

No.

IN THE

SUPREME COURT OF THE UNITED STATES

CEDRIC JEFFRIES,

Petitioner,

v.

THE STATE OF OHIO

Respondent.

APPLICATION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

Petitioner Cedric Jeffries respectfully requests leave to file his Petition for Writ of Certiorari to the Supreme Court of Ohio without prepayment of costs or fees and to proceed *in forma pauperis* pursuant to Rule 39. Petitioner's direct appeal to the Supreme Court of Ohio proceeded *in forma pauperis*. The entry of Ohio's Cuyahoga County Court of Common Pleas finding the defendant indigent and appointing counsel for direct appeal is attached. Mr. Jeffries has remained incarcerated throughout the appellate proceedings in this case.

Respectfully submitted,

JEFFREY M. GAMSO
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jeff.gamso@gmail.com
Counsel for Petitioner Cedric Jeffries



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**IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO**

THE STATE OF OHIO
Plaintiff

CEDRIC N JEFFRIES
Defendant

Case No: CR-16-606245-A

Judge: JANET R BURNSIDE

INDICT: 2907.02 RAPE
2905.01 KIDNAPPING /SMS
2907.02 RAPE
ADDITIONAL COUNTS...

JOURNAL ENTRY

FOR SENTENCING PURPOSES: COUNT ONE MERGES INTO COUNT TWO; COUNT FOUR MERGES INTO COUNT THREE. COURT PROCEEDS TO SENTENCING ON COUNTS TWO AND THREE.

DEFENDANT IN COURT. COUNSEL MARY C TYLEE AND LISA RANKIN PRESENT.

COURT REPORTER SUZANNE VADNAL PRESENT.

ON A FORMER DAY OF COURT THE JURY RETURNED A VERDICT OF GUILTY OF RAPE 2907.02 A(1)(B) F1 AS CHARGED IN COUNT(S) 1 OF THE INDICTMENT.

ON A FORMER DAY OF COURT THE JURY RETURNED A VERDICT OF GUILTY OF KIDNAPPING 2905.01 A(4) F1 WITH SEXUAL MOTIVATION SPECIFICATION(S) 2941.147 AS CHARGED IN COUNT(S) 2, 4 OF THE INDICTMENT.

ON A FORMER DAY OF COURT THE JURY RETURNED A VERDICT OF GUILTY OF RAPE 2907.02 A(2) F1 AS CHARGED IN COUNT(S) 3 OF THE INDICTMENT.

PROSECUTOR JEFF SCHNATTER IS PRESENT.

THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW.

THE COURT FINDS THAT PRISON IS CONSISTENT WITH THE PURPOSE OF R. C. 2929.11.

THE COURT IMPOSES A PRISON SENTENCE AT THE LORAIN CORRECTIONAL INSTITUTION OF 15 YEARS TO LIFE. AS TO COUNT TWO, DEFENDANT IS SENTENCED TO A MANDATORY SENTENCE OF 15 YEARS TO LIFE, CONCURRENT WITH COUNT THREE, A MANDATORY SENTENCE OF 10 YEARS.

*** DEFENDANT IS DETERMINED TO BE A TIER III SEX OFFENDER/CHILD OFFENDER REGISTRANT. *** COURT EXPLAINED ALL DEFENDANT'S REGISTRATION DUTIES AS A TIER III SEX OFFENDER. DEFENDANT, WHEN NOT INCARCERATED UNDER ANY OF THE SENTENCES MUST PERSONALLY REGISTER HIS RESIDENCE, EMPLOYMENT OR SCHOOL (OR INSTITUTION OF HIGHER EDUCATION) ADDRESSES WITH THE COUNTY SHERIFF OF THE COUNTY CONTAINING THESE ADDRESSES AND VERIFY SAME FOR LIFETIME WITH IN PERSON VERIFICATION EVERY 90 DAYS BY PERSONALLY APPEARING AT THE SHERIFF'S OFFICE. HE MUST GIVE 20 DAYS PRIOR NOTICE OF ANY RESIDENCE OR SCHOOL ADDRESS CHANGE TO THE COUNTY SHERIFF WITH WHOM HE MOST RECENTLY REGISTERED AND TO THE COUNTY SHERIFF OF THE COUNTY IN WHICH THE NEW ADDRESS IS LOCATED. HE MUST REGISTER A NEW EMPLOYMENT ADDRESS WITHIN 3 DAYS OF OBTAINING SUCH NEW ADDRESS WITH SUCH SHERIFF. THESE PROVISIONS APPLY WITH EQUAL FORCE SHOULD DEFENDANT RESIDE, ATTEND SCHOOL OR WORK IN ANY OTHER STATE OF THE UNITED STATES.

DEFENDANT IS ORDERED TO SUBMIT TO A DNA SPECIMEN COLLECTION PROCEDURE UNDER R.C. 2901.07.

DEFENDANT TO RECEIVE JAIL TIME CREDIT FOR 240 DAY(S), TO DATE.

DEFENDANT IS CREDITED WITH TWO DAYS IN MUNICIPAL JAIL AND DATES 5/13/2016 TO 1/5/2017 IN CUYAHOGA COUNTY JAIL.

DEFENDANT DECLARED INDIGENT.

DEFENDANT ADVISED OF APPEAL RIGHTS.

DEFENDANT INDIGENT, COURT APPOINTS ERIC M LEVY AS APPELLATE COUNSEL.

TRANSCRIPT AT STATE'S EXPENSE.

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THE COURT HEREBY ENTERS JUDGMENT AGAINST THE DEFENDANT IN AN AMOUNT EQUAL TO THE COSTS OF THIS PROSECUTION.

DEFENDANT REMANDED.

SHERIFF ORDERED TO TRANSPORT DEFENDANT CEDRIC N JEFFRIES, DOB: 02/11/1975, GENDER: MALE, RACE: BLACK.

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Judge Signature

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