

No. _____.

IN THE SUPREME COURT OF THE UNITED STATES
ROBERT BRETON PHILLIPS "USA CITIZEN" - PETITIONER

vs.

DONALD JOHN PRESIDENT "USA PRESIDENT" - RESPONDENT
ON PETITION IN RE ROBERT BRETON PHILLIPS
TO THE UNITED STATES COURT OF APPEALS 6TH CIRCUIT

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a. Statement of Questions / Questions Presented for Review:

(I) Is The Supreme Court of The United States permitted to put to trial the President for possible grounds for filing as laid out in the originating cases 3:17-cv-00846 U.S. District Court Middle District of Tennessee and United States Court of Appeals For The Sixth Circuit Case 18-5093?

(II) May any of the The United States Court findings be sent to the United States Congress for potential Impeachment hearings?

(III) Whereas the original motion to reopen the case was filed and entered on November 28th, 2017 which was within 180 days from the District Court Order closing the District Case 3:17-cv-00846 on June 26, 2017 *See* 28 U.S. Code § 2107 may the case on appeal be heard in The Supreme Court of The United States?

(IV) Whereas all three Sixth Circuit Court of Appeals Presiding Judges were nominated by Republican Presidents [gives an appearance of (possible) prejudice *See* 28 U.S. Code § 2107 as the Defendant is also a Republican President] may the case on appeal be heard in The Supreme Court of The United States?

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(V) Whereas Tennessee Court interprets that electronic appeals may be filed within one year per Advisory Commission Comment 2017, "...The word "timely" is also added to the second clause of the first sentence in subdivision (a) for the purpose of clarification. The rule is further amended to add a one year transitional rule to lessen the detrimental effect..."^1 may the case on appeal be heard in The Supreme Court of The United States?

(VI) May the appeal be granted and case be brought before the Supreme Court of The United States on grounds of the Appellant needed more time to file from any of the reasons stated above?

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b. List of All Parties

(1) Robert Breton Phillips, "USA Citizen,"

Plaintiff-Appellant,

(2) Donald John Trump, "USA President,"

Defendant-Appellee.

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d. Citations

(1) U.S. District Court Middle District of Tennessee (Nashville) 3:17-cv-00846

i. 28 U.S. Code § 636(b)(1)(A) and (B).

ii. Rule 72(b), Fed.R.Civ.P., and the Local Rules of Court.

iii. Federal Rule of Civil Procedure 58.

iv. Rule 58(a) and/or Rule 79(a) of the Federal Rules of Civil Procedure.

v. Rule 41.

vi. Doc. Nos. 1, 2, 3, 8, 9, 10, 11, 12.

vii. Fed. R. Civ. P 419(a)(1)(A)(i).

viii. Griggs v. Provident Consumer Disc. Co., 459 U.S. 56, 58 (1982).

ix. FHCm Equities, L.L.C c. MBL Life Assur. Corp., 188 F.3d 678, 683

(6th Cir. 1999).

x. Fed. R. App. P.4(a)(1)(B).

xi. Fed. R. Civ. P. 12(h)(3).

xii. Linda R.S. v. Richard., 410 U.S. 614, 619 (1973).

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xiii. Associated Builders & Contractors v. Perry, 16 F.3d 688, 692-93
(6th Cir. 1994).

xiv. Hyland v. Clinton, 208 F.3rd 213 (Table), 2000 WL 125876, at
*1(6th Cir. 2000) (citing U.S. Const. Art. I, § 2, cl. 5 and Art. I, §
3, cl. 6).

xv. Article III of the Constitution. "(1) suffered an injury in fact, (2)
that is fairly traceable to the challenged conduct of the
defendant, and (3) that is likely to be redressed by a favorable
judicial decision." Id. (Citing Lujan v. Defenders of Wildwild, 504
U.S. 555, 559-60
(1992)).

xvi. Spokeo, Inc v. Robins, 136 S. Ct. 1540, 1547 (2016) ("Standing to
sue is a doctrine rooted in the traditional understanding of a
case or controversy.").

xvii. Lujan, 504 U.S. at 573-74.

xviii. Apple v. Glenn, 183 F.3d 477, 479-80 (6th Cir. 1999).

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Citations continued

(2) United States Court of Appeals For The Sixth Circuit Case No. 18-5093.

i. 28 U.S.C. § 2107 (b); Fred. R. App. P. 4(a)(1)(B).

ii. *Hamer c. Neighborhood Hous. Servs. of Chicago*, 138 S. Ct 13,17
(2017).

iii. *Bowles v. Russell*, 551 U.S. 205, 214 (2007).

iv. § 2107(c); *Martin v. Sullivan*, 876 F.3d 235, 237 (6th Cir. 2107).

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e. Concise Statement of Jurisdiction

- i. Date of Order April 6th, 2018.
- ii. No extension of time currently given.
- iii. Not yet Applicable.
- iv. 28 U.S. Code § 2107 and The Constitution of The United States.
- v. See Appendix D and E for USPS Certified Mail Tracking Numbers of This
Filing To the Supreme Court and the Defendant.

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f. Constitutional Provisions

i. Breach of Peace

Article I. Section 6 of The United States Constitution, "In all
Cases, except Treason, Felony and Breach of the Peace...they shall not
be questioned in any other Place."

ii. Bribery

Article II. Section 4 of The United States Constitution, "The
President, Vice President and all civil Officers of the United States,
shall be removed from Office on Impeachment for, and Conviction of,
Treason, Bribery, or other high Crimes and Misdemeanor."

iii. Obstruction of Justice

The Preamble of The United States Constitution, "in Order to
form a more perfect Union, establish Justice,"

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iv. Failure to Insure Domestic Tranquility

"We the People of the United States, in Order to form a more perfect
Union...insure domestic Tranquility."

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g. Concise Statement

The District Court stated that their, "Court lacks subject-matter jurisdiction over the action" so this case may be heard in The United States Supreme Court as only the Supreme Court may give final Order to the Appellant's Prayers for Relief.

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h. Direct and Concise Argument Amplifying the Reasons Relied on for Allowance of
the Writ In Re

The Defendant has shared Preliminary War Plans over twitter, fired many government officials on The White House staff, gone back on promises to even his own Party which all have created a turbulent Union not a more Perfect Union. As the United States helps in the common defense of Mankind in being apart of The United Nations and other humanitarian groups and / or other signed agreements and Treaties or Accords,

President Donald John Trump seems to care more about how positively he perceives himself (narcism) in The News and on Social Media and not focused in cooperating with others over the long term, or even with those in his own Cabinet who seek to preserve and share American values both Domestically and Internationally. The more and more authoritarian he leads the more he removes the ability for the United States of America to effectively and positively communicate with other Nations through United State Agencies and even The White House.

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President Donald J. Trump fails to, "secure the Blessings of Liberty to ourselves and our Posterity..." as stated in the Preamble to The United States Constitution the Vice President has more a qualitatively speaking positive ethics compass and ability for teamwork Vice President Michael Richard Pence, is able to uphold The United States Constitution.

If The President believes he is above the Law or he can fire and does fired who he pleases in which Courts may he be held accountable? Without action to promote this President to leave office peaceably the appellant fears The United States may find itself to be comparable in the coming decades to Germany during its rise to accepting Authoritarian leadership during the 1910's and 1940's with little chance for Democracy to thrive unless acted up by Foreign Nations.

Donald John Trump must be de-escalated in tone so America remains a Democracy that lives by the Guiding Principles of The Constitution and the Prayers filed and heard in Court and Prayers from the Republic to a Greater Power that I call God.

Robert "Breton Phillips"



April 12th, 2018