

NO. 21-7160 **ORIGINAL**

IN THE
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED

NOV 10 2021

OFFICE OF THE CLERK

I AM A
RETIRED
VETERAN

Edward Renardo Brown, Sr. - PETITIONER
(YOUR NAME)

VS.

THE STATE OF OKLAHOMA, et. al, and D.A.G. RESPONDENT(S)
FRED C. SMITH and KYLE CABELKA, both indispensable parties

ON PETITION FOR A WRIT OF CERTIORARI TO
THE SUPREME COURT OF THE STATE OF OKLAHOMA
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Edward Renardo Brown, Sr.
(YOUR NAME)

315 SW 5TH ST
(Address)

Lawton, OK 73501
(City, State, Zip Code)

[I'm incarcerated here at CCPC -
COMANCHE COUNTY'S DETENTION CENTER]
(Phone Number)

NOTE:
I have been
at the (ORC)
OKLAHOMA
FORENSIC
CENTER for
2 month for
a court ordered
competency
hearing.

QUESTION(S) PRESENTED . RULE 14.1 (2)

1. Why hasn't my Lawyer answered any of my phone calls or come to visit me?
2. Why hasn't my Lawyer Lawrence Corrales honored the oath or affirmation, as an attorney and as a counselor of this court, conducted himself uprightly and according to law, in support of the Constitution of the United States, as well as for D.A. Fred C. Smith, and The State of OKLAHOMA, et. al., pursuant to the Rules of the Supreme Court / Part II. ATTORNEYS AND COUNSELORS / RULES. Admission to the Bar #4's, mandations?
3. Why hasn't my appointed attorney Lawrence Corrales filed Judicial Complaints on the residing Judges and D.A.'s for not honoring the oath, by satisfying due process of the law and equal protection under the law?
4. Why hasn't my lawyer filed an Amicus Curiae brief before the court for consideration of a petition for a writ of certiorari, motion for leave to file a bill of complaint, jurisdictional statement, challenging jurisdiction, within 30 days after the case was placed on the docket, or within 60 days - as prescribed by Rule 37, of the Supreme Court Rules?
5. Why hasn't my attorney and the The State of OKLAHOMA, et. al honored any of my PRO SE MOTIONS, that they are supposed to respond to, as promptly as possible considering the nature of the relief sought and any asserted need for emergency action, and, in any event, within 10 days of receipt, unless the Court or a Justice, or the Clerk under Rule 30.4, orders otherwise?
6. Why hasn't my lawyer honored the "Duty of Candor" and the "Comity Clause", as well as the "Privileges and Immunities Clause", within 120 days mandated by law.
7. Why hasn't the "officers of the court" reviewed the "exculpatory evidence", according to law, pertaining to the evidence I presented in my "motions to dismiss", showing that the "State" hasn't satisfied "Fed. R. of Evid. 902", ⁵³ as well as for not satisfying "Title 21 § 1431 Robert v. State", pertaining to the "elements" of the said three charges, haven't even been met, to legally charge me with, alleged charges?
8. Why hasn't my appointed counsel, Mr. Lawrence Corrales, voiced the "Jurisdictional Fact Doctrine" and requested a "Trial De Novo", because of my "Pure Pleg"?
9. Why hasn't my Lawyer, questioned these people's ethic's, because of the "Conscience of the Court", as well as, for "Shocking The Conscience" of the court - because of them allowing the Court to use an, "Illegal Enacted Criminal STATUTE", that was outlawed because of its excessiveness, according to (OBAMA v. EL RENO), acting "in the color of law", but not under the legal authority of law?
10. Why has my lawyer Mr. Lawrence allowed the court to continually give me illegal, unnecessary, court continuances and threaten me with afterthoughts and an illegal statute

LIST OF PARTIES

^{EB}
[✓] All parties appear in the caption of the case on the cover page.

This ONE → [✓] 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:

A.D.A. Christine M. Gailbraith, Ken Sue Doerfl, ALBERT HOCH, Jr., Dick Tannery, Lawrence Corrales, William C. Riley, Terressa Williams, KEITH AYCOCK, EMMET TAYLOR, Gerald F. NEUWIRTH, MARK SMITH, SCOTT MEADERS, KEN HARRIS, SUSAN ZWAAN, ALLEN McCall, Irma Newburn, David B. Lewis, Gregory Adams, Patrick Bellamy, Jessica Foster, Michael McCallick, Jr., and Griffin Shanks, are all indispensable parties of interests.

RELATED CASES

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Page 1 - QUESTIONS PRESENTED. RULE 14.1 (2)

Page 2 - STATEMENT OF THE CASE. RULE 14.1 (g)

Page 3 - REASON FOR GRANTING THE PETITION. RULE 10 and 14.1 (h)

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Appendix A - Exhibit II

Appendix B - Exhibit III

Appendix C - Exhibit [IN THE COURT OF CRIMINAL APPEALS / STATE OF OKLAHOMA / July 29, 2021]
[C-19C-2] / 2 Pgs. 1 (WRIT OF MANDAMUS) - Denied - No. MA-2021-578.

