

No. 24-7325

**IN THE
SUPREME COURT OF THE UNITED STATES**

Tracie L. Green — PETITIONER

vs.

US Bank National Association— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

US Court of Appeals for the Fourth Circuit

PETITION FOR REHEARING with APPENDIX

Pursuant to Rule 44 of this Court, this ProSe Petitioner, respectfully petitions for rehearing— of the decision denying the petition for a writ of certiorari to US Court of Appeals for the Fourth Circuit—before a full member Court.


1. This case does not involve a challenge by the Respondents.
2. Rule 44.2 states grounds for rehearing shall be limited to intervening circumstances of a substantial or controlling effect or to other substantial grounds not previously presented. Thus, rehearing is likely in the presence of extenuating circumstances.

Since the submission of the writ of certiorari on May 29, 2025, the following extenuating circumstances occurred (Appendix A):

1. On May 29, 2025 The Court of Appeals for the Fourth Circuit docketed a stay pending ruling.
2. On June 2, 2025. Petitioner's home located at 123 Cardinal Pines Drive, Lexington, SC 29073 was sold at a foreclosure auction.
3. The Court of Appeals for the Fourth Circuit rendered judgement on June 17, 2025.

The above material fact is without genuine dispute. Accordingly, this Court should grant the petition for rehearing for the presenting question to be answered: Are the elements of fraud satisfied in this foreclosure case?" Specifically, is/was there a scheme to defraud, intent to defraud, a material false statement(s), reliance by victim on those statement(s), and resulting damages?

For the foregoing reasons, the petition for rehearing should be granted.


Tracie Mitchem-Green
ProSe Petitioner
(803) 361-0602;
drgreen@myyahoo.com

November 12, 2025

CERTIFICATE OF A PARTY UNREPRESENTED BY COUNSEL

I hereby certify that this petition for rehearing is restricted to the grounds of intervening circumstances of a substantial or controlling effect or to other substantial grounds not previously presented and is presented in good faith and not for delay.

November 12, 2025

A handwritten signature in black ink, appearing to read "T Mitchem-Green", is written over the printed name.

Tracie Mitchem-Green
ProSe Petitioner
608 SE Defender Drive
Lake City, Florida 32025
(803) 361-0602
drgreen@myyahoo.com

REHEARING FOR PETITION FOR WRIT OF CERTORARI APPENDIX

- 1. May 29, 2025: Docketed stay pending appeal (page 1 of 24 pages)**
- 2. June 2, 2025: Verification of sale of home (Master's Order of Sale and Disbursement, dated July 16, 2025, 2 pages)**
- 3. June 17, 2025: Judgement order (2 pages)**

STATE OF SOUTH CAROLINA COUNTY OF LEXINGTON	IN THE COURT OF COMMON PLEAS
US Bank National Association	Case Number: 2022CP3200784
Plaintiff	MASTER'S ORDER OF SALE AND DISBURSEMENT
-vs-	
Tracie L Green , et al.,	
Defendant	

UNDER AUTHORITY of a Decree herein dated November 14, 2024, I offered for sale to the highest bidder for cash, at public auction on June 2, 2025, the premises subject to this suit, and I received a high bid of \$181,000.00 from Worldwide Enterprises 803 LLC and I executed and delivered a Master's deed to **Worldwide Enterprises 803 LLC** and I have disbursed the funds as follows:

CONSIDERATION

Master Filing Fees	\$125.00
Total Received from Bidder	\$181,423.90
Total Received by Master	<u>\$181,548.90</u>

DISBURSEMENTS

Master's Fees	\$100.00
1% Commission	\$1,810.00
Master's Deed	\$25.00
Disbursed to Plaintiff (Jdgmt <u>150,213.73</u> + Int. on Princ <u>1,929.84</u> + Int on Jdgmt. <u>3,910.00</u> + Int on Bid <u>423.90</u>)	\$156,477.47
Total Disbursements by Master to date	<u>\$158,412.47</u>

Surplus Funds to be distributed pursuant to further order of this court	<u>\$23,136.43</u>
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All of the funds having been disbursed to date, I hereby ORDER the file closed and the case ended.

July 16, 2025
Lexington, SC

James O. Spence
James O Spence
Master-in-Equity, Lexington County

No 25-1169

RECEIVED

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

JUL 1 2025 P 1:10
U.S. COURT OF APPEALS
FOURTH CIRCUIT

Bank National Association (Plaintiff/Appellee)

v.

Tracie Green, Palmetto Citizens Federal Credit Union, Cardinal Pines
Homeowners Association (Defendant/Appellant)On Appeal From the United States District Court
for the District of South Carolina
(The Hon. Sherri Lydon)

EMERGENCY MOTION FOR STAY PENDING APPEAL

INTRODUCTION

Pursuant to Rule 8, Appellant Tracie Green petitions for the court, panel, or individual judge, to grant an immediate stay—of all activity in lower courts, including auction/sale of the property in dispute—pending appeal. This stay application continues with the question presented in the Informal Brief: Are the elements of fraud satisfied in this foreclosure case (specifically, was and is there a scheme to defraud, intent to defraud, a material false statement(s), reliance by victim on those statement(s), and resulting damages)?

Reason For Granting Relief and Facts Relied On

FILED: June 17, 2025

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 25-1169
(3:22-cv-04215-SAL)

US BANK NATIONAL ASSOCIATION

Plaintiff - Appellee

v.

TRACIE L. GREEN, a/k/a Tracie Ledora Mitchem-Green

Defendant - Appellant

and

CARDINAL PINES HOMEOWNERS' ASSOCIATION, INC.; PALMETTO
CITIZENS FEDERAL CREDIT UNION

Defendants

J U D G M E N T

In accordance with the decision of this court, the judgment of the district
court is affirmed.

This judgment shall take effect upon issuance of this court's mandate in

accordance with Fed. R. App. P. 41.

/s/ NWAMAKA ANOWI, CLERK

No. 24 - 7325

IN THE
SUPREME COURT OF THE UNITED STATES

Tracie L. Green — PETITIONER

vs.

US Bank National et al — RESPONDENT(S)

PROOF OF SERVICE

I, Tracie L. Mitchem-Green, do swear or declare that on this date, November 12, 2025, as required by Supreme Court Rule 29 and previously permitted by this Court, I have served the enclosed

1. Letter to Court, Petition for rehearing (stay), and Petition for rehearing (writ)

on each party to the above proceeding or that party's counsel, and on every other person required to be served as indicated below:

Hutchens Law Firm, [email John Kay]

Richardson Plowden [email Nelson Weston]

Davis Frawley Law Firm [email James Randall]

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

Executed on November 12, 2025

Tracie Mitchem-Green, ProSe Petitioner,
608 SE Defender Drive, Lake City, FL 32025 (803)361-0602

