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ORIGINAL

Supreme Court, U.S.
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Supreme Court of the United States

William Fleming
(petitioner)

case # 17-6266

v

Megan S. Brennan
Postmaster General
respondent

Brief

SUPPLEMENTAL

RECEIVED

JAN 3 - 2018

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SUPREME COURT

Supreme Court of the United States

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V

Megan S. Brennan
Postmaster General
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Brief

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Questions Presented - on Appeal

1. Can a State Court misaply the law and the Verdict stand.
2. Can a State Court Co-erc a dismissal out the Appellant after the facts prove otherwise.
3. Can the States General sessions court mislabel a case Malpractice and the other state courts go along with this injustice.
4. Does a state trial court deprive a party of due process of law, under the 14th amendment by making an attorney fees Award to the opposing party when they lost the case.

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1. Can a state court deny me due process by not reading all the charges on the Warrant.
2. Can the state courts deny me a Judicial Review.
3. When asking for a Judicial Review should the same Judge Review his or her own Verdict.
4. Can a Judge turn a Judicial Review into an appeal
5. When you sue someone for return of property and prevail in court with the Judges input is that a dismissal.

The USPS has a backlog of cases

The USPS leads the Nation in EEO's

Every year there are more + more cases left on the books, and the USPS success rate is above average because it only try the ones they have the upper hand in, cases like mine that has "merit" are disposed of by way of retirement that's how EEO is getting rid of it cases it don't want to come to light.

That needs to be checked on and connected was the total number of cases retired by the EEOC at the USPS request.

My case in the Federal Court of Tenn Western district

The USPS refused to turn over documents so the case could proceed. My lawyer didn't show up for court. Although he called me to say he was minutes away.
Now that's a compromise for you.

The EEOC combined 5 cases tell me they were to be heard a "Tjiner" and these cases were never heard.

Tactics

I filed a complaint to the EEOC
Judge threatening me no response
accept a "Judge is assumed Honest"

The USPS said I couldn't have
coffee "It was and it is against the
rules, but there was a coffee maker
in every office, A 50 cup coffee
maker in the break room.

Everybody could have some all day
every day. "Except me".

The EEO somehow disappeared.

The USPS would let other employees
know you have used their name
in a EEO, and they would employees
get mad and cuss you out and
that would cause you to hesitate
about using the only witness you
have

In state court the court did not
read the whole warrant, just
picked the parts it thought it could
get rid of.

Doctors being Compromised

The doctor at the clinic said my Hemorrhoids were the biggest he had ever seen. This was an on the Job injury and the USPS did not compensate me properly because of the way the doctor wrote his examination report.

The report said it was not occupational nor spontaneous. I need a hearing on this.

This is standard Operating Procedure. If you are a vendor for the USPS or doctor - if you don't give the USPS what it wants the USPS will not do business with you.

Dr Siani quit seeing me, although he had my paperwork from the labor Dept, he would not return the medical documents nor would he fill them out. I had to sue to get my medical documents returned - I got the documents back in court but they say I didn't win the case, and it was called a "Dismissal".

The USPS reached everyone that it was seeking help from, and compromised to the point of breaking their "Oath".

Going Postal

"This is not a threat from expressed or implied."

Not too many years ago there were several shootings by USPS employees while at work - and if you check their record you would find they have filed an E.F.O.

On my work site an employee going thru some of the things I were going thru assaulted the supervisor, this was the same manager who was harassing me Regina Todd - I don't condone this violence but it shows what long term harassments can do to you.

The violent & murderous pattern showed the system (EFO) was not working.

Reprimands

Of the 25 years I worked for the USPS I didn't have much trouble about my work habits

Pulling 2 containers - was the Charge They reprimanded me for overworking. But you can go on the dock any day and you will see employees pulling 2 or more containers - and in some cases it was required but I was singled out.

While unloading a truck, while I was inside someone moved a piece of equipment in front of the truck door - I hit it and reported it, I was called before management and I told them I could not have gotten in the truck if the equipment was there before I went in.

The shop steward's present was presented scenario after scenario until he trapped him with a scenario void of facts.

Change my Health Care Provider

The U.S.P.S. in an effort to get me to a doctor that worked in their favor blatantly changed my Health care provider, I never signed any paper work - I never used their services because I was in compliance with the Health Care Provider I had. The USPS without me signing up took money out of my check and sent it to the Health care Provider of their choice.

Got other Agencies to help them:

The USPS based its decision on a letter from juvenile Court of Memphis stating that I owed -000-dollars the USPS went ahead anyway with its Harassments and caused an inconvenience causing me to be uninsured.

The EEOC not upholding its Verdicts.

I won a verdict at the EEOC mediation and the USPS did not honor the verdict. I filed a complaint to the EEOC and it did nothing.

The USPS not honoring its contracts.

I signed a contract with the USPS, with my counselor and my psychiatrist present and had to sign off on the agreement. The USPS did not honor the contract for 15 years and during the last 6 months of my employment they honored it in full including my request for the Bullie to not supervise me any more.

The USPS is guilty of 15 years Harassments.

Failure to protect me from a "Bullie"

My Supervisor approached me one day determined he was going to make me bow down he kept picking at me all morning (witnesses) I worked around didn't get mad (even when he called me a "gay slur") Then he came at me fist clenched - eyes had a violent look in them and was going to attack me if not

for Linda MacAlpin stepping in between us and kept blocking him from attacking me.

I filed an EEO about the "Bullying". The Plant Manager was suppose to meet with me but didn't as if this was going to disappear on its own.

This was a know bullie he had attacked another employee at work been suspended and was back with the same attitude.

