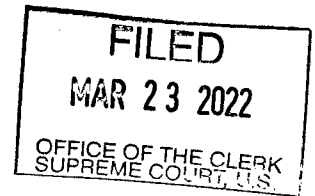


No. 21-7514

ORIGINAL

\_\_\_\_\_  
IN THE  
SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_



SIDNEY J. CLARK JR. PETITIONER  
(Your Name)

VS.

STATE OF KANSAS RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

KANSAS SUPREME COURT  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

SIDNEY J. CLARK JR.  
(Your Name) KDOC NO. #41685.

HUTCHINSON CORR, FAC. C. MAX.  
(Address) P.O. BOX 1568, B1-141

HUTCHINSON, KANSAS 67504  
(City, State, Zip Code)

NONE  
(Phone Number)

## QUESTION(S) PRESENTED

(1) THE SENTENCING OF S.J.C.JR., TO THE H.C.A. PURSUANT TO K.S.A. 21-4504 ,WITHOUT ANY LEGAL PROOF OF THE ONE PRIOR JUDICIAL COURT PROCEEDING OF THE STATE OF TEXAS ,BE A VIOLATION OF U.S.CONST. ART. 4,SEC. 1; KAN. CONST. B. OF R. ,SEC. 10 ;

(2) THE SENTENCING OF S.J.C.JR., TO 45 YEAR'S TO LIFE , PURSUANT TO K.S.A. 21-4504 AS A SECOND TIME OFFENDER, VIOLATED, THE KANSAS SUPREME COURT RULING'S ,AS' IMPLIED IN LAW ',AS THE STATE STATUTE'S AND CASE LAW'S AUTHORIZE'S, WHICH VIOLATE'S ,U.S.CONST. ART. 4, SEC. 1; U.S.CONST. ART. AMEND. 14; KAN. CONST. B.OF R. SEC. 10 ;

(3)THE WITH HOLDING OF FORENSIC EVIDENCE TO GET AN ORDER ; TO ORDER THE SECOND RAPE CHARGES IN THE STATE'S INDICTMENT FOR ' T.N. ' ,VIOLATED K.S.A.60-455, K.S.A.22-3101, K.S.A. 22-2301, U.S.CONST. ART. 4 ,SEC.1 ; KAN. CONST. B.OF R. SEC.10 ;

(4) THE WITH HOLDING OF THE TESTING RESULT'S OF THE BLOOD AND OTHER BODY FLUIDS OF ' T. N. ' FROM THE JURY, WHICH IDENIFIY HER AS BEENING SEXUALLY TRANSMITTING DISEASE'S ,IN HER TESTING'S PRIOR TO HER FILING THIS RAPE CHARGE AGANIST , S.J.C.JR., VIOLATED K.S.A.60-455, K.S.A. 22-3101, K.S.A.22-2301, U.S.CONST. ART. 4, SEC. 1; KAN.CONST. B.OF R. SEC. 10 ;

(5)THE ' DNA ' TESTING ORDERED BY THE WYAN. CO. DIST. CT. OF KAN., CHIEF JUDGE IN 2019 , OF ALL THE EVIDENCE SAMPLE'S USED IN THE CRIMINAL TRIAL, ONLY SHOW'S ONE OF THE THREE DID IDENIFY ' S.J.C.JR. ' , AND THAT RAPE KITE WAS FROM TEXAS . THEREFORE , AS A MATTER OF SUBSTANTIVE CRIMINAL LAW'S OF THIS STATE OF KANSAS, THE STATE BE UNABLE TO SHOW THE CORPUS DELICTI OF THE CRIME OF THE INDICTMENT ; THEREFORE , AS SETFORTH IN THE JUDGMENT OF THE JURY, AS THE COURTS FINDING OF FACTS AND CONCLUSIONS OF LAWS ; AS SETFORTH IN SAID JUDGMÈNT FORM, AS SAID JOURNAL ENTRY OF JUDGMENT IN THIS CASE AT ' BAR ' ,BE A VIOLATION OF U. S. CONST. ART. AMEND. 8 ,U. S. CONST. ART. AMEND. 13, U.S.CONST. ART. AMEND.14, KAN. CONST. B. OF R. SEC. 8 , KAN. CONST. B.OF R. SEC. 10 , KAN CONST. B. OF R. 9, K.S.A. 21- 2512 ,K.S.A. 60-455 ;

