

19-8113

No. _____

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



JOHNNY R ANDOE — PETITIONER
(Your Name)

vs.

DONALD J TRUMP, JOE BIDEN et.al. — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

JOHNNY R ANDOE #98609
(Your Name)

ISCC F-3 39A PO Box 83700/0
(Address)

Boise ID 83707
(City, State, Zip Code)

No phone
(Phone Number)

QUESTION(S) PRESENTED

- (1.) Are Natural born U.S. Persons Part of "THE PEOPLE", and citizens?
- (2) Is it constitutional to discriminate between Natural born U.S. Persons?
- (3) Are Gun-Control Laws unconstitutional?
- (4) Are voting Rights Restrictions over Public offenses unconstitutional?
- (5) Are Background checks unconstitutional?
- (6) Are Registration of Fire arms unconstitutional?
- (7) Are Gun-Control Laws an infringement on 2nd Amendment of the U.S. Constitution?
- (8) Are voting Restrictions an abridgement on ~~XV~~ Amend., U.S., Const.?
- (9) Are armed citizens a deterrent to crime?
- (10) Does the Constitution ^{differentiate} between type ^{of} firearms the people can bear?
- (11) Does the Constitution define which from the people can bear arms?
- (12) Are denying Voting Rights from any citizen Constitutional?
- (13) Does the U.S., Const., 2nd Amend., allow denying Gun Rights from Natural born U.S. Persons for public offense convictions?
- (14) Are Sneek n peek warrants a violation on 4th Amend., U.S., Const.?
- (15) Are warrantless imprisonments on presumption of terrorist Constitutional?
- (16) By the U.S., const., is it an absolute Right of the people to bear Arms?
- (17) Are all Natural born U.S. Persons part of the people?

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:

Former president OBAMA who 9th Cir., replaced with Donald TRUMP, HILLARY CLINTON, Former president BILL CLINTON, CHUCK SCHUMMER, Nancy Pelosi, ²⁶⁵ ~~240~~ of the United States Senators in office currently, whom support Gun Control, voting Rights removal from those convicted of public offenses, going Directly against the actual written United States Constitution and Amendments, by their exact specific wording and Founding Fathers intents, NAMES Are on Senate Roll Call List., that's why its et., al., and including Representatives that supported such ~~un~~ laws as being challenged and also those members of congress that support, Form and Draft and enact such legislation that infringe upon U.S. Const., and its Amendments, and Rights and powers of the people. Majority of Congress Members All who are for Gun control legislation, all who are for monitoring electronically naturalization legally immigrated citizens and are not for closing our borders or extreme vetting of those coming to United States on visas or passes that expire !!

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JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was December 16th 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: Decision was due 01-16-2020 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 _____.
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

U.S., Const., Article I sections 9 and 10
U.S., Const., Article 6
U.S., Const., 2nd Amend.,
U.S., Const., 4th Amend.,
U.S., Const., 8th Amend.,
U.S., Const., 13th Amend.,
U.S., Const., 14th Amend.,
U.S., Const., 15th Amend.,

Idaho Const., Art., I section 11 in part
Idaho const., Art., VI, section 3

STATEMENT OF THE CASE

Petitioner being convicted of public offense by state of Idaho is directly effected by 1934 Act, 1968 Act all Gun Control Bills, and Laws, Voting Rights taken, and where search and seizure by police in case against Mr. Andee petitioner Challenging Constitutionality of above Acts, Bills, Laws, including seek a people warrant of Patriot Act, Federal Marshals ability on Assumption of a person being a terrorist, detaining and imprisoning without court action By Direct wording of U.S. Const., Framers Intent of Federalist papers No. 44, 45 and New Hampshire's (1803) Declaration of Rights, and Bell v. State of Maryland 378 U.S. 266, 249 (1964); showing that Heller v. District of Columbia, (2008); and United States v. Vongxay, 594 F.3d 1111, 1115 (9th Cir. 2010) unconstitutionally categorized Natural born citizens convicted of a public offense, and U.S. veterans convicted of public offenses.

