

COVER PAGE

Jeff-Landry  
PO Box 94005  
Baton Rouge, La. 70804-9005

Respondent: Presley Bordelon, Warden; and,

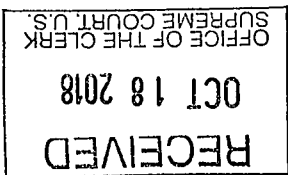
Petitioner: Donald Keith Funnels  
388 Metures Heres Road  
Winnsboro, La. 71295

From this Court, comes this petition for  
REHEARING, as the application for writ of Certiorari  
was denied. Notice of said denial dated October 01, 2018

RE: Donald Keith Funnels  
v- Presley Bordelon, Warden

NO. 18-5139

In The UNITED STATES SUPREME COURT  
at WASHINGTON, D.C.



IN THE UNITED STATES SUPREME COURT  
WASHINGTON, D.C.

NO. 18-5139

Donald Keith Runnels  
-v- Presley Bordelon, Warden,  
ET AL.

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Application / Motion For REHEARING  
EN BANC

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Now before the Honorable Court,  
Comes this pro se' instrument, and  
with Respect, tells this Court that  
Ex-Past Facto Application of Law  
has happened in this case, so Why  
does the Court DARE to Denie (sic)

○ Applicant implies that not only has the lower courts denied due process, but the trial court has mis-laid the law when it utilized a law that WAS NOT IN EFFECT ON THE DATE OF THE OFFENSE convicted of.

○ It is most definitely the duty of this court to oversee, control, Review, correct, and to otherwise insure justice be served to all Americans.

As per Supplemental Jurisdiction  
clauses of the United States Constitution,  
the following is now submitted as  
showing extraordinary circumstance  
in the current case sought to be  
reviewed by this Supreme Court.

Louisiana Revised Statute 15~~2~~529.1(c),  
acts 2010, NO. 973 § 2, eff. July 06, 2010,  
was relied upon at the 11-29-2012  
hearing, but the offense was  
committed on 10-10-2009, see:

St. v. Wright, 384 So2d 399 (1980)

St-v-Wright, supra

(A person is Required to be punished  
According to Statute in effect at  
the time offense was committed.)

Bunnels informs this Honorable Court  
of fact that the Louisiana District  
Court, (AKA - TRIAL COURT) has

in fact applied Ex-Post Facto Law.

Yet EVERY Court below has  
routinely found reason to dodge  
the issues presented by this  
pro se' litigant.

This is not FAIR!

○  
Conclusion

Applicant concludes by stating  
the obvious - this court should  
allow time for review of this case,  
as Applicant is illegally being punished.

○ Pursuant to 28 USC § 1746,

I swear under penalty of perjury  
to the truth of this document  
this 11<sup>th</sup> day of October, 2018

Donald P. Amick

○ page 05 of 05

#187611

DOB 12-30-1964

No. 18-5139

\_\_\_\_\_  
IN THE  
SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_

Donald Runnels — PETITIONER  
(Your Name)

vs.

Bordelon — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

5<sup>th</sup> Circuit, U.S. Court, New Orleans, LA.  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Donald Keith Runnels  
(Your Name)

388 NATURES ACRES Road  
(Address)

Winnsboro, LA. 71295  
(City, State, Zip Code)

office 318.435.8229  
~~UNKNOWN~~  
(Phone Number)  
FAX. 318.435.3676

18-5139

QUESTION(S) PRESENTED

Will this Court Determine that Ex-post facto Application of Law is still Prohibited, and after Review of evidence presented and all Facts of Record seen, may it please the Court to determine this pro se' Relator is currently being held illegally ?

Will this Court ORDER the release of relators person, immediatly ?

Donald Runnels



18-5139

**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:

STATE of Louisiana Governor John Bell Edwards  
Capital Station / State Capital Building  
PO Box 44004  
Baton Rouge, LA. 70804

STATE of Louisiana Attorney General Jeff Landry  
PO Box 94005  
Baton Rouge, La. 70804

**TABLE OF CONTENTS**

OPINIONS BELOW.....	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED .....	
STATEMENT OF THE CASE .....	
REASONS FOR GRANTING THE WRIT .....	
CONCLUSION.....	

**INDEX TO APPENDICES**

APPENDIX A

APPENDIX B

APPENDIX C

APPENDIX D

APPENDIX E

APPENDIX F

18-5139

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

See The Records

USSC NO 18-5139

Has already been done + filed

STATUTES AND RULES

LSA RS 15:529.1(c) — Acts 2010  
— Acts 2005

This part is New

OTHER

18-5139

**CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

USA C article one section 9.3

NO Ex-post Facto Law

LSA RS 15:529.1(c) Acts 2010

LSA RS 15:529.1(c) acts 2005

18-5139

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**

☐ For cases from **federal courts**:

The opinion of the United States court of appeals 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 United States district 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.

☒ For cases from **state courts**:

*See previous filing*

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.

18-5139

JURISDICTION

☐ For cases from **federal courts**:

*See previous filing*

The date on which the United States Court of Appeals decided my case was \_\_\_\_\_.

☐ 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: \_\_\_\_\_, 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).

18-5139

STATEMENT OF THE CASE

The trial court used the wrong version of law.  
This is Ex-post Facto Application of LSA RS 15:529.1(c), (2010),  
and the acts 2010 version specifically restricts  
inclusion of "Parole Time" in the 10 year period.

Where as LSA RS 15:529.1(c) acts 2005 does NOT  
Restrict parole Time from the 10 yr period.

The date of offense is 10-10-2009.

There for LSA RS 15:529.1(c) act 2010 was  
NOT in effect when offense was committed

On Oct. 25, 2018, the trial Court Confirmed the date  
of offense as 10-10-2009.

Relator believes he has made his point!

Donald Runnels

11-06-2018

18-5139

REASONS FOR GRANTING THE PETITION

The Reasons are clear,  
The sentence is the result of  
Ex-post facto application of Law  
and must be prohibited.

LSA RS 15:529.1(c), acts 2010, was used  
in this case, But it was NOT IN Effect  
at time offense was committed.

The prosecution used "Parole Time" as Reason for  
violation. But, the appropriate version does not prohibit  
parole Time from being included in the 10 year period  
as stated in the Acts 2005 version that was  
in effect on date crime (offense) was committed.

It is the duty of this Court to  
ORDER RELIEF based on the facts as  
Relator is showing it clear & precise.

Donald Runnels

11-06-2018



18-5139

**CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Donald Runnels

Date: 11-06-2018