. Before the 9-11 attacks, I met with the U.S. National Guard, Dr. Spencer, a SES and a General to have Network Bio-Chem sensors on Airlines. Then 9-11 happened. After the 4-Star

General, the Chairman of the JCOS, Joint Chief of Staff, General Shelton when he retired, he sent me a Beautiful, Personal "Thank You.", note on his Personal-Military Stationary. I feel I foresaw another Major event. Then the DHS, Department of Homeland Security was born.

Evidence Denied.

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**Exhibit - Reform - Civil Rights, The Right for an Impartial-True Deposition – Steno Mask is Obsolete**

**For the pro se, the Self-Represented and the Disabled Community**

Mark Downey and Virginia Downey (Petitioner Mark Downey's Mother), pro se v. Charles and Marie Sebenius,

Arlington, Virginia General District Court, unpublished

Fairfax, Virginia Circuit Court Fairfax, unpublished

Mark Downey (with Counsel) v. Sylvia Pastrano, Lake Charles, Louisiana (A New Orleans, Louisiana Parish-County), unpublished

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**I. Reform - Civil Rights – Court Reporter Hearings-Depositions Pro se, Self-Represented and the Disabled Community**

I, Disabled Petitioner Downey am a Qualified and an Expert Witness in Court Reporting, Court Transcripts and Court Technology, (35) years ago. Yet, I contacted over (20) private sector Court Reporters and Court Reporter firms in the Northern Virginia, the Washington, D.C. metro area. When I said the case was pro se, they refused to provide Court Reporters Depositions. Court Reporter fees are also cost probative for the Disabled, the pro se, the Disable Veterans and the Indigent. Affidavits are also Not admissible in litigation. I propose Notarized Affidavits be admissible for the Disabled, the pro se, the Disabled Veterans and the Indigent as an Alternative for Court Reporter dispositions, for All ADA Titles - Accommodation and Compliance.

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

### **Exhibits – Credentials & Credibility – Petitioner Disabled Downey’s Credentials.**

***Credentials & Credibility are the Most Important Criteria in Any Legal Dispute.***

#### **I. Exhibit - Credentials & Credibility- Endorsements, Petitioner Disabled Downey**

- Legal Services Corporation pro bono Attorney, Joseph Brinig, said, “We will make you a Lawyer.” Petitioner Downey’s response was I do Not want to be a Lawyer, I have a point to make, being pro se, self-represented. He also, said, “If you get one Judge to Agree, you can get another Judge to Agree.”
- The U.S. Department of Justice endorsed my ADA effort by sending me the 400-page manual, ADA Tile III, for the Private Sector, Accommodation and Compliance.

**DENIED:**

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,

non-Accommodation and non-Compliance.  
**NEEDED: for Petitioner-pro-se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.**

**J. Exhibit – Credentials & Credibility- Email-Affidavit One.**

**The (2) enclosed Exhibits-Affidavits substantiate the Severe Health Condition and the death-defining Health Injuries of Petitioner Disabled Downey.**

\_\_\_\_\_Original Message\_\_\_\_\_

From: Bob Hersh <bobhersh754@gmail.com>

To: "downeydata@netzero.net" <downeydata@netzero.net>

Subject: Re: URGENT - Please - Rob - Help !

Date: Mon, 7 Dec 2020 **12:10:33 -0500**

On Mon, Dec 7, 2020 at 5:51 AM downeydata@netzero.net

<downeydata@netzero.net> wrote:

attends Church Bible Study, he attends my Church on a regular basis, he attends the Church Men's Group, he has made numerous donations to the Church and is my Friend and has even delivered books to my house when I had a broken arm. I and my Wife even ordered Clothes and Shoes for him from Amazon and delivered them to the Physical Rehab Hospital during his Incapacitation. I have found him to be honest. Financial penalties imposed during his incapacitation were and is causing extreme stress and is unjust and is inhumane.

Signed, Bob Hersh

(Former CPA Partner and Criminal Consulting Attorney)

**K. Exhibit – Credentials & Credibility- Email-Affidavit Two.**

\_\_\_\_\_Original Message\_\_\_\_\_

From: pkelley1 225@aol.com

To: "downeydata@netzero.net" <downeydata@netzero.net>

Subject:

Date: Thu, 3 Dec 2020 **13:31:29 +0000 (UTC)** it has come to my attention that the State-Commonwealth of Virginia, Arlington County, Fairfax County, Virginia and Businesses are unjustly and unfairly imposing financial penalties on Certified Disabled Downey when he was incapacitated in the Hospital with the Almost Death Incident of a Broken-Fractured Neck, which now requires

massive, lengthy, intense Physical Rehabilitation; (7) days a week, (24) hours a day. Disabled Downey needs to focus on his health only. Unjust Financial Penalties were even imposed after Disabled Downey gave detailed notification of the Incapacitation. If you do Not have your health, you do Not have anything!