I asked that he not supervise me. When my request was refuse I took leave of 30 days several times because - I thought protecting my self was going to be bringing charges on me.

The USPS left me in this position for 3 yrs, and as stated earlier the last 6 mos of employment they wouldn't let him supervise me.

Agencies I looked for help

U.S. Postal inspectors

National Labor Relations Board

Unions

FBI

A.C. W.U.

Mediation

Legal Services

University of Memphis Law depart.

* Lawyers

* A.P.W.U.

Doctors - Medical from events at the USPS

psychiatrist

Courts - F.F.V.C. and State Courts

The Attorney General of the United States Holder.

President Obama

Denied Overtime & Promotions

In the Albrecht class action suit 20,000 employees across the nation was experiencing the same treatment the tactics I am describing you can find all the elements of my case.

They weren't given overtime the USPS was so blatant they let another employee get a 100 hours overtime doing my job while I was told no work in my area.

That's 100 overtime hours in a 2 week span. I was a shop steward. It's not hard to figure out.

* Locking My P.O. Box

When I sought help thru Congress & other agencies my post office was locked for months even though I informed the Postal inspection office and the FBI.

Asbestos

* Management knew the Warehouse had dangerous levels of asbestos in it. It would not let the maintenance men hammer or drill because it would disturb the asbestos. After we worked in it for years they put up many warnings when they got ready to tear the warehouse down. The signs said how hazardous to our health asbestos is. We ask for a health screening but were denied.

* Non Payment of Medical bills for on the Job injuries:

F.I.C.A. would not pay the medical and the EEOC let them get away with that I showed the EEOC the statute and they ignored it.

Environmental

Rats - Rat turds everywhere

Ants

Bugs

spiders

Birds

Cats

Dust

Drinking water was yellow

Leaking Roof

Rain mixed with asbestos falling on us,

cold in winter - worked with coats on.

Hot in Summer - Fans blowing Dust.

Rat Traps out in the open

Bath rooms not properly vented

no stalls for mens room - Doors -

Rat poison - Rained down tracked thru Bldg.

Gas leaks

When reported they would fix it and

say it wasn't a gas leak

Psychoactive

Isolation

Intimidation of Job loss

Starve you out!

Wouldn't let me use Annual leave when

I applied for it.

Fail to pay Doctors bills leaving me liable.

Forced me to sign an re-employment
offer after being without pay for

4 months

Bills owed by the USPS

My Filings of overtime

Unpaid Medical Bill

Reimbursement for the ones I paid,

Leave taken from me for on the job injury.

Injury Compensation

Postage

Legal Fees

Filing Fees

Court Costs

This is a bill for a 20 yr period,
all because EEOC was not doing
its job during that period

Permanet Injurys from USPS

While working for the USPS, I noticed the USPS would isolate me from other employees in my work area, they would put me beside some would who report my sayings and actions - this caused me to react, in a suspicion of everyone, then I carried this over to my life outside the USPS, I still have this mistrust and it will be a permanet Injury and the USPS is not taking care of the injured employees as it suppose to.

And other employees still would say negative things out of my personnel Health Files and when I reported it, the USPS said that that wasn't an issue

The Permanet Injuries needs to be addressed by USPS,

Changed my Health care Provider to try and get a diagnosis to move me off the Permanet Injuries employees list and not compensate me,

Unpaid-Leave + Bills

Hours as need 1-8

Days 1-5

Weeks 1-4

Months 1-6

↑

This time totaled about 2 years of being ill from the Job not counting the 14 months.

Some paid Some Not

Even though the US PS Doctor said the illness was valid.

Number of Employees Affected

This EEOC Appeal #01AD153 Dated
May 22, 2000.

The Complaint asserts the USPS
systematically denied promotional
opportunities to individuals with
disabilities

This gave Class Certification
to the 26,000 employees in the same
class as my self,

Edmond C Walker

↓

John Potter

File # 320-A2-8390 X

cc 800-0359-63

Class complaint of Disability discrimination:

Reality Check

I have no Great Expectations on winning, the most I can preconceive is a tightly crafted letter admitting to as less guilt as possible.

With the EEOC and the USPS stating they correct violations as they occur.

The truth is the USPS has the highest number of violations every year.

I'm giving as much history to this case that I can, because its not no one time incident and its not a 1 employee incident, with 20,000 documented nationwide as victims the preponderance of evidence should be sufficient but time after time the EEOC and the State Fed, and Supreme Courts did not hold them accountable.

Everything that's in this report that's not a valid fair employment practice take it out, they are numbered so I will know not to try and get justice. in the end I hope the agencies use this experience as a way to make a better work place.

Reality Check

The USPS is retiring more cases than its hearing, the USPS retires cases when the employee retires the numbers needed to be brought out. They use tricks to change the issue, and to manufacture evidence.

The injury I had I was off work 14 months with pay, I then told my doctor I wanted to return to work so my attitude toward work was good.

In an attempt to keep this brief I had to go thru 100's of documents, and condense this report from pages condensed to Paragraphs, - Paragraphs to Sentences, and Sentences down to one word.

This is one big case and should be heard in its entirety because none of it has been heard.

I only included the things that happen to me and I have Documentation on everything presented in this "expose"

My Health was affected by this stress I stated I was off 14 months I also was off in increments of -

Reality Check

Denied Access to Courts

EEFC needs fixing

The Supreme Court says the courts are being compromised thru campaign contributions.

Ms Miers head council for President Bush said big business should not have its own private courts.

I swear the statements that
are presented are true and documented

William H. H. Henry

12-26-17