

20-6115

No. _____

ORIGINAL

Supreme Court, U.S.
FILED

OCT 15 2020

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

WARREN SLOT TAYLOR — PETITIONER
(Your Name)

vs.

COMMONWEALTH OF VIRGINIA — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

WARREN SLOT TAYLOR
(Your Name)

212 WEST MAIN STREET APARTMENT
(Address)

2-3 LURAY VIRGINIA 22835
(City, State, Zip Code)

800 1-540-743-1133
(Phone Number)

QUESTION(S) PRESENTED

WHY DID THE PAGE COUNTY CIRCUIT COURT DENY THE EXAMINEMENT OF THE POLICE AND COURT RECORDS OF THE REFUSAL CHARGE THAT WAS RULED A NOLE PROSECUTION ON APPEAL FROM A PLEA OF NOT GUILTY ON A OCTOBER 10, 2001 BENCH TRIAL. THE ~~RECORD OF THE REFUSAL CHARGE IS WITHOUT MERIT~~ NO DWT AFFIDAVIT SCORE SHEET SIGNED BY MAGISTRATE. AND THE MAGISTRATE ISSUED THE REFUSAL WARRANT WITHOUT PROBABLE BECAUSE THE ARRESTING OFFICER DID NOT CERTIFY SIGN THE CERTIFICATE OF THE DECLARATION OF REFUSAL TO PERMIT SAMPLES OF BLOOD OR BREATH AS REQUIRED BY VIRGINIA CODE 18.2-268.3 SECTION (C) AND THERE IS NO SAMPLE OF BLOOD OR BREATH BEING 0.08 OR MORE AND UNDER VA CODE 18-267 SECTION (E) PRELIMINARY BREATH TEST RESULTS MAY NOT BE ADMITTED INTO EVIDENCE THEREFORE THERE ARE NO BASIS FOR THE JUNE 26, 2001 D.O.I CONVICTION AND PETITIONER'S INNOCENCE OF THE JUNE 26, 2001 D.O.I CONVICTION IS PROVEN BY HIS OCTOBER 10, 2001 COURT PROVED INNOCENCE OF THE REFUSAL CHARGE. AND THE CONTINUED EXISTANCE OF THE POLICE AND COURT RECORDS OF THE REFUSAL CHARGE NOT BEING EXAMINED IS CAUSING CIRCUMSTANCES WHICH CONSTITUTE A MANIFEST INJUSTICE TO PETITIONER AND THAT CIRCUMSTANCE BEING ^{THE} SHOWING OF A ILLEGAL INNOCENCE PROVEN JUNE 26, 2001 D.O.I CONVICTION ^{ON} OF THE VIRGINIA STATE POLICE ~~CRIMINAL HISTORY RECORD~~ ELECTRONIC CRIMINAL HISTORY RECORD PROVIDED IF THE EXAMINEMENT OF THE POLICE AND COURT RECORDS OF THE REFUSAL CHARGE WERE EXAMINED THAT WAS RULED A NOLE PROSECUTION OCTOBER 10, 2001 THAT WOULD EXAMINE THE POLICE AND COURT RECORDS OF THE JUNE 26, 2001 D.O.I CONVICTION AND THE JUNE 26, 2001 CRIMINAL HISTORY CONVICTION SHOWING ON THE ELECTRONIC CRIMINAL HISTORY RECORD OF THE VIRGINIA STATE POLICE BECAUSE THE RECORD OF THE REFUSAL CHARGE AND D.O.I CHARGE ARE RELATED RECORDS. WHY DID THE VIRGINIA SUPREME COURT REJECT THE PETITION FOR APPEAL THE PAGE COUNTY CIRCUIT COURT DID ERROR BY DENYING THE EXAMINEMENT OF THE POLICE AND COURT RECORDS OF THE REFUSAL CHARGE. THE CONTINUED EXISTANCE OF THE POLICE AND COURT RECORDS OF THE REFUSAL CHARGE NOT BEING EXAMINED IS CAUSING CIRCUMSTANCES WHICH CONSTITUTES A MANIFEST INJUSTICE TO PETITIONER AND THAT CIRCUMSTANCE BEING THE SHOWING OF ILLEGAL ~~INNOCENCE~~ INNOCENCE JUNE 26, 2001 D.O.I CONVICTION ON THE PETITIONER'S VA STATE POLICE ELECTRONIC CRIMINAL HISTORY RECORD

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:

RELATED CASES

TABLE OF CONTENTS

OPINIONS BELOW.....	1
JURISDICTION.....	PAGE 2
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED.....	PAGE 3
STATEMENT OF THE CASE.....	PAGES 4 THRU 10
REASONS FOR GRANTING THE WRIT.....	11 THRU 15
CONCLUSION.....	PAGE 16

