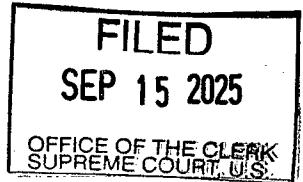


25-6070

ORIGINAL

No. \_\_\_\_\_



IN THE  
SUPREME COURT OF THE UNITED STATES

Jeanmax Darbouze — PETITIONER  
(Your Name)

vs.

Patrick Lovello (Warden) — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of the United States of America  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Jeanmax Darbouze  
(Your Name)

P.O. Box 409060  
(Address)

Toronto, ON 95640  
(City, State, Zip Code)

\_\_\_\_\_  
(Phone Number)

Questions presented

- 1- WHETHER THE DENIAL of adequate medical care to a prisoner suffering from serious stomach/diverticulitis illness violates the Eighth Amendment's prohibition on cruel and unusual punishment.
- 2- WHETHER THE CALIFORNIA SUPREME COURT ERRED in denying petitioner's request for release to receive urgent medical treatment at home in state of NEW HAMPSHIRE, where continued incarcerated poses a risk to the petitioner's life and health.

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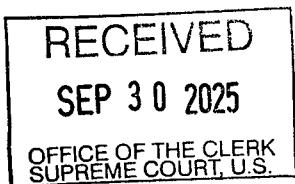


TABLE of AUTHORITIES cited

CASE: ESTELLE V. GAMBLE, 429 U.S.  
97 (1976).

IN THE SUPREME COURT OF THE UNITED STATES  
OCTOBER TERM, 2025

JEANMAXDARBOUZE, PETITIONER

v.

STATE OF CALIFORNIA, RESPONDENT

PETITION FOR A WRIT OF CERTIORARI

TO THE HONORABLE JUSTICES OF SUPREME COURT OF THE  
UNITED STATES:

PETITIONER, JEANMAXDARBOUZE, RESPECTFULLY PREMYS THAT A WRIT OF  
CERTIORARI ISSUE TO REVIEW THE JUDGMENT OF THE SUPREME COURT  
OF CALIFORNIA, WHICH DENIED HIS PETITION ON JUNE 18, 2025.

IN THE  
SUPREME COURT OF THE UNITED STATES  
• PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix D to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
 is unpublished.

The opinion of the United States district court appears at Appendix \_\_\_\_\_ to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix C to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
 is unpublished.

The opinion of the superior court appears at Appendix B to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

## JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 15/12/20.

No petition for rehearing was timely filed in my case.

A timely petition for rehearing was denied by the United States Court of Appeals on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A \_\_\_\_\_.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

For cases from **state courts**:

The date on which the highest state court decided my case was 6/11/2020. A copy of that decision appears at Appendix C.

A timely petition for rehearing was thereafter denied on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

An extension of time to file the petition for a writ of certiorari was granted to and including 15/12/20 (date) on 15/12/20 (date) in Application No. A \_\_\_\_\_.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

#### CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

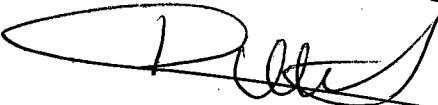
The right of a state prisoner to seek Federal Habeas Corpus relief is guaranteed under 28 USC § 2254. The standard for relief under "AEDPA" is in 28 USC § 2254 (d)(1)

# STATEMENT OF THE CASE

- PETITIONER, JEAN MAX DARBOUZE, IS CURRENTLY INCARCERATED IN CALIFORNIA.
- HE SUFFERS FROM A SEVERE STOMACH DIVERTICULOSIS CONDITION THAT REQUIRES URGENT AND SPECIALIZED MEDICAL TREATMENT.
- DESPITE REPEATED REQUESTS, PETITIONER HAS NOT RECEIVED APPROPRIATE MEDICAL CARE WHILE IN CUSTODY.
- ON 7/17/2024, PETITIONER FILED A PETITION IN THE CALIFORNIA SUPREME COURT SEEKING RELIEF, INCLUDING MEDICAL TREATMENT OR RELEASE TO HOME. (NEXT PAGE) →

- 1- MEDICAL CARE TO PRISONERS RAISES A SUBSTANTIAL QUESTION UNDER THE EIGHTH AMENDMENT AND THE FOURTEENTH AMENDMENT (DUE PROCESS)
- 2- CONFLICT WITH FEDERAL STANDARDS.  
FEDERAL COURTS HAVE REPEATEDLY HELD THAT DELIBERATE INDIFFERENCE TO SERIOUS MEDICAL NEEDS OF PRISONERS CONSTITUTES CRUEL AND UNUSUAL PUNISHMENT (ESTELLE V. GAMBLE, 429 U.S. 97 (1976)).
- 3- URGENT HEALTH CONCERN: PETITIONER'S CONDITION IS LIFE-THREATENING. FAILURE TO INTERVENE MAY RESULT IN IRREPARABLE HARM OR DEATH.
- 4- NEED FOR UNIFORMITY: THIS COURT SHOULD RESOLVE INCONSISTENCIES IN HOW STATES HANDLE MEDICAL RELEASE REQUESTS FOR CRITICALLY ILL INMATES.

FOR THE FOREGOING REASONS, PETITIONER RESPECTFULLY REQUESTS THAT THE COURT GRANT THIS PETITION FOR A WRIT OF CERTIORARI, REVIEW THE JUDGMENT OF THE CALIFORNIA SUPREME COURT, AND PROVIDE APPROPRIATE RELIEF TO ENSURE PETITIONER'S CONSTITUTIONAL RIGHTS TO LIFE AND ADEQUATE MEDICAL CARE.

Respectfully submitted  
Jean Max Darbouze  


9/15/2025

# REASONS FOR GRANTING THE PETITION

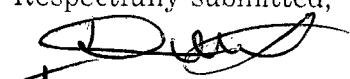
This petition should be granted for 3 main reasons:

- 1 - This issue has not previously been ruled upon by this court.
- 2 - This issue has a widespread effect on cases throughout the entire nation.
- 3 - This issue is highly debated throughout the states and is long overdue for a ruling from this court.

## CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

  
Jean Max Darbouze

Date: 9/15/2025