

No.

In the
Supreme Court of the United States

Andrew U. D. Straw,
Plaintiff,
Virginia Supreme Court,
Virginia State Bar,
Involuntary FRCP 19(a)(2) Plaintiffs,

v.

State of Indiana,
James R. Ahler,
Indiana Supreme Court,
State of Vermont,
Vermont Supreme Court,
Commonwealth of Virginia Trial Court,
Seventh Circuit U.S. Court of Appeals,
U.S. District Court for the Southern District of Indiana,
U.S. District Court for the Northern District of Indiana,
U.S. District Court for the Northern District of Illinois,
U.S. District Court for the Western District of Wisconsin,
U.S. District Courts for the Districts of Maryland & Vermont,
Defendants.

On Motion to File an Original Action Involving Virginia, Vermont, and Indiana

MOTION FOR LEAVE TO FILE



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Plaintiff, Proceeding Pro Se

I, *plaintiff* Andrew U. D. Straw, make this MOTION because I am suffering the effects of two states having radically different views of due process and disability rights protections, leaving me **suspended in Indiana as a lawyer** and **exonerated in Virginia as a lawyer**, this “disagreement” resulting in me being *de facto* disbarred with 3 years of suspension applied to **5 different law licenses**, and with 2+ states and a variety of federal courts being involved and unable to address this with law in any other manner, I seek an original jurisdiction relief under 28 U.S.C. § 1251(a), § 1251(b)(2), or § 1251(b)(3):

1. The Indiana Supreme Court retaliated against my disability complaints as a former employee as proven in *Straw v. Indiana Supreme Court, et. al.*, 1:16-cv-3483-SEB (S.D. Ind. **2/16/2017**) (Dkt. 1-11 & 1-13). I worked for that Court and the Chief Justice of Indiana until being fired immediately after my mental disability was paraded before my colleagues as a law admission matter. No federal court would help me but instead piled on the injustice with discriminatory **reciprocal discipline** and **no hearing whatsoever**. <http://discipline.andrewstraw.com> is my website on this subject with appropriate citations and links for the benefit of the Court.
2. I will also provide a PDF with **links preserved** of this motion (prior to physical signing) at <http://orig-motion.andrewstraw.com>
3. I will provide a PDF of the original action COMPLAINT (prior to physical signing version) with **links preserved** at the following URL: <http://orig-complaint.andrewstraw.com>
4. Indiana imposed its discipline with my ADA lawsuit open to stop it. *In Re Andrew U. D. Straw*, 68 N.E.3d 1070 (Ind. **2/14/2017**). Instead of helping me, my federal judge, Hon. Magnus-Stinson, was involved **at that moment** with hiring the Indiana hearing officer I was suing. She hired him while he was my

appellee as part of her service at the 7th Circuit. *Straw v. U.S. District Court, et. al.*, 1:18-cv-278-SMH (E.D. Va.) (Dkts. 7 & 20).

5. The Virginia State Bar was the only place to give me a *bona fide* and proper hearing with a 3-judge panel and VSB exonerated me, saying that using the Indiana ADA coordinator to attack a disabled attorney had “**all the grace and charm of a drive-by shooting.**” *In the Matter of Andrew U. D. Straw*, 17-000-108746 (VSB Disciplinary Board) The VSB ORDER held that I proved by **clear and convincing evidence** that I would not be punished in Virginia for the exact same behavior. <https://www.vsb.org/docs/Straw-062217.pdf>
6. Clear and convincing means there is no room for argument. *Colorado v. New Mexico*, 467 U.S. 310 (1984): “place in the ultimate factfinder an abiding conviction that the truth of its factual contentions are ‘highly probable.’” Indiana discriminated against me and ruined my life, my law practice, and my reputation forever in the absence of rectification. Indiana did so by **clear and convincing evidence**. Indiana Supreme Court justices indisputably **judged their own discrimination**, pretending not to discriminate, and then adjudged ME to be incompetent after ***I complained about them***. Their very actions show not only their incompetence, but their malice, indisputable. This is how unrepentant civil rights violators operate. They lash out irrationally and with malice and it is offensive that any judicial system would have such criminals holding such high office. IC 35-46-2-1. VSB saw what they were doing and refused to join it.

