

IN THE TENNESSEE SUPREME COURT

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██████████ HWANG (Pro Se)

PLAINTIFF-APPELLANT,

Case No.: W2023-00627-COA-R3-CV

vs.

██████████ S. HOLT, an individual and  
resident of Tennessee;  
MGA, an insurance company

DEFENDANTS-APPELLEES.

On Application for Permission to Appeal  
Court of Appeals Case No. W2023-00627-COA-R3-CV,  
Pursuant to Tenn. R. App. P. 11

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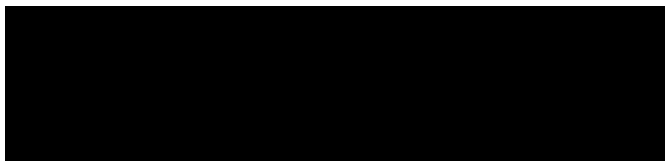
**PLAINTIFF-APPELLANT HWANG'S RULE 11 APPLICATION  
FOR PERMISSION TO APPEAL TO THE TENNESSEE SUPREME COURT**

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*Tenn. R. App. P. 11 Application for Permission to Appeal from the Final  
Decision of THE COURT OF APPEALS OF TENNESSEE, WESTERN SECTION,  
AT JACKSON, Case No.: W2023-00627-COA-R3-CV*

*The Circuit Court for Shelby County (THE CIRCUIT COURT OF TENNESSEE  
FOR THE THIRTIETH JUDICIAL DISTRICT AT MEMPHIS), Case No.:  
CT-2449-22*

/s/ ██████████ Hwang (Pro Se) ██████████



Dated: May 14, 2024, Tuesday.

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A copy of the opinion of the appellate court is appended to the application.

## I. DATE OF JUDGMENT

The Court of Appeals entered its decision on March 15, 2024. (03/15/2024)

A copy of the decision is attached.

No petition for rehearing has been filed.

## II. QUESTIONS PRESENTED FOR REVIEW

PLAINTIFF-APPELLANT HWANG presents the following question for this Court's review:

HWANG's case was dismissed. It was extremely suspected that there were judicial crime, judicial misconducts, disruptions of litigation, white-collar crime, or/and hybrid crime before/during/after the legal procedure of this case(legal claims).

Question: Was it proper that this kind of case was dismissed on the basis of the consequences of such crime, misconducts, and/or disruptions?

## III. STANDARD OF REVIEW

(A) First Impression.

PLAINTIFF-APPELLANT HWANG alleges that this kind of case is, or must/can/may be a "first impression".

They say that "first impression" is a new legal issue or interpretation that is brought before a court.

It is said that in a case of first impression, the exact issue before the court has not been addressed by that court, or within that court's jurisdiction, thus there is no binding authority on that matter.

(B) A question of law subject to de novo review.

The issue raised here is a question of law subject to de novo review, and the Court owes no presumption of correctness to the lower court's decision. See *Seals v. H & F, Inc.*, 301 S.W.3d 237, 241 (Tenn. 2010) ("Our scope of review for questions of law is de novo."). This standard applies to both statutory and constitutional interpretation. "Issues of statutory construction are reviewed de novo with no presumption of correctness attaching to the rulings of the court below." *Hayes v. Gibson Cty.*, 288 S.W.3d 334, 337 (Tenn. 2009). "Issues of constitutional interpretation are questions of law, which [courts] review de novo without any presumption of correctness given to the legal conclusions of the courts below." *Colonial Pipeline Co. v. Morgan*, 263 S.W.3d 827, 836 (Tenn. 2008).

#### **IV. STATEMENT OF FACTS**

There are, or must be known and unknown facts. But here are some of the known facts.

##### **(A) In/during the course of appellate court procedure.**

**(1)** PLAINTIFF-APPELLANT HWANG's e-filing system had problems.

HWANG's E-Filing system has not been working or/and operating at all since on or about November 30, 2023 until today as of May 14, 2024. And HWANG's E-Filing system had previous problems in 2023, too.

HWANG's E-Filing account was blocked or/and locked completely. HWANG had no access to the case data.

**(2)** PLAINTIFF-APPELLANT HWANG had difficulty or/and hard time for making the setup of an account. He had high-level stress. And he lost his trust toward the appellate court.

(The date of email correspondence to the appellate court clerk: September 12,

2023, at 3:07 PM.)

**(3)** HWANG still could not see any button of signup. HWANG didn't see any button to setup an account after he clicked the link.

In retrospect, it was suspected that even the appellate court was involved in judicial crime, judicial misconducts, and/or the disruptions of litigations.

(The date of email correspondence to the appellate court clerk: September 13, 2023, at 2:34 PM.)

**(4)** HWANG could have avoided such errors in his brief which were mentioned in the judgment and opinion entered by the appellate court which was filed on March 15, 2024.

However, HWANG could not do that because of the circumstances and consequences including, but not limited to such the disruptions of litigations, judicial crime, judicial misconducts, and/or their (directly and indirectly) related high-level stress.

**(B) In/during the course of trial court procedure.**

**(1)** Judge Rhynette Hurd was extremely suspected to commit crime at/during a hearing in 2023 in this case. (There is more detailed information about that suspicion of the crime in a document in the court docket.)

