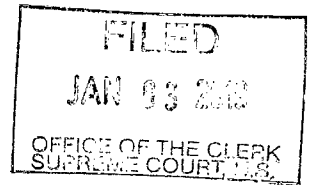


No. 18-7362



IN THE
SUPREME COURT OF THE UNITED STATES

ROY O. DANZELS — PETITIONER
(Your Name)

vs.

STATE OF FLORIDA — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

The United States Court of Appeals for the Eleventh Circuit
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

ROY O. DANZELS
(Your Name)

Union Correctional Inst; P.O. Box 1000 U-Dorm
(Address)

Raiford, Florida 32083
(City, State, Zip Code)

NONE
(Phone Number)

COVER PAGE II

QUESTION(S) PRESENTED

THESE TWO (2) QUESTIONS ARE THE COMPLETE FOUNDATIONS OF OUR LAWS & SOCIETY ITSELF!! THERE ARE NO GREATER QUESTIONS OF LAW MORE IMPORTANT TO THE PUBLIC-PERIOD!! THIS CASE IS UNIQUE! SO HELP ME!

I must also state that I am NOT challenging the Constitutionality of Registration, I AM challenging its application to me, whom the Courts (ORIGINALLY!) deemed "TO NOT BE" a Sex Offender! Nor under these Requirements! * The Questions are as follows,...

#1) "Do the PRINCIPLES OF FINALITY count any more! Especially in a case where the FOUNDATIONAL TERMS of a "SPECIFICALLY AGREED UPON & NEGOTIATED FOR CUSTOM PLEA" were Breached. (!LAW MADE WORTHLESS!) All with No Collateral Attack Grounds to do so on! (!THIS CASE IS UNLIKE ANY CASE "EVER" TO DATE!!)"

#2) "Do the Courts (AT ALL!) uphold us[A] & our Constitutionally Protected Rights to BE TREATED (TRIED!) AS INDIVIDUALS-ANYMORE! (Emphasis in, NO COURT TO DATE HAS ADDRESSED THE "UNTIME BARRABLE" JURISDICTIONAL & FOUNDATIONAL ERRORS ISSUES THAT WERE PRESENTED TO THEM! WITH EXTREME PREJUDICE!)"

OUR LAWS WERE DESIGNED BY OUR FORE FATHERS TO "FLOW TO PROBLEMS!!" THEY WERE NOT MENT TO BE MANIPULATED & IGNORED BY OFFICIALS TRYING TO GET PERSONAL GAIN BY "MANIPULATIVE DESIGNS" OUT OF THEM! BY IGNORING (CONTROLLING!) ISSUES OF OUR LAWS! "PROBLEMS," I AM NOT IN PRISON BECAUSE MY CASE DOES NOT HAVE MERITS! FOR IT DOES!! I AM IN PRISON (WRONGFULLY!) BECAUSE OFFICIALS DO NOT WANT MY (!CUSTOM!!) ISSUES/GROUNDS TO COME TO LIGHT! * May God still help us[A]! Even though we have forsaken him.

V LIST OF PARTIES

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

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[illegible]

PETITION FOR WRIT OF CERTIORARI

PLEASE SEE THE ATTACHED FULL HISTORY DOCKET REPORTS..

NOTICE! CONTINUOUSLY OFFICERS DESTROY MY LEGAL WORK!

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

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

[] For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix to the petition and is 4th District Court of Appeals

☒ reported at 4D09-2527 (Per Curiam); or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the State's Attorney's Office appears at Appendix N to the petition and is

☒ reported at 96-19118 CF10 A; 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 10/05/2018.

☐ 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: December 19th, 2018, and a copy of the order denying rehearing appears at Appendix A.

☐ 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

Page 9 • Page 12 • 1st Amendment, (...to petition the Government for redress of grievance.)

III Amendment, Section 11, (NO PROHIBITED SPECIAL LAW... OR GENERAL LAW OF LOCAL APPLICATION PERTAINING TO (4) PUNISHMENT FOR CRIMES [!!! THAT INCLUDES DENIAL OF DUE PROCESS!!!])

