

VIRGINIA:

In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Friday the 5th day of February, 2021.

Brian David Hill, Appellant,

against Record No. 200267
 Circuit Court No. CL19000331-00

Commonwealth of Virginia, Appellee.

Upon a Petition for Rehearing

On consideration of the petition of the appellant to set aside the judgment rendered herein on December 21, 2020 and grant a rehearing thereof, the prayer of the said petition is denied.

A Copy,

Teste:

Douglas B. Robelen, Clerk

By: *Melvin S. Goffman*

Deputy Clerk

VIRGINIA:

In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Monday the 21st day of December, 2020.

Brian David Hill, Appellant,

against Record No. 200267
 Circuit Court No. CL19000331-00

Commonwealth of Virginia, Appellee.

From the Circuit Court of the City of Martinsville

Upon review of the record in this case and consideration of the argument submitted in support of the granting of an appeal, the Court refuses the petition for appeal. Brian David Hill challenges the judgment of the Circuit Court of the City of Martinsville dismissing his petition for a writ of habeas corpus. On November 18, 2019, Hill filed a petition for a writ of habeas corpus in the circuit court challenging his misdemeanor conviction for indecent exposure. In his petition, Hill indicated that on November 15, 2019, he received a sentence of 30 days in jail and that, at the time of filing, he was not in custody or under any type of probation or suspended sentence from his indecent exposure conviction. Because Hill had fully served his sentence at the time he filed his petition, the circuit court lacked jurisdiction to award habeas relief under Code § 8.01-654. *See Escamilla v. Superintendent*, 290 Va. 374, 380-81 (2015) (holding that detention is jurisdictional in habeas corpus, and jurisdiction must exist at the time the petition is filed). Accordingly, the Court is of the opinion there is no reversible error in the judgment below.

The rule to show cause previously entered herein is discharged.

A Copy,

Teste:

Douglas B. Robelen, Clerk



By:

Deputy Clerk

No.21-_____

In The
Supreme Court Of The
United States

BRIAN DAVID HILL,
Petitioner,

v.

COMMONWEALTH OF VIRGINIA,
Respondent,

On Petition for a Writ of Certiorari to
the Supreme Court of Virginia

AFFIDAVIT OF SERVICE

Brian David Hill
Pro Se
Ally of QANON
Former USWGO Alternative News
Reporter
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U.S.W.G.O.

Friend of justice



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I HEREBY CERTIFY that on April 1, 2021, two (2) copies of the PETITION FOR A WRIT OF CERTIORARI and two (2) copies of the MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS (Affidavit included) in the above-captioned case were served, as required by U.S. Supreme Court Rule 29.5, on the following:

1. RACHEL LYNSIE YATES (ESQ.)
Office of The Attorney General
Email: service@oag.state.va.us
Phone Number: (804)786-2071
202 N 9th St
Richmond, VA, 23219-3424

2. Glen Andrew Hall, Esq.
The Office of the Commonwealth Attorney
For the City of Martinsville
Phone: 276-403-5470
Fax: 276-403-5478
Email: ahall@ci.martinsville.va.us
55 West Church Street
P.O. Box 1311
Martinsville, Virginia 24114

Since Petitioner is proceeding pro se without representation of counsel and under Supervised Release conditions not allowing Petitioner to use the internet, email service cannot possibly be made on the Respondents or their Attorneys. Disclaimer: The only reason Petitioner types up JusticeforUSWGO.wordpress.com is to promote a political website that his friends/family operate to ask for justice for Brian D. Hill, the former alternative news reporter of

A WRIT OF CERTIORARI and MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS. This note is not the usual form but is treated as an official proof of receipt from the Commonwealth Attorney Office. Two of the three documents which were accepted by the Office of the Commonwealth Attorney are the PETITION FOR A WRIT OF CERTIORARI and MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS.

The Office of The Attorney General of Virginia, under counsel: RACHEL LYNSIE YATES (ESQ.) was served one (1) copy of both the PETITION and MOTION with affidavit included by a mailing under certified mail tracking number 9407-1368-9523-2787-2694-95. Proof of certified mail photocopy of mailing label is attached. Roberta Hill ordered the mailing label for Brian D. Hill to use for this process of a mailing label with postage prepaid.

That should serve all known Respondents and satisfy the service requirement by the U.S. Supreme Court.

Also, a copy of the PETITION FOR A WRIT OF CERTIORARI was filed with the Supreme Court of Virginia on April 1, 2021, even though they are not a Respondent. It was filed through their Virginia Court eFiling System ("VACES") by and through Roberta Hill my filing Assistant by filing on my behalf

since I cannot use the Internet. The Clerk notified Roberta Hill that they had reviewed and accepted such filing and that Petition is also on record with the Supreme Court of Virginia, so they are aware of the petition with the U.S. Supreme Court.

Declaration pursuant to 28 U.S. Code § 1746.

<EVIDENCE ATTACHED TO THIS AFFIDAVIT OF SERVICE>

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 1, 2021.

DATED this 1st day of April, 2021.

Respectfully submitted,



Signed

Brian David Hill

Pro Se

Ally of QANON

Former USWGO Alternative News Reporter
310 FOREST STREET, APARTMENT 2
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No.21-_____

In The Supreme Court Of The United States

BRIAN DAVID HILL,
Petitioner,

v.

COMMONWEALTH OF VIRGINIA,
Respondent,

On Petition for a Writ of Certiorari to the
Supreme Court of Virginia

**PETITION FOR A WRIT OF
CERTIORARI**

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33. 2, I certify that the Petition document is at least 40 pages, including the parts of the document that are exempted. Font size for the Petition is 12 and/or 12.5, Type is New Century Schoolbook. The Supreme Court name on the cover sheet is Old English Text MT, just for the cover.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 1, 2021.

Brian D. Hill
Signed

Brian D. Hill
Signed

Brian D. Hill

Brian David Hill

Pro Se

Ally of QANON

Former USWGO Alternative News Reporter

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