INDEX TO APPENDICES

~~REFUSAL CHARGE PACKAGE, D.U.I. CHARGE PACKAGE COPY OF EXPONEMENT
PETITION ~~AND~~ TO FILE CIRCUIT COURT AND ORDER DISMISSING IT
APPENDIX A
COPY VIRGINIA STATE POLICE CRIMINAL HISTORY RECORD
COPY OF SENTENCING ORDER FOR D.U.I. CHARGES~~

~~APPENDIX B COPY OF PETITION FOR APPEAL TO VIRGINIA SUPREME COURT
AND ORDER REFUSING PETITION FOR APPEAL JULY 23, 2020~~

APPENDIX C

APPENDIX D

APPENDIX E

APPENDIX F

APPENDIX A ALSO CONTAINS COPY OF VA CODE 18.2-263 REFUSAL
OF TEST PENALTIES PROCEDURES COPY OF VA CODE 18.2-266
DRIVING MOTOR VEHICLE WHILE INTOXICATED VA CODE 18.2-267
PRELIMINARY ANALYSIS OF BREATH TO DETERMINE ALCOHOLIC
CONTENT OF BLOOD AND COPY OF VA CODE 19.2-392.2
EXPONEMENT OF POLICE AND COURT RECORDS

TABLE OF AUTHORITIES CITED

CASES WARREN SCOTT TAYLOR - V - COMMON - PAGE NUMBER
WEALTH VIRGINIA EXPUNEMENT PETITION DENIED
ON SEPTEMBER 24, 2019 APPENDIX A 156

WARREN SCOTT TAYLOR - V - COMMONWEALTH OF
VIRGINIA PETITION FOR APPEAL REFILED JULY
23, 2020

STATUTES AND RULES VA CODE 18.2-268.3 REFUSAL OF TEST PENALTIES PROCEDURE'S SECTION A, B, C. APPENDIX A PAGE 1 AND 2 OF EXPUNEMENT PETITION AND ~~ON~~ ^{ON} PAGE 1 ~~OF~~ ^{OF} CERTIORARI PETITION. VA CODE 18.2-266 DRIVING MOTOR VEHICLE WHILE INTOXICATED APPENDIX A PAGE 3 OF EXPUNEMENT ACTION ~~AND~~ ^{AND} PAGE 2 ~~OF~~ ^{OF} CERTIORARI PETITION VA CODE 18.2-267 PRELIMINARY ANALYSIS OF BREATH TO DETERMINE ALCOHOLIC CONTENT OF BLOOD APPENDIX A PAGE 2 OF EXPUNEMENT PETITION AND PAGES 3 ~~OF~~ ^{OF} CERTIORARI PETITION VA CODE 19.2-392.2 EXPUNEMENT OF POLICE AND COURT RECORDS SECTION (A) AND (F) APPENDIX (A) COPY OF EXPUNEMENT PETITION PAGE 4 AND PAGES 3 ~~OF~~ ^{OF} CERTIORARI PETITION. VA CODE 18.2-267 ~~REFUSAL~~ SECTION (E) ~~ON~~ ^{ON} PRELIMINARY ANALYSIS OF BREATH TO DETERMINE ALCOHOLIC CONTENT OF BLOOD CAN BE FOUND ~~ON~~ ^{ON} PAGE 3 ~~OF~~ ^{OF} CERTIORARI PETITION COPY IN APPENDIX (A)

OTHER IN THE STATE OF VIRGINIA IF THE ARRESTING OFFICER DOES NOT CERTIFY 5160 THE DECLARATION OF REFUSAL THE COURT SHALL DISMISS REFUSAL CHARGE AND EVIDENCE IN RECORD OF REFUSAL CHARGE CANNOT BE USED TO OBTAIN CONVICTION FOR REFUSAL OR D.O.I AND IF D.O.I AFFIDAVIT SCORE SHEET IS NOT IN RECORD OF REFUSAL CHARGE IT IS INADMISSIBLE PAGE 2 OF EXPUNEMENT PETITION APPENDIX 156 (A)

IN THE PAGE 1
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 A to the petition and is

- ☒ reported at APPENDIX A; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the ~~UNITED STATES DISTRICT COURT~~ STATE CIRCUIT court appears at Appendix A to the petition and is

- ☒ reported at APPENDIX A; 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 _____.