• IV Amendment, (Rights of the people... shall not be violated... but upon probable cause, Support By Oath, or Affirmation & Particularity Describing...!)

Page 11 • V Amendment, (Nor shall any person be subject for the same offense twice to be put in jeopardy... Nor be deprived... without due process!)

• VI Amendment, (IN ALL PROSECUTIONS THE ACCUSED SHALL ENJOY TRIAL BY IMPARTIAL COURT & STATE!!!) AND TO BE INFORMED OF THE NATURE & CAUSE OF THE ACCUSATION... TO HAVE COMPULSORY PROCESS FOR OBTAINING - [EVIDENCE!! DISCOVERY!! TO ENTER EVIDENCE!!] & WITNESSES!)

• VII Amendment, (Nor Cruel & Unusual Punishment Inflicted!)

Page 9 • IX Amendment, (The enumeration in the Const, of certain rights, shall NOT BE CONSTRUED TO DENY OR DISPARAGE OTHERS RETAINED BY THE PEOPLE!)

• XIV Amendment, (No... Law which shall abridge the privileges or immunities of Citizens... Nor shall any State [Courts] deprive any person of... liberty... without due process of law! NOR DENY ANY PERSON... THE EQUAL PROTECTION OF LAW!!)

DECLARATION OF HUMAN RIGHTS

• Article 7, (ALL ARE EQUAL BEFORE THE LAW & are entitled without any discrimination to equal protection of law!)

• Article 8, (Everyone has the right to an EFFECTIVE REMEDY by the "COMPETENT NATIONAL TRIBUNAL for acts violating the fundamental rights granted him by the Const or by law!")

• Article 10, (Everyone is entitled in full equality to a fair & public hearing by an... IMPARTIAL TRIBUNAL in the determination of his rights... of any criminal charge against him!!)

• Article 11, (Everyone... has the right to be PRESUMED INNOCENT UNTIL PROVEN GUILTY... & has had all guarantees necessary for his defense!! - AND

(2) NO ONE SHALL BE HELD GUILTY OF A PENAL offense of any act or omission WHICH DID NOT CONSTITUTE A OFFENSE UNDER... LAW! NOR SHALL A HEAVIER PENALTY BE IMPOSED "THAN THE ONE THAT WAS [DONE!!] APPLICABLE AT THE TIME THE OFFENSE WAS COMMITTED)

- Article 21, (2) (Everyone has the right of equal access to public services!!)
- Article 28, (Everyone is entitled to... in which the rights & freedoms set forth in this Declaration can be fully realized!)
- Article 30, (Nothing in this Declaration may be interpreted as implying for any STATE, group or person any right... aimed at the destruction of any of the rights & freedoms set forth herein!)

STATEMENT OF THE CASE

Background... As seen in Appendix Q7 it will be seen that I (MADE COUNSEL STATE!) would not accept guilt for something I did not do! It was therein done as a 'Negotiated plea IN MY BEST INTERESTS!' (See Appendix Q2) & It was TOLD TO ME BY COUNSEL THAT I WOULD BE LEGALLY DEEMED "NOT TO BE" A Sex Offender (S/O)! NOR under there requirements (Reg)! (See Appendix Q3)

(Courts)... "That is sex offender probation?"

(Counsel)... "Well, yes AND NO. The back of that page one is very specific."

(State)... "...this incident occurred in July of 1995," (ALLEGEDLY!!)

(Courts)... "So it occurred BEFORE THE CHANGE." (YES!)