7. My disabilities are from public service and the crimes of others.
<http://disability.andrewstraw.com> <http://crime.andrewstraw.com>
8. This factual pattern puts at least three states and at least 5 U.S. courts at odds with each other and the result is my having **NO DISCIPLINE** in Virginia or at the 4th Circuit U.S. Court of Appeals, where I am admitted, while in Indiana and at 4 U.S. District Courts in the 7th Circuit area, **I have been suspended for over 3 years.**
9. **5 law licenses suspended for over 3 years.**
10. **What Indiana did violates 14th Amendment due process:**
<http://dueprocess.andrewstraw.com> is my step-by-step explanation of that due process nightmare inflicted on me by the Indiana Supreme Court and I incorporate it by reference, along with all other links in my motion here and the attached complaint.
11. As a lawyer, that is like a 15 year prison sentence and all of the attending violations of reputation and emotional distress. Just imagine if it were you after you served the Chief Justice of Indiana and a reckless driver ***disabled you*** on your way to work at that Court by breaking both of your legs and your pelvis.
12. In addition, the 7th Circuit revealed that it is corrupt and incapable of judging me since it would not give me the appropriate judgment in *Straw v. Indiana Supreme Court, et. al.*, 17-1338 (7th Cir. 7/6/2017). One of my panel members appropriately recused because the hearing officer was his employee before. This was also true of at least 2 other 7th Circuit judges. The 7th Circuit said I

am not entitled to real, actual, and fair hearings with a 3-judge panel, but only a fake opportunity for a hearing before a single corrupt Indiana hearing officer who was a candidate for an **Indiana justice vacancy** before being hired by the 7th Circuit during my appeal against him. *Straw v. U.S. District Court, et. al.*, 17-2523 (7th Cir. 2017); *Straw v. U.S. District Court, et. al.*, 1:18-cv-278-CMH (E.D. Va.)(Dkts. 7 & 20).

13.28 U.S.C. § 455(a) shows I cannot rely on the 7th Circuit and I have a right to **some forum** under due process where my valid and oppressed grievances can be addressed with justice without any unfair influence. An original action here is the answer to this failure.

14.I cannot even imagine a more conflicted hearing officer than defendant **Hon. James R. Ahler** and he attempted to hide his conflict by spitting venom in his 6-month-late report under the rules in Indiana. *Straw v. Indiana Supreme Court, et. al.*, 1:16-cv-3483-SEB (S.D. Ind. 2/17/2017) (**Dkt. 1-20**). He in fact violated ABA ethics Rule 8.4(g), which prohibits disability discrimination. That man was an Indiana judge seeking an Indiana Supreme Court vacancy when he started denying me justice as was merited with my written pleadings. *Straw v. Indiana Supreme Court, et. al.*, **Dkts. 1-14, 1-16, 1-18**. Ahler was hired by the 7th Circuit (and previously worked for several 7th Circuit judges) when my appeal against him was still open. It would be difficult to create more conflict than this situation and Ahler should have at least revealed his past

connections with the 7th Circuit instead of staying quiet and letting me discover it.

15. The 7th Circuit has allowed 4 U.S. District Courts to suspend me illegally based on what Ahler did as part of its collaboration plan with the Indiana Supreme Court.

16. The 7th Circuit in its desperate desire to injure me and label me insane or a criminal committed federal crimes itself against me as a witness to crime.

17. The 7th Circuit issued an illegitimate ORDER in *Straw v. Indiana*, 18-2878 (7th Cir. 2018) defying the fact that **my appellee had committed perjury** and instead punished me by ORDERING all federal courts in the 7th Circuit not to do business with me again or accept any document that I may file and imposing unlawful fines on me. This of course violates the First Amendment right to open courts and every federal court should follow the Constitution and not the **criminal violators and their animus orders at the 7th Circuit.**

18. The 4 U.S. District Courts that unlawfully suspended me now return every document that I attempt to file.

19. The Indiana's Attorney General's office¹ committed perjury by stating falsely to the Southern District of Indiana that FRCP allows **29 days to answer or defend** when this is **blatantly false**. *Straw v. Indiana*, 1:17-cv-4158-WTL (S.D. Ind. 2018) (**Dkt. 17** – motion stating falsehoods). Perjury done to a federal