☐ 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 JULY 23, 2020
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

VA CODE 18.2-268.3 SECTIONS A, B, C, CAN BE FOUND IN E.G. APPENDIX A PAGE 1 AND TWO OF EXEMPTION PETITION SECTION C OF VIRGINIA CODE 18.2-268.3 STATES THE ARRESTING OFFICER SHALL CERTIFY SIGNED THE FORM THAT FORM BEING THE CERTIFICATE OF THE DECLARATION OF REFUSAL TO PERMIT SAMPLES OF BLOOD OR BREATH TO CONSTITUTE PROBABLE CAUSE FOR THE MAGISTRATE TO ISSUE WARRANT OR SUMMONS FOR REFUSAL TO PERMIT A SAMPLE OF BLOOD OR BREATH. VA CODE 18.2-266 DRIVING MOTOR VEHICLE WHILE INTOXICATED IT SHALL BE UNLAWFUL FOR ANY PERSON TO DRIVE OR OPERATE ANY MOTOR VEHICLE, BOAT OR TRAIN WHILE SUCH PERSON HAS A BLOOD ALCOHOL CONCENTRATION OF 0.08 PERCENT OR MORE BY WEIGHT BY VOLUME OR 0.08 GRAMS OR MORE PER 210 LITERS OF BREATH AS INDICATED BY A CHEMICAL TEST ADMINISTERED AS PROVIDED IN THIS ARTICLE THIS CODE CAN BE FOUND IN E.G. APPENDIX PAGE 3 OF EXEMPTION PETITION. VA CODE 18.2-267 PRELIMINARY ANALYSIS OF BREATH TO DETERMINE ALCOHOLIC CONTENT OF BLOOD CAN BE FOUND IN E.G. APPENDIX (A) PAGE TWO OF EXEMPTION PETITION AND SECTION E VA CODE 18.2-267 STATES THE RESULTS OF BREATH ANALYSIS SHALL NOT BE ADMITTED INTO EVIDENCE IN ANY PROSECUTION FOR AN OFFENSE LISTED IN SUBSECTION (A) THE PURPOSE OF THIS SECTION BEING TO PERMIT A PRELIMINARY ANALYSIS OF THE ALCOHOLIC CONTENT OF THE BLOOD OF A PERSON SUSPECTED OF HAVING COMMITTED AN OFFENSE LISTED IN SUBSECTION (A) A COPY OF VA CODE 18.2-267 SECTIONS (A) THRU G CAN BE FOUND ON PAGES OF PETITION FOR CERTIORARI. VA CODE 19.2-392.2 EXEMPTION OF POLICE AND COURT RECORDS SECTIONS (A) AND (E) CAN BE FOUND IN E.G. APPENDIX A ON THE 4TH PAGE OF THE PETITION FOR EXEMPTION ~~SECTIONS A THRU G CAN BE FOUND ON THE PAGES OF THE PETITION FOR WRIT OF HABEAS CORPUS~~ SECTIONS (A) THRU (G) OF VA CODE 19.2-392.2 EXEMPTION OF POLICE AND COURT RECORDS CAN BE FOUND IN APPENDIX E6. (A) A FULL COPY AND A FULL COPY OF VIRGINIA CODE 18.2-267 PRELIMINARY ANALYSIS OF BREATH TO DETERMINE ALCOHOLIC CONTENT OF BLOOD A FULL COPY SECTIONS (A) THRU (G) CAN BE FOUND APPENDIX (A) E6

STATEMENT OF THE CASE

ON SEPTEMBER 24, 2019 PETITIONER ARRIVED BEFORE THE PAGE COUNTY CIRCUIT COURT A PLEA OF NOT GUILTY WAS MADE AND REFUSAL CHARGE MADE MARCH 22, 2001 TO PAGE GENERAL DISTRICT COURT SEE REVERSE SIDE OF REFUSAL SUMMONS IN APPENDIX A CONVICTED AND NOTICE OF APPEAL FILED SEE NOTICE OF APPEAL PAGE CIRCUIT COURT RECORD NUMBER OIM00190 APPENDIX (A) IT WAS ALSO ARGUED ON SEPTEMBER 24, 2019 THAT THE RECORD OF THE REFUSAL CHARGE IS WITHOUT MISTAKE NO D.U.I. AFFIDAVIT SCORE SHEET AND THAT THERE IS NO SAMPLE OF BLOOD OR BREATH BEING 0.08 OR MORE AND ARGUED THAT UNDER V.C. CODE 232.267 PRELIMINARY BREATH TEST ARE INADMISSIBLE EVIDENCE IN COURT AND THAT THE PRELIMINARY SAMPLE OF BREATH OF 0.11 ON THE D.U.I. AFFIDAVIT SCORE SHEET IN PAGE COUNTY CIRCUIT COURT RECORD NUMBER OIR00184 APPENDIX (A) E6 WAS INADMISSIBLE EVIDENCE AND THAT IT WAS ARGUED AND IS STATED IN APPENDIX (A) E6 ON THE 2ND PAGE OF THE EXPUNEMENT PETITION THAT IF THE ARRESTING OFFICER DOES NOT CERTIFY SIGN THE CERTIFICATE OF THE DECLARATION OF REFUSAL THE COURT SHALL DISMISS THE REFUSAL CHARGE AND THE EVIDENCE INSIDE THE RECORD OF THE REFUSAL CHARGE CANNOT BE USED TO OBTAIN A CONVICTION FOR REFUSAL TO PERMIT A SAMPLE OF BLOOD OR BREATH OR D.U.I. AND THAT IF THE D.U.I. AFFIDAVIT SCORE SHEET WAS NOT IN THE RECORD OF THE REFUSAL CHARGE THAT IT COULD NOT BE USED TO OBTAIN A CONVICTION FOR D.U.I. OR REFUSAL AND THAT THE D.U.I. AFFIDAVIT SCORE SHEET THAT IS IN THE RECORD OF THE D.U.I. CHARGE PAGE COUNTY CIRCUIT COURT RECORD NUMBER OIR00184 APPENDIX (A) E6 IS INADMISSIBLE FOR TWO REASONS REASON NUMBER ONE BEING THE ARRESTING OFFICER DID NOT CERTIFY SIGN THE CERTIFICATE OF THE DECLARATION OF REFUSAL TO PERMIT SAMPLES OF BLOOD OR BREATH AND REASON NUMBER TWO BEING THE D.U.I. AFFIDAVIT SCORE SHEET IS NOT IN THE RECORD OF THE REFUSAL CHARGE AND THAT THERE WAS NO BASIS FOR THE JUNE 26, 2001 D.U.I. CONVICTION AND IT WAS ARGUED AND STATED ON THE 11TH PAGE OF PAGE COUNTY CIRCUIT COURT RECORD NUMBER OIM00190 APPENDIX (A) E6 THAT ON JUNE 26, 2001 THE D.U.I. CHARGE