#### Current Unjust Financial Penalties Imposed on Incapacitated

- The State-Commonwealth of Virginia;
- Arlington County, Virginia;
- Fairfax County, Virginia;
- Francisco Pena, John H. Lange (and company) and Benjamin Pelton
- The Social Security Administration;
- Business — Gouging, failure to return defective products, over billing and imposing unjust fees;
- Banks — unjustly charging fees to cash a check during corona and even refusing Disabled Downey a Client and Depositor to withdraw from his account.

During this time of the National and the Worldwide Corona Health Crisis and Worldwide Corona Virus Economic Turmoil — Governments and Business are required to be more responsive, adding additional staff — Not less. In addition, Governments, Businesses and Individuals definitely should Not be imposing unjust Financial Penalties on the Disabled, Senior Citizens and the General Public. These incidents are in direct violation of the Federal and State ADA - Americans with Disabilities Act and the Federal HIPPA Civil Rights.

In addition, the Social Security Administration, the State of Virginia, Arlington County, Virginia and Fairfax County, Virginia Government are not in compliance with the Federal No Fears Act. There is absolutely No Transparency. Massive letters have been sent to Disabled Downey with No contact name, No email address and No telephone number.

In Summary — the Financial Penalties unjustly imposed need to be eliminated on Disabled Downey in compliance with the Federal and State Civil Rights Laws; the ADA, the HIPPA and the Federal No Fears Act. Moral Turpitude even applies. The Black's Law definition of Moral Turpitude is "a term that is applied to an offense or a crime that is illegal but also shows a (Government, Business) or person's baseness depravity." and Civil Rights Violations. Signed, Patricia Kelley RN MSN

DENIED:

**ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.  
NEEDED: for Petitioner-pro-se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.**

**L. Exhibit - Credentials & Credibility- Disabled Petitioner Mark Downey's, Legal and Litigation Expertise - Biographical History**

**Mark Downey**

**Litigation, Legal and Law Enforcement Expertise:**

- I mailed to 15,000 Court Reporters, built and sold 170 Court Reporter Compatible Computers, Computer-Aided Translations (CAT) systems in one year and netted \$170K in the best year.
- I designed the Braille-Steno Blind Court Reporting/Stenography system.
- I was an Associate Member of the National Court Reporters Association.
- I designed/install a LAN for a \$150M a year litigation department.
- I designed/programmed the litigation system for MCI Telecom that helped win the \$900 Million lawsuit against AT&T.
- I performed Analysis and Programming of a Congressional Liaison System for the Office of the Secretary of the Army, Pentagon.
- I filed suit and won ten cases, pro se in Arlington, Virginia; the City of Falls Church, Virginia; Fairfax, Virginia and New Orleans, LA.
- I filed suit and won a case pro se against a former Commander in General District Court, he appealed to Circuit Court and I won again, he had a lawyer.
- I filed suit, pro se, in a County Circuit Court with a Jury.
- I filed a Circuit Court Injunction against a Medical Doctor.
- I filed and argued dozens of Motions, pro se.
- I have been a member of National Association of Court Management.
- I have been an Expert Witness.
- I testified before two County Boards.
- I was on an on-call basis with several Patent Attorney's to be an Expert Witness, due to having a Patent Pending and over 50 Innovations in various stages of development.
- I assisted in drafting ten U.S. Department of Justice, Americans with Disabilities Act claims.
- I have numerous Homeland Security innovations under funding consideration at Federal Agencies and the DoD.

- Prior to 9/11 I sent a Proposal to create Airline Network Bio/Chem sensors. After Joint Chief of Staff, JCOS Chairman Gen. Shelton retired, he sent a Thank You note. I feel I foresaw the event.
- I worked for the law enforcement agency, U.S. Treasury, Alcohol, Tobacco and Firearms (ATF) forensic laboratory and designed a system to track evidence and generate reports for Court and forensic systems.
- I single-handedly assembled teams and wrote 60 proposals in 3 months to the DOJ.
- I wrote 69 White Paper Proposals to the DHS in 2 months.
- I am totally familiar with the inter-workings of Washington, D.C., I lived and worked in the Washington, DC metro area for forty-two years.
- I have been rated "Highly Qualified" for Federal SES positions for the U.S. Justice Department and the Administrative Office of the U.S. Courts.
- I was rated "Highly Qualified" for a US Supreme Court Fellowship.
- I was nominated for the National Medal of Technology awarded by the President. Some medal recipients include Bill Gates-Microsoft, Grace Hopper-U.S. Navy, Edwin Land-Polaroid and Steve Jobs-Apple/Next/Pixar.
- I am very methodical, technical and I have formulated case strategies and legal documents, identified evidence and performed case research.

