19-7768

No. 19-3978

No. 1:18-CV-2437.

IN THE

SUPREME COURT OF THE UNITED STATES

JIBRIIL A. HERSI — PETITIONER
(Your Name)

vs.

David Marquis, warden, — 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

JIBRIIL Abdikarim HERSI
(Your Name)

1732 Marlow Rd
(Address)

Toledo, OH 43613.
(City, State, Zip Code)

313-334-2039
(Phone Number)

QUESTION(S) PRESENTED

1) Whether I am entitled to get the missing records from my trial In Medina County, Ohio for statements made by the judge outside the hearing of the jury? **Transcript March 2, 2017: 742-743**, **Transcript March 3, 2017: 752-after**.

2) Whether I am entitled to get the missing record on **Dec 2, 2016** when the lawyer refused to comply with the judge's order for resulting a motion **Sept 9, 2016?** Judge want Court Finish his Day, with Rule.

3) Whether the police officer's testimony varied from their written reports significantly, causing confusion for the jury, and therefore my conviction?

4) Whether I was entitled to know, and agree to a jury trial? My attorney set my case for a jury trial without my authorization.

5) Whether the prosecutor was constitutionally obligated to dismiss the charge of felonious assault due to lack of evidence?

6) Whether the police officers were justified in following me and what the reason was for them to pull me over and put me under arrest?

7) Whether I can contest the initial coercion and false accusation of two counts that I am innocent of on March 6th, 2016?

LIST OF PARTIES

✓ [X] 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:

RELATED CASES

Sixth Circuit Ct. of Appeals #19-3978
Order Filed 12-30-19

(1)

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 B to the petition and is

[✓] reported at Dec-30-2019.; 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[ ] is unpublished.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 C to the petition and is

[✓] reported at Dec-31-2019.; 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 D to the petition and is

[✓] reported at Sep-26-2018.; or,
[ ] has been designated for publication but is not yet reported; or,
[ ] is unpublished.

The opinion of the the Court Appeals Ninth Judicial District court appears at Appendix E to the petition and is

[✓] reported at May-24-2018.; 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 Dec-30-2019. -12-30-2019.

[✓] 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 Sep-26-2018. A copy of that decision appears at Appendix D.

[ ] 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).

(3)

U.S. Supreme Court
1 I Street NE
Washington, DC 20543

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

My 6th amendment constitutional right has been violated:

Article [VI] (Amendment 6 - Rights of Accused in Criminal Prosecutions) - #16CR0126 – VIOLATED

1) In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defense.

2) 14th Amendment: Section. I.

Chapter 4513: TRAFFIC LAWS - EQUIPMENT; LOADS - #16CR0126 – VIOLATED

As provided in section 4511.01 of the Revised Code, the definitions set forth in that section apply to this chapter.

- No highway rule was broken to warrant a pursuit to pull me over
- Illegal arrest without ticket and without warning
- Illegal holding in jail
- 3 videos coming from the court show me pulling over safely to the right
- The officers ask me to provide a statement without reason:

"Did you swerve" I said "NO!" in my statement on March 6th 2016 but they complicate my response by asking me these questions illegally because this have no evidence to support their accusation of felony assault.

Date: 02/04/2020

JIBRIL HERSI

Reasons for granting the Petition

The **Sixth Amendment**'s guarantee of counsel is a fundamental right essential to a fair trial and, as such, applies the states through the **Due Process Clause** of the **Fourteenth Amendment**.

Merits of Underlying Claim:

1. Duplicitous Indictment
2. Appellate Counsel Was Ineffective
    - Performance prong
    - Prejudice prong
    - Ineffective assistance in Due process
    - Two officers provided false police reports on 3/6/16 – Officer **Richard Bell** and Officer **Phillip Melicant**
    - The prosecutor **Scott Salisbury** agreed after 6 months they did illegal and crime on the public highway for the first hearing on September 9th 2016. **See pages: 53-57** ← C - + Picture officers.

• No Rule Supreme court offio To show, only white letter, sec, ind ex. App-D Appendix - D - Case - 0830 - 2018.

• State offio didnot file Response, my motion (26B), may-24-2018: only Judge Heanswer, that Valation.

02/04/2020

JIBRIL HERSI

United States Supreme Court

1 1Street NE

Washington, DC 20543

1. Statement of the Case

2. **U.S. Supreme Court to find the report** Police **on March 6, 2016. Officer Richard Bell and Officer Phillip Melicant.** Totally is a false.
3. **U.S. Supreme Court to find the first hearing on Sept. 9, 2016. Please read carefully page 53 and page 57.**
4. **Lawyer Paul Grant he did not call me or answer my calls for 8 months. I hired him July 11, 2016.**
5. **No one told me about the Jury trial, the court didn't send me any letter to know any jury system.**
6. **Paul Grant cheated me and my family Dec. 2, 2016 at 1pm.**
7. **The judge never told me anything because he knew Dec. 2, 2016 the situation that this lawyer he cheated me, and he told me come that day.** Judge Told me,
8. **I never have any experience with any court or any lawyer before this lawyer Paul Grant.**
9. **The lawyer Pedro Camaron before Paul Grant he cheated our family. He sent an advertised letter to my family. He lied. He charged $4000 and did not do anything for our case totally.**
10. **I came from Miami, FL. With an empty load in my trailer. After that when the Jury says guilty they happen to me an unexpected situation. I gave Lawyer Paul Grant the**

key in my truck. Lawyer Paul Grant he answered my family phone calls and he said to come to Medina, Ohio and bring me $1000, they don't know what happened like they are deaf people. When the family came he took $1000 and he don't give any receipt. That's the reality in my case.

2. Conclusion

1. My case is a good case for the Constitution and the rule for United States of America.
2. My case is a good case for how the different culture when they trust the other people how can they cheat.
3. The State of Ohio I'm not driving any road in the State of Ohio. only interstate speed limit 65 MPHR
4. There is no involvement of any rule violation that when I'm driving I-76 for the speed limit 65 mph.
5. I made an illegal bond for $100,000 cash. My family paid $11,700 cash because officers write a false statement.
6. The Ohio prison system did not give me any credit except 25 days, that's for only my 25 months of school (RICI). That means only each month one day. My rights were each month five (5) days.

Jan. 31, 2020

JIBRIL Hersi

may in my mind. Lastly and finally I can be answered by family whose cause and be said to move in whether Ohio and living was $1,000, they don't in our what be spread this they are least people. When the family come to task $1,000 and he don't give any account. I will do nothing in my case.

3. Conclusion

1. My case is a good case for the constitution and the rule for United States of America.
2. My case is a good case for how the different courts when they [illegible] the other people from [illegible] money [illegible].
3. The State of Ohio in not driving any road in the State of Ohio.
4. There is no movement of any rule violations that when the driving [illegible] for the speed limit [illegible].
5. I made an illegal bond for $1,000,000 cash. My family paid $14,100 each because officers will [illegible] [illegible].
6. The Ohio prison system did not give me any credit except 28 days, there for only my 15 months of sentence (NLT). That means only each month one day. My rights were on 11 month five (5) days.

Jan. 24, 2026