

THE UNITED STATES SUPREME COURT

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NO. 20-7053

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IN RE: HECTOR MANUEL TORRES-PETITIONER

V.

THE STATE OF TEXAS-RESPONDENT

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PETITION FOR REHEARING

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ON PETITION FOR WRIT OF CERTIORARY

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

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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 in 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,s it seek's a question of law to determine whether he should have the same right's as eb 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 Chaidez 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 rights ? 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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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 MANUEL TORRES

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CERTIFICATION OF GOOD FAITH

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

  
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HECTOR MANUEL TORRES