Appendix D - Exhibit I [IN THE SUPREME COURT OF THE STATE OF OKLAHOMA - [Oct. 19, 2021]
(WRIT OF HABEAS CORPUS) - Denied - No. 119,768.

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

OBAMA V. EL RENO - The Rule of Lenity - THE Excessive Sentencing Act
 BATTLES V. ANDERSON
 BUMPASS V. STATE
 STRICKLAND V. WASHINGTON
 BRADY V. MARYLAND
 TERRY V. OHIO
 INMATES V. Illinois
 Dawkins V. State, 2011 OK CR 1 P 11, 252 P. 3d 214, 218
 TRUTH IN SENTENCING ACT
 ROBERT V. STATE - Title 21 § 1431
 Edward R. Brown, Sr. V. Illinois

STATUTES AND RULES

These are the other Federal Violations:

- SEE [USC] The United States Constitution and SEE [Blacks Law Dictionary].
1. First of all "I'm Challenging Jurisdiction" They had no legal Authority to stop me. I was "profiled", SEE [Terry V. OHIO]. I didn't have any warrants on me and I was not in the act of breaking the law, in which is "illegal search and seizure."
 2. They violated the "Conscience of the Court", as well as, for [Shock the conscience] BLP.
 3. Ethical Consideration.
 4. They have violated the [Duty of Landlord].
 5. They have violated the [Comity Clause].
 6. They have violated Title 21 § 733 - O.S. 12 O.S. 1289.25 (B)(2).
 7. Fed. R. of Evid. 902
 8. Title 21 § 1431 Robert V. State.
 9. Dawkins V. State. 10. Penal Code 2.09 Duress

OTHER

IN THE DISTRICT COURT OF COMANCHE COUNTY / STATE OF OKLAHOMA [CF-1996-112],
 Filed in the Office of the Clerk - MAR 30, 2021 - "OUT OF TIME" appeal denied.

I received an "order denying Extraordinary Relief", [No. MA 2021-0148],
 • Filed IN THE COURT OF CRIMINAL APPEALS / STATE OF OKLAHOMA - MAR 19, 2021 /
 JOHN P. HADDEEN - CLERK.

• IN THE SUPREME COURT OF THE STATE OF OKLAHOMA [No. 119,768] - Oct. 18, 2021..

Jurisdiction was denied.

ALL OF MY STATE REMEDIES have been exhausted.

Printed Edward R. Brown, Sr. Signed Edward R. Brown, Sr. Dated 11/29/21.

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 _____ 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 _____ 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 _____.

☐ 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).

☐ 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).

STATEMENT OF THE CASE : RULE 14.1 (g)

The statement of the case(s), is that I'm not guilty. The false allegations against me is all, "Hearsay", in which, is inadmissible in a court of law. Under the finding of guilt, you have to have physical evidence and or essential facts. I'm not guilty of: Count 1: Burglary In The Second Degree - 21 O.S. § 1435, a Felony [Case No. CF-2020-584] - This crime is punishable by imprisonment for up to 7 years, (AFC x4)... Filed in the office of the Clerk Nov. 02, 2020.

Count 1: Malicious Injury To Property ~ Under \$1,000 ~ 21 O.S. § 1760(A)(1), a Misdemeanor [Case No. CM-2020-1604] - This crime is punishable by a fine of up to \$500 or imprisonment in the county jail for up to one year, or both... Filed in the office of the Clerk Nov. 02, 2020. Count 1: Trespassing AFTER BEING FORBIDDEN ~ 21 O.S. § 1935, a Misdemeanor [Case No. CM-2020-1603] - This crime is punishable by a fine of not less than \$50 nor more than \$500, or by confinement in the county jail for not less than 30 days nor more than 6 months, or by such fine and imprisonment. I'm not guilty of neither one of these crimes, and all three of these charges' fines and sentences are "illegal" and "too excessive". SEE [OBAMA V. EL RENO - THE RULE OF LENITY, The Excessive Sentencing Act]. Furthermore it's illegal to give someone "time and a fine", also. SEE [USC]. Finally, the [MOTION TO REVOKE SUSPENDED SENTENCE], Filed in the OFFICE OF THE COURT CLERK NOV. 02, 2020 [Case No. CF-2017-586], STATE OF OKLAHOMA is "illegal" in it's entirety. I was never "arraigned" on a Petty Larceny charge. I was originally charged with 1ST Degree Robbery and Assault WITH A Dangerous Weapon, in which I was found not guilty of. The Judge said I'm Finding you not guilty of 1ST Degree Robbery and Not guilty of Assault w/A Dangerous Weapon, but I'm finding you guilty of Petty Larceny, and I was given 10 years probation, after I was in jail for 293 days, illegally. See [Miranda Rule] and see the definition of [Arraignment] in the Black's Law Dictionary. On the Motion To Revoke Suspended Sentence it says ... PETTY LARCENY, a FELONY, 21 O.S. § 1704 AFTER FORMER CONVICTION OF TWO OR MORE FELONIES, in which is illegal in its entirety, because I didn't commit No Petty Larceny and under the law, Petty Larceny is a misdemeanor. SEE [USC] and [OBAMA V. EL RENO]. [SEE CF-2017-586].

