

No. \_\_\_\_\_

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

ERCIL K. RAYFORD — PETITIONER  
(Your Name)

vs.

BLAIR LEIBACH "ET AL" — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

IN THE COURT OF APPEALS FOR THE SIXTH CIRCUIT  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

ERCIL K. RAYFORD #150772  
(Your Name)

P. O. BOX 549  
(Address)

Whiteville, TN 38075  
(City, State, Zip Code)

N/A  
(Phone Number)

### 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:

WARDEN GRADY PERRY

## TABLE OF AUTHORITIES CITED

### CASES

### PAGE NUMBER

STEWART V. SCHOLFIELD, 368 S.W.3d 457

SHORTS V. BARTHOLOMEW, 225 Fed. Appx. 46

SHORTS V. BARTHOLOMEW, 278 S.W.3d 228

CLIFTON V. CARPENTER, 775 F.3d 760

HAYGOOD V. YOUNGER, 769 F.2d 1354

### STATUTES AND RULES

TENNESSEE CODE ANNOTATED 40-35-501 (c)

TENNESSEE CODE ANNOTATED 40-35-501 (a)(1)(m)(v)

WESTERN DISTRICT COURT LOCAL RULE 26.1 (e)(3)

WESTERN DISTRICT COURT LOCAL RULE 26.1 (b)

FEDERAL RULE 28 U.S.C. 902

THE 1989 SENTENCE REFORM ACT - TENNESSEE

### OTHER

TENNESSEE CONSTITUTION, ARTICLE 1, SECTION 15

THE UNITED STATES CONSTITUTION, ARTICLE 13, SECTION 1

## JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was July 10, 2018.

☐ No petition for rehearing was timely filed in my case. *REHEARING WAS NOT RESPONDED TO.*

☐ 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).

STATEMENT OF THE CASE

My 1992 NEGOTIATED PLEA AGREEMENTS MANDATES A "30 YEAR SENTENCE ONLY THAT WAS ACCEPTED BY COURT ORDER ON OCTOBER 6, 1992." THESE NEGOTIATED PLEA AGREEMENTS BEGIN ACCUMULATING DAY FOR DAY TIME ON THAT ACTUAL DAY, TO INCLUDE THE ACTUAL TIME BACK TO THE OFFENSE DATE, MARCH 6, 1992. THESE NEGOTIATED PLEA AGREEMENTS ARE OVER 26 ACTUAL YEARS OLD PURSUANT TO A 30 YEAR STRUCTURED SENTENCE, SENTENCED AT 30%. THESE NEGOTIATED PLEA AGREEMENTS DID NOT STATE THAT THESE AGREEMENTS BE SERVED AT 100% DAY FOR DAY. THE TENNESSEE ATTORNEY GENERAL HAS ADMITTED THAT THIS EXPIRATION DATE PURSUANT TO THESE NEGOTIATED PLEA AGREEMENTS "WILL," BE ON MARCH 7, 2021. 29 YEARS DAY FOR DAY ON A 30 YEAR SENTENCE,

### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

*Eric K. Rayford*  
ERIC K. RAYFORD

Date: August 6, 2018