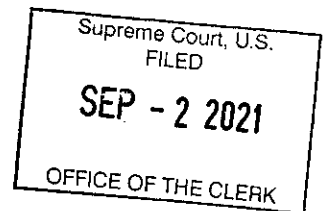


No. **21-5935**

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



Alex Adams #1181239 — PETITIONER
(Your Name)

vs.

Bobby Lumpkin CID — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO
United States Court of Appeals Fifth Circuit
Court Of Criminal Appeals of Texas
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Alex Adams #1181239
(Your Name)

C.O. Unit 2661 F.M. 2054
(Address)

Tennessee Colony, Tx. 75861
(City, State, Zip Code)

(Phone Number)

QUESTION(S) PRESENTED

1. Does not the law say anything the Jury did not hear is New Evidence?
2. Is the Court abusing there decreation by issuing denied order on Procedural grounds, without reaching the facts of Prisoner Constitutional Claim?
3. Is there not Substantial Showing of the denial of my Constitutional Rights.
4. Will You Please get my case Report from the Texas D.N.A. Mixture Project from other writ I filed with Court back in 2018? It states All done do not link me too these crimes.
5. Why did this court order a respondents brief for that writ than denied me, with out written order?
6. Why does this process work against the Petitioner? look at all the Paperwork I file; because of the Texas D.N.A Mix Project in Houston cleared me of all crime? You have the report in previous writ.
7. Who shot me?
8. Where did the other shell's and exhibit come from? Wh
9. Why was not all evidence of "exhibit" present to the jury.
10. Who shot Ernest Bloomfield, and why was his confession not being respected?
11. How can lower court find I did not exhaust state remedies when they can't order a out of time P.D.R. that was due in 2004, and I got case report from Texas D.N.A. in 2017 and Presented Actual innocence Claim then?
12. Is this not unnecessary Litigation?
13. Allen Isbell did a P.D.R. on one case, Craig Washington did not on the other. Why is the P.D.R. a issue when I have a Innocence Claim based on the case report you have on file in previous writ that you order respondent brief on.
14. Is not having to go through this process you barred me of Vindication?
15. Should not I have had only one trial, they tried me twice for crime that happen at the same time.
16. Is the Court abusing there decreation by claiming I have underlying Constitutional claim it base on New evidence and Albi witnesses that should have been called to testify and want too on my behalf.

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:

Texas D.M.A. Mixture Project, Kim 066 D.A. for Harris County, Randi Copone conviction Integrity Unit, Keith Scatterwater paralegal, Allen Isbell, Craig Washington, Judge Denise Colten, Greg Glass U.S.D.C. Judge Charles Eskridge, Lyle Cayce clerk for 5th Circuit Court of appeals. Marily Burger Harris county clerk, Asst Gen. Sarah Miranda Harp

RELATED CASES

Trail Court No. 878,065
878,066

U.S.D.C. No. 4:18-CV-4205
No. 19-20689
No. 4:19-CV-04948
No. 6:20-CV-11

5th Circuit No. 19-20689
No. 20-20424

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APPENDIX E	States motion requesting designation of issue Trail Court NO. 878, 065 B
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TABLE OF AUTHORITIES CITED

CASES

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28 U.S.C. § 2253 (c) (3); Miller-ELV, Cockrell,
537 U.S. 322, 327 (2003)

Antonio Tonton Slack, petitioner 529 U.S. 473, 146 L.Ed 2d 542
Slack v. McDaniel U.S. 529 vs. 473, 483-84 (2000)

STATUTES AND RULES

Actual Innocence claim must be based on New Evidence.

New Evidence is anything jury did not hear.

OTHER

You already have Texas D.N.A. Case Report in previous writ you order a respondent brief, but never rule on my case, so I'm back again cause of procedural grounds I've been denied, they not going to let me do a P.D.R.

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 Fifth Circuit; 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 Southern District of Texas; 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 C to the petition and is

☐ reported at Court of Criminal Appeal of Texas; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the Court of Criminal Appeal of Texas 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 Dec 9, 2020.