(Counsel)... "It does [N4] qualify under the statute but we went through the conditions that are normally standard conditions & we designated which ones apply to Mr. Daniels on the case," (Contradictory!) (Furthermore at Appendix Q7-8)

(Courts)... "...Special conditions of probation, it is SPECIFICALLY NEGOTIATED... that this probation does NOT fall under Florida Statute 948.5 [A] pertaining to S/O probation & THAT THE CONDITIONS OF SEX OFFENDER PROBATION UNDER THAT STATUTE DO NOT APPLY TO THIS DEFENDANT" because this crime is "ALLEGED" to have occurred BEFORE October 1, 1995." (Emphasized that a Layman was just told Sex Conditions [being one!] did not apply to him & is protected by a SPECIFIC SHOWING OF PRIOR TO § 948.5!! See Appendix R also.)

PER 1994 GUYDE LINES! Counsel made SURE I WAS NOT to be ANY PART OF REGISTRATION (Reg)! THE ONLY STATUTE (PERIOD!) with (w/) a "Physical go & do Reg to it was F.S. § 775.21!! & As seen in Appendix Q9 it states after the conditions that sex conditions do not apply! That "SEX" Reg was EXCLUDED! As stated, (Courts)... "However there is a Requirement to Register as a (Standard!) Felon, (ONLY!)" (Yet! I never Registered till 9 yrs past Reg's enactments! 1997 to 1996/may! DUE TO OUR CONTRACT! NOW JOKE!)

Even after my "Illegal Arrest" in 2001 thru a CORRUPTED POLICE STATEMENT & MORE! (See Appendix S) FOR FAILURE TO REGISTER! "I STILL WAS NOT REGIS-

TERZING! "That Illegal Arrest was Nolle Prossed by State in West Palm Beach (W.P.B) Florida & my V.O.P in Broward (Brow) was stated on 4/4/2002 to be "NOT WILLFULL, NOT SUBSTANTIAL & NO MOD[ifications], NO CHANGES, RE-ZIV-STATE!!" The State will not LEGALLY show contestment to the Fact that I was not MADE TO Breach our CONTRACT ILLEGALLY w/NO COLLATERAL GROUNDS to do so on until about May of 2006! NZNE YEARS AFTER REG'S ENACTMENT IN 1997! YET! THE Courts & State still in 1999 deemed me to NOT BE a S/O! NOR under THERE Probation! (STANDARD ONLY!!) NOR required to register! See Appendix S3! (It has bareing in a Showing that up until May of 2006! The State Honored our contract! & I was NOT Registering even though Registration was Fully operational!!) It will be seen in Appendix T1 shows S/O Probation is NOT checked (✓)! & Appendix T2 CLEARLY!! UNCONTESTABLY!! States under "I SHALL COMPLY WITH... #9!" that,

"(Conditions of S/O Prob do not apply)... A Not Sexual Predator- not required to register as predator". (Emphasis are Original! A)

Appendix T3-4 CLEARLY!! UNCONTESTABLY!! Show that S/O Conditions are crossed out! & That I was permitted UN Supervised Contact w/my Wife's child! YET!!! I also raised our son THRU OUT MY STANDARD PROBATZON!! (FACT! Probation Officer "S" had to 'Step Over' CHILDREN & Toys to get in to our house! Even after I separated from my [#2 of 3] Ex! I still got my son on the weekends!! & Picked him up from school! See Appendix U!!!)

BECAUSE UP UNTIL STATE ILLEGALLY FORCED BREACH OF CONTRACT! I WAS NOT DEEMED TO BE A S/O! PERIOD!! THE STATE DID NOT LOOK AT MY "CUSTOM! ESPECZALLY AGREED APON" terms & conditions!! WHEN THEY ILLEGALLY BROKE OUR DEAL & FORCED ME TO REGISTER AGAINST MY COURTS ORDERS! Against my contestments (to probation officer! See Appendix V) forced me to Register² on May 2006, Nov 2006, & May 2007! THESE ARE TWO (2) TIMES A YEAR Reg Reg! Then they "PUNITZVELY" COMPOUNDED IT TO FOUR (4) TIMES A YEAR!! (See Appendix W) YET! For 10 YEARS NOW! (2008 to date!) Viciously refuse to, #1) Show how they could have done so "Against My Orders", & #2) How it could not be deemed as PUNITZVE given the fact that a 2x Reg Reg is what they "State" I'm ONLY on! YET! They CLEARLY! BEYOND ANY DOUGHT! Adjudicated me to the level of predator!

