

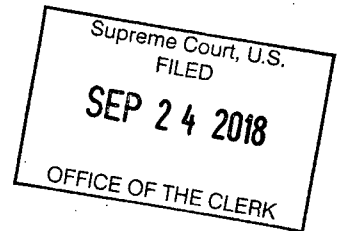
18-8691

No. USCA 2

18-222

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES
America



Eugene Boisvert — 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 Second Circuit
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Eugene Boisvert
(Your Name)

F.C.I. Fort Dix, P.O. Box 2000
(Address)

Joint Base mDL, NJ 08640
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

Petitioners vs. Constitutional Rights "4th, 5th, 6th and 13th", where all Violated by United States of America, and Frank J. Riccio, P.O. Box 491, Bridgeport, CT 06601. When he refused to do what the Petitioner said to do. He was told to do important things many time by the Petitioner that was important to do for the evidentiary hearing. Some of it was evidence that was never requested or obtained by the U.S. of America; "government". but, Petitioner asked Counsel to request it all evidence the Petitioner asked him to bring forward. Why didn't Counsel ever request the evidence from Verizon wireless he was told to do? Petitioner asked about many important issue's on and before December 20, 2017 that was important to his hearing, "Appendix E". why did Counsel never file a 18 U.S.C.S. § 2703(b) with yahoo.com. It should of been filed under The Stored Communication Act. Counsel should of checked with yahoo.com. The original I.P. Logs and Chats from yahoo.com, on Petitioner's Handdrive was never brought forward as evidence. Why didn't Counsel even question, "what happen on yahoo.com A whole week before the F.B.I. started entrapment and pursuing of a innocent Victim" the Petitioner on 6-16-2010, and 6-23-2010. You will see in "Appendix E" All the important issue's Counsel choose to do nothing about, At that point. Counsel violated the Petitioner's Rights not only of the U.S. Constitutional Right to Due Process, but many other Rights.

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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"APPENDIX E"	Important letter written by <u>Petitioner</u> to <u>Counsel</u> Dated: December 20, 2017
APPENDIX F	United States Court of Appeals for the Second Circuit And United States District Court for the District of Connecticut, Discisions

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 F to the petition and is

☒ reported at 07-09-2018; 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 01-25-2018; 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 _____; 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 July 9, 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

Due Process of Law;

NO PERSON SHALL BE HELD TO ANSWER FOR A CAPITAL, OR OTHERWISE INFAMOUS CRIME, UNLESS ON A PRESENTMENT OR INDICTMENT OF A GRAND JURY, EXCEPT IN CASES ARISING IN THE LAND OR NAVAL FORCES, OR IN THE MILITIA, WHEN IN ACTUAL SERVICE IN TIME OF WAR OF PUBLIC DANGER; NOR SHALL ANY PERSON BE SUBJECT TO THE SAME OFFENSE TO BE TWICE PUT IN JEOPARDY OF LIFE OR LIMB; NOR SHALL BE COMPELLED IN ANY CRIMINAL CASE TO BE A WITNESS AGAINST HIMSELF, NOR BE DEPRIVED OF LIFE, LIBERTY, OR PROPERTY, WITHOUT DUE PROCESS OF LAW; NOR SHALL PRIVATE PROPERTY BE TAKEN FOR PUBLIC USE, WITHOUT JUST COMPENSATION.

STATEMENT OF THE CASE

This is the beginning of the violation of the United States Constitution, that Counsel FRANK J. Riccio, and Honorable Judge Vawessa Bryant performed under oath in the Court of Law. They violated the United States Constitution 4th, 5th, 6th and 13th Amendments. you will see the paper trail that followed the first letter received from Attorney FRANK J. Riccio LLC. As of May 16th 2017. To the Petitioner "Eugene Boisvert". on May 22, 2017. A letter was written by Petitioner to Counsel (Appendix A.). on June 6, 2017 was the first time Attorney Riccio and Petitioner had Attorney/Client Relationship started going in a Negative way. (Appendix B). Then on June 22, 2017 (Appendix C) I responded to his letter. He knew I was correct and responded to his July 6, 2017 letter (Appendix D). The letter received from Attorney Riccio on July 17, 2017, I discussed with Attorney Riccio, I advised him on several issues he had to get answered and completed at the Status Conference he had never scheduled with Honorable Judge Bryant in order to discuss certain issues which included scheduling the conference, and hearings. Attorney Riccio was to and agreed to subpoena the two (2) F.B.I. Agents in the above case Agent Nash and Keller, in which he never did.

I did discuss the violation of 18, USCS § 2701. "The Stored Communication Act". the other letters I mention were filed with my C.O.A. with the Appeals Court which at that time ~~was~~ the petitioner was locked down like normal at F.C.I. Fort Dix, for other inmates make hooch, use cellphones, run there companies as it been reported by the Wall Street Journal, and New York Post recently, and KC users I couldn't get to the copy machine or type writers it was only in use for certain times of the day those time I was at work between 430am to 1230pm and I was unable to go to the law library,

REASONS FOR GRANTING THE PETITION

This petition first of all is asking if we had received all the true yahoo.com records that the Petitioner told Counsel Riccio to request the evidentiary hearing would of ended different and he would of been more prepared for the fight at hand because of him not doing his job due to due process we lost the evidentiary hearing not because of the Petitioner but because of Counsel. He was asked multiple times to see what happen on June 16, 2010 and June 23rd 2010, but never did it is very important to know this information. 10 days before the F.B.I. started to entrap and pursue the Petitioner. you will see where Agent Nash falsified yahoo.com records. Journalist Trevor Aaronson even argues still today that the F.B.I. Targets "punks" and "losers". The sign on's and sign off's from yahoo.com are the most important evidence as long as the chats the F.B.I. knows that. That is why they never requested them. "The truth shall set you free."

Due to Counsel Riccio failure in the evidentiary hearing is why he violated the Petitioner's US. Constitutional Rights and Recusal of District Judge Bryant should be granted.

I ask if petition is granted can there be a change of venue due to Honorable Judges bias comments she always repeats "no matter how much evidence she would take away she would never grant a new trial for the Petitioner". multiple time Honorable Judge Bryant made this comment.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Cyrus Boonst

Date: ~~10/27~~ April 26th 2019