

No. 17 - 1071

IN THE SUPREME COURT
OF THE UNITED STATES

Sharon M. Paige,
Petitioner,
v.
Rebecca LeGault,
Respondent.

ON PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

SUPPLEMENTAL BRIEF TO
PETITION FOR REHEARING

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April 17, 2018

PETITIONER ERROR

Petitioner Sharon Paige, a *pro se* litigant and a layman not knowledgeable and unskilled in the workings of the Law and the courts,

As an unsophisticated *pro se* litigant failed to include pages setting-out information relevant to her cause and pertinent to the understanding of her Petition For Rehearing and only discovered her mistake after forwarding her petition to the Clerk of the Court.

Petitioner respectfully submits the following as a supplement to her PETITION FOR REHEARING:

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PETITION FOR REHEARING

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SUPPLEMENTAL BRIEF TO
PETITION FOR REHEARING

A.

THE DISTRICT COURT LACKED
JURISDICTION THROUGH ABSENCE OF
CITIZENSHIP DIVERSITY

Petitioner initiated her claim to the Samuels' Annuities as Marvin Samuels' "*Attorney-in-Fact*, [as] *Executrix of the Estate of Marvin Samuels*, and [as heir] *to the Samuels' Estate*." [App. T, p.137a, ¶17]

Samuels was a citizen of Pennsylvania and Paige a New Jersey citizen and Under Pennsylvania Law, Was Samuels' "*legal representative of...[his]...estate*" and,

Pursuant to *Diversity of Citizenship* at, 28 USC §1332 (c)(2):

In her capacity as Executrix of the Samuels' Estate, Paige was "...*deemed to be a citizen only of the same State as the decedent...*" - Pennsylvania.

Because all co-defendants were or were considered pursuant statute Pennsylvania residents,

NO diversity of citizenship was present of "*Two or more adverse claimants, of diverse citizenship...*" as set-out under 28 USC §1335 Interpleader (a)(1) and,

The district court lacked jurisdiction.

THE DISTRICT COURT LACKED
SUBJECT MATTER JURISDICTION
AS ANNUITIES WERE OBJECT OF
FEDERAL PROBATE EXCEPTION

1 - Plaintiff New York Life named co-defendants Francesco Papaleo, Rebecca LeGault and Sharon Paige as putative beneficiaries in February 12, 2015, Complaint for Interpleader.

2 - Co-defendants Papaleo and LeGault based their claim(s) to the Samuels' annuities upon New York Life beneficiary claim form(s) seeking Samuels' Death Benefits; Papaleo on July 3, 2014, and LeGault, on July 22, 2014.

3 - Paige asserted her claim to the annuities on May 6, 2014, upon her standing as Samuels' attorney-in-fact and Fiduciary when she called and placed NYL ON NOTICE of Paige and Samuels seeking Samuels' annuities,

4 - From Samuels instructing Paige to obtain his annuities for his medical care, treatment and personal and legal needs and later,

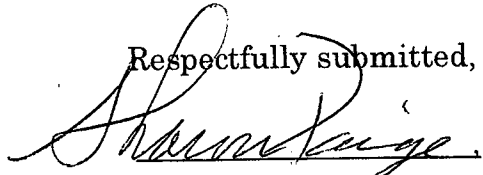
4 - On July 14, 2018, at time of delivering the May 6, 2014, NYL requested power of attorney after the death of Marvin Samuels, Amended her claim to be included as Executrix of the Estate of Marvin Samuels. [App.T, p137a¶17]

As such, the Paige claim sounds purely in probate and estate and is a claim separate and apart from the LeGault / Papaleo claims based upon NYL annuity contract terms and conditions.

REASONS FOR GRANTING THE PETITION

For these reasons petitioner prays this Honorable Supreme Court grant certiorari, vacate the decision below and remand with instructions.

Respectfully submitted,

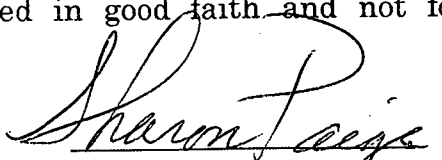


Sharon M. Paige, pro se,

April 17, 2018.

CERTIFICATE REGARDING DELAY
AND
DECLARATION IN COMPLIANCE WITH
28 U. S. C. § 1746; UNSWORN DECLARATIONS

I certify pursuant to 28 U.S.C. 1746; Unsworn Declarations Under Penalty Of Perjury this petition for rehearing is presented in good faith and not for delay.



Sharon M. Paige, pro se.