

QUESTIONS PRESENTED FOR REVIEW

1. Why was the State of Minnesota allowed to suppress evidence since 11/01/1995?
2. Why were the Sheriffs' and Police Depts. Allowed to misrepresent facts, namely the Minnesota BCA report?
3. Why was Judge Wietzema allowed to misrepresent the facts, imply guilt, namely the DNA report and the Minnesota Plea Agreement for 11/01/1995.
4. Why did she not open up the file that shows that I am not a sex offender?
5. Why were there civil commitments of Murray, Cottonwood and Nobles Counties? They are unfounded, unsubstantiated and they are a study of sex offenders, which I am not.
6. Why am I made to register when the DNA evidence clears me of any association to any crime?
7. Why is the state allowed to reach beyond the statutes of limitations, expired and served sentences?
8. Why is the State of Minnesota allowed to cross lines of genocide?
9. Why is the State of Minnesota allowed to exterminate a person from life when I am not guilty of any crimes they accuse me of?
10. Why was the state allowed in the Counties of Murray, Cottonwood and Nobles to call me a sexual predator when I am cleared by DNA evidence?
11. Why was the secondary charges of commitment and registry allowed to prosecute me? It is life, limb and double jeopardy.

Respectfully Submitted:

Table of Contents

1. List of Respondents
2. Table of Authorities
3. My statement of case; Writ of Certiorari
4. Appendix to Certiorari
5. Questions for review
6. Conclusion
7. Reasons for allowance of Writ
8. Appendixes One through Four
9. Appendix 4D contains evidence supporting appellants' version and list of events according to Certiorari

TABLE OF AUTHORITIES

MINNESOTA STATE STATUTES AND FILE NUMBERS

1. DNA Report filed BCA Forensic Science Laboratory, Bureau of Criminal Apprehension,
Laboratory Case 945-4660,
Filed Nobles County DNA report filed June 14, 1995.
2. Nobles County, File # KO-95-315; filed 5/14/1995,
First Degree Criminal Sex MN Statute 609.342 1(A) Dismissed
Third Degree Assault MN Statute 609.223 1 Dismissed
Terroristic Threat MN Statute 609.713 Dismissed
Third Degree Assault 609.223 1 Guilty
3. Cottonwood County File 17PR-76 Filed 03/23/2012;
MN Statute 243.166 5(A) Convicted
4. Murray County File X1400, filed 12/19/2011; End of Civil Commitment
MN Statute 253B.095

CONCISE STATEMENT OF CASE

October 24, 2018

On October 23, 2013, I was in the Cottonwood County Jail, The Windom Police Department said I violated registration laws. On October 3, 2013 I wrote to Nobles County Corrections, for a record of their file KO-95-315. They stated that they did not have the records and that it was their policy to dispose of the records after seven years. When I wrote to the Minnesota BCA, they gave me a file which showed S945-4660, filed June 14, 1995, by the Worthington Police Dept. The file contained a BCA report that I had never seen before. The file was suppressed by the state. The BCA report cleared me and there was no DNA match. I filed with the Board of Judicial Standards a complaint against Judge Christina Wietzema, February 13, 2014.

I believe, and will show, that the State of Minnesota suppressed evidence, abused authority, and that the State suppressed the state plea agreement, filed in Fifth District Court of Minnesota, file KO-95-315, in which the state dismissed three counts against me. In that moment, the state buried the state BCA report, to violate my rights, a miscarriage of justice, and a denial of a fair trial exists. That I do not meet the criteria for Minnesota Statute 243.166, the rules governing registration. I am not a rapist or a murderer, have never been found guilty of rape or murder in any court in the United States.

I am not asking the court to overturn a conviction. I am asking that they correct an existing record of County, State and Federal records, showing Minnesota's plea agreement KO-95-315, which shows the states' evidence, DNA report S945-4660, filed June 14, 1995. The records will show that I am not guilty of any rape or murder. They used the local newspaper, The Worthington Daily Globe, and media at their disposal to publicize that I was a predatory offender and S.O. in the following counties; Murray County, the City of Fulda, Minnesota, Nobles County, the City of Worthington, Minnesota, and the areas in their jurisdiction, made false accusations, and did misrepresent the factual evidence to the public.

Now the County of Cottonwood, City of Windom, Minnesota, under Judge Wietzemas' jurisdiction, based on the fact that they think that I violated the Rules of Registration governing predatory offenders. The Courts my check my record, and I am not a rapist nor a murderer. The State and counties need to correct the factual record, which shows that I am innocent in all 50 states. I am asking the court to use its authority that these corrections be made. The public record in faith be restored.

Reasons for allowance of Writ

Rules 10 and 14.1 (H).

The DNA evidence is so compelling in this case that it challenges national DNA standards. I believe this case will affect millions of men and women alike, who need DNA evidence to exonerate them from crimes they did not commit

When DNA evidence is discovered, it is so compelling as to condemn or exonerate an individual.

In this case, the DNA evidence is so compelling that it exonerates me from any association to any crime.