☐ 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).

Issuance by Court of a Extraordinary writ authorized by
28 U.S.C. § 1651(a)

The U.S. Constitution Article II - The Judicial Branch section 2
trial by jury, original jurisdiction, jury trials

☐ For cases from **state courts**:

The date on which the highest state court decided my case was 2/3/2021.
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).

Issuance by Court of a Extraordinary writ authorized by
28 U.S.C. § 1651(a)

The U.S. Constitutional Article II - The Judicial Branch section 2
trial by jury original jurisdiction, jury trials

I'm a Innocent Man Please Help Me.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

The Article of Association, Thomas Paine "Common Sense", Declaration of Independence, Articles of Confederation, U.S. Constitution, The Bill of Rights. All were met to fight, "GROTESQUE OVER-REACH"

The Declaration of Independence states: He has refused his assent to laws, the most wholesome and necessary for the Public Good.

He has obstructed the administration of justice, by refusing his assent to laws for establishing Judiciary powers.

For transporting us beyond seas to be tried for pretend offenses?

"United State Constitution"

Article III - The Judicial Branch Section 2 - Trial by Jury, Original Jurisdiction Jury Trials.

"The Bill of Rights"

Amendment I: to petition the government for a redress of grievances.

Amendment IV: The right of the people to be secure in their persons,

Amendment V: Due Process, Grand Jury.

Amendment VI: To be confronted with witnesses against him; to have compulsory process for obtaining witnesses in his favor.

Amendment VII Common law suits - jury trial "Wrongful convicted"

Amendment VIII Excess Bail or Fines, Cruel and Unusual Punishment - Cruel and Unusual is my experience this is twice I'm back in Yall's court. Claiming Actual Innocence based on New Evidence

Amendment XIV: Equal Protection of the Law.

Amendment XV: I feel this is going this way cause I'm black, and it deals with the police. Mainly cause I stand alone representing myself.

STATEMENT OF THE CASE

I have repeatedly file Actual Innocence and base that claim on the Texas D.N.A. Mix Project case report. You have a copy in previous writ in which you denied without written order. I want a copy of the case report, and the response to brief. It been over Three Years since I was cleared I keep getting denied on Procedural Grounds, They are aloud to Trap me in unwary pro se Petition's.

Even though law say a Actual Innocent's claim base on New Evidence has to be Respected.

The Court's have clearly denied me knowing they have not address Underlyning Constitutional Claim, A C.O.A. should have been Issued. Request for Appeal Bond Granted,

U.S.D.C. Claim I did not exhaust state remedies, Texas Court of appeals claim I can't get a out of time P.D.R. base on that Court's ruling.

Even then there two cases one has a P.D.R. one does not. But I'm making a Actual Innocence claim. The case report was not available at the time of trial. Also several Alibi witnesses and a Confession from Ernest Bloomfield, and alot of evidence was not presented to the jury or tested. But I still here even though you already got one writ, you did not say why my case was not heard. Other claim procedural error "The P.D.R. issue" I really should not have to go through this. It really hard on my family and it sad.

I did not know the process I'm doing the best I can by myself.

Please Help me. Free me You already got case report on file in previous writ,

REASONS FOR GRANTING THE PETITION

I have endured almost twenty years of prison. I really hope to help the Moral Conscience realize, what need to happen to uplift the broken heart of our Nation. My Case is a step in the direction of accepting Cause and Effect and doing something to improve the understanding of common interest. Our Country need Unity, and I'm all for that. In Civil case 6:20 cv-11 I am request alot of changes and views that are sincere and truthfully heart felt solution to the problem we face.

I have a actual Innocence Claim base on New Evidence that Jury did not hear.

You have order a Respondent's brief on other writ. I ask that the Appendix for that writ be presented and reviewed. Because of "Texas D.N.A. Case Report" is in it and I do not have another copy to present as the ~~th~~ 1 reason to Grant this petition, Also to find out who shot me, and Ernest Bloomfield and his confession be respected.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Alex Adams

Date: 3-8-21