This Constitutional Challenge by exact wording of United States Constitution upon 1934 ACT, 1968 ACT, Gun-control Laws and Bills, Voting Rights infringement, and Patriot Act, Homeland Security Act, was Filed against Obama, Clinton, and 23rds of U.S. Congress in U.S. District Court For State of Idaho, who Dismissed twice, and 2nd time 9th Cir. Dismissed using challenged law of Heller v. District of Columbia (2008); and United States v. Vongxay, 594 F.3d 1111, 1115 (9th Cir. 2010), as reason to affirm dismissal.

Challenging Constitutionality of infringing or taking of 2nd, 4th, 14th, 15th Amendment Rights From Natural born persons of United States over public offense By Government, Federal and state with Challenged Acts, Bills Laws by petitioner, By Direct exact wording of U.S. Const., and Amendy, and New Hampshire (1803) Rights,

That Acts Bills Laws Challenged Makes America unsafe and is incentive to Law enforcement, Attorney's Judges to seek convictions instead of truth seeking in order to eliminate "The people's" rights guaranteed by U.S., Const., and Amendments, Distorting Criminal Justice system and Making society unsafe, Criminals are opportunists who will get guns and commit crimes, All citizens presumed Armed ~~not armed eliminates~~ eliminates Crime!

Natural born persons are "The People" by U.S., Constitution, and are Full Un Restricted of Rights citizens.

REASONS FOR GRANTING THE PETITION

- (1) finding as shown by written words in Const., and Founding Fathers intent, Laws challenged as unconstitutional will reduce crimes, allow women to prevent crimes upon them, Rape, Kidnapping ect. . .
- (2) will reduce Mass' shootings as more people will be able to stop such acts,
- (3) will reduce convictions and Mass incarceration, Force courts to seek truth again over convictions,
- (4) will provide ex offenders the ability to obtain food from wild animals instead of being forced to steal to feed themselves and families,
- (5) will eliminate discrimination in job market.
- (6) will reduce crime across the board,
- (7) will restore Const., to its full force and effect and end Gun Rights voting Rights disputes once and for all.
- (8) will MAKE SOCIETY SAFE AGAIN!
- (9) Exact wording of U.S. Const., doesn't allow for taking of Rights guaranteed to natural born legally immigrated citizens over conviction for public offense
- (10) U.S. Const., Bell v. state of Maryland, Does not allow making any natural born legally immigrated citizen less class over public offense,
- (11) Acts, Bills, Laws, being challenged are by Federalist Papers, New Hampshire's (1803) Declaration of rights unconstitutional.

REASONS FOR GRANTING THE PETITION

- (12) Federal papers 44,45 shows framers intent on the Rights guaranteed as Absolute Rights of "the people".
- (13) New Hampshire's (1803) Declaration of Rights and other (1803) Declaration of Rights by 13 original states shows 2nd Amendment is ABSOLUTE Right of "the people", the people being Natural born, Legally immigrated persons.
- (14) U.S., Const., Does not by its exact wording allow taking of Gun Rights voting Rights from "The people".
- (15) Armed citizens are far better able to prevent crime, criminals are opportunists, All citizens Armed takes opportunity away from would be Mass shooters, Rapists, all other criminals.
- (16) provide those convicted of public offense a way to obtain Food From wild animals as employers and state and federal agencies can refuse to hire Ex Felons.
- (17) Law enforcement personnel can't be everywhere at one / same time all the time, Armed citizens prevent crime upon them and family and others in immediate area.
- (18) Gun Control voting Restrictions does just what Adolf Hitler did his arms "The people" By convictions for public offenses, distorting courts and Law enforcement into seeking convictions over minor infractions made felonies to eliminate 2nd and 13th Amendments, and is unconstitutional and not what the founding Fathers, Most Fleeting Justice in England or other places and in rebellion to England, which is A public offense would not support Gun Control legislation or 1934 Act, 1968 Act ect...

