

No.

20-6219

IN THE
SUPREME COURT OF THE UNITED STATES

"FIRK

LARRY D. ODUM PETITIONER
(Your Name)

vs.

Señr. Planda Doc, et.al. RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

11th Circuit Court of Appeals (Atlanta, GA)
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

LARRY D. DUNN, PRO-
S0-

(Your Name)

Lake Correctional Institution

19225 U.S. Hwy. 27

(Address)

Clermont, FL 34715-9028

• (City, State, Zip Code)

(552) 394-6146 (Main)
(Phone Number) ^{for 552}
Phone

QUESTION(S) PRESENTED

(1) Petitioner asserts that his Constitutional Right to be free from Double Jeopardy in his sentence has been violated. The Petitioner is asking the Court to determine the legality of his habitual offender sentence through the 4 separate and illegal sentencing hearings. The petitioner continues to allege that his Constitutional Protections against Double Jeopardy in sentencing have been violated through his 4 sentencing hearings. This Court should closely examine all sentencing in light of his multiple sentencing hearings and increased sentences.

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:

LARRY D. O'DUM
v.

SLC, FDO C, attorney
Benevolent, Florida

1145 Circuit
Case # 19-12320-D

Denied
(attached)

RELATED CASES

NA
None.

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STATUTES AND RULES

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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 A 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 is unpublished.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 is unpublished.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 5th DCA, Florida court appears at Appendix _____ to the petition and is 4 So. 3d 1258 (Fla. 5th DCA 2009).
 reported at 4 So. 3d 1258 (Fla. 5th DCA 2009); 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 _____. 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

Fifth Amendment Claims
against Double Jeopardy
Multiple Sentencing
Fifth Amend., U.S. Constitution.

STATEMENT OF THE CASE

Petitioner was convicted in Lake County, FL of Vehicular homicide (Count 1) and Reckless Driving causing serious bodily injury (Count 2). The court sentenced him to a Habitual Felony offender penalty and is serving a 25 year sentence. He contends that this current sentence is illegal, as it was improperly enhanced and violated his Constitutional protections against Double Jeopardy.

The Petitioner seeks relief from the illegally enhanced sentence which was done over 4 separate sentencing hearings.

REASONS FOR GRANTING THE PETITION

The Petitioner alleges in this Petition that Court should be granted. The Petitioner's 4 sentencing hearings have resulted in an illegal sentence which clearly violates Double Jeopardy. The original sentence on March 5, 2008 was illegal and was not properly enhanced. All subsequent sentences violated Double Jeopardy. The lower court should be limited to a 15 year, non-enhanced sentence and this court should review the violation of Petitioner's rights against Double Jeopardy in his sentences, see Court orders.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Darcy D. Odum ^{PRO SE}
Date: Oct. 24, 2020 LARCY D. ODUM
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19225 U.S. Hwy. 27
Vermont, PL 34715-
3028