PAGE 5 STATEMENT OF CASE CONTINUED

WAS FILED FIRST AND IT IS STATED ON THE 11TH PAGE OF PAGE COUNTY CIRCUIT COURT RECORD NUMBER 01M00190 APPENDIX (A) E6 THAT A PLEA OF NOT GUILTY WAS MADE ON THE D.U.I. CHARGE AND THAT THE COURT FOUND PETITIONER GUILTY OF FELONY D.U.I. AND THAT SENTENCING FOR THE FELONY D.U.I. WAS SET FOR AUGUST 27, 2001 WHICH TOOK PLACE AUGUST 29, 2001 AND THAT COUNSEL FOR THE DEFENDANT REQUESTED THAT THE WARRANT FOR THE REFUSAL CHARGE BE DISMISSED UNDER SECTION 18.2-268.4 AND THE COURT NOTED THAT IT COULD ONLY DISMISS THE WARRANT IF PLEA GUILTY TO THE OFFENSE TO PAGE CIRCUIT COURT RECORD NUMBER 01F00-184 WHICH HE DID NOT DO AND COURT DENIED MOTION A COPY OF THE SENTENCING ORDER IS IN PAGE CIRCUIT COURT RECORD NUMBER 01F00-184 APPENDIX (A) E6 DATED AUGUST 29, 2001 AND STATES THAT PETITIONER WAS SENTENCED TO 4 YEARS WITH 3 YEARS AND 2 MONTHS SUSPENDED. ~~ON THE 13TH PAGE~~ ON THE 13TH PAGE OF PAGE COUNTY CIRCUIT COURT RECORD NUMBER 01M00190 THAT THERE WAS A CONTINUABLE NOTICE FOR THE REFUSAL CHARGE WHICH CAN BE FOUND IN APPENDIX (A) E6 ON THE 13TH PAGE OF PAGE COUNTY CIRCUIT COURT RECORD NUMBER 01M00190 IT STATES A OCTOBER 10, 2001 1:00 PM BENCH TRIAL DATE SET FOR THE REFUSAL CHARGE AND ON THE 17TH PAGE OF PAGE COUNTY CIRCUIT COURT RECORD NUMBER 01M00190

