

20-2196

IN THE
UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT

Dr. Lakshmi Arunachalam,
a woman,

v.

CITIGROUP INC.,
CITICORP,
CITIBANK N.A.,
Defendants-Appellees,

DOES 1-100,
Defendants,

Appeal from the United States District Court for the District of Delaware
in Case No. 1:14-cv-00373-RGA, Judge Richard G. Andrews

Amicus Curiae, Daniel Brune's
**AMICUS CURIAE BRIEF IN SUPPORT OF PETITIONER'S PETITION
FOR EN BANC REHEARING**

November 12, 2020

Daniel Brune,
1200 Via Tornasol
Aptos, CA 95003
Tel: 831.818.5950; Email: danbrune@me.com
Daniel Brune, Amicus Curiae

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**STATEMENT OF THE IDENTITY OF THE *AMICUS CURIAE*,
ITS INTEREST IN THE CASE, AND
THE SOURCE OF ITS AUTHORITY TO FILE**

I, Daniel Brune, the *amicus curiae* in this case, live in California at 1200 Via Tornasol, Aptos, CA 95003.

I am a former U.S. Air Force Major and Senior Pilot who served over 12 years on active duty. I was awarded two Air Medals for flying potentially hazardous surveillance missions over the Middle East that were ordered by the Joint Chiefs of Staff. After an honorable discharge from the U.S. Air Force, I was hired by a major international airline, retiring in 2017. My service to this country began when I solemnly swore that I “will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God”. To this day, I still abide by that oath. Likewise, I expect our judges to abide by their solemn oath to “administer justice without respect to persons, and do equal right to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent on me as a judge under the Constitution and laws of the of the United States. So help me God.” Attorneys also swear an oath to support the Constitution, which I expect them to honor as well. My question is: why is this not

happening in the cases of Dr. Lakshmi Arunachalam? Was she not to expect the same treatment of other citizens of this country? Was this elderly, disabled, female of color, who continually works night and day to convince a court to give her the same considerations as those with more money and power, somehow lesser in stature or importance in the eyes of the law? I think not, and I am appalled that this is even an issue. I cannot think of any inventor who has provided the world with such a ground-breaking invention - the actual first step to every technological thing we enjoy today - who has been so ignored by the courts. Primarily, she has not had her day in court in over 100 cases! She has been denied her due process and right to trial by jury. I was always under the impression that the courts would listen to every aspect of a case and not deny the landmark Supreme Court precedents that have endured for over two hundred years.

AMICUS CURIAE'S INTEREST IN THIS CASE: is in the process of justice, because it appears that this essential ingredient is blocked in all of Dr. Lakshmi Arunachalam's cases. It is hopeful that this court may eventually achieve justice, as the Petitioner is left with protected rights and no remedy.

SOURCE OF AMICUS CURIAE'S AUTHORITY TO FILE: I sent an email on November 12, 2020 to Appellees in this case for consent to file this *amicus curiae* brief. Appellees oppose. I further filed a Motion for Leave to file this *Amicus Curiae* Brief.

**STATEMENT OF *AMICUS CURIAE* ON WHO AUTHORED THE BRIEF
AND WHO CONTRIBUTED MONEY TO AUTHOR THE BRIEF:**

1. I, Daniel Brune, declare that I authored this brief.
2. Neither Petitioner or Appellees nor their counsel authored the brief in whole or in part.
3. No party or a party's counsel contributed money that was intended to fund preparing or submitting the brief; and
4. No person, - other than the *amicus curiae*, who is an individual, (there are no members, and no counsel) - contributed money that was intended to fund preparing or submitting the brief.

November 12, 2020

Respectfully submitted,



Daniel Brune,

1200 Via Tornasol

Aptos, CA 95003

Tel: 831.818.5950; Email: danbrune@me.com

Daniel Brune, Amicus Curiae

***AMICUS CURIAE* BRIEF IN SUPPORT OF PETITIONER DR. LAKSHMI ARUNACHALAM'S PETITION FOR *EN BANC* REHEARING**

I, Daniel Brune, an *amicus curiae*, hereby file this *Amicus Curiae* Brief in support of Petitioner, Dr. Lakshmi Arunachalam.