**DENIED:**

**ADA, Title II, Government State Services-Court Services**

**ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.**

**NEEDED: for Petitioner-pro se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.**

**M. Exhibit – Credentials & Credibility Petitioner Disabled Downey's  
Presidential Medal of Technology Nominations**

I, Petitioner Mark Downey was nominated for the Presidential be  
considered. (The letters furnished to the White House)

**John Warner      United States Senate  
(Official Letterhead on File)**

**The President**

**The White House Washington, DC 20500**

**Dear Mr. President:**

I am writing to bring to your attention the interest of Mr. Disabled Downey in being considered for a National Medal of Technology.

He has had previous opportunity to correspond with Mr. Downey concerning on of his technological proposals.

Although I do not know him personally, Mr. Downey would appear to possess a wealth of original and highly inventive ideas in the area of technology. His family history and his accomplishments to date are impressive and I hope you will give his nomination every appropriate consideration. Respectfully,

**John Warner**

**(Signature on File) Commonwealth of Virginia**

**Office of the Lieutenant Governor, Richmond, VA 23219**

---

**(Official Letterhead on file)**

**Donald S. Beyer, Jr., Lieutenant Governor, US Congressman (Now)**

**National Medal of Technology Program Director**

**Office of Technology Policy, Room 4226**

**US Department of Commerce**

**14th and Constitution Avenue, NW**

**Washington, DC 20330**

**Dear Program Director,**

I am pleased to recommend Mr. Disabled Downey to you as a candidate for the National Medal of Technology. Disabled Downey is a superb example of a young entrepreneur who has Used creativity and innovative skills in improving or solving complicated manufacturing and process problems by technology.

Mr. Downey has worked with many firms in the development of a variety of systems including procurement, sales and research. His ideas and achievements have resulted in the improvement of services and frequently cut the costs of these services, for many private and public sector firms and organizations. Mark is able to explain highly technical and complex materials in a manner that is understandable to people with minimal technical background.

This is critical for someone dealing with the public. Mark is a skilled businessman as well as a Scientist and Inventor. He is the founder and operator of Downey Data, a computer consulting business. He also managed the family-owned Downey Rental Properties. He has over 200 Federal proposals pending besides 16 invention research agreements. He has served many governmental, scientific and technical organizations and served as a consultant to the US

**Department of Defense, Governors Cuomo of New York and Governor Schaefer of Maryland and the Ford Motor Company. A consistent theme of his work has been the improvement of services while saving money. In Summary, I believe Mr. Downey is truly an outstanding young man. His professional qualities, his leadership skills and his personal traits make him an ideal candidate for this award. I am happy to give him my highest recommendation for this prestigious award.**

**Sincerely,**

**Donald S. Beyer, Jr., (Former VA Lt. Governor, now Congressman of Virginia) (Signature on File)**

---

**Commonwealth of Virginia**

**House of Delegates - Richmond, Thirty-Fourth Districts**

**(Official Letterhead on File) Vincent F. Callahan, Jr.**

**Dear Mr. Downey:**

**You have my strong endorsement for the National Medal of Technology. Your long list of accomplishments is testimony enough for your contributions to the technological advancement of our Nation and you are to be commended for your innovations and inventions. The National Medal of Technology is not something that is awarded lightly and you stand in the forefront of the type of individual who should be so honored.**

**Sincerely,**

**Vincent F. Callahan, Jr. (Signature on File)**

---

**Arlington County, Virginia - Office of the County Board**

**(Official Letterhead on File)**

**National Medal of Technology Program Director**

**Office of Technology Policy, Room 4226**

**Technology Administration**

**US Department of Commerce**

**14th and Constitution Avenue, NW Washington, DC 20230**

**Dear Program Director:**

**I am pleased to join Lieutenant Governor Donald Beyer and other elected officials in the Commonwealth in recommending Mr. Disabled Downey as a candidate for the National Medal of Technology. Mr. Downey was a resident of Arlington County for almost thirty years. At the age of 23 he founded his own very successful computer consulting business — Downey Data. Marks numerous inventions cover many areas including Super**

Conductor Levitation, Physics, Ultrasonics, Computer Software and Hardware, Fiber Optics, Intelligence Devices, Internet Software, Virtual Reality (hardware and software) and many, many more. He is extremely creative and has over 50 innovations in concept phase. Marks contributions to the field of technology are extensive and he is a most worthwhile candidate for consideration for this prestigious award. Sincerely, Ellen M. Bozman, Chairman  
(Signature on File)

