

No. 18-9531 ORIGINAL

Supreme Court, U.S.  
FILED

MAY 14 2010

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Lan Deyerle — PETITIONER  
(Your Name)

vs.

State of WV — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of Appeals

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Lan Deyerle

(Your Name)

315 Joshua Way

(Address)

Winfield WV 25213

(City, State, Zip Code)

304 586 3690

(Phone Number)

**QUESTION(S) PRESENTED**

I was given permission to file an out of time appeal  
and the court ignored this.

## 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:

WV Supreme Court of Appeals  
1900 Kanawha Boulevard, E.,  
State Capitol, Rm E-3  
Char., WV 25305

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## TABLE OF AUTHORITIES CITED

### CASES

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### STATUTES AND RULES

N/A

### OTHER

N/A

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 is unpublished.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 is unpublished.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 212269; 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 is unpublished.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 is unpublished.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 \_\_\_\_\_.

[ ] 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 \_\_\_\_\_. 2/22/9

[ ] 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 \_\_\_\_\_. 2/22/9

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. 2/22/9

[ ] A timely petition for rehearing was thereafter denied on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_. 2/22/9

[ ] 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 \_\_\_\_\_. 2/22/9

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

**CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

N/A

## STATEMENT OF THE CASE

I filed an out of time appeal due to my disability and my husband's illnesses disqualifies, and the WV Supreme Court ignored the facts involved and denied it

#### REASONS FOR GRANTING THE PETITION

Because I had legitimate reasons for factors that prevented me from filing the appeal earlier, I have been receiving medical treatment and am not able to drive at times, and my husband's condition prevented him from assisting me. No lawyer would assist me because they are afraid to fight the state.

## **CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Jan Deyerle

Date: 5/10/2019