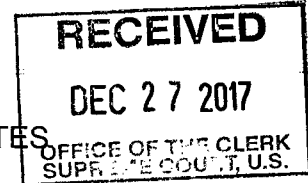


No. _____

IN THE

SUPREME COURT OF THE UNITED STATES



Glendriect Frazier — PETITIONER
(Your Name)

vs.

UNITED STATES OF AMERICA — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Glendriect Frazier

(Your Name)

USP Beaumont, P.O. Box 26030

(Address)

Beaumont, Texas 77720-6030

(City, State, Zip Code)

N/A

(Phone Number)

QUESTION(S) PRESENTED

Did the Appeals Court Follow the Ruling in Griffith v. Kentucky, 479 U.S. 314, 328, 107 S.Ct. 708 (1987)(holding that on direct review a new constitutional rule must be applied retroactively "to all cases not yet final") When attorney explained that in his opinion there were no non frivolous grounds for appeal under Anders v. California, 386 U.S. 738 (1967)

LIST OF PARTIES

☒ All parties appear in the caption of the case on the cover page.

☐ All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

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IN THE
SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

~~Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.~~

OPINIONS BELOW

~~x~~ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix A to the petition and is

☐ reported at _____; or,

☐ has been designated for publication but is not yet reported; or,

~~x~~ is unpublished.

The opinion of the United States district court appears at Appendix n/a to the petition and is

☐ reported at N/A; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

☐ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix _____ to the petition and is

☐ reported at _____; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

The opinion of the _____ court appears at Appendix _____ to the petition and is

☐ reported at _____; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was October 2nd, 2017.

☒ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: N/A, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☐ For cases from **state courts**:

The date on which the highest state court decided my case was _____.
A copy of that decision appears at Appendix _____.

☐ A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Petitioner contends that his Statutory Right to Appeal was Violated when the Appeals Court failed to review to see if his case had any merits in light of Griffith v. Kentucky.

STATEMENT OF THE CASE

Glendrick Frazier pled guilty to conspiracy to participate in a racketeering enterprise, in violation of 18 U.S.C. § 1962(d) (2012), and the district court sentenced him to 120 months imprisonment.

Mr. Frazier's counsel filed a brief pursuant to Anders v. California, concluding that there are no meritorious grounds for appeal. Counsel questions however, whether Frazier received ineffective assistance of counsel but points to no specific error.

REASONS FOR GRANTING THE PETITION

Petitioner contends that when the Fourth Circuit Court of Appeals, in accordance with Anders and Griffith v. Kentucky, failed ~~to review the entire record in this case~~ to see if any of the most recent Supreme Court decisions to see if any meritorious grounds for appeal exist for appeal. Petitioner request that since his case was not final while the Supreme Court decisions were decided to see if they had any merit to Mr. Frazier's case. For nowhere in the decision does the record show that any of those decisions were taken into consideration prior to making this decision to deny his appeal.

This question is one of great importance because if the cases were used to make this determination in the Court of Appeals then these cases can not be applied in the district court on his 28 U.S.C. § 2255 petition. Nor does he want to be hit with a "procedural default" for not raising the issues on direct appeal, when the problem is, Mr. Frazier has been thrust into this position to act as his own attorney.

For this reason and this reason only this question should be answered.

Petitioner hereby request that his petition be Granted,^{and}
Vacated and Remanded with instructions to review his Anders brief
in compliance with Griffith v. Kentucky.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Glendriect Frazier

Date: 12/12/17