---

National Medal of Technology Program Director  
Office of Technology Policy, Room 4226  
Technology Administration  
US Department of Commerce  
14th and Constitution Ave., NW, Washington, DC 20230 Dear Sir:  
It was truly exciting to hear that Mark was nominated for the National Medal of Technology. I believe Mark is truly deserving of this award. Over the years Mark has been an outstanding leader in applying the newest technology for innovating ideas in solving complex problems. He would be a great role model for young entrepreneurs. The solution that Marks designed that I am most acquainted with is the procurement system. It was the first time the government attempted to present to the User, an electronic form that when completed, would print the complete purchase/delivery order and place the data into a database for future reporting. Also, the system was to provide an automated vendors system that would ensure procurement proposals were sent to as many vendors who could place a bid for the contract as was possible. We were looking for total automation of the procurement system and Mark helped US find it. The procurement system ran flawlessly for many years and was Used as a model for new technology. The procurement system saved US three-man years of effort each year for the life of the system. In addition to the man year savings, we increased our data accuracy by 90 percent. It was truly a step forward for US. Again, I am very happy to be a reference for Mark and as you get to know him you will see he has a vision for the future and how to apply technology to meet the challenges.  
Sincerely yours, John Hebron  
(Signature on File) (Former Chief of the US Geological Survey)

---

Senate of Virginia (Official Letterhead on File)  
National Medal of Technology Program Director Office of  
Technology, Room 4226, Technology Administration  
US Department of Commerce, 14th and Constitution, NW

Washington, DC 20230

To Whom It May Concern:

As you review the nominations of the National Medal of Technology, He has been asked to join Senator Robb and Congressman Moran in submitting the name of one of my constituents, Disabled Downey as a candidate for the Medal. Mr. Downey is the founder of Downey Data, a computer consulting firm. He has designed systems for \$40 million Massive Parallel computers, designed a Financial Management and Budget system for the Health and Human Services/National Institute for Drug Abuse, which operated for ten years with no modifications. In addition, Mark is an Inventor with many innovations and 200 federal proposals pending. His expertise is in a myriad of areas, including Super Conductor Levitation, Physics, Ultrasonics, Computer Software, Computer Hardware, Holography, Energy Related Innovations, Geo- Positioning Systems (GPS), Medical Devices, Synthetic Diamond Film, Telecommunications, Fiber Optics, Intelligence Devices, Disabled Improvement Devices, Internet Software and Zero Gravity Devices. Thank you for taking the time to consider the merits of Disabled Downey as a candidate for the National Medal of Technology. Sincerely,

Janet D. Howell, Senator (Signature on File)

---

National Medal of Technology Program Director  
Office of Technology Policy, Room 4226  
Technology Administration, US Department of Commerce  
14th and Constitution Ave., NW Washington, DC 20230

Dear Program Director:

It is with a great deal of personal pleasure and professional pride that I submit this letter of recommendation and support for the nomination of Mr. Disabled Downey for the National Medal of Technology. There is no doubt that Mr. Downey meets all criteria for this well-deserved recognition — product and process innovation, technology management, technology transfer, human resource development and advanced manufacturing technology. He more than fulfills the President's words, "for their wisdom, their genius and their constant commitment to making America a better place." Mr. Downey continues to demonstrate his leadership through great vision, deep understanding, numerous applications unique innovations and unusual creativity in many varied areas of technology, professional characteristics he has always shown during some seventeen years He has known him. He has accomplished so much for an individual so young. I was Mr. Downey's supervisor during the time he served as my assistant in the Data Processing

Unit of American Alliance for Health, Physical Education and Dance (AAHPERD), a national professional association at that time has some 50,000 members. He has only the highest regard and the greatest respect for his extremely high intellect, competence, sheer determination and work ethic. While at the Alliance he always went far above and beyond the call of duty in assisting, especially when problems arose in a new computer system and during periods when I was traveling. He assisted in trouble shooting at a moment's notice and consistently located and corrected and such problems. While at AAHPERD, Mr. Downey was instrumental in developing and implementing many software packages for use with the Alliance itself, as well as with and for its different national, district and state units and structures. With a new computer system, he was always creative, innovative and resourceful in approaching all tasks. He demonstrated the knack of explaining extremely complicated processes in ways individuals with little technical ability could comprehend. This is certainly a critical criterion for anyone in technical fields today, and a significant consideration for anyone being considered for the National Medal of Technology. Review of Mr. Downey's accomplishments over the past eighteen or so years reflects an individual with great talent, one who applies his many diverse skills in a variety of creative and innovative ways. Seldom does one find an individual who has accomplished so much in such a relatively short period of time, one who has expanded the frontiers of knowledge in so many different ways the great variety of inventions and 50 Innovations in concept phase; seventeen national and international (including joint ventures, sales and negotiations) levels, including the Office of the Secretary of Defense, Office of the Secretary of the Army, US Department of the Interior/US Geological Survey, US Treasury/Bureau of Alcohol, Tobacco and Firearms; US Health and Human Services/National Institute of Drug Abuse (a financial management and budget system that "operated for ten years with no modification"), US Department of Agriculture, the Marine Corps, NASA/Goddard Space Flight Center, MCI (designed a computer litigation systems that helped win the \$900 million law suit against AT&T), Phillips Petroleum. He has designed systems for \$40 million massive parallel computers. His inventions are in such high-tech areas (to name only a few) as super conductor levitation, ultrasonics, massive parallel graphics, holography, geo-positioning systems, medical devices, fiber optics, telecommunications, synthetic diamond film, zero gravity devices, internet software, devices to assist and improve conditions for persons with disabilities and Year 2000 software solutions (an extensive variety of areas, specializations and

