

JUN 04 2020

OFFICE OF THE CLERK

20-5382

No. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

William Charles Graham<sup>P</sup> Pro Se — PETITIONER  
(Your Name)

vs.

Asst. U.S. Attorney Justin A. Wesley et al.<sup>g</sup> — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

the United States court of appeals (Eighth Circuit)

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

PETITION FOR WRIT OF CERTIORARI

William Charles Graham<sup>P</sup>  
(Your Name)

13880 Business Center Drive N.W.  
(Address)

Elk River, Mn. 55330  
(City, State, Zip Code)

Sherburne County Jail  
(Phone Number)

ORIGINAL

## QUESTION(S) PRESENTED

1. Is the Constitution of the United States of America, its Articles, and its Amendments the Supreme Law of the Land?
2. Is slavery abolished in its legal form?
3. Is fighting for what is mine, a crime?
4. Do my Constitutional Rights derive from a human being discretion?
5. Can the Government and/or its subordinates violate my Rights at their discretion without Due Process without any direct consequences?
6. Does the Federal system have proven independence?
7. Does the Eighth Circuit and its district courts supercede the Constitution of the United States of America?
8. How does an Asst. United States Attorney (who is in violation of Article I, sec. 9, cl. 8 "Title of Nobility" who represents the Government utter an unlawful circumvented defective indictment and not face any direct consequences?
9. Is FRAUD due process?
10. According to the Constitution (a noble document) and the American Bar Association, are judges (trial judges) charged with "safeguarding the rights of the accused Men/Women?"
11. Being the indictment of the federal system is equivalent to the States version of the Fourth Amendment Warrant, do signatures of the FOREPERSON and U.S. Attorney name need to be visible and signed under penalty of perjury for such document to have validity?
12. Can chief deputy clerks issue a properly drawn Fourth Amendment Warrant under oath or affirmation stating who and what are to be searched or seized?
13. Can an ATF agent without ANY lawful documentation (e.g. Warrant, Writ of Habeas Corpus) apprehend a Man/Woman from proven jurisdiction (State) to one without proven independence (Federal) and it be LAWFUL?
14. As an Article III Court, the highest Court intervene on this matter and cease the oppression and Malicious conduct that one has endured over the last fifteen (15) months and liberate me back to society.

## 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:

United States Attorney: Eric H. MacDonald

Asst. United States Attornies: Amber M. Brennan;

Justin A. Wesley; Nathan H. Nelson; "Charles L. Kovats (who allegedly signed his name on the indictment)".

United States District of Minnesota Judge: Susan R. Nelson

United States Magistrate Judge: Katherine M. Menendez

## RELATED CASES

pending - 19-CR-185-SRN/KMM United States v. WILLIAM CHARLES GRAHAM®

pending - 20-CR-01204-WWW/LIB transferred from 1: 20-cv-00866-UNA Graham® v. U.S. Marshals et al.,

20-1903 (Appeal) United States v. William Charles Graham®

\* Judgment entered the 4<sup>th</sup> of June in the year of Two thousand Twenty.

20-2330 (Appeal) United States v. William Charles Graham®

\* Dismissed for lack of jurisdiction as it is premature.

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## TABLE OF AUTHORITIES CITED

### CASES

52 LED 2D 651, 431 US 651 ABNEY v UNITED STATES  
Cohen, 337 US 541, 93 LED 1528, 69 S Ct 1221  
McKinney v United States Circuit Court of Appeals Eighth Circuit

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657 - 665 and Footnotes

all that applies.

all that apply.

### STATUTES AND RULES

There are simply no further steps that can be taken in the District Court to avoid the trial the Man/Men maintains is barred by the Fifth Amendment's guaranty.

The grand jury is the organ of the court, subject to its jurisdiction and direction, and it is one of the legal duties of the court to see that its acts and findings accord with and are not in violation of the Constitution and the law. The Constitution and the law are superior to the "theoretical secrecy" of the proceedings of the grand jury, and courts should never permit the latter to induce, protect, or perpetuate violations of the former, or private or public wrongs.

### OTHER

My Constitutional Rights (not privileges) have been violated to the core.

My Fourth, Fifth, Sixth, Eighth, Thirteenth Amendment Rights have been violated to the core.