¹ That office was under the leadership of the groper of 4 women, Curtis T. Hill. <https://www.ibj.com/articles/disciplinary-commission-urges-2-year-suspension-for-ag-curtis-hill>

court in a pleading as happened in *Straw v. Indiana* is a crime under federal law. 18 U.S.C. § 1621. For the Court to then protect the perjury instead of the person disadvantaged by it (me) is the crime of being an **accessory after the fact** and the crime of **aiding and abetting the perjury**. 18 U.S.C. §§ 2(a) & 3. I had an obligation to report that perjury but was punished. 18 U.S.C. § 4.

20. As a witness and informant to crime and required by federal law to report it under 18 U.S.C. § 4, I had rights. Retaliating and causing reputation and financial injury (including WITHIN the 7th Circuit ORDER) to me because of my witnessing and reporting crime is another crime. 18 U.S.C. § 1513. The entire 7th Circuit supported this and must be prosecuted because when I sought *en banc* review of the illegal panel ORDER including the chief judge, the 7th Circuit Clerk blocked my motion for reconsideration *en banc* and sent the pleading back without filing it. The Clerk and every judge on the 7th Circuit must be punished.

21. Judges and Clerks can choose to be criminals and their black robes do not entitle them to violate federal criminal law in order to suppress First Amendment rights to use the courts. I feel privileged to bring this to the U.S. Supreme Court for justice. The office of Indiana's proper Attorney General, Curtis T. Hill, prompted it by making the false and misleading motion to defend Indiana's official disability discrimination. The federal courts took the lateral pass and kept running with it, adding crime after crime as they celebrated their victory over me and my constitutional and ADA rights.

22. Given the conflict between Indiana and Virginia attorney disciplinary bodies plus Vermont and Virginia courts refusing to provide a forum against these Midwest outrages, grounds for an original action under **28 U.S.C. § 1251** exist.
23. FRCP is used in Rule 17 original actions and FRCP has a provision for necessary parties. FRCP Rule 19(a)(2) should allow the Commonwealth of Virginia its Virginia State Bar as involuntary plaintiffs. This cannot be resolved without the involvement of Virginia and Indiana and Vermont in one action.
24. Given the fact that the federal courts have violated my right to depend on the Virginia exoneration, every court in the United States needs to be ORDERED to stop discriminating against me using the disciplinary system. I ask this Court to stop them from inventing reasons to hurt me out of thin air, inventing “frivolous” as a reason to deny ADA and constitutional rights cases when I have only sought greater disability rights and sexual harassment rights for all disabled people including myself. This is only natural after I have disabilities and I invented the Indiana Supreme Court protective order database in a White House and Harvard University contest in 2001. Further, <http://reform.andrewstraw.com> is my proposed legislation to reverse the bad judicial attitudes in the Midwest and I ask this Court to read it and understand that Rule 3.1 was not the reason Indiana attacked me. See also, <http://links.andrewstraw.com>

25. The Indiana **ban on all disabled people being lawyers** is why I was attacked in retaliation for my own ADA complaints in 2014. No other reason than this mandatory rule and retaliation because I complained about the Court discriminating against me as a former employee of that Court for over 10 years. *Straw v. Indiana*, 1:19-cv-03034-SAG (D.MD.) (MOTION FOR RECONSIDERATION)

26. Given no federal court that suspended me gave me **any hearing** in violation of *In Re Ruffalo*, 390 U.S. 544 (1968), and *In Re Ming*, 469 F.2d 1352 (7th Cir. 1972), and the 7th Circuit defended this travesty by **hiring the Indiana hearing officer**, the federal courts are **beyond a reasonable doubt** colluding criminally with Indiana to violate me as a crime victim. To do this they reject the true and proper result in the VSB's 3-judge ORDER. (Ex. A, attached to initial pleading)

27. <https://www.vsb.org/docs/Straw-062217.pdf>

28. The Indiana Supreme Court, the 7th Circuit, and 4 U.S. District Courts (INSD, INND, ILND, & WIWD) are conspiring together against me and I have evidence of it, incontrovertible evidence of a criminal conspiracy against my rights by these 6 courts, state and federal.

