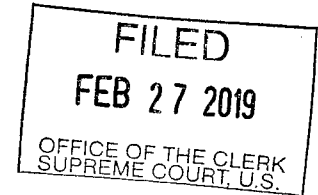


19-5066 ORIGINAL
No. _____

IN THE
SUPREME COURT OF THE UNITED STATES



JORDON LOUIS DONGARRA — PETITIONER
(Your Name)

vs.

UNITED STATES OF AMERICA — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

JORDON LOUIS DONGARRA #60707-060
(Your Name)

UNITED STATES PENITENTIARY PO Box 300
(Address)

WAYMART, PA 18472
(City, State, Zip Code)

941-536-5139
(Phone Number)

QUESTION(S) PRESENTED

- 1) IF Your ORIGINAL Indictment is late AND dismissed Under 18 USC 3161(H)(1)(A) Granting the Ends of Justice. When You Get A Second Indictment Arent You Suppost to get AN Arraignment?
- 2) When the First Indictment is untimely following proper processures and proteall makes the Second one, Also untimely And without AND Arraignment IS Defintly Not following proper proteall?
- 3) Without correcting the original Indictment, makes Eurything UNConstitutionAL? (Under 18 USC 3161 (b)) "OHIO SAVING'S" suppost to be (5th 3rd).
- 4) IF I CAN ONLY ATTACK collateral AND Infective counsol claim AND the goverment Agree's to Infectiveness for the Attorney dismissing my original Indictment Gives me grounds to set A side the Waiver In the plea agreement?
- 5) IF the original "Indictment" is "not" "corrected" AND untimely as well A UNConstitutionAL Then following the chain of command, The "plea agreement" WOULD ALSO be UNConstitutionAL, AS well AS The "waiver" THAT'S IN the "Plea agreement" Stewted From the "INVALID" "INDictment". MAKE'S MY whole Arrest AND Imprisonment INVALID AND UNConstitutionAL?
- 6) This would Also make the Jurisdiction INVALID AND UNConstitutionAL So why is it the goverment ADMits to Infective counsol AND speedy trial Act Violation's AND Bars the Jurisdictional Issue's with the UNConstitutionAL Waiver When I have Ground's to Raise these Issue's through Infectiveness Counsol that the INVALID Plea Doe's NOT BAR me From
- 7) This would SATISFY "Strickland's" "two prong test". Under UNConstitutionAL claim's AND GRANT MY (C.D.A). So how CAN A District Court keep Denying All these Issue's After GRANTING A certificate of "Appeal of Ability" When I have "VALID" "Ground's"?
- 8) Under 3161(H)(7)(A) IT SAY'S CAN NOT use counsols or court's calender for A VALID Reason UNDER 3161 (H)(7)(C) SO How did the Continuance get GRANTED IN The first place when this is ~~the~~ the Reason's appendix (A)? (4/21/15) "Docket" # 20 "states: Because of court's AND counsel's calender Why?"

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:

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TABLE OF AUTHORITIES CITED

CASES	PAGE NUMBER
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STATUTES AND RULES

ineffective Assistant Counsel

Appellate Waiver

Prejudice

Jurisdiction

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

☒ reported at UNCONSTITUTIONAL VIOLATION'S / Bared by "WAIVER"; 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 UNCONSTITUTIONAL VIOLATION'S / Bared by "WAIVER"; 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 _____ 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 _____ 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 ~~11/30/15~~ 9/14/18.

☐ 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: 11/30/18, and a copy of the order denying rehearing appears at Appendix A.

☐ 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 _____.
A copy of that decision appears at Appendix _____.

☐ 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

- 1) Indictments "INVALID AND UNCONSTITUTIONAL"
- 2) Plea agreement "INVALID AND UNCONSTITUTIONAL"
- 3) The "Waiver" INVALID AND UNCONSTITUTIONAL
- 4) Ineffective Assistant Counsel

STATEMENT OF THE CASE

IF The Indictment is INVALID with government contest
to . The Indictment IN fact is 33 days INSTEAD of thirty Days Under U.S.C 3161(H)(1)(A)
States "Ends of Justice" on Docket 4/21/15
Reasoning that the counsel AND court calendar AND "Under!" (U.S.C 3161(C))
The court's or counsel calendar is NO Reason.

With The Untimely Indictment was the Beginning of the snowball effect of
Untimely Indictments Based off one Assignment Creating constitutional error
And Grounds for dismissal under 18 USC 3161(A)(6)

Because If the multiple Indictment were INVALID, the plea agreement is
Also INVALID making The waiver in plea agreement INVALID
with They keep using to Bar the ~~Defendant~~ / Petitioner

REASONS FOR GRANTING THE PETITION

This Indictment And Charges Are UNCONSTITUTIONAL AND INVALID
The Original district court granted "Certificate of Appeal of Ability"
For substacial Ground's Then Dismissed on Appellet Waiver
Witch IS most Defintly INVALID when The Indictment is
UNCONSTITUTIONAL AND INVALID.

The petitioner should be Granted Relief VACATED, set aside, or Remanded
Because He HAS NOW BEEN INCARCERATED FOR 4 years 3 months
With out ANY Valid pending charge. The petitioner ask for the UNCONSTITUTIONAL
Indictment to be dismissed Under 18 USC 3161 (b) with prejudice.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Jordan L. Dominguez

Date: 2/15/19