

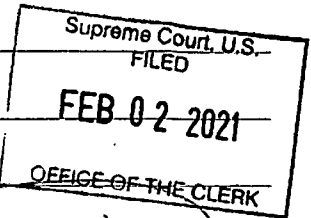
ORIGINAL

In The Supreme Court of The United States

Mauro C. Palacio,
Petitioner,

-versus-

B. Sullivan.



No. 20-6801

Petition for Rehearing

U.S. S.Ct. Rule 44

Relief Sought

Petitioner Mauro C. Palacio pursuant to Rule 44
U.S. S.Ct. request Rehearing for the above captioned case.

Synopsis

Mr. Palacio filed a writ of certiorari on ~~January~~ ^{January} ^(mp)
8, 2021, alleging that because his term of imprisonment
had expired, his case was not moot as his supervised
release is considered "in custody" for purposes of his 28 U.S.C.
section 2241 petition. on February 22, 2021 the writ of
certiorari was denied by the Honorable Supreme Court.(U.S.).

Ground

The Court decision conflicts with its own authoritative
decision Maleng v. Cook, 490 U.S. 488 @ 491 (1989). A

6337

Prisoner on Supervised release is considered "in custody" for purposes of petitions 2241 and 2254 and motions to vacate under 2255, and authoritative decision of the court to which the writ is addressed: United States v. Pregent 190 F.3d 279 @ 283 (4th Cir. 1999). A prisoner on supervised release is considered to be "in custody" for purposes of sections 2241's and 2254's and section 2255 motions.

Conclusion

Consideration by the majority of the court is therefore necessary to secure and maintain uniformity of the court's decision.

I declare under penalty of perjury that the foregoing is true and correct (see 28 U.S.C. section 1746; 18 U.S.C. section 1621).

Executed on: March 17, 2021

By: Mauro C. Palacio

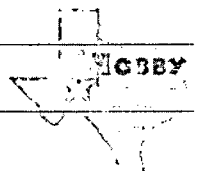
Mauro C. Palacio

02271249

Ramsey Coster

1100 Fm 635 Rd

Rosharon, TX 77583



In the Supreme Court of the United States

Mauro C. Palacios,
Petitioner,

-versus-

B. Sullivan.

Nº 20-2801

Proof of Service

U.S. S.Ct. Rule 29

I hereby certified that on the 17th of March, 2021, a true and correct copy of the foregoing instrument was mailed in the institutions mail system. First class postage is being prepaid either by me or by the institution on my behalf to the following;

Solicitor General of the United States.

Robert F. Kennedy Building, Ste 5143

950 Pennsylvania Ave., N.W.

Washington, DC 20530

I declare under penalty of perjury that the foregoing is true and correct (see, 28 U.S.C. Section 1746; 18 U.S.C. Section 1621).

Executed on: March 17, 2021

BY: Mauro C. Palacios

Mauro C. Palacios

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SUPREME COURT, U.S.

LOBBY

In The Supreme Court of the United States

Mawro C. Palacio,
Petitioner,

No 20-6801

-versus-

B. Sullivan.

Certificate

U.S. S.Ct. Rule 44. 2

Certification of Petitioner Mawro C. Palacio

Mawro C. Palacio certifies that the enclosed
Petition for Rehearing (U.S. S.Ct. Rule 44) it is restricted
to the ground to secure and maintain uniformity of the
Court's decision and is presented in good faith and not
for delay.

I declare under penalty of perjury that the
foregoing is true and correct (see 28 U.S.C. section 1746;
18 U.S.C. Section 1621).

Executed on: March 17, 2021

By Mawro C. Palacio

Mawro C. Palacio

02271249, 1100 FM 655

Ramsey Custer

Rosharon, TX 77583

2020