29. **Virginia State Bar said no way would it sanction me**, and I am stuck with an *exoneration* and **3 years of 5 law licenses being suspended** with no *bona fide* hearing from the violator courts and **1 full exoneration by a 3-judge panel**.

30. The Virginia panel had three unconflicted judges. The single Indiana hearing officer was conflicted to the core, as was the state supreme court that appointed him. Virginia implied that my cases were **not “totally frivolous”** and Indiana applied a different standard: just the mention of frivolous was used to suspend me de facto indefinitely and the disciplinary complaint was done by the ADA coordinator of the Indiana Supreme Court in immediate retaliation for my own ADA complaints about that Indiana Supreme Court. See, *supra*. Indiana interfered with 4 federal lawsuits, including two involving Indiana trial courts and one attempting to include the Indiana Supreme Court as a party because the ADA coordinator interjected her disciplinary complaint into a trial court below her employer. <http://reform.andrewstraw.com> explains this with citations.

31. I attempted to sue Indiana in Virginia due to the total lack of a fair forum in the Midwest and the Virginia court would not take jurisdiction. *Straw v. State of Indiana*, CM18-958 (Pr. Wm. Co. Cir. Ct.).

32. Then I sued in Vermont and the Vermont Supreme Court would not take jurisdiction even in the total lack of a forum available to me in the Midwest. *Straw v. Indiana*, 2019-147 (Vt. 10/4/2019); *Straw v. State of Vermont*, 2:19-cv-00221-CR (D.VT) (DISMISSED per 28 U.S.C. § 1915(e)(2)(B)(iii)).

33. I tried to get relief directly in Indiana by domesticating the Virginia State Bar ORDER for Full Faith and Credit Effect, but my lawsuit just sits there month after month after month, and even my objection that this delay violates the

lazy judge provision, Indiana Trial Rules, Rule 53.1, my request for relief with a praecipe has also been sitting with no action for months because **the Indiana Supreme Court has power over it and continues to protect itself from my justice.** *Straw v. Indiana, by Gov. Eric Holcomb*, 49D10-1907-PL-030392 (Marion County Superior Court #10).

34. I tried to sue Indiana using its own state court system, but the office of the proper Indiana Attorney General went past time. They were allowed to make a motion to dismiss over the time in the Indiana Trial Rules without any motion to grant more time and without any ORDER granting more time and no trial court discretion was involved. This is the bizarre world you enter when you try to use the courts in Indiana. *Straw v. Indiana*, 45D10-1711-PL-00113 (Lake Co. Sup. Ct.). The Indiana Court of Appeals said it did not have my notice of appeal to review this when I sent the Notice of Appeal timely to the trial court and the trial court forwarded it to the Court of Appeals. *Straw v. Indiana*, 18A-PL-1386 (Ind.). Substantive justice does not matter in Indiana and even when the trial courts flout the Indiana Trial Rules, it is allowed, at least in my case. This is what it is like to be judicially attainted and extreme measures are now necessary to address this.

35. So, seeing that neither Indiana, Virginia, nor Vermont (nor any federal court) would give me the justice that is required after the **Virginia State Bar totally exonerated me with a 3-judge panel**, I filed a lawsuit in Maryland U.S. District

Court, and this too was denied, on venue grounds this time. *Straw v. Indiana*, 1:19-cv-03034-SAG (D.MD.).

36. I think I have done enough to demonstrate that I can get no relief anywhere but the U.S. Supreme Court, which has governing power over all of the abusers. It can craft any relief using the powers granted in Article III. It can generate a new court of appeals above the 7th Circuit and above the Indiana Supreme Court with me as the judge over anything, including all of the abusive actions taken against me in the courts below and the ability to inflict punishment on any of the 6 courts that injured me. This should include contempt and punishment by the U.S. Marshal Service on my request, since these judges in the Midwest are acting **worse than infants**.

37. Even the hearing officer who violated me and got the 7th Circuit to hire him is within the control and power of the U.S. Supreme Court because the 7th Circuit made Hon. James R. Ahler into a **federal bankruptcy judge** in the Northern District of Indiana. His dishonest and unethical actions are the business of this Court and he is a proposed defendant in the caption.