SUMMARY OF ARGUMENT: I served this country because I believe in its ideals, and the opportunities it makes available to anyone with the knowledge, skill, and determination to realize their dreams. It should go without saying that “liberty and justice” is expected to be afforded to all. I have followed Dr. Arunachalam’s cases because it became increasingly obvious that she somehow didn’t matter to the judiciary. When I find the number of cases where her due process has been denied her, some where the judges themselves held some type of stock ownership in the defendants, I am nearly speechless. How can this occur in the United States of America with a Constitution that has served us well for so long? This is a shameful example of how public officials have failed to perform their ministerial duties, thus denying Petitioner due process by ignoring their solemn oaths of office to defend the Constitution.

ARGUMENT: Dr. Arunachalam has done everything by the book. The Law of the Case and the Law of the Land are firmly in her favor. Ignoring Supreme Court precedents and other similar behavior should have been identified and stopped long ago, by judges who had earlier knowledge of her cases, their strength, and their veracity. This brilliant inventor, forced to act as her own attorney due to financial

hardships caused by this apparently flawed system, deserves to have her due process restored.

This is undoubtedly an extraordinary situation, where Dr. Lakshmi Arunachalam, an American citizen, has continually been denied due process by the courts. Court officials' ministerial duties to enforce the Constitution have been ignored in over 100 cases, requiring this Court to reverse the District Court and allow Dr. Arunachalam to have her day in Court. Numerous legal precedents have also been ignored, which cannot be allowed to continue in a legal system long considered to be the best in the world.

CONCLUSION: It should be evident to all who read this brief that there is something wrong with the egregious treatment endured by Dr. Arunachalam over the course of her many cases brought before the judiciary. Please give this brilliant, gifted inventor the chance to have her "day in court" and the opportunity to present her cases completely - not ignoring the entirety of the record. I believe that if this examination is made, any reasonable person will see Dr. Arunachalam's invention is, fundamentally and foundationally, the technology which we know as the Internet of Things - Web Applications Displayed on a Web Browser. Without her technology, literally trillions of dollars of market capitalization would not exist. Dr. Arunachalam deserves to claim her rightful ownership of what she alone has created. To ignore this request to restore due process for one inventor will harm

innovation. It will be a signal to other inventors that there is no incentive to put the time, effort, and money into a potentially lifesaving or life-altering invention, due to the probability that large corporations with more money, power, and influence will take it as their own.

November 12, 2020

Respectfully submitted,



Daniel Brune

1200 Via Tornasol

Aptos, CA 95003

Tel: 831.818.5950; Email: danbrune@me.com

Daniel Brune, Amicus Curiae

CERTIFICATE OF COMPLIANCE WITH FRAP 32(g)

The undersigned hereby certifies that this brief complies with the type-volume limitation of Federal Rules of Appellate Procedure 32(g).

1. The brief contains 539 words, excluding the parts of the brief exempted by Federal Rule of Appellate Procedure 32(a)(7)(B)(iii).
2. The brief has been prepared in a proportionally spaced typeface using Microsoft Word in 14 point Times New Roman font.

November 12, 2020

Respectfully submitted,



Daniel Brune
1200 Via Tornasol
Aptos, CA 95003
Tel: 831.818.5950; Email: danbrune@me.com
Daniel Brune, Amicus Curiae

CERTIFICATE OF SERVICE

I certify that on November 12, 2020, I filed an original of the foregoing briefs, with the Clerk of the Court in the United States Court of Appeals for the Federal Circuit, via the USPS to:

The Clerk of the Court,

U.S. Court of Appeals for the Federal Circuit,
717 Madison Place NW, Washington, DC 20439

and I certify that on the same day, I served a copy on counsel of record for all Appellees, via email and/or via the U.S. Postal Service at the following address:

Citi Group, Inc., Citicorp, CitiBank, N.A.;

Nicholas Hunt Jackson, Dentons US LLP

1900 K Street NW, Washington, DC 20006

(202) 408-6463; Email: nicholas.jackson@dentons.com

Eric Sophir; Foley & Lardner LLP

Washington Harbour

3000 K Street, N.W. | Suite 600

Washington, D.C. 20007-5109

Direct 202.295.4149; Cell 202.714.0431; esophir@foley.com

Counsel for Appellees, Citi Group, Inc., CitiBank, N.A.;