PLAINTIFF-APPELLANT HWANG strongly thinks that judge Rhynette Hurd is the judge in a "Kangaroo Court". HWANG has very strong confidence about that.

HWANG submitted a tip to FBI (Federal Bureau of Investigation) about judge Rhynette Hurd on March 28, 2023.

HWANG filed the criminal complaints including one against judge Hurd on June 19, 2023 at the Memphis Police Department.

HWANG submitted a tip to FBI (Federal Bureau of Investigation) through online on October 20, 2023 (Friday).

HWANG sent an email to TBI (Tennessee Bureau of Investigation) on October 20, 2023 (Friday).

There were, are, and will be a lot of judgments and orders by courts. However, HWANG thinks and concluded that a lot of such judgments and orders are the results of crime. They are the results of the white-collar crime. Such legal decisions are camouflaged or disguised using legal terminologies, theories, and artificial justifications. However, they are just the results of crime.

**(2)** PLAINTIFF-APPELLANT HWANG was experiencing an unexpected error in the court website and/or its system at that time.

HWANG clicked “Click here to access documents for this case”. However, HWANG was seeing an error. Therefore, HWANG’s effort to write and/or finish his legal writing was being disrupted seriously and fundamentally.

(The date of email correspondence to the trial court clerk: June 19, 2023, at 11:19 PM.)

**(3)** PLAINTIFF-APPELLANT HWANG’s E-Filing system had a problem at that time.

HWANG tried to file a Motion electronically through the E-Filing system. However, there was error in the system, so HWANG could NOT file it. HWANG was experiencing an unexpected error in the court website and/or its e-filing system at that time.

(The date of email correspondence to the trial court clerk: November 30, 2023, at 8:29 PM.)

**(4)** PLAINTIFF-APPELLANT HWANG’s E-Filing system was NOT still working

at that time.

HWANG's E-Filing system has not been working or/and operating at all since then until today as of May 14, 2024.

PLAINTIFF-APPELLANT HWANG's E-Filing account was blocked or/and locked completely. HWANG had no access to the case data.

(The date of email correspondence to the trial court clerk: December 1, 2023, at 2:00 PM.)

#### **V. REASONS SUPPORTING SUPREME COURT REVIEW**

(A) Review is Needed for the Exercise of This Court's Supervisory Authority.

PLAINTIFF-APPELLANT HWANG alleges that THE TENNESSEE SUPREME COURT is, in the State of Tennessee, the only court which can exercise its supervisory authority over the trial court and appellate court especially in terms of this kind of case.

Review is needed for the exercise of this Court's supervisory authority so that it can definitively address the issues of judicial crime, judicial misconducts, and the disruptions of litigation, the white-collar crime, and/or the hybrid crime for/from Tennessee courts.

This Court "is a direct creature of the [Tennessee] Constitution" whose "great dut[y]" is to keep inferior courts "within the limits of the law and the Constitution." *Barger v. Brock*, 535 S.W.2d 337, 340-41 (Tenn. 1976). By exercising its authority, the Court helps "to prevent needless litigation and eliminate confusion" engendered by an inferior court's ruling. *Moore-Pennoyer v. State*, 515 S.W.3d 271, 276 (Tenn. 2017).

Lower courts "must follow the directives of superior courts, particularly

when the superior court has given definite expression to its views” because “[t]o do otherwise invites chaos into the system of justice.” Holder v. Tenn. Jud. Selection Comm’n, 937 S.W.2d 877, 881–82 (Tenn. 1996). Given the Court of Appeals’ departure from this Court’s consistent interpretations of the Tennessee Constitution, it is an appropriate exercise of this Court’s supervisory authority “[t]o settle this area of law.” State v. Walls, 537 S.W.3d 892, 904 (Tenn. 2017).

(B) Review is Needed to Settle a Question of Great Public Interest.

HWANG alleges that the judicial crime, the judicial misconducts, and/or the disruptions of litigations are questions of great public interest in the State of Tennessee.

Review is also needed to settle a question of great public interest: Doing so would be in keeping with this Court’s long history of addressing questions of great public interest that involve “**judicial integrity**”.

## **VII. CONCLUSION**

PLAINTIFF-APPELLANT HWANG respectfully requests this Court to grant this application, reverse the ruling below, and render judgment in HWANG’s favor.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

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I hereby certify that I have sent (or will sent) a copy of the foregoing electronically or via Email to:

██████ E. Nicoson



LEITNER, WILLIAMS, DOOLEY & NAPOLITAN, PLLC

[REDACTED]

cc:

[REDACTED]

/s/ [REDACTED] Hwang (Pro Se), [REDACTED]

Dated: On or about May 14, 2024, Tuesday

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CERTIFICATE OF COMPLIANCE

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I hereby certify that I tried to comply with the formatting requirements set forth in Supreme Court Rule 46, § 3.02. Based upon the word count of a word processing system and excluding the sections set forth in § 3.02(a)(1), this application contains 11,890 words (including empty space.) It contains 9,872 words without empty space.

/s/ [REDACTED] Hwang (Pro Se), [REDACTED]

Dated: May 14, 2024, Tuesday

[The End]

This is the end of the documents. The total pages are nine (9) pages.