

No. 17-1006

In The
Supreme Court of the United States

ROBERT C. LAITY on Behalf of Himself,

Petitioner,

v.

THE STATE OF NEW YORK, RAFAEL "TED" CRUZ,
MARCO RUBIO and PIYASH "BOBBY" JINDAL,

Respondents.

**On Petition For A Writ Of Certiorari
To The New York State Supreme Court,
Appellate Division**

PETITION FOR REHEARING

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TABLE OF CONTENTS

	Page
TABLE OF CONTENTS	i
TABLE OF AUTHORITIES	i
PETITION FOR REHEARING.....	1
CONCLUSION.....	3

TABLE OF AUTHORITIES

CASES

Laity v. New York, Case # 13-875.....	1, 2
Minor v Happersett, 88 U.S. (21 Wall.) (1875).....	1

CONSTITUTIONAL PROVISIONS

U.S. Constitution, Article II, Sec. 1, Clause 5	1, 2
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OTHER AUTHORITIES

Robert Laity, "Imposters in the Oval Office"	2
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PETITION FOR REHEARING

The Petitioner moves this court for (1) a rehearing in this matter, (2) reversal of its prior decision to deny Writ of Certiorari in the above captioned matter entered on March 19, 2018, (3) Granting the Writ of Certiorari and (4) Mandamus. As grounds for this motion, the Petitioner states the following:

1. In a previous U.S. Supreme Court case related to the instant case, see: *Laity v. New York*, Case # 13-875, this court was notified that New York State is in non-compliance with the United States Constitution in that it has persistently misrepresented, since at least the year 2008, and continues to illegally misrepresent a U.S. Constitutional criteria mandated by Article II, Sec. 1, Clause 5. New York State continues to proffer on its Board of Elections website that a candidate for President of the United States must be “born a citizen.” The actual criteria is that a candidate must be a “Natural Born Citizen.” This conflagration of terms must be corrected. I have sought prior mandamus and do so again, against the State of New York by order to cease and desist its illegal activity to defraud the voters of New York.

2. In several U.S. Supreme Court cases this court has defined what a “Natural Born Citizen” was,” One born in the United States to parents who are both themselves U.S. Citizens. See: *Minor v Happersett*, 88 U.S. (21 Wall.) (1875). There have been at least four cases in this court re-affirming this definition and to date none of those have been vacated.

3. In *Laity v. New York*, Case #13-875 this court was given notice that “Barack Obama as well as John McCain, Marco Rubio and Ted Cruz, et al., must abide by Article II, Sec. 1 of the U.S. Constitution. Marco Rubio and Rafael “Ted” Cruz are respondents in the instant case, having not abided by Article II by having flagrantly flouted it by having run for President in the 2016 Presidential election. In *Laity v. New York*, Case #13-875, this court was also notified that “both [political] parties are now proffering constitutionally disqualified candidates such as Marco Rubio, Ted Cruz and Bobby Jindal.” There have been, to date, just two persons in the Office of the Presidency, after the first seven Presidents were grandfathered in, who were not “born in the United States to parents who were both U.S. Citizens themselves. Those two are Barack Obama and Chester Arthur. I have written a book on this issue called “Imposters in the Oval Office.”

4. This court has a legal responsibility to defend and uphold the constitution. It cannot continue to “evade the issue” as Justice Thomas has claimed this court is doing. This is my fourth attempt to make you understand that the Constitution must be adhered to and upheld. It is you that should be intent on doing so and you should not have to be lectured on doing so. You all took oaths.



CONCLUSION

For the reasons set forth above as well as those contained in the Petition for Certiorari, the Petitioner MOVES this court to grant rehearing of the order of denial, to vacate that order, to grant the petition for Writ of Certiorari and to order the State of New York, by Writ of Mandamus, to cease and desist misrepresenting, as "born a citizen," the actual U.S. Constitutional mandate that a President and Vice President must be a "Natural Born Citizen," the two terms not being tantamount.

Respectfully submitted,

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CERTIFICATION OF PETITIONER, PRO SE

I certify that this Petition for Rehearing is restricted to the ground specified in Rule 44.2 and that it is presented in good faith and not for delay.

ROBERT C. LAITY, Pro Se
Petitioner