

No.189269

SUPREME COURT OF THE UNITED STATES

DARRELL REYNOLDS — PETITIONER

VS.

LAUREL CIRCUIT COURT OF KENTUCKY-
COMMONWEALTH RESPONDENT(S)

* * * * *

MOTION REQUESTING RECONSIDERATION IN THE ABOVE CASE

On Oct. 7th 2019 this Court denied review of this case, and on Oct. 18th 2019, the petitioner received this Courts decision.

The petitioner believes this request is timely and proper, because this case should be in the interest of justice and fundamental fairness reviewed and a complete miscarriage of should be corrected by this Court. The petitioner states as follows in support of this action.

In the year of 1994, and under case no. 91-CR-00125 that is filed in the Laurel Circuit Court, in London Kentucky, the State called to the witness stand to testify under oath, that witness Ruth Ann Eaton did not tell the truth, and the attached evidence shows this to be true and correct, attached hereto shall be the statement of case, and memorandum of law to support this claim of innocence. In short the petitioner did not commit the crime hech

was and has been punished for.

STATEMENT OF CASE

On June 13th 1994, under case number 91-CR-00125, in the laurel circuit court, London, Kentucky, the state called their* witness, (Ruth Ann Eaton) to testify under oath, their witness testified as follows. (See Exhibit-1) this is the sworn testimony of the witness. This court will find a complete miscarriage of justice, and the failure of this Court to correct this case will be , by the Constitution of the United States a miscarriage of justice.

The states witness testified that in the year of 1986, the petitioner had sex with her three (3) times, this is not true for the following reason. In 1985 this petitioner was in federal custody. In prison at F.C.I, Lexington as evidence of this see the attached exhibit-C-), this is the petitioners time sheet, that show the petitioner being in prison from June of 1985 to April 28th 1987. This petitioner was in prison the whole year of 1986. This is evidence that shows the states witness lied under oath and the petitioners actual innocence of those allegations. Further, see Exhibit-A-, which is the medical report of Doctor Delapena. This again proves that from 1986 to November 16, 1990. the States witness was in fact a virgin, with a complete intact hymen, and (see-Exhibit-B-, which is the medical report of Doctor Rodgers, the States Doctor. This document shows there was no crime of rape as of August 8th, 1991. This again proves the witness lied under oath, and the petitioners factual innocence of any sex crime.

The attached exhibits were not shown to the trial jury, because the court would not allow the jury to view exhibit C, because the jury is not allowed to know about any jail sentence. But, the trial Court knew of this evidence, so did the commonwealth attorney.

The issue of the petitioners innocence has never been by no court addressed, even though this issue of the petitioners factual innocence has been brought to the attention of the Courts in Kentucky and other Court around Kentucky. The Courts always refused to rule on the issue of my innocence.

MEMORANDUM OF LAW

The due process clause of the United States Constitution will not allow any one to be convicted who can show they are innocent of the crime.

In Johnson v. Zebst, 304 U S. it was said "We believe that a judgment, whether in a civil or criminal case, reached without due process of law is without jurisdiction and void, and attackable collaterally by habeas corpus if for a crime, or by resistance to its enforcement if a civil judgment for money, because The United States is forbidden by the fundamental law to take either life or property.

The due process laws will not allow any judgment to stand if that judgment was brought by known false evidence.

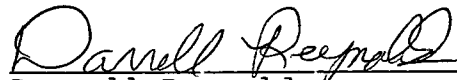
In this case the evidence attached to this petition shows without any doubt, that the judgment under case no. 91-CR-00125, was and has been brought without due process of law. Any case that has been brought with known false evidence can not legally stand under the United States Constitution. It will be a miscarriage of justice if the Court fails to correct this case.

If this Court allows the petitioner to be mistreated and abused by the Laurel Circuit Court and others in and around Kentucky, and this Court having direct knowledge by the attached exhibits, will be a great unlawful judgment of the Court.

Fundamental fairness and the due process clause of the U.S. Constitution demands that this case be under 91-CR-00125 be vacated and set aside as soon as possible.

The petitioner will pray that this Court take this case up for a full and fair consideration, and Order a full and fair hearing to be conducted allowing the record to be fully established, and or grant the petitioner all the relief this Court deems just and fair under the Constitution of the United States..

Respectfully submitted



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cc Filed on 10-19-2019

This is to certify that a true and correct copy of this Petition has been mailed to the Ky., Attorneys office at 1024 Capital Center Drive, Frankfort Ky., 40601, on this 30th day of Oct. 2019.

Respectfully


Darrell Reynolds