activities). These and many others have created new, significant and improved products, services and processes for organizations, agencies and individuals. A consistent theme throughout most all of the efforts has been improved economic strength and prosperity through saving money, while improving services through greater efficiency. In addition to his professional attributes, Disabled Downey possesses all requisite personal traits for a recipient of the National Medal of Technology. Commitment, dedication, competence, patience, tolerance, determination and respect for and understanding of other are just a few descriptors befitting Mr. Downey. His honesty and integrity are beyond reproach. He believes, "The keys to successful, long-lasting systems are consistency and simplicity." Disabled Downey is truly a trailblazer who contributes to make profound and lasting contributions to many organizations and agencies, as well as to society in general, an outstanding young man, an individual who consistently makes his presence felt in whatever his undertaking. He only knows one way to approach tasks — to his fullest. These are the characteristics of a truly outstanding leader, an exceptional role model for other to emulate.

With his combination of professional qualities and personal traits, results are always of the highest quality and caliber. He is an ideal individual to receive the National Medal of Technology as he continues to expand the frontiers of knowledge and build a national legacy that will inspire and motivate others to future innovations and greater heights.

Disabled Downey has my total support, and wholehearted recommendation without any reservations what-so-ever for the honor for which he has been nominated and is being considered. His record and accomplishments warrant such national recognition.

Sincerely,

Julian U. Stein, (Signature on File)

Professor - Physical Education (10 years)

(Retired from George Mason University, Fairfax, Virginia)

Formerly Executive Director and Consultant, Programs for the Handicapped and Director of Data Processing and Membership American Alliance of Health, Physical Education, Recreation and Dance (AAHPERD), Reston, VA (15 years); (30,000 Members)

Physical Education, Recreation, Sport Consulting, Workshops, Clinics, Evaluation/Assessment, Dr. Julian U. Stein,

283 Mahoney Road, Oliver Springs, TN 37840

DENIED:

ADA, Title II, Government State Services-Court Services  
ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.  
NEEDED: for Petitioner-pro se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.

**N. Exhibit - Credentials & Credibility- Petitioner Disabled Downey's**

**(2) USPTO Trademarks from 1980; (42)years ago.**

**Source 17:** U.S. Patent and Trademark Office

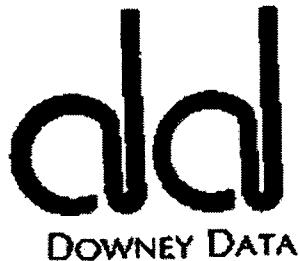
**Trademark 1.**



March 5, 1987, Serial Number 73647842, ANALYSIS DESIGN & PROGRAMMING – Trademark by Petitioner, Mark Downey, pro se, category of Computer & Software Services & Scientific Services, Attorney, James C. Wray, trademark is used in business: Consulting and Retail Sales and Services in the Field of Computer Software and Hardware. Not Active.

**Trademark 2.**

DD DOWNEY DATA - Trademark Details



October 15, 1988, Serial Number 73756023, first used in commerce Goods and Services, Computer Consulting and Services, U.S. Class Codes 100, 101, 103, International Class, 042 - Scientific and technological services and research and design relating thereto; industrial analysis and research services; design and development of computer hardware and software; legal services. - Scientific and technological services and research and design relating thereto;

industrial analysis and research services; design and development of computer hardware and software; legal services. Not Active.

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client, non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro se-Disabled Downey, the Self-Represented-pro se Community, the Disabled Community, the Disabled Veterans Community, the Homeless Community and the Indigent Community, all Inclusive for ADA Accommodation and Compliance.

