

To: the Office of Senator Paul Rose  
From: Sean Smith  
2.25.2020

A Complaint Regarding The Violation of Rights by the Office of Senator Paul Rose:

On February 24th 2020 I called the Office of Senator Paul Rose. An incident placing my well-being in jeopardy occurred secondary to that encounter and as a result of actions performed by this Office.

Amendment XIV  
Section 1.

All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside. **No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.**

I understand that in the event there is reason to believe there is a person who may harm themselves or another, one must take action to ascertain the safety of that person or others. An understandable rule. And yet, rules followed blindly, or with neglect, cause harm.

In my conversation with [rep name], for which a transcript is provided [ref], I never made any statement which admits to being an immediate danger to myself. In fact, I pointed out, that it is my circumstances, these rights violations that fuel any contemplations of ending my life. It's my lack of access to medical care secondary to the illegal activities of TennCare and other health insurances. That because of this harm is caused to my person, daily, almost unrelenting; there is never any true respite from this. That in order to change whether or not I or the many others in this population of citizens engage in contemplations of ending our life, only addressing our unmet medical needs will suffice.

Further, that mental health services are not only lacking efficacy for these patients, but unsafe for us, for a variety of reasons both from a medical standpoint and from the standpoint of misconduct within facilities tasked to deliver these services. To put matters in perspective, what I disclosed to the office of Senator Paul Rose is similar to if I had disclosed a life-threatening peanut allergy, to which the office then determined their response was to open a bag of peanuts and begin consuming them in proximity to my person.

"No state shall make or enforce any law which shall abridge the privileges or immunities of citizens" "nor deny to any person within its jurisdiction the equal protection of the laws".

Am I to have liberty? Is my person to be safe from the illegal actions of others which place my life in peril? How so, if no defender is present; if the very office of my district's Senator engages in actions which were disclosed to them as placing me in a perilous situation. What pursuit of happiness can occur under such circumstances?

Is it any wonder that I and others have become so discontented with our existence that our thoughts circle upon exerting what power we have to end our suffering? To have one's rights violated is not liberty, and this affords little of what many - any prudent person - would stand to define as "having a life"

Is your goal to convince us to live, or to die by our own hand, or die by causes of treatable disease, as if the dis-ease and suicidal ideations, at this point in time, could even be untangled from one another.

So the famous phrase goes, "Give me Liberty or Give me Death" and oh does the mind gravitate towards an ending of one's being when one is limited to an existence such as I and other's; constrained to disability, chronic pain, and gross rights violations by those sworn to act in our interests to facilitate medical assistance; to uphold our Constitutional Rights.

Yet all this talk of suicide is a distraction of sorts. It is besides the point. I am not safe. I will continue to be unsafe because my medical needs remain unmet. The same is true of many others. This being so because those in public office that I have reached out to stand by as citizens are subject to the gross rights violations perpetrated not simply by private corporations, but also the State of Tennessee's medicaid programs, as well as other programs within the State of Tennessee.

Who will defend us? Who? I have been asking, in earnest, because I am disabled and in need of defense. I am already incapacitated. Already, by law, by medical decree, determined so hampered by illness as to be unable to work. And yet, I am tasked with a job that neither Doctor, nor Attorney, Nor Governor, Nor Insurance Commissioner, Nor Deputy Commissioner of TennCare, nor any other, with education, resources, and privilege finds themselves able (or is it really lack of interest?) to attend to with diligence. I, the cripple must summit the mountain, unassisted, because for you it is Too Hard.

Yes. I mock you. I mock you all for placing your most vulnerable citizens in such jeopardy. To act so carelessly in attending to even my pleas for assistance. I mock with disdain and incredulity at the words spoken by those who have taken Oaths of Office, and when informed of the plight I and others face, do not act to attend to our needs. To use the word incompetence to describe this situation would be generous. I believe the correct term is Illegal.

It is Illegal.

I am tired of being at the receiving end of illegal activity and having no defense but to cry out and scream for help while being assaulted. If there any any party in all of this that is a danger to themself and others, it is persons who stand by and do nothing as our health system operates in manner which undermines our Nation's Foundations; it's people, their health; Their Constitutional Well-Being.

Sincerely,  
Sean Smith

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