(See Appendix X₁) I was arrested (Illegally - Overall!) in W.P.B. for a Failure to Register on a "4X a year violation month ONLY REQ! February 2008!" See Appendix X. I was FORCED thru a Biafuricated (2=1) Violation Hearing in Brow! (!! BEFORE W.P.B's Tech Tris!!) My Public Defender Refused to even tell me when my Hearing was going to be! & NEVER tried to GET(!) OR PRESENT(!) a Single Drop of Evidence on my behalf! Despite my Counsel having in her Files my "CUSTOM ORDERS" that showed I could not be charged with a Failure to Register TO BEGIN WITH!! A DELIBERATE Brady [Vs. Maryland] Violation! See Appendix Y! Brow Courts CRIMINALLY refused to even give the W.P.B. Court's my Orders!! Also see Appendix S3 to 11! I was rail roaded & Found Guilty w/out any chance to present evidence or witnesses on my behalf! Even though I had told Courts I HAD retained private counsel! I HAD TO FORCE my P.D. to get an Extension of time to present witnesses! At the next Hearing the Courts REFUSED to allow my New Counsel to enter evidence!!! SHE HAD TO PRESENT WHAT SHE COULD AS "MITIGATING ARGUMENT - ONLY!!" - "MY PROBATION WAS REVOKED FOR A FEB 2008 FAILURE TO REGISTER THAT I WAS NEVER - NEVER FOUND GUILTY OF!!!" A FOUNDATIONAL ERROR!!! BROW WAS DEVOID OF JURISDICTION FROM THE CHARGES INCEPTION-ITSELF! Notice W.P.B. "AFTER BROW'S V.O.P!!" Amended the charges TWO(2) TIMES MORE! & Stated that they had made the charge MORE SPECIFIC TO ME!! THEREBY THEY HAD REVIEWED IT FOR ERRORS!! See Appendix X₅, A failure to register, is a "FAILURE TO ACT CRIME", & As such, the TIME & DATE ARE THE CRIME!! Mens Rea & Scienter are Required! & can not be minimized FOR STATE'S BENEFIT! See Appendix X₆₋₈! Specific Intent TO DO must be Found (INTENT!) For a Findings of Guilt! See U.S. Vs. Collins, "There being No New Law Violation, no other basis for treating the Failure to Register as a violation of Defendant's Conditions of release is apparent. While Standard Condition 3 requires the defendant to follow instructions from the Probation Officer. THOSE INSTRUCTIONS MUST BE BASED ON SOME OTHER REQ OF THE JUDGEMENT. (DISMISSED)", I MUST NOTE TO COURT'S THAT W.P.B COURTS WERE (ALSO!) SO CORRUPTED IN THIS CASE THAT I WAS DENIED THE RIGHTS TO, ENTER EVIDENCE SUCH AS MY OWN COURTS "CUSTOM" ORDERS

... THAT EXONERATED ME!! (NOT A JOKE!!) I WAS FORCED TO GO PRO SE TO TRY
§ ENTER EVIDENCE MY COUNSEL[S] WOULD NOT!! See Appendix S6 to 8! I
WAS DENIED CONTINUANCE FOR DISCOVERY! COUNSEL'S PAPERS WERE GIV-
EN (! THROWN!) TO ME! THEN WERE DECLARED; NOT CERTIFIED - WORTH-
LESS! = NOT ALLOWED TO BE USED!! (SO HELP ME GOD! THESE [X2] HEARINGS
WERE THAT CORRUPTED!! ALL IN TRANSCRIPTS!!)