[IN CONCLUSION]

I'm not guilty of any of these charges. I want the tape subpoena'd. Everything on Earth is recorded, basically. Call channel 7 News KSWD here in Lawton, OK or pull it up on the military satellite - give them the time and date, pull it up on the doppler and you will and can clearly see that they lied on me. Call Noel Behm, Caitlin Williams and McKenzie Burk at KSWD channel 7 News and clear my name.

REASONS FOR GRANTING THE PETITION, RULE 10 and 14.1(h).

The reasons for granting a petition for a writ of certiorari to review a case pending in the Supreme Court OF THE UNITED STATES, OFFICE OF THE CLERK / WASHINGTON, D.C. 20543-001 is for these reasons. It is of such [imperative public importance] as to justify deviation from the normal appellate practice and to require immediate determination in this court is because:

1. My Motion For [POST CONVICTION "OUT OF TIME" Appeal was "denied" and filed in the OFFICE OF THE CLERK / STATE OF OKLAHOMA / COMANCHE COUNTY on Mar. 30, 2021.
2. I Filed a [Motion For A Fast and Speedy Trial], that was stamped / filed on Nov. 16, 2020.
3. I Filed a [Writ of Habeas Corpus] to the U.S. Supreme Court that was filed Dec. 11, 2020
4. I Filed a [MOTION FOR A BOND REDUCTION] that was filed Dec. 15, 2020.
5. I Filed a [MOTION TO QUASH Pg. 2 Enhancements] that was filed Jan. 22, 2021.
6. I Filed a [Writ of Mandamus] in the Court of Criminal Appeals, that was filed on Mar. 1, 2021.
7. " " " " " " " " " " " " " " "Mar 3, 2021.
8. I Filed a [Writ of Certiorari / Writ of Certiorari] in the Supreme Court OF THE STATE OF OKLAHOMA that was denied Oct. 18, 2021. [NO. 119,768].
9. I filed a [Writ of Mandamus] in the Court of Criminal Appeals [Case No. MA 2021-0148] that was denied on Mar. 19, 2021.
10. I filed an extraordinary writ of habeas corpus that was received Feb. 10, 2021 -- to no avail.
11. I have been here for 14 months and my 5TH, 8TH, and 14TH Amend-ment Rights have been violated in there entireties.

NEXT, my petition should be granted because of the "asserted errors", consisting of [erroneous factual findings] and the [misapplication of a properly stated rule of law]... PART V. MOTIONS AND APPLICATION TO THE COURT #4 states - Any response to a Motion shall be filed as promptly as possible considering the nature of the relief sought and an asserted need for emergency action, and, in any court event, within 10 days of receipt, unless the court or a Justice, or the clerk under Rule 30.4 orders otherwise. Finally, Due to these State OFFICIALS acting in the "Color of Law", But not under the legal authority of law, Enacting illegal Criminal Statutes, they have place the burden on me to have to file this complaint pursuant to the [Federal Rules of Criminal Procedure Rule 3 for aiding and abetting and Criminal Conspiracy, and Racketeering, Accessory to the Facts, Before, and During, as well as, after the Fact, accompanied by these systematic violations and violating the rules pertaining to the Model Rules of Professional Conduct and the Model Rules of Professional Responsibilities and their obligated duties of being officers of the court.

[FINALLY]

[I've received a letter from the U.S. Supreme Court
Nov. 22 + 23, 2021.]

I work for the lady at that house. You can see me giving her the mirror.

My Petition should be granted because of my Lawyer's and the Court's [Forbearance] and their [Forbearance To Sue.] - The act of refraining from seeking a judicial remedy for a legal or equitable injury.

Next, I was not given my "Discovery" in which I have requested at least 3 times, to no avail, in the courts here. Furthermore, I never received an AFFIDAVIT FOR ARREST WARRANT FOR the illegal trespassing charge. My God-people own the property. I was not trespassing and you can pull it up on the clopper and see that, that apartment caught on fire and was burnt up. I was going to get my property and my nephews cloths and stuff. I have a right to get my property. You can see me on the military satellite bringing the stove, the floor model big screen T.V. and the flat screen T.V.'s over there and you can see me over there working everyday. Look at Exhibit II. This discription doesn't even justify charging me with Burglary. SEE Exhibit III how they lied on me and set me up. I'm not guilty of anything. **CONCLUSION** This is my motion to "Demurrrer".

THE Penal Code 2.09 Durress Violation (AFELAY)

10 years per prior, Fed. R. OF Evid. has'n't been satisfied.

Inmate v. Ill. Title 21 § 1431 ROBERT V. STATE. SEE FINDING OF GUILT CLAUSE
The petition for a writ of certiorari should be granted.

You can also see on Exhibit III where the "dates" are "different" and ~~where~~ they lied and said I "Kicked on the front door" while residents were inside. It's notarized.

Respectfully submitted,

I want the tapes subpoena'd to prove my innocence.

Edward R. Burn, Jr.

Date: 1/29/21 / 11-29/21