

No. 21-6434

IN THE
SUPREME COURT OF THE UNITED STATES

Robert Alan Fratta - Petitioner

v.

The State of Texas - Respondent

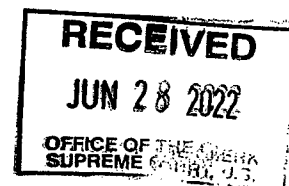
PETITION FOR REHEARING

Robert Alan Fratta, Petitioner

Polunsky Unit, #999189

3872 FM 350 South

Livingston, TX 77351



CAPITAL CASE

On 4/4/22 this Court denied Fratta's Petition for a Writ of Certiorari. Fratta now requests a rehearing on the grounds that this Court's denial **WILL** result in the **EXECUTION OF AN INNOCENT MAN** in **VIOLATION** of Herrera v. Collins, 505 U.S. 390 ('93). In Herrera, this Court ruled an innocent person can be executed, but **ONLY** if there was a **"FAIR"** trial. Fratta's denied petition clearly **PROVED** his trial was **NOT fair** at all, and, that Fratta **IS innocent**.

All of Fratta's official appeals are exhausted. Rehearing must be granted so his petition can be granted to hear both Questions presented therein - in order to prevent this Court from creating a **MISCARRIAGE OF JUSTICE** in **ALLOWING** the execution of an innocent man whose trial was **UNfair**.

Respectfully submitted,



Robert Alan Fratta, Petitioner
Polunsky Unit, #999189
3872 FM 350 South
Livingston, TX 77351

CERTIFICATE

I, Robert Alan Fratta do hereby certify under penalty of perjury that the enclosed petition for rehearing (plus affidavit and letter to Clerk Harris) "is presented in good faith and not for delay" of any kind, and, that its "grounds are limited to intervening circumstances of substantial or controlling effect." The "controlling effect" is satisfied by this Court's own standard created by the Herrera v. Collins decision. That standard was violated by the 4/4/22 denial of my petition at issue. The "substantial intervening circumstances" are also satisfied by a severe miscarriage of justice being created by the denial - as cited in the enclosed petition for rehearing.

This certificate makes all the corrections outlined in F.A. Clayton Higgins Jr.'s June 9, 2022 letter to me which I just received today, June 16th, and is all being submitted ("filed" from my cell) on June 17th, well within the 15 day deadline from June 9th so my petition for rehearing will now be accepted.

Executed on June 16th, 2022.



Robert Alan Fratta, Petitioner