This unlawful conduct is prohibited by the Supreme Law of the Land.

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 \_\_\_\_\_ 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 the 4<sup>th</sup> of June 2020.

☒ 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 \_\_\_\_\_.  
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

My Fourth Amendment has been violated. I have been unlawfully imprisoned for approximately fifteen (15) months without any probable cause. I have not been presented with a lawful Fourth Amendment Warrant signed by a Judge under oath stating that I was to be searched or seized.

My Fifth Amendment Right have been violated by being deprived of my liberty and property without due process of law, as well as my private property been taken for public use.

My Sixth Amendment Right has been violated by not being informed of the "nature and cause," but rather being informed of the nature and circumstances as well as the nature and consequences.

My Eighth Amendment Right has been violated by being treated with cruel and unusual punishment by placing me in thralldom, placed under a cloud of anxiety, mental anguish for financial gain for a private few.

My Thirteenth Amendment Right has been violated by placing me into slavery / involuntary servitude without being convicted of anything as well as not having ANY lawful documentation fair on its face to justify the improper conduct of the Government and its subordinates.

SLAVERY is ABOLISHED in its legal form!

My first Amendment Right freedom of Choice has been violated as well, as I have not consented to be in bondage nor in any police custody.



## STATEMENT OF THE CASE

On the 17<sup>th</sup> day in the 7<sup>th</sup> Month in the Year of Two Thousand Nineteen, I, Natural Person, was brought from the State jurisdiction of Hennepin County, Minn., to the federal system without any properly drawn 4<sup>th</sup> Amendment Warrant, any Writ of Habeas Corpus, by ATF agent David Carriker. I was taken before a United States magistrate by the name of Steven E. Rau (my condolences) and was deprived of my liberty, and given a detention hearing on the 23<sup>rd</sup> of July, Two Thousand Nineteen.

I have now been unlawfully imprisoned collectively for approximately fifteen (15) months without any LAWFUL documentation fair on its face. This is human trafficking in its greatest form, modern day form of slavery, which is prohibited by the Constitution of the United States of America.

(enclosed is an unlawful indictment and letter from Asst. U.S. Attorney Justin A. Wesley.)

## REASONS FOR GRANTING THE PETITION

I am imploring with this Article III Court to intervene and review the United States Court of Appeal (Eighth Circuit) decision being the Court did not give an opinion due to there may being a conflict of interest. Asking a confrere to overrule an associate of its own may be a difficult thing to do. It is said that FRIENDS do not cast out FRIENDS.

Being the Constitution and its guaranty's are the Supreme Law of the Land, unlawful conduct is prohibited by any Government officials and its subordinates, from the way I understand it and how it reads. The staff in the lower courts of the original included case of the Minnesota District perpetually extends its abuse of discretion, acting under color of authority, oppressing the Men in this matter which clearly violates the oath of the individuals who hold public office that was sworn to uphold and support. (e.g. trial judge)

SLAVERY has been ABOLISHED.

This lower court has conducted itself as if this is the Potomac that leads to the slave trade in New Orleans, or Alabama. Please liberate the Men from this gross conduct and unlawful confinement. One has been uttered an unlawful indictment as a mere artifice used as a stratagem to deceive and plunder me

My point here is, the Constitution is, according to its reading, an anti-slavery document; and, secondly, to dissolve any anarchy / tyranny unlawful acts, as means to abolish slavery. There is no word, no syllable in the Constitution to forbid this result. Slavery is ABOLISHED... Please stop this oppression. My liberty, life, or property is not a privilege but a mere Right that does not derive from discretion.

This is America. Land of the Free!

I am not the thing (artificial person) I am a Man (natural person).

To imprison a Man in his rights and call it a Constitution is an act of deceit along with making a Mockery out of such noble document and every Man / Woman that fought for these rights.

"Equal Manhood means Equal Rights," and that they must "stand each for all and all for each, without respect to color, race, or sex."

## CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Will<sup>ch</sup> Grl<sup>o</sup> Agent of :  
WILLIAM CHARLES GRAHAM<sup>o</sup>

Date: 13<sup>th</sup> of July, Two Thousand Twenty.