(6) IN 2019 S.J.C.JR., FILED A STATUTORY WRIT, K.S.A.22-3504, WHICH AT THIS POINT BE BEFORE THE WYAN. CO. DIST. CT. OF KAN. ,UNABLE TO PROCEED BECAUSE OF LACK OF SUBJECT MATTER JURISDICTION; AN A ORDER FROM THE KAN. SUP. CT. CHIEF JUSTICE ,ORDERING SAID CHIEF JUDGE TO ACT ON THE ISSUE'S SETFORTH IN SAID PLEADING ON THE CASE RECORD' S, PURSUANT TO THE LAW OF THE KAN. SUP. CT. RULE 183(j), ON ANY AND ALL ISSUE'S BEFORE SAID COURT RELEVANT TO THE ISSUE'S SETFORTH IN SAID PLEADING BEFORE THESE SAID COURT'S OF THE STATE OF KANSAS IN ANY AND ALL MATTER'S RELATED TO THE CASE, STATE OF KANSAS V. SIDNEY J. CLARK JR.;

(7) S.J.C.JR., IS BEENING DENIED ACCESS TO THE COURT'S BECAUSE THE STATE OF KANSAS , DEP'T. OF CORR. ,EMPLOYEE'S DENIED FREE COPS TO FILL MY K.S.A. 60-1507, ETC., TO THE COURTS IN 2013, 2015, 2019 TO THE KANSAS SPREME COURT , TO THE UNITED STATES SUPREME COURT ;

(8) S.J.C.JR., IS BEENING DENIED RELIGIOUS FOODS, BOOK, HEAD COVERING, FAMILY PHOTO'S , INFORMATION ABOUT FAMILY MEMBER'S DEATH'S , FAMILY OITUARIES;

(9) S.J.C.JR., IS DENIED PERSONAL PROPERTY EACH TIME STATE EMPLOYEE'S TAKE MY PROPERTY, I MUST SHOW A RECEIPT EACH TIME TO GET MY PROPERTY BACK ;

(10) S.J.C.JR., HAS BEEN ATTACKED BY A STATE EMPLOYEE KICKING ME;

(11) S.J.C.JR., AND OTHER PRISONER'S HAVE NO CLEAR WAY TO PROVE THEY HAVE FILED ANY FORM THAT PERTAINS TO THE PRISONER'S MOVE FOR EXHAUSTION OF AMDINISTRATIVE REMEDIES, BACAUSE WE DO NOT HAVE A COPY OF WHATS BEEN SUBMITTED TO ANY EMPLOYEE'S;

(12)S.J.C.JR., AND OTHER PRISONER'S ARE DENIED MAIL FROM FAMILY AND OTHER OUT SIDERS BECAUSE THE MAIL ROOM EMPLOYEES USE " **KAR 44- 12- 601 (a(2(A))) 'CENSOR' MEANS TO REMOVE OR CHANGE ANY PART OR ALL OF THE CORRESPONDENCE OR LITERATURE (d) 'CENSORSHIP GROUNDS AND PROCEDURES "**, to take incoming mail without notice to the PRISONER.

## 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:

1) STATE OF KANSAS, KANSAS SUPREME COURT, THE  
29TH JUDICIAL DISTRICT COURT OF WYANDOTTE  
COUNTY KANSAS; RENO CO. DIST. CT. KAN.;

2) U.S.A., TENTH CIR. COURT. OF APPEALS, THE U.S.  
DISTRICT COURT OF KANSAS.