38. I want money damages commensurate with the total failure of the federal and state courts in the United States to protect my disability rights and my constitutional rights and my crime victim rights. BILLIONS of dollars would not alleviate all the pain I have suffered, the absolute despair and destitution in poverty because of my defendants. I want an injunction stopping the violations and forcing respect for my person, my disability rights work, and my

dignity as a disabled lawyer. I want mandamus and prohibition relief. I want bar admission to every court in the United States, dependent only on this Court for discipline, and I want the ability to efile in those courts without any interference or restrictions. I want every last bit of relief that it takes to make me whole again and crush the abusers where they live. I must have the ability, sanctioned by this Court, to punish judges or they will not learn. I am a crime victim and the compensation can be considered restitution in its fullest sense. <http://crime.andrewstraw.com> E.g., 18 U.S.C. §§ 2264, 2327, 3663, and 3663A.

39. Further, given the fact that I unsuccessfully tried to get the attention of this Court using about 12 petitions for writ of certiorari to resolve these matters, it is important to establish that the certiorari system under the Judiciary Act of 1925 suppresses the First and Fifth Amendment and Article III rights to an appeal to this Court. *California Motor Transport Co. v. Trucking Unlimited*, 404 U.S. 508, 510, 92 S.Ct. 609, 611, 30 L.Ed.2d 642 (1972); *McDonald v. Smith*, 472 U.S. 479, 486 (1985). This Court should declare that the certiorari system is unconstitutional since the **constitutional right** to use this Court cannot be removed with mere legislation, no matter how popular among certain circuit judges who enjoy being the *de facto* U.S. Supreme Court in their circuits. When this Court allows all people to file electronically, instead of just lawyers, that system will be robust enough to handle any and all appeals.

WHEREFORE, I move for my original action involving all of these parties in the caption to be granted an audience with this Court. The damage is too great for the

highest court in the land to let it go on. Many people would have resorted to violence long before now, but I took an oath to state and federal courts to support law and the state and federal constitutions and I am committed to that position. This lawsuit is my last legal resort after **19 years** of struggle and injustice foisted on me because of my disabilities from **other people's crimes** to me. The discrimination and due process violations have been a death sentence on my legal career. I live in *poverty* in the Philippines and am an official Philippines DOJ **asylum seeker** due to the total failure of the U.S. federal government and U.S. Courts and several states to protect me.

I, *plaintiff* Andrew U. D. Straw, verify that the above facts and allegations are true and correct under penalty of perjury. This MOTION is made in good faith.
Dated: 4/22/2020 (Earth Day)

Respectfully,



s/ Andrew U. D. Straw
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Email: andrew@andrewstraw.com

CERTIFICATE OF SERVICE

I, plaintiff Andrew U. D. Straw, hereby certify that I filed this **MOTION AND ATTACHED INITIAL PLEADING (WITH VSB ORDER EXHIBIT)** with the Clerk of the United States Supreme Court on 4/22/2020 (Earth Day), via U.S. Mail, postage prepaid, using Docsmit.com

I, Andrew U. D. Straw, hereby certify that on 4/22/2020 (Earth Day), I sent a true and correct paper copy of this **MOTION AND ATTACHED INITIAL PLEADING (WITH VSB ORDER EXHIBIT)**, U.S. Mail, First Class and postage prepaid via Docsmit.com to:

State of Indiana & Indiana Supreme Court – to the Indiana Governor and Attorney General

**Commonwealth of Virginia & VSB – to the Virginia Governor and Attorney General
State of Vermont and Vermont Supreme Court -- to the Vermont Governor and
Attorney General
7th Circuit U.S. Court of Appeals, U.S. District Courts for the Northern District of
Indiana, Southern District of Indiana, Northern District of Illinois, and Western
District of Wisconsin – U.S. Department of Justice, Washington, D.C.**

Respectfully submitted,

A handwritten signature in black ink that reads "Andrew U. D. Straw". The signature is written in a cursive style with a long horizontal line extending from the end of the name.

s/ Andrew U. D. Straw, *Plaintiff, Proceeding Pro Se*
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