

18-9528

No. _____

ORIGINAL

CV-18-1737d

IN THE

SUPREME COURT OF THE UNITED STATES

Supreme Court of the U.S.
File No. _____

MAY 16 2019

OFFICE OF THE CLERK

Edward F. Marks — PETITIONER
(Your Name)

Mark Burovicka
Attorney for Petitioner RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Court of Appeals Arizona
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Edward F. Marks
(Your Name)

DeBey 24401
(Address)

Tucson Arizona 85734
(City, State, Zip Code)

520-574-0024

(Phone Number)

RECEIVED

MAY 30 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

QUESTION(S) PRESENTED

- 1) Did the Trial Court Abuse its Discretion, Feb 14th, 2012 By not allowing witness, and exculpatory evidence, such as private investigation's Report,
- 2) Did the Trial Abuse its Discretion, By not allowing petition, or those claims of his own, 6th Amendment and 14th Amendment Violation,
- 3) Court of Appeals Sanction Attorney Mar 15th, 2015. There Sanctioned and was suspended, TCA-OR-14-0806, Court never notified petition, and have ASAC for new appointed counsel
- 4) Why was his informed, when the Judge fails to properly instruct as to lesser offense 5 yrs instead of 15-15 years
- 5) Attorney at trial Denise does offer ^{his} stories he might have bumped his own May 2nd sentencing he was like him to receive the lesser, presumptive 5 years'

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:

- 1 Edward Phillips Defendant, CR-2017-00883
- 2 person D COTTON passenger and witness
- 3 Amilia Phillips wife, and witness
- 4 -prosecutor James Zack Mohave County
Sharon McHenry Sheriff, Attala Co
July 15th 2011 02nd Road
- 5 Vendlyn Miller Clerk of Superior Court
- 6 Denise Dces Attorney, Public Defenders
Office Mohave County, 928 753-0734
- 7, Don Simpson, private investigator
Appointed these Public Defenders
- 8, Benjamin Brewar, Law Firm-
911- Duce ok duds for Shaw Law, AZ,
- 9, Daniel (Kaison) Law Firm 101 Birch St
Flagstaff AZ,

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CASES

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 BROWN VS MARYLAND, 373 U.S. 83 (1963)
 PYLIC, V, KANSAS evidence withheld by
 prosecution, permissible to the accused
 U.S. SUPREME COURT TRANS RULINGS
 KENT VS UNITED STATES 383 U.S. 847, 86 S.Ct
 1045. (1966)

STATUTES AND RULES

STATUTES 18, U.S.C. 1621-1622
 PROSECUTOR MISCONDUCT, VIOLATING RULES
 OF COURT, PROSECUTOR ACCUSED OF A CRIME,
 STRUCTURAL ERROR, MADE VS, STATE ARIZ, 204
 U.S. (2004) RING, 504 ARIZ 534 552
 9146, 65 P.3d 975, 93 STRUCTURAL BIAS ~~RE~~
 Judge

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 A to the petition and is 9TH CIR
[] reported at COURT OF APPEALS; 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 B to the petition and is
[] reported at U.S DIST COURT; 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 C to the petition and is
[] reported at AZ COURT OF APPEALS; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

The opinion of the MICHAEL COUNTY COURT court appears at Appendix D to the petition and is
[] reported at KINGMAN, AZ; 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 March 16, 2019

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 April 30, 2019.
A copy of that decision appears at Appendix E.

[] 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

Milke VS, Mroz, 236 ARIZ, 276, 2074

STATE IS OBLIGATED TO TURN OVER EVIDENCE
1-CA-SA-14-C108

GIGLIOLI CIR CANT, ALSO, GIGLIOLI DANA MILKE
STATE OF ARIZONA, VIOLATED MILKE,

Keeble VS, UNITED STATES, 612 US 205
1973 lesson included weak evidence failed
TO ESTABLISH SOME ELEMENTS OF THE OFFENSE
GREGORY, CHAND RUK 311C SAME VS,

UNITED STATES, 380, U.S-343-349-, 1965
STEVENSON VS, UNITED STATES 1896, US VS
BARRETT, 870 F.2d, 953, 3rd CIR CANT 1989
GUILTY VERDICT WAS VACATED ON APPEAL, WITH
NEW TRIAL ORDERED, 1-CA-CR-12-C284

ARIZONA CR-2017-00853

STATEMENT OF THE CASE

JULY 15TH 2017 DOB 1971 STOP ON 2200 S
Road Port Huron MI, Accused of
rolling stop, accused driving on suspended
lic, D02636974. Accused of Felony
Flight accused of Bumping Officer
Shawn McCleary while driving away

REASONS FOR GRANTING THE PETITION

The petitioners took the witness stand in
his own self proclaimed innocence -
The state of Arizona, County of Maricopa
have violated the 4th 5th 6th, 8th
and 14th Amendments under the
United States Constitution

Officer McDerry lied under oath
at the July trial, accusing marks of
a crime of assault, that he did not
commit, he lied about his encounter
at the traffic stop, claiming he was on
Sand Margarita street, when he was
in fact, he was on Mountain View
Road heading North to 2nd Road

Request for Rehearing

VACATE THE EXCESSIVE 15.75 yrs
SENTENCE AND AWAIT A SETTLEMENT
WITH RELEASE 2,100,000 \$
2.1 million Dollars -

7 1/2 years unexpired
Imprisonment

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Edmund K. Jones 195949

Date: May 21st 2019