★★ May the Courts please forgive what would seem to me going
astray from the Case Facts! But they are needed for a Collateral
Attack to my case arguments I'm about to present! ★★

SUB-PERSONAL NOTE, what I understand is that it was not "offic-
ials' Children that just (Wrongfully!!) had there Father Ripped
out of there lives! (my Wive "S" Kid "S" too!!) Especially when you
know for a Fact that your Ex couldn't control your child w/out
your presence being there!! = NO REGARD FOR REAL CHILDREN!
So long as you portray that your protecting "FUTURISTIC"
children.. § my WIFE'S CHILDREN (X2) WERE DEPORTED BECAUSE
OF THIS!!! (Tell a Father he should feel otherwise!!)

FN1) I do not know why the "A" was added into the statue! As can be seen in
Appendix R, Council was guessing = the statue! Note it was First 945! Then
948! I WAS TOLD IT WOULD STOP ANY CHANGES TO MY GUIDE LINES, = "THIS
(statue) will make sure, (Nothing Changes!)" § TO A LAYMAN IT SOUNDED LEGAL!

FN2) Just because State can FORCE someone to do something! DOES NOT MAKE
IT LEGAL OR RIGHT!!

REASONS FOR GRANTING THE PETITION

As seen in Ashcraft Vs. State of Florida,

"Where the asserted overbreath of law may have a chilling effect on the exercise of First Amendment Freedoms, a challenge WILL BE PERMITTED even by one who does not show that his own conduct is innocent & not subject to being REGULATED BY A NARROWLY DRAWN STATUE," U.S.C.A Amend 1,

(Emphasis added to that to which is brought against me, solely!)

"UNDER GOD & COUNTRY," THERE CAN BE NO GREATER QUESTIONS (X2) OF IMPORTANCE TO OUR NATION!! THE VERY BEDROCK THAT OUR SOCIETY & LAWS ARE FOUNDED ON RESIDE IN THOSE CONSTITUTIONAL VIOLATIONS OF LAW QUESTIONS! When the Courts get right down to the Foundations of these Arguments! They are NOT OF REG in itself! My Argument as a whole is that I made a "SUPPOSEDLY" LEGALLY BINDING "CUSTOM CONTRACT AGREEMENT" w/my Country! & IT BETRAYED the "Very Foundational Terms our Agreement was Built on!!" See Federal Arbitration Act (F.A.A.), which provides that, "a contract shall be Valid, Irrevocable & Enforceable, save upon such grounds as exist at law or in Equality for the Revocation of ANY CONTRACT," 9 U.S.C § 2 (2004), See Doctor's Assoc, Inc Vs. Casarotto; & Ferguson Vs. Countrywide Credit Indus, Inc., THEREFORE under 95 H318 Discharge of Contract by Breach; states, "If one party to an agreement (State) has breached the agreement, the other parties (me!) Failure to continue w/the agreement is not considered a default of the contract," The First Courts are guided in interpreting plea agreements by general principles of contract law & Second, if Specific Performance is sufficient remedy for governments breach of plea agreement, Petitioner must be resentenced by a different Judge." [Citing] U.S. Vs. Clark,

THE COURTS IN THIS CASE'S HISTORY HAVE BIASLY IGNORED OUR LAWS & THE FACT THAT JURISDICTIONAL ISSUES & FUNDAMENTAL ERRORS CAN "NOT BE TIME BARRED!" NOR CAN THE ISSUES THEMSELVES! YET! TO DATE! NO COURT

HAS MADE THE STATE ADDRESS THESE "UNSTOPPABLE" QUESTIONS/GROUNDS OF LAW!! IN A BLATENT VIOLATION OF OUR LAWS THEMSELVES!!

