

No. 19-

1172

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IN THE  
**Supreme Court of the United States**

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MARK TARGOWSKI,

*Petitioner,*

*v.*

ZACHARY LEE RAWLINS,

*Respondent.*

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ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED  
STATES COURT OF APPEALS FOR THE EIGHTH CIRCUIT

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**PETITION FOR A WRIT OF CERTIORARI**

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**QUESTIONS PRESENTED**

Whether no reasonable jury could have reached the same verdict based on the evidence submitted.

## PETITION FOR WRIT OF CERTIORARI

Mark Targowski, by and through his counsel, Don Trimble, respectfully petitions this court for a writ of certiorari to review the judgment of the 8<sup>th</sup> Circuit Court of Appeals.

## OPINION BELOW

The decision of the 8<sup>th</sup> Circuit Court of Appeals denying Mr. Targowskis' direct appeal is reported as *Mark Targowski v. Zachary Lee Rawlins*, 18-2878 (8<sup>TH</sup> Cir, 2019) Mr. Targowskis' case was affirmed by the Eighth Circuit on September 19, 2019. That Per Curiam decision is attached at Appendix ("App.") at 1a.

## JURISDICTION

Mr. Targowski invokes this Court's jurisdiction under 28 U.S.C. Sec. 1257, having timely filed this petition for a writ of certiorari within ninety days of the Eighth Circuit Judgment.

## CONSTITUTIONAL PROVISION INVOLVED

United States Constitution, Amendment IV:

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

even though the registered guest had called the police but before they arrived merely changed his mind about the desire for police intervention and clearly states so to police officers, who then broke a window entered the hotel room and arrested the registered guest of that room, violating his Fourth amendment Rights to be free of unreasonable searches and seizure and his Fourteenth Amendment Right to be free of Excessive Force. *Craig Outdoor Advert., Inc. v. Viacom Outdoor, Inc.*, 528 F.3d 1001, 1009 (8<sup>th</sup> Cir. 2008); *Patterson v. City of Omaha*, 779 F.3d 795, 801 (8<sup>th</sup> Cir. 2015) *Young v. Harrison*, 284 F.3d 863 (8<sup>th</sup> Cir. 2002), *United States v. Morales*, 737 F.2d 761, 765 (8<sup>th</sup> Cir. 1984).

### CONCLUSION

For the Foregoing reasons, Mr. Targowski requests that this Court issue a writ of certiorari to review the judgment of the United States Eighth Circuit Court of Appeals.

DATED this 10<sup>th</sup> day of February, 2020

Respectfully submitted,  
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## APPENDIX