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FOR THE UNITED STATES SUPREME COURT ONLY, THE PARTS DID NOT  
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## TABLE OF CASE AUTHORITIES CITED

- 1) MILLS V. DURYEE, 11 U.S. 481, 3 L.ED. 411, 1813 U.S. LEXIS 444, 7 CRANCH 481 - P. 5, 9
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- 4) STATE OF KANSAS V. SIDNEY J. CLARK JR., CASE 15-560 - P. 6, 11, 12
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- 6) STATE V. VOLMER, 6 KAN. 379 - P. 10
- 7) STATE V. CLOSE, 130 KAN. 497 - P. 10
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## TABLE OF AUTHORITIES CITED

- 1) U.S. CONST. ART. I, SEC. 9, CL. 2 - P. 12
- 2) U.S. CONST. ART. 4, SEC. 1 - P. 2, 4, 10, 11, 12
- 3) KAN. CONST. B. OF R. SEC. 1, SEC. 3, SEC. 5, SEC. 6, SEC. 8, SEC. 10, SEC. 15, SEC. 18 - P. 12

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- 5) K.S.A. 21-4504 - P. 11
- 6) K.S.A. 22-3101 - P. 3, 6
- 7) K.S.A. 22-3201 - P. 3, 8
- 8) K.S.A. 22-3504 - P. 1, 2, 6, 13
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- 10) K.S.A. 60-260 - P. 3, 6, 8
- 11) K.S.A. 60-252b - P. 3
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- 13) K.S.A. 60-412 - P. 3
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- 15) K.S.A. 60-701 - P. 9
- 16) K.S.A. 60-1507 - P. 1, 2, 6, 8, 9, 11, 12
- 17) K.S.A. 75-52, 138 - P. 6, 12
- 18) KAN. SUP. CT. R. 9.01 - P. 2, 3, 8, 9
- 19) KAN. SUP. CT. R. 183 - P. 1, 2, 6, 8, 9, 11, 12
- 20) PIK CRIM 4TH, 51.030 - P. 11
- 21) IMPP 01-117 - P. 13



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 A 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 KANSAS SUPREME COURT court 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.

## 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 JAN. 28TH, 2022.  
A copy of that decision appears at Appendix A.

☐ A timely petition for rehearing was thereafter denied on the following date: FEB. 25TH, 2022, 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. § 1257(a).

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

- 1) U.S. CONST. ART. 3, SEC. 2; U.S. CONST. ART. 4, SEC. 1; U.S. CONST. ART. 6, CL. 2, CL. 3; U.S. CONST. ART. 5; U.S. CONST. ART. AMEND 8, 13, 14.
- 2) KAN. CONST. B. OF R. 1, 3, 4, 5, 6, 7, 8, 10, 15, 18; ART. 1, SEC. 3, SEC. 6; ART. 3, SEC. 1, SEC. 3; ART. 7, SEC. 1; ART. 11; ART. 12.
- 3) T. 28 USCS SEC. 1257; T. 28 USCS SEC. 1738; T. 28 USCS SEC. 2254; T. 28 USCS SEC. 1983.
- 4) KAN. STAT. ANN. 60-2101, KSA 60-260, KSA 60-455, KSA 60-801, KSA 60-802, K.S.A. 60-1507-KAN. SUP. CT. R. 183, KSA 60-3701, KSA 22-3424, KSA 22-3426, KSA 22-3101, KSA 22-3201, KSA 22-3423, KSA 22-3504, KSA 20-2301, KSA 20-2302, KSA 20-2303, KSA 20-2304, KSA 21-2512.

## AFFIDAVIT

I, SIDNEY J. CLARK JR., PRO SE, CLAIMS ACTUAL INNOCENCE, HENCEFORTH, PLEA'S # NUL TORT #, TO ISSUE'S CHARGE, THEN CONVICTED OF IN STATE OF KANSAS V. SIDNEY J. CLARK JR., CASE NO. # 84-CR-0172, KAN. SUP. CT. CASE NO. # 85-57,575-S, ETC.; THAT IN 2019 FILED K.S.A. 22-3504 MOTION "CORRECTION OF SENTENCE", IN THE WYANDOTTE COUNTY DISTRICT COURT OF KANSAS; THAT, SAID CHIEF JUDGE DANIEL CAHILL, FILED ORDER DISMISSING THAT CONSTITUTIONAL STATUTORY WRIT, BASED ON CLARK'S FAILURE TO APPEAL HIS WRIT OF HABEAS CORPUS PURSUANT TO K.S.A. 60-1507, CASE NO. # 2015-560: "THIS COURT [U.S. SUP. CT.] RECEIVED A PLEA APPEAL IN U.S. TENTH CIR. CT. OF APP. CASE NO. # 16-3240; WHEREIN "PLEADER" CLAIMED UNABLE TO MAKE ANY COPIES TO COMPLY WITH FILING RULES OF THE COURT. CLAIM THAT U.S. DIST. CT. OF KAN., AND TENTH CIR. CT. OF APP. HAD FAILED TO ORDER KANSAS COURT TO PRODUCE WERE THEY HAD COMPLIED WITH K.S.A. 60-1502-KAN. SUP. CT. RULE 183 "FINDING OF FACTS AND CONCLUSION'S OF LAW", ON EACH ISSUE SO RAISED IN PETITION. THE FEDERAL COURTS REFUSE, RULING