**O. Exhibit - Credentials & Credibility- Disabled Petitioner Mark Downey's Communication with some the Legends of Our Time**

**Petitioner Mark Downey's (150) U.S. Years – U.S. History**

The Downey Family is extremely private and the Family History has never been made public. The Downey Family Exhibits Credibility is now enclosed.

My Grandmother Immigrated and came to America alone on a Ship at the young age of 7 and she knew 7 languages, (100) years ago. I contacted the Automobile Legend Lee Iacocca and he placed my Grandmother and Grandfather on the Ellis Island Wall of Honor. I then submitted the Certificate from Ellis Island to the Smithsonian Intuition and the Certificate is in their American History Museum. I am honored. My Grandmother worked for the Ford Motor Company for (30) years My Grandfather worked for the Dodge Brothers for (30) and Invented Tools for the Assembly Line. My Mother was the Interior Designer for the Automobile Legend Henry Ford. My Father was a Pioneer in the Computer Industry, a Systems Analyst for the Veterans Administration for (30) years. At the age of (17) he lied about his age to fight for his Country in WWII. In WWII, he was a Navy Submariner. He used a .22 caliber rifle to shoot Mines in the water. On a Mission he crossed the Dateline and participated in the WWII Bikini Island Atoll-Crosswords Atomic test. The last day of his life he went to work with oxygen in this Nose. He passed due to Cancer from the Crossroads Atomic Test Radiation. President Clinton sent a beautiful Presidential Honorary Commendation.

Enclosed is a Certificate I received from the New York Ellis Island Foundation that I, Petitioner Downey was a donor and my Ancestors

were placed on the Ellis Island Wall of Honor by the President of the Ellis Island Foundation by the Automobile Legend Lee Iacocca, the Former President of Chrysler Motors.

---

**DENIED:**

ADA, Title II, Government State Services-Court Services

ADA Title III, Private Sector-Opposing Counsel and Client,  
non-Accommodation and non-Compliance.

**NEEDED:** for Petitioner-pro se-Disabled Downey, the Self-  
Represented-pro se Community, the Disabled Community, the  
Disabled Veterans Community, the Homeless Community and the  
Indigent Community, all Inclusive for ADA Accommodation and  
Compliance.

---

**Rule 14.1 (b) (I). Parties to the Proceeding and the Related Cases**  
**List of Petitioners and Respondents, et. al.**

**Petitioner**

Mark Downey, Disabled, pro se

P.O. Drawer SS

McLean, VA 22101-0729703-790-9433

**Respondent-Businesses, et. al.**

John H. Lange Plumbing and Heating, Inc. (Sue)

Benjamin Pelton (Opposing Counsel – Serve)

2300 Clarendon Blvd. Suite 607

Arlington, VA 22201

(703) 524-0770

Green & Kerns Corporation, multiple fictitious names

Virginia State Corporation Commission

Business Entity Search Results

Green & Kerns Corporation, multiple fictitious names

06932016

Joseph A. Inabnet (Serve, Registered Agent)

Rudiger, Green & Kerns Reporting Service (Sue)

9408 Grant Avenue, Suite 403

Manassas, VA 20110

Active (703) 591-3136

**08179046**

**Rudiger Green & Kerns Corporation  
4115 Leonard Drive, Fairfax, VA 22030  
Registered Agent - Candence Legal Technologies, LLC  
Inactive**

**0811211**

**Rudiger, Green & Kerns Reporting Service  
4115 Leonard Drive, Fairfax, VA 22030  
Registered Agent - Timothy B. Hyland  
Released**

**Respondent-Individuals, et. al.**

**Benjamin Pelton (Sue & Serve)  
(Opposing Counsel - Individual, Acting Beyond Authority)  
2300 Clarendon Blvd., Suite 607, Arlington, VA 22201  
Telephone: (703) 524-0770**

**John H. Lange (Sue & Serve)  
(Individual, Acting Beyond Authority, Piercing the Corporate Veil)  
11407 Valley Stream Court (Residence)  
Great Falls VA 22066  
Telephone: (703) 536-5060**

**Alyssa Ann Boehm (Sue & Serve)  
Steno Mask Reporter, (Individual)  
DOB: 3/17/1988, Age: 33, Female  
10507 Lariät Lane, Apt. 12 (Résidence)  
Manassas VA 20109-6865**

---

**Joseph A. Inabnet (Sue & Serve)  
(Owner, Individual, Piercing the Corporate Veil)  
Rudiger, Green & Kerns Reporting Service  
9408 Grant Avenue, Suite 403  
Manassas, VA 20110**

**Individuals in a Corporation are responsible and accountable for their  
actions and non-actions, Piercing the Corporate Veil.**

