

OCT 28 2021

CASE NO. 20-8319 *By:*

For Mailing

Provided To: Moore Haven C.F.

IN THE SUPREME COURT OF THE UNITED STATES

WASHINGTON, DC 20543-0001

By:

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JOHN J. WILSON JR.,

Petitioner,

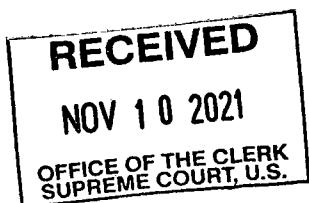
Vs.

STATE OF FLORIDA,

Respondent,

**PETITION FOR REHEARING BASED ON
THE EMERGENCE OF NEW EVIDENCE
DURING WHICH TIME THE INSTANT
PETITION WAS PENDING**

John J. Wilson Jr.
DC# M96232
Moore Haven C.F.
P.O. Box 69
Moore Haven, FL 33471-8837



QUESTION(S) PRESENTED

1. Can same criminal counsel misrepresenting defendant in the same L.T. case, and other cases in the trial court documenting instances of "torture" to induce "plea(s)," be appointed to same defendant's direct appeal?
2. Can same counsel lawfully represent defendant with Florida Bar investigation and disciplinary action pending against him? See collateral civil action pending in the U.S. Court of Appeals under No. 21-11152-'D' (20-25204-CV-ALTMAN).
3. Can appeal filed pursuant to Rule 9.120(d) of the Fla. R. App. P. be dismissed for ineffective assistance of appellate counsel pursuant to Rule 9.141 of the Fla. R. App. P., with (2) two pending civil state tort actions and open Florida Bar file investigation unresolved, by the Florida Supreme Court?

INDEX TO APPENDICES
DOCUMENTING NEW EVIDENCE

A. Appendix: Florida Bar investigation by Grievance Committee ("p") of Miami-Dade County, received on 25 August 2021, during which time the instant petition was pending.

B. Appendix: Sworn affidavit, the Judicial Administrative Commission of the State of Florida ("JAC") dated 26 October 2021.

C. Appendix: Docket statement in civil tort claim No.18-210-CA, pending in the Nineteenth Judicial Circuit for Martin County, Florida, filed on 28 February 2018 naming CHARLES G. WHITE, Esq. subject of the instant petition in this court, as a principal, defendant pursuant to Rule 1.610 of the Fla. R. CIV. P.

D. Appendix: Sworn affidavit to the Chairman of the Senate Armed Services Committee of Military Court Inquiry filed pursuant to 10 U.S.C. § 935 documenting the fact *Petitioner* is imprisoned in an underlying state of Florida criminal case without a record for Direct Appeal, in which Petitioner was also represented by subject attorney, CHARLES G. WHITE, Esq. See Rule 8 violations in this court under

unauthorized filing of petition No. 19-8247, by *ultra vires* counsel
CHARLES G. WHITE. See Appendix A.

COMES NOW, *Petitioner*, JOHN J. WILSON, JR., pursuant to Rule 44 of the court, to submit new evidence documenting intervening circumstances through a Florida bar investigation having a controlling effect on material and substantial grounds not previously presented. See Exhibit "A": Exhibits of violation and false statements to Florida Supreme Court regarding its STAY ORDER of direct appeal No. 3D15-2653. (See false statements by subject attorney CHARLES G. WHITE in reply to State's own motion to remove this attorney, only just received by *Petitioner*, by the Third District of Florida, during the pending period of the instant petition).

To wit:

Petitioner, is being falsely imprisoned in a state of Florida criminal case (F15-1083), lacking a record on appeal.

CHARLES G. WHITE, attorney assigned to represent *Petitioner* in the same L.T. Case, and then it's appeal, has been assigned as the responsible accomplice in the illegal activities for which he collected legal fees that resulted in a lack of a record in direct appeal No. 3D15-2653 (F15-1083). See Appendix B: Sworn affidavit with corresponding evidence relating to case No. FI5-6748, also assigned to WHITE Esq.

The enclosed evidence contained in the appendix filed pursuant to Rule 44 of this Court for the GRANTING of REHEARING based on the emergence of new grounds not previously presented speaks for itself.

CONCLUSION

Based on the foregoing, and supporting new evidence attached herewith, documenting intervening circumstance related to Florida bar investigation by Grievance Committee ("11P"), REHEARING should be granted, and certiorari writ issued.

OATH

Petitioner, WILSON hereby solemnly certifies the petition is presented in good faith, not for delay, and limited to grounds not previously presented, based on the emergence of new evidence while the instant petition was pending. *Petitioner* further attests under penalties of perjury the foregoing facts presented are true and accurate, pursuant to 28 U.S.C. §1746.

CERTIFICATE OF SERVICE

Petitioner attests the enclosed petition and appendices were placed in the hands of legal mail authorities of Moore Haven Correction on 24 Date of OCTOBER, 2021.

The Hon. Merrick Garland, U.S. Attorney General, U.S. Dept. of Justice,
950 Pennsylvania Ave., Washington, DC 20543-001.

Date 10/24/2021

Respectfully Submitted,
/s/ *John J. Wilson, Jr.*
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**Additional material
from this filing is
available in the
Clerk's Office.**