

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

*In The*  
**Supreme Court of the United States**

—————  
PATRICIA DEPLAINTIFF,  
*Petitioner,*

v.

DARREL O'DEFENDANT,  
*Respondent.*

—————  
**On Petition for a Writ of Certiorari  
to the United States Court of Appeal  
for the Thirteenth Circuit**

—————  
**PETITION FOR WRIT OF CERTIORARI**

—————  
Patricia DePlaintiff  
Petitioner *pro se*  
123 World St.  
Americatown, AD 00000  
Telephone: (888) 555-1212  
Facsimile: (888) 555-2323  
SomeEmail@where.ever



## QUESTIONS PRESENTED

Does every person in the United States have a right to eat ice cream for dinner every night?

Do people who smell bad have to pay fines?



## PARTIES TO THE PROCEEDING

Parties to the proceeding in [Lowest Court] were Patricia DePlaintiff as Plaintiff *pro se*, and Darrell O'Defendant as Defendant.

Parties to the proceeding in [Appeal Court] were Patricia DePlaintiff as Appellant *pro se*, and Darrell O'Defendant as Appellee.<sup>1</sup>

There were no other parties to the proceeding.

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<sup>1</sup> Here is an example of a footnote. It's a multi-line footnote so we can check to see what the font size and leading are. Woo-hoo, it's a footnote.

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## OPINIONS AND ORDERS BELOW

June 1, 2016, the Federal Ice Cream Agency, F.I.C.A., entered denial of Petitioner's request, rec. no. FICA-1234 to have ice cream and to make Respondent pay a fine because he smells. July 1, 2016, Petitioner sued Respondent in [Lowest Court], case no. 123-45.

September 1, 2016, [Lowest Court] ruled against Petitioner's case for ice cream and fines against Respondent. Petitioner appealed to [Appeal Court], case no. 67-89.

December 1, 2016, [Appeal Court] affirmed the lower court judgment. Petitioner submitted a motion for reconsideration and reconsideration *en banc*.

January 1, 2017, [Appeal Court] denied Peittioner's motion for reconsideration and reconsid-eration *en banc*.



## BASIS FOR JURISDICTION

The Supreme Court of the United States has jurisdiction over this case because the United States Constitution protects the rights violated, under Article 0, §§ 1 and § 2 and Amendment 99. Jurisdiction is proper under 28 U.S.C. § 1275(a).

This case presents compelling questions of nationwide concern because everyone deserves ice cream, and because the Respondent is a silly person and also smells bad. Review is appropriate under Supreme Court Rule 10(c).

## PROVISIONS INVOLVED

Pursuant to Supreme Court Rule 14.1(f), Petitioner lists relevant portions of constitutional and statutory provisions below.

### I. FEDERAL CONSTITUTIONAL PROVISIONS

#### A. *U.S. Constitution Article 0, § 1*

All Persons in the United States shall be entitled to Ice Cream for dinner every night.

#### B. *U.S. Constitution Article 0, § 2*

All Persons in the United States shall be entitled to stay up as late as they want playing video games.

#### C. *U.S. Constitution Amendment 99*

People who have funny ears like Darrel O'Defendant are dumb.

### II. FEDERAL STATUTORY PROVISIONS

#### A. *99 U.S.C. § 1234 (Ice Cream Act of 2016)*

The Ice Cream Act of 2016 provides funding for all people to have Ice Cream for dinner, especially Patricia:

Whereas Ice Cream is yummy, Congress declares that all available funds shall be allotted to have Ice Cream for dinner every night.

(a) Patricia DePlaintiff gets to have a second helping of Ice Cream every night if she wants it.



(b) Darrell O'Defendant is not allowed to eat Ice Cream, ever.

### **III. STATE CONSTITUTIONAL PROVISIONS**

#### **A. *Adamsvia Constitution, Article I, § 1***

The State of Adamsvia explicitly recognizes the right of Patricia DePlaintiff to have Ice Cream for any meal at any time of day.

Whereas Patricia DePlaintiff is super cool, the People of Adamsvia recognize her right to eat Ice Cream for any meal, at any time of day, and that she never has to eat her vegetables.

### **IV. STATE STATUTORY PROVISIONS**

#### **A. *Adamsvia Penal Code, § 56.78***

Hereinafter "P.C. § 56.78," this lengthy statute describes the penalties that anyone who smells bad like Darrell O'Defendant must pay. (See Appendix.)

## **GROUND FOR PETITION**

### **I. FACTUAL SYNOPSIS**

Petitioner Patricia DePlaintiff wants to eat ice cream for dinner every night. Respondent Darrell O'Defendant said she couldn't else she would get cooties. Ms. DePlaintiff thinks cooties are gross, but she still ate ice cream.

