

In the Supreme Court of the United States

WEI ZHOU, PETITIONER

v.

MARQUETTE UNIVERSITY, RESPONDENT

*ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT*

PETITION FOR REHEARING

Wei Zhou
Pro se
Leshanshi Shizhongqu Xiaobalu 613 Hao
Laiyinshuian 25 Zhuang 3 Danyuan 11-1
Sichuan Province 614000
China
0833-2443863
18381520237

QUESTION PRESENTED

Does the Legislative Powers Clause of the Constitution of the United States permit any court of the United States to void any part of any law of the United States?

In this case, this Court actually has already voided the part of (a) (2) of 28 U.S.C. § 1332 by the April 23, 2018 order since under such an order any alien who is not lawfully admitted for permanent residence in the United States but is domiciled in the same state may be regarded as a permanent resident of the United States without any evidence in any court of the United States from then on.

IN THE SUPREME COURT OF THE UNITED STATES

PETITION FOR A WRIT OF CERTIORARI

Petitioner Wei Zhou respectfully prays that a writ of certiorari issue to review the final judgment of the United States Court of Appeals for the Seventh Circuit in this case.

ARGUMENTS

1. This Court Has Voided The Part Of 28 U.S.C. § 1332 By The April 23, 2018 Order Which Has Violated Not Only 28 U.S.C. § 1332 But Also The Legislative Powers Clause Of The Constitution.

Since this Court has dismissed the petitioner's Petition for a Writ of Certiorari by its April 23, 2018 order and so under such an order any alien who is not lawfully admitted for permanent residence in the United States but is domiciled in the same state may be regarded as a permanent resident of the United States without any evidence in any court of the United States from then on and thus this Court actually has already voided the part of (a) (2) of 28 U.S.C. § 1332 and therefore this Court has violated not only 28 U.S.C. § 1332 but also the Legislative Powers Clause of the Constitution that "All legislative Powers herein granted shall be vested in a Congress of the United States, which shall consist of a Senate and House of Representatives."

2. The April 23, 2018 Order Is The Result Of The Serious Errors

Of Process And/Or Procedure Of This Court.

On April 4, 2018, the petitioner filed his official transcripts at Marquette University as supplements to his pending Petition for a Writ of Certiorari with this Court by mail whose tracking number is EE754496777CN, see Appendix I, however, although received on April 13, 2018 that was a week before the April 20, 2018 Conference Day, they have not been docketed or distributed or screened or uploaded and therefore the April 23, 2018 order is the result of the serious errors of process and/or procedure of this Court.

3. The April 23, 2018 Order Has To Be Reversed.

Since the April 23, 2018 order has violated not only 28 U.S.C. § 1332 but also the Legislative Powers Clause of the Constitution and it is the result of the serious errors of process and/or procedure of this Court and therefore it has to be reversed.

4. This Court Can Appropriately Handle This Case If And Only If This Court Has Checked The Petitioner's Status With The United States Department Of Homeland Security (The "DHS").

(1) This Court can appropriately handle this case if and only if this Court can affirm the petitioner's status.

Since the key dispute of this case is whether the petitioner whose social security number is 395216228 and alien number is 097838686 had been a permanent resident of the United States and such a dispute has lasted for more than a decade and therefore this Court can appropriately handle this

case if and only if this Court can affirm his status.

(2). This Court can affirm the petitioner's status if and only if this Court has checked it with the DHS.

Since only the DHS can officially and directly confirm or deny any assertion on the petitioner's status and although the petitioner has asked it for a statement showing whether he had been a permanent resident of the United States so far it has not done so and therefore this Court can affirm his status if and only if this Court has checked his status with it.

Therefore, this Court can appropriately handle this case if and only if this Court has checked the petitioner's status with the DHS.

5. This Court Is Strongly Requested To Check The Petitioner's Status With The DHS.

This Court is strongly requested to check the petitioner's status with the DHS to guarantee that this Court can appropriately handle this case since this Court can appropriately handle this case if and only if this Court has checked his status with it and in particular:

(1). If this Court has checked his status with the DHS, then this Court may affirm that he has been a Chinese citizen having had no permanent residence status of the United States since born and so this Court may confirm that this Court has violated not only 28 U.S.C. § 1332 but also the Legislative Powers Clause of the Constitution and therefore this Court may further confirm that not only the April 23, 2018 order has to be

reversed but also the dismissed Petition for a Writ of Certiorari should have been granted.