REASONS FOR GRANTING THE PETITION

- (19) In II Amendment U.S., Const., section 1; "A well regulated militia, being necessary to the security of a free state, the right of the people to keep and bear arms, shall not be infringed;" does not state that Arms can be denied to Natural born citizen convicted of a public offense.
- (20) the IV Amendment to U.S., Const., does not allow warrantless seizures of person or presumption, by its wording (citation of IV Amend., U.S., Const., omitted).
- (21) The XV Amendment is clear; "The Right of ~~the~~ Citizens of the United States to vote shall not be denied or abridged by the United States or by any state on account of race, color, or previous condition of servitude." XIII. defines servitude "as punishment for crime whereof the party shall have been duly convicted."
- (22) Armed citizens or all citizens presumed to be Armed stops opportunist criminals, attacks upon them and Mass shootings.
- (23) IF all Natural born U.S. persons are part of the people then all Natural born U.S. persons by 2nd Amendment U.S., Const., have the Right to keep and bear arms.

REASONS FOR GRANTING PETITION

1934 Act is First infringement to U.S.,
Const., 2nd Amendment.

Today all Law enforcement legislatures, attorneys and judges are so bent to get convictions so that citizens can no longer own firearms or vote that it has caused society to be unsafe, and full of mass shootings, and other crimes look a Chicago and Alaska and even Sweden where societies armed or disarmed results in Higher or No or almost No crime.

Since 1934 up to 1968 Act and before 1968 Act Felons had gun rights and crime rate and poison rates were low

Japan did not attack U.S. in 1944 because all citizens were armed and they could not re supply to leave

We do not need the murders from Mexico at what occurs in towns just across the border to spread to here. Armed citizens /militia can protect faster and better by being able to respond faster than Government can disperse military personnel in a crisis and Armed citizens stop would be Mass shooter's and other crimes from occurring.

REASONS FOR GRANTING THE PETITION

Question (1) Additional points as follows; Sweden has no military, all its citizens are armed with automatic weapons and train with them and have lowest crime, and prison rate in the world, Rome lasted 4 to 800 years, all its citizens were armed, Adolph Hitler Disarmed and then turned and annihilated his own people, Taking guns from the people does not protect anyone as courts like to claim laws do, as all being armed actually prevents crime, see Kentucky (1822), shows in that Declaration of Rights, that the constitutional right of individuals to bear arms is absolute, without limits; Then in Nunn vs. Georgia (1846), warns the state legislature that its power is limited to ^{the} way in which citizens bear arms, maintaining that the state's constitution provided an unlimited guarantee of the right of all citizens to possess and bear arms; United States, vs. Miller, (1939), got it only partly correct by recognizing personal individual right, yet got it wrong by Founding Fathers intent to an unlimited right, In District of Columbia vs. Heller (2008), the decision goes completely against Founding Fathers intent as found in New Hampshire, Virginia, Kentucky, Ayotte vs. the state, (1840), and Silveira vs. Lockyer, (2002) also got it wrong, Scalia in his decision of it being an individual right was correct but his decision that allowed for control of that individual right goes against Founding Fathers intent and the exact wording of 2nd Amend., U.S., ~~Const~~ Const., forcing decision based upon exact wording and Founding Fathers intent,

Yes Answer to any one and all questions should result an order of unconstitutional laws and an order that No Current or Future Gun Control Laws can be made ever again. That all Prior Cases, Heller ect... are over turned and that only the Decision of individual Right in Heller remain valid, all others completely over turned on grounds of Founding Fathers intend and early Declaration of Rights Defining 2nd Amend. That No one can be denied the right to vote as 15th Amend., U.S. const., states and Bell v. State of Maryland.

CONCLUSION

To Have Full Force and Supremacy of U.S. Const., as intended by Founding Fathers, 1934 Act, 1968 Act, Brady Bills 1 and 2 ect... must be deemed unconstitutional, pursuant to Art. 6 supremacy clause U.S. Constitution. The petition for a writ of certiorari should be granted.

Respectfully submitted,

JW arke

Date: February 10, 2020