As seen in Wiita Vs. State, Wiita Bartered for Anonymity in his case! & That Charges & Probation were w/held, Wiita states he did not contemplate Reg & publicity!! I/WE PZO!! & Went TO THE EXTREMES to make a point of showing that Reg did not apply to me! THE FACT ALONE THAT ALL S/O REG WERE REMOVED FROM ME SHOULD PREMA FACIALLY PROVE THIS CASE-PERIOD!! Standard Probationers LIKE ME are NOT Required to "Monthly" Register! & AS WE SHOWED! I was Exempted From, "PER 1994 LAWS" (EVEN DONE IN 1999!!! - ACTUALLY! ESPECIALLY AS DONE IN 1999!!) THE ONLY "PHYSICALLY ACTIVE REG STATUE! F.S. § 775.21!!" THERE IN!! ALL PHYSICALLY ACTIVE REG REGS! Notice that Reg was enacted in 1997 & I was sentenced in 1999! State Honored OUR CONTRACT till it's FORCED ILLEGAL BREACH in May of 2006! 7+ years later! & Even IF that was "legally" done! AND IT WAS'NT!! There would be "Prema Facially No Denial" that State violated our contract when they "PUNITIVELY - COMPOUNDED THE REG REG" to FOUR(4) TIMES in AUGUST OR NOVEMBER of 2007! 2x went to 4x Predator Reg! But we also backed up our "CUSTOM EXEMPTION ORDERS" by the showing of F.S. § 948.5, ("A" should not have been there!!). But the Fact that we "SPECIFICALLY ADDRESSED/SHOWED" (Re-enforced!) a "PRIOR TO October 1, 1995" & That this Charge[S] "WAS [TO BE] ALLEGED ONLY!! CAN NOT BE!! & TO DATE! HAS NOT BEEN CONTESTED PERIOD!

The Courts have Biasly removed there Neutrality!! & Therein Mens Reg & Scientier! Another words! Making the State FACTUALLY PROVE what they say! As seen in Appendix Q7! I at that point! (Between lines 10 & 12.) TOLD COUNCEL, "WERE GOING TO TRIAL (THEN!)" (= I wouldn't state I was guilty when I WAS NOT!! That's why she ("JUMPED UP &") stated, "(How about-) IN BEST INTERESTS!" (! More went on than was transcribed!). I, E. The State does not just come to guys w/multiple P.B.I.S! w/deals like mine! The Courts know what, "DEGREE OF GUILT" is! (= Evidence!) So Explain how, "I NEVER SERVED A SINGLE DAY OF PRISON TIME! Despite "5" Punishable By Life (SUPPOSED!!) Charges! The Medical Appendix Z & S6! & "THAT HER (ALLEGED Victim, Her Mom & Dad) WHOLE

"EX" FAMILY were seated around her!! "ON MY SIDE!!" = 2 Aunts, Her Uncle, Her Grandmother & more!! (15 People +/-!!) Her own Aunt was there at her 1996 Medical Exam & told us all that you could see she did it to get attention!! & (unknown to me!!) She was pissed at me because her Dad hung out w/me because I was pulling \$600⁰⁰ to \$1,200⁰⁰ A WEEK! (Back in 1995!) & Here's UNCONTESTABLE-FACTUAL PROOF! PERIOD! I have D.N.A proof of "WHO/WHAT" I was doing "AT THAT PRECISE TIME OF MY ARREST!!" A FORTY PLUS Year old Married Woman had my (#1?) son!! & My 2nd child was by a FORTY PLUS Year old Woman also!