(2). If this Court has not checked his status with the DHS, then this Court will not have any chance to review the April 23, 2018 order while it is also possible that he had not been a permanent resident of the United States although it is possible that he had been a permanent resident even a citizen of the United States and therefore this Court could even has to make more errors so as to deny or dismiss this Petition for Rehearing.

6. This Court Should And Has To Actively Check The Petitioner's Status With The DHS To Guarantee That This Court Will Not Violate The Constitution In This Case.

In fact, both the DHS and the Chicago Immigration Court have indirectly confirmed that the petitioner has been a Chinese citizen having had no permanent residence status of the United States since born as stated before, furthermore, the DHS also could directly confirm such a fact as requested by him anytime, of course, it is not impossible that such a confirmation will come exactly on the Conference Day of this Petition for Rehearing, and so if this Petition for Rehearing has been denied or dismissed while it comes, then not only the denial or dismissal has to be reversed but also the reputation of this Court must be hugely damaged which has to be prevented in advance, even if it will not come for ever, then the possibility that this Court has violated the Constitution will also exist

for ever, and therefore this Court should and has to actively check his status with the DHS to guarantee that this Court will not violate the Constitution in this case, for not only this Court but also the public.

7. Summary

All in all, the April 23, 2018 order of this Court has violated not only 28 U.S.C. § 1332 but also the Legislative Powers Clause of the Constitution and it is the result of the serious errors of process and/or procedure of this Court and hence not only it has to be reversed but also the dismissed Petition for a Writ of Certiorari should have been granted and therefore this Petition for Rehearing should be granted.

CONCLUSION

The Petition for Rehearing should be granted.

Dated at Leshan, Sichuan Province, China, this 15th day of May, 2018,
respectfully submitted by

Wei Zhou

Wei Zhou

Pro se

Leshanshi Shizhongqu Xiaobalu 613 Hao,

Laiyinshuian 25 Zhuang 3 Danyuan 11-1,

Sichuan Province, 614000,

China



MARQUETTE UNIVERSITY

Office of the Registrar
Milwaukee, Wisconsin 53201-1881
Telephone (414)288-7034

Student Name: Wei Zhou
Identification #: 1995-21-6228
Date Issued: May 18, 2004
Page: 1 of 1

Send To:
WEI ZHOU
840 N. 17TH ST. APT. 211
MILWAUKEE, WI 53233

ISSUED TO STUDENT

FALL TERM 2001 Admitted to GRADUATE SCHOOL				
Course	Title	Credit	Grade	Note
MSCS200	REAL/COMP ANALYSIS 1	3.0	A	
MSCS218	THRY OF SEMIGROUPS 1	3.0	A	
MSCS296	SEMINAR: TEACHING & LEARNING	1.0	A	
ESLP203	AMER LANG/COM SKILLS	0.0	AU	
Term Totals: 7.0 Hours, 7.0 Earned, 28.00 Quality Pts, 4.000 QPA				

SPRING TERM 2002				
Course	Title	Credit	Grade	Note
MSCS201	REAL/COMP ANALYSIS 2	3.0	A	
MSCS219	THRY OF SEMIGROUPS 2	3.0	A	
MSCS296	SEMINAR: SEMIGROUPS	1.0	A	
Term Totals: 7.0 Hours, 7.0 Earned, 28.00 Quality Pts, 4.000 QPA				

FALL TERM 2002				
Course	Title	Credit	Grade	Note
MSCS212	ALGEBRA 1	3.0	A	
MSCS282	TOPICS COMPUTER SCI APPL DISCRETE MATH 1	3.0	AB	
MSCS296	SEMINAR: SEMIGROUPS	1.0	A	
Term Totals: 7.0 Hours, 7.0 Earned, 26.50 Quality Pts, 3.785 QPA				

SPRING TERM 2003				
Course	Title	Credit	Grade	Note
MATH112	TOPOLOGY	3.0	A	
MSCS213	ALGEBRA 2	3.0	A	
MSCS282	TOPICS COMPUTER SCI APPL DISCRETE MATH 2	3.0	AB	
Term Totals: 9.0 Hours, 9.0 Earned, 34.50 Quality Pts, 3.833 QPA				

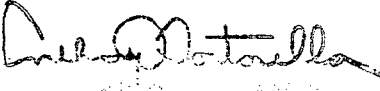
FALL TERM 2003				
Course	Title	Credit	Grade	Note
MATH135	FOUNDATIONS OF GEOM	3.0	A	
MSCS295	INDEPENDENT STUDY: MODEL THEORY	3.0	AB	
MSCS296	SEMINAR: SEMIGROUPS	1.0	A	
Term Totals: 7.0 Hours, 7.0 Earned, 26.50 Quality Pts, 3.785 QPA				

