

18-7106

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

ORIGINAL

Supreme Court, U.S.  
FILED

NOV 01 2013

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Alberto Jose Delmuro — 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 Ninth Circuit  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Alberto Jose Delmuro  
(Your Name)

P.O. Box 15330  
(Address)

Fort Worth, Texas 76119  
(City, State, Zip Code)

N/A  
(Phone Number)

## QUESTION(S) PRESENTED

- 1) Whether the District Court Erred When it Declared, Petitioner Breached His 2011 Plea Agreement and Thus Allowed the Government to go Forward on Charges that were Dismissed in 2011 Pursuant to the Plea Agreement?
- 2) Whether The District Court Imposed a Substantively Unreasonable Sentence ?
- 3) Was Petitioner Falsely Convicted & International-Restraint of the Commerce commercial Bond interest, Creditor, Credit, Business, Strawman 31 U.S.C.S 5118(B)(2)(a)(C)(1) Judicial Power, In Violation of the Eleventh Admendment of th United States Constitution?

## 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:

ALBERTO Jose Delmuro

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APPENDIX B: Case Law U.S. v Alberto Jose Del Muro, aka Raul  
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87 F3d 1078;1996 US App Lexis 15687;96 CAL

APPENDIX C: Judgement in a Criminal Case US District Court  
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APPENDIX D: Copy of Letter from the U.S. Consulate General  
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APPENDIX E: Copy of Federal Tort Claim and Exhaustion of Remedies

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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**

☒ 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 9th cir CA No. 13-50323; 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☐ is unpublished.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 F to the petition and is

☒ reported at 3:11-cr-03627-JAH-1; 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 45CA 9A17-50268; 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 January 22, 2018.

☒ 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).

## **CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

This is needed of a Determination of Constitutional Questions as to  
Sovereign immunities Clause 4. Naturalization-Bankruptcy.

Research References. Validity of § 106(A). and violations of Rules

73.3,74(B) and Rule 75 see Civil Rights Complaint California International  
violations



## STATEMENT OF THE CASE

This case involves multiple violations of Constitutional Magnitude to include due process, amend.11, Kidnapping and restraint, Rules 74, (B) Application for Admission for Fraud, Rule 73(3) For Sovereign Immunities International Restraint and Kidnapping Commerce Business Credit Bond My Sovereign Fraud Power Judicial Evidence Record's, Court Abuse of Powers Constitutional Amendments Violated 2nd, 4th, 5th, 6th, 10, and 11th My Sovereign Immunities

### **REASONS FOR GRANTING THE PETITION**

- 1) 2011 plea agreement was violated, when I was sentenced to one charge of importation of Marijuana to 4 year.
- 2) in 1991 to 1993 my case was remanded back to the district court
- 3) in 1996 these same charges resufficed and was reversed and remanded with instructions to appoint substitute counsel for appellant's hearing on a Motion for New Trial and to make findings on allegations that the presentence investigation report was incorrect.

### CONCLUSION

Therefore, for the Consttutional violations this petitioner requests that this court grant his requested relief.

The petition for a writ of certiorari should be granted.

Respectfully submitted,

ALBERTO JOSE DEL MURO

Date: 11-28 2018