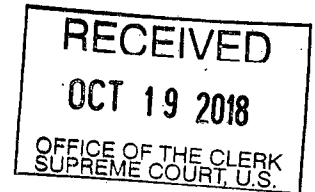


No. 17-9352



IN THE
SUPREME COURT OF THE UNITED STATES

ANTHONY L. VIOLA, Petitioner

-vs.-

MARK S. BENNETT, Respondent

RULE 44 PETITION FOR REHEARING

Respectfully Submitted By:

Anthony L. Viola # 32238-160
McKean Federal Correctional
Institution - P.O. Box 8000
Bradford, PA 16701
(814) 362-8900

PETITION FOR REHEARING

Petitioner respectfully requests that this Court reconsider its October 1st, 2018 ruling to deny a Writ of Certiorari.

Petitioner was tried twice in identical charges, proved his innocence at a second trial yet remains in jail, Exhibit A, attached hereto and www.FreeTonyViola.com.

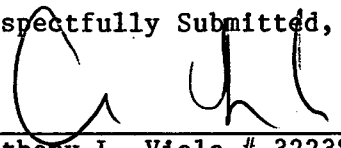
Assistant U.S. Attorney Mark Bennett has falsely informed the federal judiciary that the Petitioner waived conflicts of interest from joint defense before the first trial. However, the Clerk of Court has confirmed in writing that such statements are false.

Mr. Bennett has refused to correct his earlier false statements and, instead, continued to falsely represent to the federal judiciary that a conflict waiver was executed. A § 1983 action sought a declaratory judgment that Mr. Bennett's statements were false and further asked the district Court to restrain Mr. Bennett from continuing to make misrepresentations about the existence of a conflict waiver.

At a time when exonerations are a routine event in the news, and when the country is bitterly divided, and at a time when Americans have less trust in our institutions than at any time in living memory, this case offers this Court the opportunity to enforce the concept of "Equal Justice For All" and make clear that federal prosecutors are not permitted to make materially false statements to the judiciary. Petitioner submits that today would be a great day to put an end to the government's illegal "win at all costs" style of litigation and apply the law to all American citizens, even powerful federal prosecutors.

Wherefore, Petitioner requests that this Court require the Justice Department to file a response to this Petition and earlier submissions made in this case. Thank you very much for your consideration.

Respectfully Submitted,



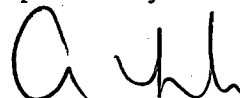
Anthony L. Viola # 32238-160
McKean Federal Correctional
Institution - P.O. Box 8000
Bradford, PA 16701

October 7, 2018

CERTIFICATION

Petitioner Anthony L. Viola hereby swears and affirms that this submission is presented in good faith and not for purposes of delay and is compliance with the requirements set forth in Supreme Court Rule 44.

Respectfully Submitted,



Anthony L. Viola

PROOF OF SERVICE

Petitioner Anthony L. Viola hereby swears and affirms that a copy of the foregoing Petition for Rehearing was served upon the following party, via regular U.S. mail, postage prepaid, on this 9th day of October, 2018:

Solicitor General of the United States
950 Pennsylvania Ave., NW
Room 5616
Washington, DC 20530-0001

Under penalty of perjury, I swear and affirm that all statements in this Petition are truthful and accurate.

Respectfully Submitted,



Anthony L. Viola

**Additional material
from this filing is
available in the
Clerk's Office.**