---

**Rule 29.5 - Certificate of Service.**

(Separate from the Petition, serve the parties-entities, provide to the Court (3) copies of the Petition, with the names, addresses and telephone numbers and signature with the Declaration **28 U.S.C. 1746, Rule 29.5 (c).**

**The Justices of the Supreme Court of the United States (Sent Individually)**

- Chief Justice, John G. Roberts, Jr.
- Justice Clarence Thomas
- Justice Samuel Alito
- Justice Sonia Sotomayor
- Justice Elena Kagan
- Justice Neil Gorsuch
- Justice Brett Kavanaugh
- Justice Amy Coney Barrett
- Justice Ketanji Brown Jackson

• SCOTUS Clerk, Scott S. Harris – (10) Copies

**Respondent-Businesses, et. al.**

John H. Lange Plumbing and Heating, Inc. (Sue)  
Benjamin Pelton (Opposing Counsel – Serve)  
2300 Clarendon Blvd. Suite 607  
Arlington, VA 22201

Green & Kerns Corporation, multiple fictitious names  
Virginia State Corporation Commission  
Business Entity Search Results

Joseph A. Inabnet (Serve, Registered Agent)  
Rudiger, Green & Kerns Reporting Service (Sue)  
9408 Grant Avenue, Suite 403  
Manassas, VA 20110

**Respondent-Individuals, et. al.**

Benjamin Pelton (Sue & Serve)  
(Opposing Counsel - Individual, Acting Beyond Authority)  
2300 Clarendon Blvd., Suite 607, Arlington, VA 22201

John H. Lange (Sue & Serve)  
(Individual, Acting Beyond Authority, Piercing the Corporate Veil)

**11407 Valley Stream Court (Residence)**  
**Great Falls VA 22066**

Alyssa Ann Boehm (Sue & Serve)  
Steno Mask Reporter, (Individual, DOB: 3/17/1988, Age: 33, Female)  
10507 Lariat Lane, Apt. 12 (Residence)  
Manassas VA 20109-6865

Joseph A. Inabnet (Sue & Serve)  
(Owner, Individual, Piercing the Corporate Veil)  
Rudiger, Green & Kerns Reporting Service  
9408 Grant Avenue, Suite 403  
Manassas, VA 20110

(Nothing – ex parte)

**Exhibit – Certificate of Compliance**

**CERTIFICATE OF COMPLIANCE**

**No: Writ of Certiorari Application 22A51**

**Petitioner, Mark Downey, Disabled, pro se, Self-Represented**

**v.**

**John H. Lange Plumbing and Heating, Inc., et. al.**

As required by Supreme Court **Rule 33.1 (h)**, I certify that the Petition for the Writ of Certiorari is within the (40) required page limit, in the body of the Petition, excluding the parts of the Petition that are exempt by Supreme Court **Rule 33.1 (d)**.

I declare under the penalty of perjury that the foregoing is true and correct as was executed on the Writ of Certiorari date of Signature.

**TABLE OF AUTHORITIES - Rule 14.1 (i)**

<b>Citations</b>	<b>Page</b>
7. <b>Citation 1 - <u>Osborn v. Bank of the United States</u>,</b> 9 Wheat. (22 U.S.) 738 (1824).	
8. <b>Citation 2 - <u>American Well Works v. Layne</u>,</b>	

241 US 257 (1916)

9. **Citation 3** - Louisville & Nashville R. Co. v. Mottley,  
211 U.S. 149 (1908).
10. **Citation 4** - United States v. Virginia, 518 U.S. 515  
(1996)
11. **Citation 5** - Sweatt v. Painter (1950)
12. **Citation 6** - Fellers v. United States, 540 U.S. 519 (2004)

---

### **Petitioner Downey's related pro se Citations: 1980 – Present**

- The Petitioner Downey's pro se, Citations are first-accountable, first-hand occurrences,, they not subject to Heresy.
- Petitioner Downey's pro se Citations are Directly Related Cases, all are in in the State of Virginia, the same location as this case.

#### **Citation – Directly Related Case**

#### **ADA Title II Violations - State of Virginia Court System.**

Title II Violation Citation – Steno Mask

Presence setting – Steno Mask Court Reporting Method –

#### **Permanently Ban**

#### **Citation – Petitioner Downey**

*Mark Downey, pro se v. Sylvia Pastrano*, with Counsel, (approx. (40)years ago)

Title II Violation Citation – Steno Mask

Precedence Setting citation - State of Virginia

*Mark Downey and Virginia Downey v. Charles and Marie Sebenius*,  
Approx. (40) years ago.