It's Very Clear to see that the Courts are not treating my case as an Individual!! There "Grouping" my case! Stereotyping it!! In an OUTRIGHT FOUNDATIONAL CONFLICT (VIOLATION!) OF OUR LAWS!! PER my 1994 (3.990(a)) GUIDE LINES!! See Lowder V. State, Dean V. State, "Because EVERY defendant has the right to be tried based on evidence against him, not on the characteristics or conduct of certain classes of criminals in general,"... NEVER THRU OUT MY "COMPLETE" CASES HISTORY! HAS ANY COUNSEL EVER helped me bring Forth my Unique Evidence! & The Courts BOLD FACE LIE & say that Reg Charge Cases are "Specific Intent TO DO!!" charges, YET! OUTRIGHT REFUSE TO TRY OUR CASES as such WHZLE YOUR CONVICTING US[A]!! THEN! AFTER CONVICTION!! (!! FINALLY!!) Hear our cases on those grounds & that Reg IN & OF ITSELF is supposed to be only a "Technical Violation" & not capable of violating our probations TO BEGIN WITH!! (PLUS!) See Doe V. Poritz, "Arkansas, Colorado, Florida, Illinois, & Kansas do NOT apply thier laws retrospectively!!" YET! I WAS TIME (1994) BARR-ED BECAUSE THE COURTS WANTED TO ILLEGALLY "MANIPULATE"/APPLY THE "NON-RETROACTIVE" 1997 Antiterrorism & Effective Death Penalties Act (A.E.D.P.A) "RETROACTIVELY" to my 1994 3.990(a) Guide Lines!!! (Appendix Q14-15) IN DIRRECT CONFLICT/VIOLATION TO OUR 5th AMEND, (DOUBLE JEOPARDY!) As seen in Screws V. U.S., Citing Twining V. New Jersey, "... that due process REQUIRES that no change in ancient pro-^{CESS} can be made which disregards those fundamental principles, to be as-
certained from time to time by judicial action, which have relation

to process to law & protects the citizen in his private right & regard him against the arbitrary action of government," & In Snyder V. Massachusetts, "It was said that due process prevents state action which offends some principle of justice so rooted in the traditions & conscience of our people as to be ranked as Fundamental,". The same standard was expressed in Palko V. Connecticut, in terms of a "scheme of ordered liberty," & "The Serious character of that challenge to the Constitutionality of the Act is emphasised if the customary standard of guilt for statutory crimes is taken, (away!)".. As it is in my case!! The Courts want to apply NEW RULES to my "CUSTOM FOUNDATIONAL TERMS" of my OLD SENTENCE "I'M STILL ABIDDING BY & STILL SERVING!! W/OUT THE BENEFIT OF A (EQUALITY!!) COURT'S HEARING FIRST!!" (Yet! Should have been done with 10+ years ago!!) See Teague V. Lane,...

"The Application of Constitutional Rules Not In Existence at the time a conviction becomes final SERIOUSLY UNDERMINES THE PRINCIPLES OF FINALITY which is essential to the operation of our criminal justice system!!!" (Emphasis added!) See also id at 301 (defining a 'New Rule' as one not dictated by precedents existing at the time the defendant's conviction became final!) = 1994 3,990(a) Guide Lines! NOT 1997! NOR 2007!!! The Courts not only ignored our "!!CUSTOM-FOUNDATIONAL-AGREEMENT!!" W/NO Collateral Valid Grounds to Violate that "SET-TERM[S] CONTRACT!!!" They Also Punitively Applied "REQUIREMENTS" that my History, (1996 to 2008)! Shows was UNJUSTIFIED!!! (Tell me how many "CONS," & LET ALONE W/MY TITLE!!! Have been used as 'ADVERTISING ICONS' thru out the Southern Part of Florida!! my FACE/BODY WAS SEEN ON, Billboards, Lunch Trucks, Flyers, Company Auto's, Our Web Site, Business Cards & MORE! I was one of the Top 5" Sought after people in our Company!!") Thereby in my custom case! I was Stereotyped & Grouped w/1000's of others! IN A CONST CONFLICT OF MY RIGHTS TO BE TRIED AS AN INDIVIDUAL! Thereby a Special Punitive Law ^{was} FORCED on me due to MY CHARGES! Not due to Acts! See Article III, Section 11, Violated!!!

