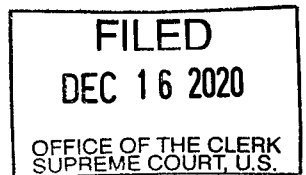


20-7490

No. \_\_\_\_\_



\_\_\_\_\_  
IN THE

SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_

Martin S. Ivie — PETITIONER  
(Your Name)

vs.

State of Washington — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

< NO COURT HAS EVER RULED ON THE MERITS >  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Martin S. Ivie  
(Your Name) # 307402

191 Constantine Way  
(Address)

Aberdeen, WA 98520  
(City, State, Zip Code)

n/a  
(Phone Number)

ORIGINAL

## QUESTION(S) PRESENTED

1. Is it legally-permissible for police officers to purposefully ambush an unarmed US Citizen committing NO crimes, shoot him 8 times in the back with a machine gun without cause, and then fabricate outlandish fables to accuse the Actually Innocent US Citizen of assaulting them?
2. Is it legally-permissible for State Courts to repeatedly refuse to address irrefutable forensic proofs of (i) police-officers' purposeful attempt to murder the US Citizen, (ii) fabrication of fictitious ballistics reports, (iii) juror intimidation, and (iv) denial of factual adherence to radio logs and (unlawfully seen concealed) video records, AND then, use 'time-barring' as an excuse to further abscond from simple justice and 'equal protection of the laws'?

## 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

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## TABLE OF CONTENTS

OPINIONS BELOW.....	1
JURISDICTION.....	2
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED .....	3
STATEMENT OF THE CASE.....	4
REASONS FOR GRANTING THE WRIT .....	5
CONCLUSION.....	6

## INDEX TO APPENDICES

APPENDIX A	Court of Appeals Order Dismissing Petition (No. 54627-2-II; 6.10.20)(2 pages)
APPENDIX B	State Supreme Court Order Denying Review (No. 98692-4; 12.2.20)(1 page)
APPENDIX C	Grounds for Direct Review in No. 12-1-00064-6 (6.21.20)(5 pages)
APPENDIX D	Motion for Discretionary Review in No. 54627-2-II (6.21.20)(7 pages)
APPENDIX E	Declaration of Defendant's Innocence by Juror (10.11.12)(2 pages)
APPENDIX F	Supporting Statutory & Case Law with Commentary in Filed Petitions (10 pages)

# TABLE OF AUTHORITIES CITED

## CASES

## PAGE NUMBER

'Schlup v. Delo', 513 US 298 (1995)

5

'Brady v. Maryland', 373 US 83 (1963)

5

'Giglio v. US', 405 US 150 (1972)

5

(2 each in  
Appendices  
C&D)  
5

'Miller v. Pate', 386 US 1 (1967)

## STATUTES AND RULES

US CONST., amend. XIV § 1

## OTHER

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 \_\_\_\_\_ 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 B to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☒ is unpublished.

DATED: 12.2.20 / FILED

The opinion of the Court of Appeals (DIV. II) court 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.

DATED: 6.10.20 / FILED

## 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 12.2.20.  
A copy of that decision appears at Appendix B.

☐ 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).

## STATEMENT OF THE CASE

This is a blatant case of patently obvious police brutality. We know this because a sworn witness testimony (in Appendix C) declares under oath that Mason County, WA deputies purposefully & maliciously ambushed the Petitioner in an effort to murder him without cause on the night of 2.9.12.

Then, those officers fabricated fables to frame the Petitioner for assaulting those officers. This is especially outrageous because:

- (i) at least 1 juror refused to buy the myth (Appendix E), but was intimidated out of a fair decision;
- (ii) 100% of ALL evidence proves that any assault on the deputies NEVER really happened, at all; and
- (iii) all levels of State Courts have totally absconded from their duty to rule on the plainly and clearly presented merits of this SINGLE case, only to falsely & unlawfully & fatuously call 'ACTUAL INNOCENCE' "time-barred".



## REASONS FOR GRANTING THE PETITION

The Petitioner IS 'Actually Innocent' because (a) the deputies were NEVER assaulted, (b) the deputies' fables are completely refuted by ALL ACTUAL FORENSIC FACTS IN EVIDENCE, and (c) a juror has sworn so.

Therefore, per 'Schlup v. Delo', 513 US 298 (1995), the Petitioner CANNOT ever be time-barred.

Furthermore, ubiquitous evidentiary laws, including 'Brady v. Maryland', 373 US 83 (1963) and 'Giglio v. US', 405 US 150 (1972), etc., et. al., affirm the Constitutional guarantee that it is illegal for a State to both (a) conceal its own crimes AND (b) hide proof of the Petitioner's innocence (ref. US Const., amend. XIV § 1, as rationally supported, also, by the prohibition of using false 'evidence' to obtain false conviction, as in 'Miller v. Pate', 386 US 1 (1967)).

This Highest US Court should exercise its authority to restore justice in this appalling case of patently obvious State tyranny manifest as heinous police brutality.

#### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

X Antoni A. Lio

X Date: 12-8-20