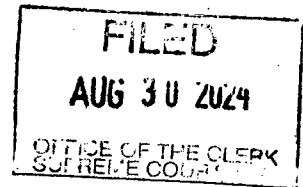


No. 24-5970

ORIGINAL



IN THE  
SUPREME COURT OF THE UNITED STATES

Alma Rosales — PETITIONER  
(Your Name)

vs.

Idaho Department of Health and — RESPONDENT(S)  
Welfare

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals for the Ninth Circuit

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Alma Rosales

(Your Name)

242 N. Goldeneye Way

(Address)

Meridian, Id 83646

(City, State, Zip Code)

(208) 871-7237

(Phone Number)

**QUESTION(S) PRESENTED**

- 1- Does a dismissal without prejudice becomes final and closes the doors of the Courthouse if the lower courts fail to provide interpreters and pro bono counsel to non-English speakers with disabilities?
- 2- Are Family Members OR friends acting on behalf of pro se parties who have limited English proficiency and disabilities when they have to read/interpret rules and court correspondence including orders?

## LIST OF PARTIES

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

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

## RELATED CASES

United States Court of Appeals for the Ninth Circuit No 20-35668  
US District of Idaho No 1:19-cv-00426-DCN

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

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

**OPINIONS BELOW**

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

The opinion of the United States court of appeals appears at Appendix A to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
**[X]** is unpublished.

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

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
**[X]** is unpublished.

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

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

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

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

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

## JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was Jun 20 2024.

No petition for rehearing was timely filed in my case.

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

An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A \_\_\_\_\_.

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

For cases from **state courts**:

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

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

An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A \_\_\_\_\_.

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

## **CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

## STATEMENT OF THE CASE

See the attach draft

I'm submitting this petition along with supporting documents making reference to the two cases relating to my claim.

I'm writing it in Spanish with a degree of difficulty and being translated by my son. Apparently part of the problem is that the courts have failed to provide any kind of assistance including providing interpreting services. My case involves health and welfare benefits and disability rights, despite that the courts indicated the case to be frivolous, (exhibit 1). I submitted a document indicating why it is not frivolous (exhibit 2). As the documentation shows the State has taken away Medicaid and other welfare benefits.

I reopened this case because I understood that in the previous case for 20-35668, both the Idaho Court and Court of Appeals indicated that it was a dismissal of the case without prejudice... therefore it cannot be frivolous because precedent indicates that I can proceed with my case (exhibit 3)

In the previous case, the Court of Appeals provided an attorney; therefore they cannot now say the appeal is frivolous, even the ACLU submitted an Amicus Brief describing the errors and problems in my case including the complete failure by the federal court in Idaho in trying to request legal assistance or at least provide assistance with interpreters (exhibit 4)... No! The Courts instead of providing any kind of assistance, are doing everything possible to dismiss the case as frivolous (exhibit 5), and when previously it was a dismissal without prejudice of a case involving disability rights.

## REASONS FOR GRANTING THE PETITION

Certiorari needs to be granted to ensure uniformity in how pro se parties with limited English proficiency and disabilities can have access to the courts.

## **CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Alma Rosales

Date: 10/30/2024