CONCLUSION

The still uncontested Facts are that PER MY ORDERS! I was not deemed to be a S/O! NOR under THERE REQS!! NOR under Reg Reg! Had States Argument been VALID! I would have AUTOMATICLY BEEN FORCED TO REGISTER! Like Wiita was MADE TO DO IN 1997!! "I WAS NOT!!" Due to my "Custom Exemption Orders!!" Yet! F.S. § 945.0435 & 775.21 BOTH state that no plea can be made that Exempts a Defendant from Reg Reg!! NOR has state contested that my case's history! The Spirit/Terms of my plea were Honored for 7⁺ years! NOR will State/Courts Factually show me a "Standard Probationer!!" Who is Required to (S/O) monthly Register! Yet! Again! Both Statues state that any one w/a F.S. § 794. or § 800. Charge must be placed on S/O Probation due to the Officers lighter Case Loads! I WAS NOT! NOR has the State EVER been made to explain how they could (ILLEGALLY! CRIMINALLY!) "ADD! CALCULATE! or DEEM" my charges to the level of Predator! A 4x a year Reg Reg that would be under F.S. § 775.21! w/out violating my CUSTOM Courts Order! Terms! When the only viable other way that State could justifiably do so would to "Adjudicate me Delinquent" for a Prior Failure to Register! They Can Not! Mine was "Nolle Prossed"²⁰⁰¹!! NOR why I was not made to THEN (2002) Register after that wrongful arrest! THEY CAN NOT! WILL NOT! The State is trying to "tell me" what I agreed to almost 20 YEARS ago! Yet! All that was "Physically & Factually" done to me in my case Saves Otherwise! TO DATE! THE COURTS! THE STATE! REFUSE TO TREAT MY CASE! ME - AS AN INDIVIDUAL! They have Removed Meas Reg & Scientier from States Requirement for Findings in my case! Thereby Violating my Const Rights to Due Process & Equality of Justice! FURTHERMORE! w/EXTREME EMPHASIS!! NO COURT TO DATE HAS! NOR WILL ADDRESS THE UN "IGNORABLE" - UN "TIME BARRABLE FACTS" THAT BOTH BROW & W.P.B COURTS WERE DEVOID OF JURISDICTION & HAD FUNDAMENTAL ERRORS! my CUSTOM ORDER Exempted me from ANY Registration (Monthly!) charge being applied to me AT ALL! PERIOD! &

OR! That Brow Revoked my probation For a charge that I was never Found guilty of! A "SPECIFIC-INTENT-TO DO" charge! & In W.P.B a Failure to Register charge that "SUPPOSEDLY" (ONLY AFTER COURTS convict us[A]) are only deemed to be "Technical Violations" that can not violate a Probationer's probation!

OR! How Courts TO DATE! VENOMUSLY IGNORED ALL OF STATE'S BRADY VIOLATIONS OF "OUR CIVILIAN ONLY (FOLLOW!)" LAWS! Neither of my Counties Councils would give me "MY OWN COURT'S ORDER! THEY HELD!" "FOR 18 MONTHES", NOR was I allowed to use them!! See Appendix Y & S3 to 11.

OR How Broward is Finally giving me my 1999 Orally Pronounced Sentence I'VE BEEN REQUESTING FOR "12.6+ Months", From 5/16/2008 to Nov 14, 2018! It states I'm UNDER/PROTECTED BY 948.1(5) Statue!!

EVERYTHING I HAVE STATED HEREIN IS FOR A COLLATERAL SHOWING OF SUPPORT IN THAT DUE TO "MY (ALONE!!) CUSTOM TERMS" THE PENALTY OF MY CUSTOM AGREEMENT[↑] COULD NEVER HAVE BEEN ALTERED!

The A.E.D.P.A Can Not be used as an Excuse to CORRUPTLY GO BEHIND OUR AGREEMENT! To Biasly Retry Me for Officials who were not there in my 1999 Hearings! But think I should get differently! All in Conflict with our Laws! Brady, Teague, Dean, etc! ...

I DO!! & THIS CASE deserves an "Independant Review" wherein my Const Rights are Protected as an Individual! They have not to date in Violation of my "INDIVIDUAL DUE PROCESS RIGHTS OF LAW! I pray this under God & Country, Any Assistance deemed just & Fair will be Welcomed!

The petition for a writ of certiorari should be granted.

Respectfully submitted,,

Roy O. Daniels, D.C # L25255

Roy O. Daniels, Pro Se Affiant

Date; January 2018