

No. M.D. 014203

18-9477

IN THE
SUPREME COURT OF THE UNITED STATES

ARNOLD ROBERTS Jr — PETITIONER
(Your Name)

People vs.
OF THE STATE OF ILLINOIS
— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

FILED
APR 01 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

In The Supreme Court of Illinois
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

ARNOLD ROBERTS Jr.
(Your Name)

17019 County Farm Rd
(Address)

Rushville, IL 62681
(City, State, Zip Code)

(217) 322-3204
(Phone Number)

QUESTION(S) PRESENTED

1. Was the Petitioner's Due Process Rights violated under the United States Constiutional 14th Amendment?
2. Was the Petitioner's Due Process Rights violated when ths States Attorney suppressed D.N.A. evidence that would have showed the Petitioner's innocence?

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:

TABLE OF CONTENTS

OPINIONS BELOW.....	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	
STATEMENT OF THE CASE	
REASONS FOR GRANTING THE WRIT	
CONCLUSION.....	

INDEX TO APPENDICES

APPENDIX A	Opinion of the Supreme Court of Illinois
APPENDIX B	Order of The Supreme Court of Illinois denying Motion for reconsideration
APPENDIX C	
APPENDIX D	
APPENDIX E	
APPENDIX F	

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Mooney v. Holohan, 294 U.S. 103, 112
Pyle v. Kansas U.S. 213, 215-216
Napue v. Illinois 360, U.S. 264, 269

REF; Brady v. Maryland 373 U.S. 83

2/7

STATUTES AND RULES

OTHER

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 _____ 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☐ is unpublished.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 United States district 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☐ is unpublished.

☒ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix A 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 ~~Supreme Court of Illinois~~ _____ court appears at Appendix A 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 _____.

☐ 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 Feb. 21st 2019. A copy of that decision appears at Appendix A.

☒ A timely petition for rehearing was thereafter denied on the following date: Feb. 21st 2019, and a copy of the order denying rehearing appears at Appendix B.

☐ 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 case involves Amendment XIV to the United States Constitution which provides:

Section 1. All persons born or naturalized in the United States and subject to jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

Section 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this article.

STATEMENT OF THE CASE

1. In February 2006, a Petition to have the Petitioner, Arnold Roberts Jr. civilly committed under the Sexually Violent Persons Act, 725 ILCS 207/1(SVPA) was filed.

2. In 2007 the Petitioner was committed under the SVPA, due to Court Appointed Counsel forging Petitioners name to a document, resulting in him being committed.

3. In 2010 the Petitioner's commitment was reversed apparently by The Circuit Court Of DuPage County, ordered by The Honorable Judge Bonnie Wheaton.

4. In April 2013, the Petitioner plead guilty to two counts of forgery, 720 ILCS 5/17(a)(1), out of The Circuit Court of Schuyler County, Eighth Judicial Circuit, Case No. 13-CR-12.

5. In May 2013 the Trial Court sentenced him to concurrent eight years on each count.

6. In June 2013 the Petitioner filed through counsel, a Motion to Withdraw his guilty plea.

7. In September 2013 defense counsel filed a certificate to comply with the Illinois Supreme Court Rule 604(d).

8. In December 2013 The Fourth District Appellate Court, in the case of People v. Roberts(4-13-0753, agreed to an order granting summary remand, which resulted in the judgement being vacated and remanded, on the forgery conviction out of The Circuit Court of Schuyler County, in accordance with Supreme Court Rule 23(c)(2).

9. In a laboratory report dated August 2, 2012 conducted by the Illinois State Police Division of Forensic Science Services submitted by Bradley LeBar concluded that there were no latent prints for comparison which concluded that there was no forgery committed.

10. The Petitioner has filed multiple pleadings in both his criminal and civil case(No. 98-CF-2044 and)6-MR-210) which could result in the dismissal of the petition to commit the Petitioner under the SVPA.

11. The Petitioner feels he has had to represent himself Pro-Se because appointed counsel has not represented the Petitioner in his best interest and therefore he's representing himself to protect his Constitutional Rights.

12. On April 6 2012 the Petitioner filed Motion to Dismiss the Petition of SVP with a Order for D.N.A./Fingerprints to Revival of Judgment Conviction Plea in which it resulted with him receiving D.N.A evidence that proves he did not commit the crime which he was convicted of, which made the SVP Petition Moot.

13. The Petitioner is currently being detained under the SVPA at Illinois Department of Human Services Treatment and Detention Center in Rushville Illinois.

REASONS FOR GRANTING THE PETITION

The lower Courts Denied motions to dismiss the S.V.P Petition with the D.N.A. evidence to prove innocence.

New found evidence making the S.VP. Petition Moot.

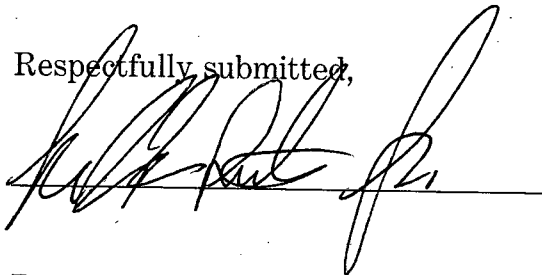
Misrepresentation on Counsel

Biased Circuit Court

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "K. Paul Jones", written over a horizontal line.

Date: 5-6-2019