PAGE 6 STATEMENT OF CASE CONTINUED

THERE IS A COPY OF THE ORIGINAL SUMMONS FOR THE REFUSAL CHARGE SHOWING A NOTICE PROSECUTION WAS MADE ON OCTOBER 10, 2001 ON THE APPEAL FOR THE REFUSAL CHARGE AND IT WAS DENIED THAT DAVIS STAYED ON THE 3RD AND 4TH PAGE OF THE EXPONENTIAL POTION IN APPENDIX A TO THAT IN THE STATE OF VIRGINIA WHEN A PERSON IS CHARGED WITH D.V.I. AND REFUSED TO PERMIT A SAMPLE OF BLOOD OR URINE THE ALCOHOL PROVES THEIR INNOCENCE OF D.V.I. BY PROVING THEIR INNOVENCE OF UNREASONABLE REFUSING TO PERMIT A SAMPLE OF BLOOD OR URINE AND THAT ON MARCH 22, 2001 PENNINGER PLURED NOT BUILT TO UNREASONABLE REFUSING TO PERMIT A SAMPLE OF BLOOD OR URINE AND WAS CONDUCTED ON A 10-URIN REFUSAL CHARGE THAT CANNOT BE USED TO OBTAIN A CONVICTION FOR D.V.I. AND A NOTICE OF APPEAL WAS FILED FOR THE REFUSAL CONVICTION AND THAT IT WAS OVERTURNED BY THE PAGE COUNTY CIRCUIT COURT OCTOBER 10, 2001 AND THAT THE OUTCOME OF THE REFUSAL CHARGE THAT WAS REVERSED A NOTICE PROSECUTION ON OCTOBER 10, 2001 BY THE PAGE COUNTY CIRCUIT COURT IS SUPPOSE TO BE THE OUTCOME OF THE JUDGE 26, 2001 D.V.I. CONVICTION AND THAT AT THE TIME THE REFUSAL CHARGE WAS OVERTURNED THE JUNE 26, 2001 D.V.I. CONVICTION SHOULD

PAGE 7 STATEMENT OF CASE CONTINUED
SHOULD HAVE BEEN OVERTURNED AND RULED
A NOBIL PROSECUTION AND THAT PETITIONER'S
INNOCENCE OF THE JUNE 26, 2001 D.U.I. CONVICTION
IS PROVEN BY HIS OCTOBER 10, 2001 COURT PRODUCED
INNOCENCE OF UNREASONABLY REFUSING TO
PERMIT A SAMPLE OF BLOOD OR BREATH AND
THAT IT IS A LEGAL IMPOSSIBILITY FOR PETITIONER
TO BE CONVICTED OF D.U.I. AFTER HIS INNOCENCE
OF UNREASONABLY REFUSING TO PERMIT A SAMPLE
OF BLOOD OR BREATH WAS PROVEN ON OCTOBER
10, 2001. AND IT WAS ABUSED AND STATED ON THE
FIFTH PAGE OF THE EXPUNEMENT PETITION IN
APPENDIX (A) 66 THAT THEREFORE THE CONTINUED
EXISTANCE OF THE POLICE AND COURT RECORDS
OF THE REFUSAL CHARGE THAT WAS RULED A
NOBIL PROSECUTION ON APPEAL BY THE FIFTH
CIRCUIT COURT NOT BEING SEENED EXPOSED
IS ~~CAUSING CIRCUMSTANCES WHICH ARE~~
~~REFLECTING~~ IS REFLECTING THE PROVIDED COPY
OF THE ~~VIRGINIA~~ ELECTRONIC CRIMINAL HISTORY
RECORD OF THE VIRGINIA STATE POLICE CRIMINAL
HISTORY RECORD BY CAUSING CIRCUMSTANCES WHICH
CONSTITUTES A MANIFEST INJUSTICE TO PETITIONER
AND THAT CIRCUMSTANCE BEING THE SHOWING
OF A UNLAWFUL INNOCENCE PROVEN D.U.I.
CONVICTION OF JUNE 26, 2001. IF A ORDER OF
EXPUNEMENT WAS GRANTED TO SEAL EXPUN-
BE THE POLICE AND COURT RECORDS OF THE
REFUSAL CHARGE THAT WAS RULED A NOBIL

PAGE 8 STATEMENT OF CASE CONTINUED
PROSECUTION ON OCTOBER 10, 2001 THAT WOULD
SEAL EXPUNGE THE POLICE AND COURT RECORDS
OF THE JUNE 26, 2001 FELONY D.U.I CONVICTION
AND IT WOULD ALSO DELETE EXPUNGE THE
INNOCENCE PROVEN UNLAWFUL JUNE 26, 2001
FELONY D.U.I CONVICTION SHOWING ON THE
PROVIDED COPY OF THE VIRGINIA STATE POLICE
CRIMINAL HISTORY RECORD BECAUSE THE RECORDS
OF THE REFUSAL CHARGE THAT WAS RULED A
NONE PROSECUTION ON OCTOBER 10, 2001 AND
THE JUNE 26, 2001 FELONY D.U.I CONVICTION
ARE RELATED RECORDS. VIRGINIA CODE 19.2-392.2
SECTION (A) AND (F) WERE ABUSED AND ARE
STATED ON THE 4TH PAGE OF THE EXPUNGEMENT
PETITION APPENDIX (A) E.6. THE COURT THEN
DISMISSED THE EXPUNGEMENT PETITION STATING
PETITIONER HAS CONSEQUENTLY NOT SHOWN
THAT THE EXISTENCE AND POSSIBLE DISSEMINATION
OF ~~FALSE~~ INFORMATION RELATING TO THE ARREST
OF THE PETITIONER CAUSES OR MAY CAUSE
CIRCUMSTANCES WHICH CONSTITUTE A
MANIFEST INJUSTICE TO PETITIONER A COPY
OF THE ORDER IS IN APPENDIX (A) E.6
A PETITION FOR APPEAL WAS THEN FILED
TO THE SUPREME COURT OF VIRGINIA A COPY
OF THAT PETITION FOR APPEAL CAN BE
FOUND IN APPENDIX (B) E.6. AND UNDER
ERROR ONE IT STATES PETITIONER'S INNOCENCE
OF THE JUNE 26, 2001 CONVICTION IS

