

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

IN THE

SUPREME COURT OF THE UNITED STATES

MARIO AKOTHE — PETITIONER  
(Your Name)

VS.

10th Cir. Appeals Court — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

10th, CIR COURT OF APPEALS  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

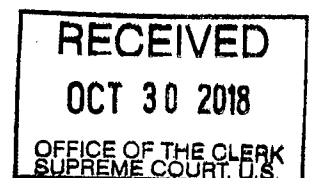
MARIO AKOTHE, #673106  
(Your Name)

215 S. C-UNIT, HO-BOX 548  
(Address)

LEXINGTON, OKLA 73051  
(City, State, Zip Code)

None  
(Phone Number)

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### QUESTION(S) PRESENTED

- (1) - What AVENUE IS AVAILABLE to SEEK HABEAS ENFORCEMENT OF THE ATTACHED TREATY BARING THE STATE OF OKLA FROM HAVING JURISDICTION OVER KICAPOO - INDIANS ?
- (2) - What AVENUE IS AVAILABLE to SEEK HABEAS OR APPEAL WHEN A CERTIFICATE OF APPEALABILITY IS DENIED WITHOUT DUE PROCESS OF A HEARING ?
- (3) - What AVENUE IS AVAILABLE to COMPEL STATE COURTS TO COMPLY WITH U.S. SUPREME COURT RULINGS WHEN FEDERAL COURT BAR ACCESS FOR HABEAS ?
- (4) - ARE FEDERAL COURTS CONSTITUTIONALLY DUTY BOUND TO WRITE HABEAS CORPUS APPLICANTS BEFORE THE COURT FOR AN INQUIRY (HEARING) BEFORE IT HAS JURISDICTION TO DENY HABEAS RELIEF ?

## 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:

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## TABLE OF AUTHORITIES CITED

### CASES

### PAGE NUMBER

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 U.S. -V- SLATTEN, 865 F.3d 767 (DC 2017)  
 U.S. -V- FER GUSON, 106 S.Ct 125  
 U.S. -V- SANDS, 968 F.2d 1058 (10th Cir 1992).

### STATUTES AND RULES

18 USC § 1165  
 28 USC § 2241  
 28 USC § 2254  
 28 USC § 1658

### OTHER

U.S. CONST ART. (2) BRU-OR RIGHTS (10)  
 U.S. CONST ART. (6) -CL (2)  
 U.S. CONST ART (1) SEC (9)  
 U.S. CONST ART (1) (4) (8), AND BOTH  
 ATTACHED Treaty

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 N/A; 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 N/A; 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 N/A; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the N/A 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 8/29/18.

[ ] 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: 9/11/18, 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**:

N/A

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

ENFORCEMENT OF U.S. TREATY WITH INDIANS  
ACTS OF CONGRESS BARNETT STATES JUSTICE FOR  
(18 USC 8165 - 42 USC 1861) - ACTS OF CONGRESS  
DECREES TO COURT FOR HABEAS  
1st, 4th, 6th, 8th, 9th, AND 14th AMENDMENTS.  
S. CA DECISIONS



### STATEMENT OF THE CASE

Due to mental disabilities, this petitioner had to seek assistance from another person.

No court will enforce the treaty (attached).

No court will bring him before the court for a hearing (interview).

No court will appoint counsel to assist him.

Also, the crime took place on an Indian, by an Indian, inside an Indian reservation, in Indian territory, in Indian country, in an Indian community, depriving Oklahoma state court of jurisdiction.

Due to petitioner's mental disabilities, to this day, he still does not happen to him, but he got in an Oklahoma state prison.

No Oklahoma state or federal court will hear his case.

## REASONS FOR GRANTING THE PETITION

U.S. treaty with Kickapoo Indians should be enforced.  
Federal ~~and~~ state courts should be compelled  
to writ Habeas Corpus - Applicants to court for a  
hearing or inquiry, before it's dismissed.

Federal courts should enforce Acts of Congress,  
Federal Constitution ~~and~~ statutes.

There must be some means available to this  
petitioner to appeal a denial of a certificate of  
appealability, or compel a hearing on that matter.

### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Maria A. Catano

Date: 7/28/2018