November 12, 2020

Respectfully submitted,



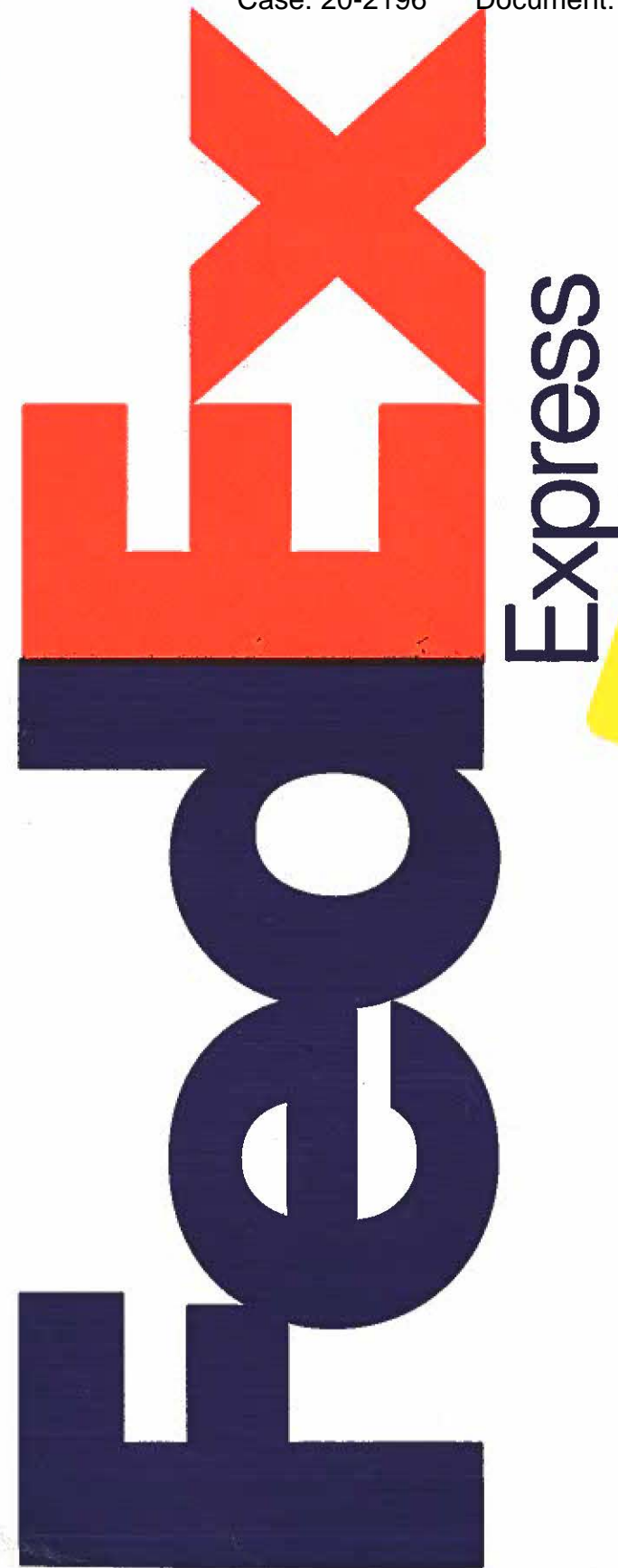
Daniel Brune

1200 Via Tomasol

Aptos, CA 95003

Tel: 831.818.5950; Email: danbrune@me.com

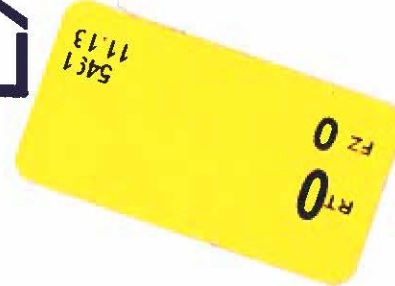
Daniel Brune, Amicus Curiae



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UNITED STATES US

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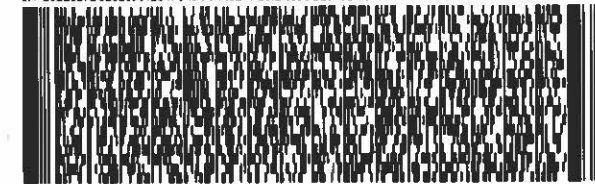
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