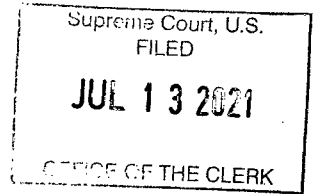


4-5123
No. _____

ORIGINAL



IN THE
SUPREME COURT OF THE UNITED STATES

TERENCE THOMAS — PETITIONER
(Your Name)

vs.

UNITED STATES — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

20-3224; Dist/Ag dock et; 6:19-cv-01211-EM, 6:16-cr-10034-EM ^{EFMO-1}
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

TERENCE THOMAS
(Your Name)

42 Patton Road; Fmc DENNIS po box 879
(Address)

Ayer MA 01932
(City, State, Zip Code)

—NA—
(Phone Number)

QUESTION(S) PRESENTED

(1) • I was denied a CoA (Certificate of Appealability) from the 10th circuit Court of Appeals, I would like to know what is the process (appeal process) after the 10th cir.

(2) • I would like to know if I may have some templates in regards to the next process because are library don't have to many things.

(3) • I would like to know what else I need to do in regards to CASE NO. 20-3224

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

(1) No 20-3224

(D.C. Nos. 6:19-CV-01211-ELM) ~ (6:16-CR-10034-ELM-1)

(D.Kan)

(2) No. 21-3067 (D.C. No 5:21-CV-03059-SAC)(D.Kan)

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

SEE CASE Ab. 21-3067

I don't have access to Enough law library
STATUTES AND RULES Please order some ~~paper~~ judgement so that
we can have access to law library so that
I may pursue this case -

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 A to the petition and is

☒ reported at NO-20-3224; 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[] is unpublished.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 B to the petition and is

☒ reported at 16-10034-01-EFM; 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[] is unpublished.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 _____ 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 _____ 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.

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. No. 20-3224

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APPENDIX F

JURISDICTION

☒ For cases from federal courts:

The date on which the United States Court of Appeals decided my case was June 24 2021.

☐ 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: ^{COA?} June 24, and a copy of the order denying rehearing appears at Appendix C.

☐ 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 _____.
A copy of that decision appears at Appendix _____.

☐ 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).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Constitutional violations:

- Due process
- Force of will / duress
- Equitable tolling
- ~~in~~ improper upward departure
- Forced representation
- insufficient / ineffective assistance of counsel
- Prosecution misconduct
- ~~Notice of objections~~
- notice of objections
- Duration of sentence

STATEMENT OF THE CASE

I would like to start by saying I have a mental health conditions my whole life that have impaired me. I included my order to prove this matter involved, secondly I would like to prove Equitable tolling.

I contact my attorney by Butler County jail phone system (David Freund) to appeal my case and he never did.

I ask in argument with him at Florence, CO to please send my papers so that we can appeal which I thought we was waiting on for appeal

All contacts with the public defender office in regards to me ~~was~~ can be found and is monitored. I will like the record to reflect that it is the sole evidence that I asked for my case to pursue and that I diligently pursued my case.

Next

I don't believe I should be denied a certificate of appealability or time barred.

If the Court improperly departed upward then that should be a due process violation as well as being forced representation both have been proven however I ask before my complaint information not to be assigned my attorney and I was denied because I quoted what was called "my sovereign rights" and going outside sentencing guidelines is what happen with my plea and upward variance.

Counsel failing to file notice of appeal is despite instructions is ineffective/insufficient assistance of counsel

I would like to know what all is needed in regards to my case cause I feel like I'm explaining myself over or over explain I'm unsure what needs to be said my ~~case~~ counsel was wrong I was force under duress with my plea as I said on the record and I was fear for my life and families now some have died I want to speak out about it.

REASONS FOR GRANTING THE PETITION

The counsel was appointed under false pretenses
I was told I had to be represented by him
and I had to be sentenced by Eric F. Melgren
which I believe I was sent to them on purpose
because my attorney told me I would be sentenced
to 12 years.

The case is outside of sentencing guidelines for
bank robbery and brandishing I will like at least a reduction
of sentence

Being forced to obtain legal representation
is unconstitutional and given due diligence should
prove that I should have a chance

Refusing to file a notice of appeal have
time barred me by my counsel and
shortened my life I would like to know
what can be done and granted

I also would like ~~to have access~~ to the law library more so I can provide this
 further ~~and I will~~

The petition for a writ of certiorari should be granted.

Terence Thomas

Date: 6-27-61