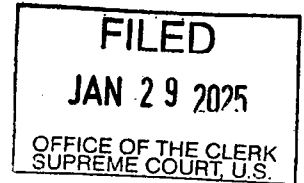


24-6728  
No. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

ORIGINAL



David C. Lettieri — PETITIONER  
(Your Name)

vs.

Laurance Joseph Vitardo — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

second circuit court of appeals  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

David C. Lettieri  
(Your Name)

P.O. Box 879  
(Address)

ayer, MA 01432  
(City, State, Zip Code)

\_\_\_\_\_  
(Phone Number)

Questions  
23-cv-6498

1. Does a judge have power to tell a lawyer to tell a lawyer what to object to?
2. Does a judge have immunity to a no-constitutional civil tort?
3. Does conspiracy apply to a judge?
4. Does aiding and abetting apply to a judge?

Questions  
23-cv-6498

1. Can Due Process of Jury Instructions be a Bivens v Six Unknown Federal Narcotics agents, 403 U.S. 388?
2. Does Absolute Immunity apply to Bivens or only qualified immunity like abuse of process?
3. Does fashioning a Bivens claim supersede a state tort matter like abuse of process?
4. Is there Immunity for claims against Title 42 United States Code 1985(3)?
5. Can Improper Jury Instructions be a sixth amendment clause to Bivens v Six Unknown Fed. Narcotics agents, 403 U.S. 388?

## 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

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Title 28 United States code 1965

OTHER

Absolute Immunity  
Due Process  
Jury Instruction  
Fair trial

IN THE  
SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

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

OPINIONS BELOW

☒ For cases from federal courts:

The opinion of the United States court of appeals appears at Appendix A 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☒ is unpublished.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 United States district 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.

☐ 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 November 15, 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  
23-cv-6498

1. Due process
22. Jury instructions
33. Fair trial

Statement of case  
23-cv-6498

This arises from a matter of improper jury instructions in which has a claim of an immunity to abuse of process and a conspiracy and/or aiding and abetting to New York judicial law 487.

New York state judicial law is where there is misconduct for an attorney to the client, similar to malpractice but isn't. It also is similar to *Strickland v Washington*, 466 U.S. 668.

The issue is that attempt was taken out of the jury instructions in which the respondent had believed that it wasn't necessary because it was in the indictment. Yet claims to have attempted when there was no proven of the elements. That is a specific intent and a substantial step to the underline crime which Lawrence Joseph Vilardo had stated he doesn't know how someone can attempt to persuade, induce, entice, or coerce. This shows an intent to violate rights.

So the problem is does a person have absolute immunity for a tort that isn't a civil rights violation since New York state judicial law 487 is to a lawyer in the person's interest and New York state has for civil torts aiding and abetting and conspiracy which since the petitioner lawyer Mehmet Kirk Okay had done nothing to state otherwise and Lawrence Joseph Vilardo had made it clear the petitioner has to go thru his lawyer that was well below the bar on assistance of counsel. Which in turn does a judge have absolute immunity to order a lawyer to be ineffective? That not a judge's job last the petitioner had check. Thus the questions need to guide what is the law.

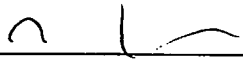
Reason to grant writ  
23-cv-6498

To resolve issues of immunity since it is being used as a right  
for anything that is being done.

### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

  
\_\_\_\_\_

Date: January 27, 2025