*Mark Downey and Virginia Downey (Petitioner Mark Downey's Mother), pro se v. Charles and Marie Sebenius, Approx. (40) years ago.*

(Petitioner Disabled Downey's, first pro se, self-represented case at the age of 23 and then with pro se, 2<sup>nd</sup> time Verdict in Fairfax, Virginia Circuit Court in favor of by pro se, Petitioner Downey)  
Unpublished

---

## **XI. Exhibit - Rule 29.5 - Table of Authorities**

### **B. Statues - U.S. Constitution - Bill of Rights**

**Statue 1** - Article III, Article for Federal Courts to accept All cases in Law and Equity under the U.S. Constitution.

**Statue 2** - 1<sup>st</sup> Amendment, the Right to Petition

**Statue 3** - 5<sup>th</sup> Amendment, Due Process

**Statue 4** - 14<sup>th</sup> Amendment, Equal Protection

### **2. Statues - Federal Acts**

#### **3. Statues - Supreme Court of the U.S. Rules**

**SCOTUS Rule 1** - Supreme Court of the U.S. Rule - Rule 60, Timing.

**SCOTUS Rule 2** - Supreme Court of the U.S. Rule - Rule 59 (b) (2), newly discovered evidence that, with reasonable diligence, could not have been discovered in time to move for a new trial.

**SCOTUS RULE 3** - Review on Certiorari: Time for Petitioning Rule 13, the (90) Day Deadline Rule for the submission of Writ of Certiorari.

### **4. Statues - Federal U.S.C. Codes**

#### **Federal U.S.C. Code 1 - 28 U.S.C. § 1331**

The Code to determine if a Civil case has Jurisdiction in Federal Court under the U.S. Constitution.

#### **Federal U.S.C. Code 2 - 28 U.S.C. §1655**

The Code grant relief to determine if a Defendant was notified of an action.

#### **Federal U.S.C. Code 3 - U.S.C § 3911**

The Code for proof of satisfaction.

#### **Federal U.S.C. Code 4 - U.S.C. § 701(4)**

The Code for determination for a Catastrophic incident.

#### **Federal U.S.C. Code 5 - Article 1. I § 8.01-428**

The Code to set aside judgments for clerical mistakes to a relieve party from a Judgment.

## 5. Statues - Federal CFR Codes Statues

**Federal CFR Code 6 - 1 - 7 CFR § 799.33 & 40 1508.4**

The CFR procedures required to determine  
Extraordinary Circumstances

## 6. Statues - State Law - State of Virginia

**VA-Code-1 -**

### C. Authorities

#### 1. Authorities – Major

**Authority 3 – Petitioner Disabled Downey's**

Medical Condition

**Authority 4 - Mayo Clinic Website,**

*The world-medical-known Mayo Clinic*

**Authority 5 – Petitioner Disabled Downey's Lawyer**

General District Court

#### 3. Authorities – Individuals - Quotes

**Quote 2 -** Founding Father, Benjamin Franklin

**Quote 3 -** President Theodore Roosevelt

**Quote 5 -** President Ronald Regan

**Quote 6 -** Albert Einstein

**Quote 7 -** Petitioner Disabled Downey's Mother,  
Virginia Rose Downey, the Former Interior Designer  
for the Automobile Legend, Henry Ford

**Quote 8 -** Bob Hersh, Petitioner Disabled Downey's  
Friend, the Former CPA Partner and a Criminal  
Consulting Attorney

**Quote 10 –** Joseph Brinig, Legal Services Corporation,  
pro bono Attorney

**Quote 11 -** Lee Iacocca, the Automotive Legend, former  
President of Chrysler Automobile Company

**Quote 12 –** Henry Ford, Automobile Legend-Founder  
of The Ford Automobile Company

**Quote 13 –** Four Star General Colin Powell and  
Secretary of State and my vicinity Neighbor.

**Quote 14 -** Gary Boswell, IT Expert and First-Hand,  
First-Person-Accountable Experiences with Caregivers.

**Quote 15 -** Lee Iacocca the Automotive Legend,  
Former President of the Chrysler Motor Company

**Quote 16** – Petitioner Disabled Downey’s former Lawyer and current Judge Hurd, Fairfax, Virginia, General District Court Judge

**4. Authorities – Sources**

**Source 1** - Mayo Clinic Website,  
The World-Medical-Renown - Mayo Clinic

**Source 2** – Corona Pandemic Statistics

**Source 3** – Corona the U.S. Coronavirus Aid, Relief and Economic Security Act or the CARES Act funded \$2.2 trillion economic stimulus economic COVID Pandemic

**Source 4** – The 1<sup>st</sup> U.S. Corona Health care incident was a man who returned home to Snohomish County, Washington January 15, 2020, after traveling to Wuhan, China. South China Moring Post November 17, 2019

---