PAGE 9 CONTINUED STATEMENT OF CASE
PROVIDED BY HIS OCTOBER 10, 2001 INDOLENCE
OF UNREASONABLY REFUSING TO PERMIT A
SAMPLE OF BLOOD OR BREATH AND THE OUTCOME
OF THE OCTOBER 10, 2001 TRIAL FOR THE REFUSAL
CHARGE IS SUPPOSE TO BE THE OUTCOME FOR
THE JUNE 26, 2001 FELONY D.V.I. CONVICTION
AND IT IS A LEGAL IMPOSSIBILITY FOR PETITIONER
TO BE CONVICTED OF D.V.I. AFTER HIS INDOLENCE
OF UNREASONABLY REFUSING TO PERMIT A SAMPLE
OF BLOOD OR BREATH WAS PROVIDED ON OCTOBER
10, 2001 THEREFORE THE CONTINUED EXISTANCE
OF THE POLICE AND COURT RECORDS OF THE
REFUSAL CHARGE THAT WAS RULED A NOIE
PROSECUTION ON APPEAL BY THE FABLE
CIRCUIT COURT ON OCTOBER 10, 2001 NOT
BEING SEALED EXPUNDED IS REFLECTING THE
PROVIDED COPY OF THE ELECTRONIC CRIMINAL
HISTORY RECORD OF THE VIRGINIA STATE
POLICE CRIMINAL HISTORY RECORD BY CASH-
ING CIRCUMSTANCES WHICH CONSTITUTE A
MANIFEST INJUSTICE TO PETITIONER AND
THE CIRCUMSTANCE BEING THE SHOWING OF
A UNLAWFUL INDOLENCE PROVIDED JUNE
26, 2001 FELONY D.V.I. CONVICTION. IF A
ORDER OF EXPUNEMENT WAS GRANTED TO
SEAL EXPUNDE THE POLICE AND COURT RECORDS
OF THE REFUSAL CHARGE THAT WAS RULED
A NOIE PROSECUTION ON OCTOBER 10, 2001
THAT WOULD SEAL EXPUNDE THE POLICE
AND COURT RECORDS OF THE JUNE 26, 2001

PAGE 10 CONTINUED STATEMENT OF CASE
FELONY D.O.I CONVICTION AND IT WOULD ALSO
DELETE EXAMINE THE INNOCENCE PROVEN
UNLAWFUL JUNE 26, 2001 FELONY D.O.I CONVICTION
SHOWN ON THE PROVIDED COPY OF THE VIRGINIA
STATE POLICE CRIMINAL HISTORY RECORD. BECAUSE
THE RECORDS OF THE REFUSAL CHARGE THAT
WAS RULED A NOIE PROSECUTION ON OCTOBER
10, 2001 AND THE JUNE 26, 2001 FELONY D.O.I
CONVICTION ARE RELATED RECORDS. THIS
STATEMENT CAN BE FOUND ON THE 4TH PAGE
OF THE EXPUNEMENT PETITION TO THE PAGE
COUNTY CIRCUIT COURT IN APPENDIX ① 16