Ms. DePlaintiff asked the Federal Ice Cream Agency, F.I.C.A., to provide her with ice cream every day and also to make Mr. O'Defendant pay a fine because he smells bad. F.I.C.A. denied the request

from Petitioner, citing that Congress had eaten all the ice cream and there was no more left.

July 1, 2016, Petitioner filed civil suit against Respondent in [Lowest Court], seeking to make him pay because he smells bad and to make him give her ice cream.

September 1, 2016, [Lowest Court] ruled against Petitioner's case for ice cream and fines against Respondent. Petitioner appealed.

December 1, 2016, [Appeal Court] affirmed the lower court judgment. Petitioner submitted a motion for reconsideration and reconsideration *en banc*.

January 1, 2017, [Appeal Court] denied Peittioner's motion for reconsideration and reconsideration *en banc*.

## II. REASONS FOR REVIEW

### A. *Federal Constitution Guarantees Right to Eat Ice Cream*

Petitioner is entitled to due process and funding from executive agencies for ice cream.

#### i. *Ice Cream Clause*

The U.S. Constitution enshrines the right to eat ice cream and stay up late to play video games.

#### ii. *Video Game Clause*

District Court said the Video Game Article was irrelevant, but Petitioner contends it is relevant because it is fun to eat ice cream while playing video games. Also, they are a bunch of meanies.

*B. Federal Ice Cream Act Provides Funding for Ice Cream*

The Federal Ice Cream Act of 2016 provides funding for ice cream, but the Federal Ice Cream Agency says Congress ate all the ice cream and it is gone. Petitioner contends that is unfair and illegal. Congress should go milk cows and make ice cream for Petitioner to eat. The Act explicitly states the right of Petitioner to eat ice cream every night.

*C. State Constitution Gives Right to Petitioner*

The Constitution of the State of Adamsvia gives Petitioner the explicit right to eat ice cream for any meal.

*D. State Penal Code Prescribes Penalties*

The Penal Code of the State of Adamsvia, P.C. § 56.78 states that anyone who smells bad must pay a fine. Respondent clearly smells bad. Respondent must therefore pay a fine.

*E. Federal precedent confirms the right*

In *Ben v. Jerry*, 4 F.Recipe 283 (1999), this Court affirmed the right of all people to have ice cream for dinner. The Court wrote,

Truly there can be no other right more fundamentally important *than* the right to eat ice cream for dinner.  
(*Emphasis added.*)

Clearly this Court wanted Petitioner to have the right to eat ice cream. The decision of the Court was clear and unequivocal. Therefore, Respondent is a dummy for saying that Petitioner had cooties.

## CONCLUSION

Petitioner Patricia DePlaintiff is really cool. She should be allowed to eat ice cream any time of day and to stay up late and play video games.

Respondent Darrell O'Defendant is dumb and has funny ears. He should have to pay a fine because he smells bad.

Petitioner asks this Court to overturn the decision of the [Lower Court] and find in her favor against Respondent.

Respectfully Submitted,  
Patricia Plaintiff  
Plaintiff *pro se*  
123 World St.  
Americatown, AD 00000  
Telephone: (888) 555-1212  
Facsimile: (888) 555-2323  
SomeEmail@where.ever

**APPENDIX**

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12/01/2016  
ORDER OF  
[APPEAL COURT]

PATRICIA DEPLAINTIFF,      Case No. 67-89  
Appellant  
v. DARRELL O'DEFENDANT, December 1, 2016  
Respondent.

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THE COURT

Appellant Patricia DePlaintiff filed Notices of Appeal in the above-entitled matter on September 12, 2016. This court hereby AFFIRMS the judgment of the lower court.

IT IS SO ORDERED.

A. JUSTICE  
Justice, [APPEAL COURT]

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09/01/2017  
ORDER OF  
[LOWER COURT]

PATRICIA DEPLAINTIFF,      Case No. 123-45  
Appellant  
v. DARRELL O'DEFENDANT      September 1, 2017  
Respondent.

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THE COURT

Plaintiff Patricia DePlaintiff sued Defendant Darrell O'Defendant in the above-entitled matter on June 1, 2016. This court hereby DENIES Plaintiff's complaint.

IT IS SO ORDERED.

JEFF MCJUDGY  
Trial Judge

A-4

09/01/2017

ADMINISTRATIVE RULING OF  
FEDERAL ICE CREAM AGENCY

PATRICIA DEPLAINTIFF,  
Client

Rec. No. FICA-1234

September 1, 2017

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AGENCY

On March 1, 2016, Patricia DePlaintiff requested that this agency provide her with ice cream and also levy a fine against one Darrell O'Defendant because he smells bad.

FICA hereby denies the request of Patricia DePlaintiff, because she has cooties.

Amy Admin  
Mean Person, FICA



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ADAMSVIA PENAL CODE § 56.78

[copy text of lengthy statute]

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