Continued in Next Column

SPRING TERM 2004				
Course	Title	Credit	Grade	Note
EDPL298	SP TOP POL/LEADRSHP: FAC ROLES/HIGHER ED	3.0	A	
MSCS295	INDEPENDENT STUDY: TREES AND ALGEBRA	3.0	A	
MSCS296	SEMINAR: SEMIGROUPS	1.0	A	
Term Totals: 7.0 Hours, 7.0 Earned, 28.00 Quality Pts, 4.000 QPA				

End of Course Listing

End of Transcript


UNIVERSITY REGISTRAR

Appendix I

In the Supreme Court of the United States

WEI ZHOU, PETITIONER

v.

MARQUETTE UNIVERSITY, RESPONDENT

*ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT*

PETITION FOR REHEARING

CERTIFICATE

It is hereby certified that this Petition for Rehearing not only is presented in good faith and not for delay but also has complied with the Rule 44 of this Court.

Dated at Leshan, Sichuan Province, China, this 15th day of May, 2018, respectfully submitted by

Wei Zhou

Wei Zhou

Pro Se

Leshanshi Shizhongqu Xiaobalu 613 Hao,
Laiyinshuian 25 Zhuang 3 Danyuan 11-1,
Sichuan Province, 614000,
China

Phone: 0833-2443863

Cell Phone: 18381520237

No. 17-7817

IN THE
SUPREME COURT OF THE UNITED STATES

Wei Zhou — PETITIONER
(Your Name)

VS.

Marquette University — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

The Supreme Court of the United States

☒ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: _____, or

☐ a copy of the order of appointment is appended.

Wei Zhou
(Signature)

**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, Wei Zhou, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Income from real property (such as rental income)	\$ <u>330</u>	\$ _____	\$ <u>330</u>	\$ _____
Interest and dividends	\$ <u>0.1</u>	\$ _____	\$ <u>0.1</u>	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Total monthly income:	\$ <u>330.1</u>	\$ _____	\$ <u>330.1</u>	\$ _____

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A			\$
			\$
			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 480
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
China Construction Bank	\$ 1100	\$
Anchor Bank	\$ 500	\$
	\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

☒ Home
Value \$90000

☐ Other real estate
Value N/A

☐ Motor Vehicle #1
Year, make & model N/A
Value _____

☐ Motor Vehicle #2
Year, make & model N/A
Value _____

☐ Other assets
Description N/A
Value _____

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<i>None except the respondent</i>	\$ <i>Pending</i>	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
<i>None</i>	_____	_____
_____	_____	_____
_____	_____	_____

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <i>0</i>	\$ _____
Are real estate taxes included? ☒ Yes ☐ No	<i>Living with parents</i>	
Is property insurance included? ☐ Yes ☒ No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <i>0</i>	\$ _____
Home maintenance (repairs and upkeep)	\$ <i>0</i>	\$ _____
Food	\$ <i>90</i>	\$ _____
Clothing	\$ <i>20</i>	\$ _____
Laundry and dry-cleaning	\$ <i>0</i>	\$ _____
Medical and dental expenses	\$ <i>20</i>	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>10</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>10</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ _____
Life	\$ <u>0</u>	\$ _____
Health	\$ <u>0</u>	\$ _____
Motor Vehicle	\$ <u>0</u>	\$ _____
Other: <i>Endowment and medical insurance</i>	\$ <u>130</u>	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>0</u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ _____
Credit card(s)	\$ <u>0</u>	\$ _____
Department store(s)	\$ <u>0</u>	\$ _____
Other: _____	\$ <u>0</u>	\$ _____
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____
Total monthly expenses:	\$ <u>280</u>	\$ _____

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☒ Yes ☐ No If yes, describe on an attached sheet.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form? ☒ Yes ☐ No

If yes, how much? \$5000

If yes, state the attorney's name, address, and telephone number:

*Laurence Albrecht: 158 North Broadway, Suite 600,
Milwaukee, WI 53202, (414) 2711972; Nola Cross: 845
North 11th Street, Milwaukee, WI 53233, (414) 2240000.*

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes ☒ No

If yes, how much? _____

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of this case.

*The booklet format would cost much more time
which is sensitive.*

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: May 15, 20 18.

Wei Zhou
(Signature)

9. This Petition is to be granted.