REASONS FOR GRANTING THE PETITION

IT IS A PROVED FACT THAT THE MAGISTRATE ISSUED THE WARRANT FOR THE REFUSAL CHARGE WITHOUT PROBABLE CAUSE BECAUSE THE ARRESTING OFFICER DID NOT CERTIFY THE CERTIFICATE OF THE DECLARATION OF REFUSAL TO PERMIT SAMPLES OF BLOOD OR BREATH AS REQUIRED BY VA CODE 18.2-268.3 SECTION C THERE IS NO SAMPLE OF BLOOD OR BREATH BEING 0.08 OR MORE THEREFORE THE D.U.I. WARRANT WAS ISSUED WITHOUT PROBABLE CAUSE THE D.U.I. AFFIDAVIT IN THE RECORD OF THE D.U.I. CHARGE IS INADMISSIBLE BECAUSE THE ARRESTING OFFICER DID NOT CERTIFY SIGN THE DECLARATION OF REFUSAL TO PERMIT SAMPLES OF BLOOD OR BREATH AND THE D.U.I. AFFIDAVIT SCORE SHEET ~~IS~~ IS IN THE RECORD OF THE D.U.I. CHARGE NOT THE REFUSAL CHARGE AND THE PRELIMINARY SAMPLE OF BREATH ON THE D.U.I. AFFIDAVIT SCORE SHEET OF 0.11 IS INADMISSIBLE UNDER SECTION E OF VA CODE 18.2-267 THEREFORE THERE ARE NO BASIS FOR THE JUNE 26, 2001 D.U.I. CONVICTION AND ATTORNEYS INNOUENCE OF THE JUNE 26, 2001 D.U.I. CONVICTION IS PROVEN BY HIS OCTOBER 16, 2001 COURT PROVED INNOUENCE OF UNREASONABLY REFUSING TO PERMIT A SAMPLE OF BLOOD OR BREATH THEREFORE THE ~~CONTINUED EXISTENCE OF THE~~ PAGE COUNTY CIRCUIT COURT ERRORED ON SEPTEMBER 24, 2014 BY DENYING THE EXPONEMENT OF THE POLICE AND COURT RECORDS OF THE CHARGE OF UNREASONABLY REFUSING TO PERMIT A SAMPLE OF BLOOD OR BREATH THAT WAS RULED A NOIE PROSECUTION ON OCTOBER 10, 2001 ~~OF THE~~ ~~CONTINUED EXISTENCE OF THE~~ CONTINUED EXISTENCE OF THE POLICE AND COURT RECORDS OF THE REFUSAL CHARGE THAT WAS RULED A NOIE PROSECUTION ON APPEAL NOT BEING SEALED EXPONED AS CAUSING CIRCUMSTANCES WHICH CONSTITUTES A MANIFEST INJUSTICE TO PETITIONER AND THAT CIRCUMSTANCE BEING THE SHOWING OF A UNLAWFULL INNOUENCE PROVEN JUNE 26, 2001 D.U.I. CONVICTION SHOWING ON THE ELECTRONIC CRIMINAL HISTORY RECORD OF THE VIRGINIA STATE POLICE IF THE POLICE AND COURT RECORDS

CONTINUED PAGE 12 REASON'S WHY PETITION
SHOULD BE GRANTED
OF THE REFUSAL CHARGE THAT WAS RULED A
NONE PROSECUTION ON OCTOBER 10, 2001 ~~THAT~~
~~NO STATE EXPOSURE~~ WAS SUSTAINED EXPUNDED
THAT WOULD SEAL EXPOSURE THE POLICE AND
COURT RECORDS OF THE UNLAWFUL INVOL-
VENCE PROVEN JUNE 26, 2001 D.U.I CONVICTION
AND IT WOULD DELETE EXPOSURE THE ~~RE~~
JUNE 26, 2001 FELONY D.U.I CONVICTION SHOW-
ING ON THE ELECTRONIC CRIMINAL HISTORY
RECORD OF THE VIRGINIA STATE POLICE

THE VIRGINIA SUPREME COURT ERRORED ON
JULY 23, 2020 BY ~~RE~~ REFUSING THE PETITION FOR
APPEAL. THE MAGISTRATE DID NOT HAVE PROBABLE
CAUSE TO ISSUE THE REFUSAL CHARGE BECAUSE
THE ARRESTING OFFICER DID NOT CERTIFY SIGN THE
CERTIFICATE OF THE DECLARATION OF REFUSAL
TO PERMIT SAMPLES OF BLOOD OR BREATH AS
REQUIRED BY VA CODE 18.2-268.3 AND THE
RECORD OF THE REFUSAL CHARGE IS WITH-
OUT MERIT NO D.U.I AFFIDAVIT SCORE SHEET
THE D.U.I AFFIDAVIT IN THIS MATTER IS IN-ADMISS-
IBLE EVIDENCE FOR TWO REASONS REASON ONE
BEING THE ARRESTING OFFICER DID NOT CERTIFY
SIGN THE CERTIFICATE OF THE DECLARATION OF
REFUSAL AND THE OTHER REASON BEING THE
CERTIFICATE OF THE DECLARATION OF REFUSAL
IS IN THE RECORD OF THE D.U.I CHARGE
NOT THE REFUSAL CHARGE. AND THE PREL-

