

THE SUPREME COURT OF THE UNITED STATES

JOSEPH KLUG,
Plaintiff

v.

Case No. 17-8111

ENGLISH, et al.,
Defendants

PETITION FOR A REHEARING

GROUND

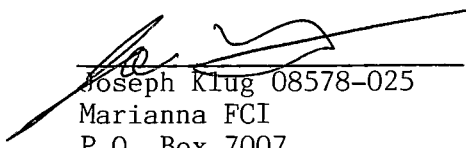
This petition is based on other substantial grounds not previously presented. The appeals court for the 11th circuit, denied the petitioners appeal by agreeing with the District Court's Assessment that it was not taken in good faith and that the appeal was frivolous. The appeals court then charged the \$505 filing fee to the petitioner and denied his appeal. The appeals court erred by not allowing the petitioner to dispute the district court's claim that the appeal was not taken in good faith. The petitioner was likewise not afforded to explain exactly which part of the ruling he was challenging and on what grounds. The petitioner solely wishes to argue that he did in fact exhaust administrative remedies on the claim that the blanket ban violates his rights as stated in *Thornburgh v. Abbott* 109 S. Ct. 1874 and 28 CFR §540.71(c)(d). Mainly that the BOP is rejecting books without actually reviewing them. Their book rejections do not cite actual content, book titles, or even the number of books that were rejected.

As the petitioner exhausted the remedy system and was affected by the blanket ban, he has standing to argue against it. As it is clearly stated in both a Supreme Court ruling and in the CFR that books must be reviewed individually, it is not frivolous to have the court review the policy set forth by Marianna FCI to see if it complies with the ruling and CFR.

CERTIFICATE OF SERVICE AND COMPLIANCE

I swear under the penalty of perjury, that this petition for a rehearing is presented in good faith and not for delay. I also certify that it is based on other substantial grounds not previously presented. A true and correct copy was sent to the Solicitor General by presenting a copy to prison staff for mailing via First Class US mail on the 16th of May, 2018.

Solicitor General
950 Pennsylvania AVE NW
Washington DC 20530


Joseph Klug 08578-025
Marianna FCI
P.O. Box 7007
Marianna, FL 32447

