

THE UNITED STATES SUPREME COURT

NO. 20-7053

IN RE: HECTOR MANUEL TORRES-PETITIONER

v.

THE STATE OF TEXAS-RESPONDENT

PETITION FOR REHEARING

ON PETITION FOR WRIT OF CERTIORARY

HECTOR MANUEL TORRES
TDCJ-ID NO. #01123769
ALLEN POLUNSKY UNIT
3872 FM 350 SOUTH
LIVINGSTON, TEXAS 77351

THE UNITED STATES SUPREME COURT

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IN RE: HECTOR MANUEL TORRES - PETITIONER

v.

THE STATE OF TEXAS - RESPONDENT

PETITION FOR REHEARING

TO THE HONORABLE JUSTICES OF THE UNITED STATES SUPREME COURT:

Hector Manuel Torres, respectfully present's his motion seeking a re-hearing, the state court decline to acknowledge that the decision raise the question of whether a non-citizen is deprived the 14th amendment protection during trial, also the 6th amendment guarantee to effective counsel, because he's a non-citizen, which is discrimination.

JURISDICTION

This petition for re-hearing is filed pursuant to 28 U.S.C. §1651(a) of the all writ act, and is timely filed in accordance with Rule (44). This petition is not presenting any new ground, it seek's a question of law to determine whether he should have the same right's as everyone else during a trial.

II. GROUND FOR REVIEW

THE QUESTION IS WHETHER PETITIONER HAS A "EQUAL PROTECTION" IN COURT BEING FROM MEXICO, THE SAME AS A U.S. CITIZEN ?

Petitioner presented this issue to the lower court's, but they will not address the issue. This court announced the decision in Chavez V United States, 568 U.S.342, 133 S.Ct.1103, 185 L.ed 2d 149 (2013) which denied a non-citizen the same protection that a U.S. citizen have in court during a plea bargaining proceeding. It made clear that non-citizens that help build the economy, is not allowed the right to be informed of all the issues related to a plea bargaining process as announced in this court in Padilla V Kentucky, 559 U.S.356(2010). The lower court will not address this issue, also even if this issue was a collateral issue, does it deny petitioner of his 6th Amendment right to effective counsel, and his 14th Amendment right to "equal protection". Does every defendant facing trial have those right's ? So it would be discrimination for it not to apply to every defendant facing criminal charges, so would this court please address this issue ?

II. PETITIONER CERTIFY THAT THE GROUND PRESENTED IS LIMITED

TO THE ENTERVENING CIRCUMSTANCES OF SUBSTANTIAL OR
CONTROLLING EFFECTS

The issues presented or limited to the circumstances that was previously presented in the lower court on the same question. The issues challenge the state court on the question of whether its decision was contrary to the United States Constitution.

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(2)


HECTOR MANUEL TORRES

III. CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of this motion for re-hearing was sent by First Class U.S. Mail to the Clerk of the Court of Criminal Appeals of Texas, at P.O. Box 12308, Austin Texas 78711 this 20th day of May, 2021.


Hector M. Torres
HECTOR MANUEL TORRES

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CERTIFICATION OF GOOD FAITH

Hector Manuel Torres, petitioner in this action certify that this motion requesting a re-hearing is being presented in good faith and not to harass the court, or cause any delays.


Hector M. Torres
HECTOR MANUEL TORRES