CONTINUED PAGE 13 REASON'S WHY PETITION SHOULD BE GRANTED

IMINARY SAMPLE OF BREATH OF 0.11 ON THE D.V.I. AFFIDAVIT SCORE SHEET IN THE RECORD OF THE D.V.I. CHARGE IS IN-ADMISSIBLE UNDER SECTION E OF VA CODE 18.2-272 AND THERE ARE NO BASIS FOR THE JUNE 26, 2001 D.V.I. CONVICTION AND PETITIONER'S INNOCENCE OF THE JUNE 26, 2001 D.V.I. CONVICTION IS PROVEN BY HIS OCTOBER 10, 2001 COURT PROVEN INNOCENCE OF UNREASONABLY REFUSING TO PERMIT A SAMPLE OF BLOOD OR BREATH. THEREFORE THE CONTINUED EXISTANCE OF THE POLICE AND COURT RECORDS OF THE REFUSAL CHARGE THAT WAS RULED A NONE PROSECUTION ON OCTOBER 10, 2001 NOT BEING SEALED EXPUNDED IS CAUSING CIRCUMSTANCES WHICH CONSTITUTES A MANIFEST INJUSTICE TO PETITIONER AND THAT CIRCUMSTANCE BEING THE SHOWING OF A UNLAWFUL INNOCENCE PROVEN JUNE 26, 2001 FELONY D.V.I. CONVICTION ON THE VIRGINIA STATE POLICE ELECTRONIC CRIMINAL HISTORY RECORD. IF A ORDER OF EXPUNDEMENT WAS ISSUED TO SEAL EXPUNDE THE POLICE AND COURT RECORDS ~~THAT WAS~~ ~~RULED A NONE PROSECUTION ON OCTOBER 10, 2001~~ OF THE REFUSAL CHARGE THAT WAS RULED A NONE PROSECUTION ON OCTOBER 10, 2001 BY THE FIVE CIRCUIT COURT THAT WOULD SEAL EXPUNDE THE POLICE AND COURT RECORDS OF THE UNLAWFUL INNOCENCE

PAGE 14 CONTINUING BRASON'S WHY PETITION SHOULD BE GRANTED

NUE PROVEN JUNE 26, 2001 D.V.I CONVICTION AND IT WOULD ALSO DELETE EXHIBIT THE JUNE 26, 2001 D.V.I CONVICTION SHOWING ON THE ELECTRONIC CRIMINAL HISTORY RECORD OF THE VIRGINIA STATE POLICE BECAUSE THE RECORDS OF THE REFUSAL CHARGE THAT WAS RULED A NOHE PROSECUTION ON OCTOBER 10, 2001 AND THE RECORDS OF THE JUNE 26, 2001 D.V.I CONVICTION ARE RELATED RECORDS AND THE PAGE COUNTY CIRCUIT COURT AND THE VIRGINIA SUPREME COURT HAVE BOTH VIOLATED THE CONSTITUTIONALITY OF THE STATE OF VIRGINIA EXAMINEMENT STATUTE. AND THE NATIONAL IMPORTANCE OF THIS MATTER IS THAT IT IS A LEGAL IMPOSSIBILITY FOR SOMEONE TO BE CONVICTED OF D.V.I AFTER THEIR INDEPENDENCE OF UNREASONABLY REFUSING TO PERMIT A SAMPLE OF BLOOD OR BREATH IS PROVEN AND IT IS A LEGAL IMPOSSIBILITY TO BE CONVICTED OF D.V.I WHEN THE REFUSAL CHARGE IS ISSUED WITHOUT PROBABLE CAUSE. AND THE NATIONAL IMPORTANCE OF THIS MATTER IS ALSO BECAUSE ON THE 5TH PAGE OF THE EXAMINEMENT PETITION IN APPENDIX (B) EB IT STATES THAT THE JUNE 26, 2001 D.V.I CONVICTION IS SUSPECTED TO BE A PAID FOR PROTECTION MARK TO PROTECT STATE GOVERNMENT OFFICIALS AND CITIZEN'S FROM MURDER CHARGES FOR KILLING WHITE MEN THAT REFUSE BLACK

CONTINUED PAGE 15 REASON'S WHY PETITION
SHOULD BE GRANTED
WOMEN AND AS TO SAID ALLEGATIONS PETITION-
NER WARREN SLOTT TAYLOR WAS ILLEGALLY
CONFINED FOR REFUSING BLACK WOMEN AND
IF THE REFUSAL CHARGE WAS ~~CHARGE~~
EXAMINED OR THE D.C. CONVICTION OVERTURN-
ED THAT WOULD GIVE THE F.B.I. THE RIGHT TO
MAKE ARREST ON THE SUSPECTED MURDER
FUGITIVES. A COMPLAINT TO THE F.B.I. HAS NOT
BEEN FILED YET AND PEOPLE WHO KILL WHITE
MEN FOR REFUSING BLACK WOMEN PRESENT A
CLEAR AND PRESENT DANGER TO HUMAN
SOCIETY AND NEED TO BE REMOVED FROM
THE STREETS OF THE UNITED STATES OF AMERICA
AND THE PAGE COUNTY CIRCUIT COURT AND
THE VIRGINIA SUPREME COURT ARE BOTH
SUSPECTED OF HARBORING MURDER FUGITIVES

PAGE 16

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

WARRIS SLOTT TAYLOR

Date: ^{15TH} OCTOBER 15, 2020