

APR 01 2021

OFFICE OF THE CLERK

No. 31-5597

31-5597

IN THE

SUPREME COURT OF THE UNITED STATES

Jonathan Holt — PETITIONER
(Your Name)

VS.

U.S. of America — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

U.S. Court of Appeals for the Sixth Circuit
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Jonathan Holt #72642-061
(Your Name)

Butner Federal medical center
(Address)

P.O. Box 1600

(City, State, Zip Code)

Butner, North Carolina
(Phone Number) 27509

ORIGINAL

RECEIVED

APR 20 2021

OFFICE OF THE CLERK
SUPREME COURT, U.S.

QUESTION(S) PRESENTED

- (1) whether counsel was ineffective for not pursuing a mental health exam on petitioner's behalf.
- (2) whether counsel was ineffective on his behalf petition for testifying.
- (3) whether the lower court committed a fundamental error in charging the he was a Adult when in fact the offense at the time of
- (4) whether counsel was ineffective for not challenging the proffer that was used against the petitioner.
- (5) whether petitioner is actually innocent of his Davis - United States, 139 S.Ct. 2319 (2019), Clark and Richard - United States 139 S.Ct. 2181 (2019) claim.

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:

TABLE OF CONTENTS

OPINIONS BELOW.....	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	
STATEMENT OF THE CASE	
REASONS FOR GRANTING THE WRIT	
CONCLUSION	

INDEX TO APPENDICES

APPENDIX A U.S. Dist. court Decision and order

APPENDIX B U.S. court of Appeals order

APPENDIX C U.S. Magistrate's Report and Recommendation

APPENDIX D

APPENDIX E

APPENDIX F

TABLE OF AUTHORITIES CITED

CASES		PAGE NUMBER
Ake -- Oklahoma		
Moore -- 470 U.S. 166 (1985)		
McWilliams -- Texas, U.S. Supreme Court Life-18-443	3	
Carter -- Dix, U.S. Supreme Court Life-18-443		
Strickland -- Sullivan, U.S. Supreme Court L.18-5284		
Crusie -- Washington, 446 U.S. 350 (1980)		
Rock -- United States, 466 U.S. 687		
Strickland -- Arkansas 45, 466 U.S. 648	4	
Jones -- 483 U.S. 44, (1987)	4	
U.S. -- Barnes, Washington, 466 U.S. 687	4	
Maffox -- 400, 825, 463 U.S. 745 (1983)	5	
Davis -- U.S. 944 F.2d 667 (2nd Cir. 1991)	5	
U.S. -- Rehafit 139 S. Ct. 1223	5	
STATUTES AND RULES	139 S. Ct. 2309 (2019)	8
Title 18 U.S.C. section 4241 (b), (j)(b)	2181 (2019)	10
Title 18 U.S.C. section 4241 (b), (j)(b)		13
Title 18 U.S.C. section 4247(b)		13
	924 (c), 924(j)	

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 B 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 A 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 ____ 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.

JURISDICTION

[] For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was
1/15/2021.

[] 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: n/a, and a copy of the order denying rehearing appears at Appendix n/a.

[] An extension of time to file the petition for a writ of certiorari was granted to and including n/a (date) on n/a (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

- ① Fifth Amendment
states constitution of the united
- ② Sixth Amendment
constitution of the united states
- ③ Eighth Amendment
states constitution of the united

Statutory provisions

- 18 u.s.c. section ~ 4241 (b), (c)(d)
- 18 u.s.c. section ~ 5032
- 18 u.s.c. section ~ 924(j)
- 18 u.s.c. section ~ 5031 - 5042

STATEMENT OF THE CASE

petitioner was arrested for Title 18 U.S.C. Section 1959(a)(1), Murder with a firearm, and Title 18 U.S.C. Section 924(c). petitioner proceeded to trial and was convicted by a Jury and sentenced to life plus 25 years in Federal prison. *John Anderson*

REASONS FOR GRANTING THE PETITION

The reason why this Honorable Court should proceed and accept this case, is because petitioner is actually innocent of his 2319 (2019), claim, and petitioner Davis - - - - - United States, 139 S. Ct. 139 S. Ct. 2191 (2019). Rehearing denied. This juvenile offender, charged with the time of this case, yet he was unconstitutional reasons as an adult. There are the accept this Honorable Court should nation this case, and verify to the fact no prisoner should ever be unconstitutional incarcerated in an American prison.

Petitioner in this writ of certiorari states the following:

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,



Date: 4/1/2021