THAT STATE COURTS ORDER WAS "SUFFICIENT": WHEREOF S.J.C. JR. PRO SE THEN FILED K.S.A. 22-3504, WHICH SET, BECAUSE PRO SE UNABLE TO GET COPY TOO FILE IN KANSAS SUPREME COURT FOR RELIEF. THAT ON JAN. 5TH-15TH, 21 THE U.S. DEP'T. OF TREASURY PLACED \$1200.00 ON MY ACCOUNT; WHEREOF IN SIDNEY J. CLARK JR., V. DAN SCHNURR, ET AL., CASE NO. #2019-CV-118, HAD PROVED GROUNDS ON ISSUES FILE AGAINST STATE EMPLOYEE'S, GIVEN ORDER BY JUDGE J.L. MCCARVILLE III, TO AMEND COMPLAINT FOR DAMAGE'S. WHEREOF ALL ISSUE'S IN OTHER PETITIONS, ISSUE'S CHARGE KAN. EMPLOYEE'S DENIAL OF COPIES TO ACCESS THE COURTS, PROPERTY, FAMILY OBITUARY-PHONE CALL-PHOTO'S, RELIGIOUS-HEAD COVER-FOOD, THE RIGHT TO A STATUTORY PAROLE HEARING, THE RIGHT TO A STATUTORY HEARING, ON: "DNA TESTING-SENTENCING UNDER KAN. HABITUAL CRIMINAL ACT LEGAL, U.S. CONST. ART. 4, SEC. 1, MANDATE ON EVIDENCE OF COURT CONVICTION; ATTACHED IS THE CLAIM, FOR DAMAGE'S, FOR RETALIATION MAILED TO THE COURT ON JAN 22ND, 2020 AND A PETITION FOR WRIT OF HABEAS CORPUS PURSUANT TO KAN. SUP. CT. RULE 9.01(a) ADDRESS TO, "IN THE SUPREME COURT OF KANSAS", THE OFFENDANTS TO BE SERVED, KAN. SUP. CT. CHIEF JUSTICE, KAN. GOV., KAN.

ATTY. GEN., WYAN. CO. DIST. CT. CHIEF JUDGE, J.D. GRAVE COUNSEL AND, THE  
JUDGE OF REND CO. DIST. CT.; THE REND CO. DIST. CT. CHIEF JUDGE THE HON.  
TIMOTHY J. CHAMBERS,\* SEIZED THE ORIGINAL COPY OF THE KAN.  
SUP. CT. ORIGINAL ACTION PURSUANT TO KAN. SUP. CT. R. 9.01(A)\*  
AND NO. # 20-CV-288 AND ANSWERED BY ORDER OF DISMISSAL ON  
NOV. 23RD, 2020\*, PETITIONER FILED A AFFIDAVIT PURSUANT TO 22-3101, 22-  
3201, OBJECTION, RECONSIDER, JUDICIAL NOTICE, PURSUANT TO 60-409-  
60-412, NOTICE OF APPEAL PURSUANT TO K.S.A. 60-260, K.S.A. 60-252 b; THAT  
INSTRUMENTAL PLEADING HAS NOT BEEN ANSWERED. THAT ON  
MAR. 2ND, 21 THE HON. JOSEPH L. MCCARVILLE III, FILED "THE PETITION  
IS DISMISSED FOR LACK OF PROSECUTION, AN APPEAL WAS FILED AND NO  
ANSWER: ON THAT GOT ALL DOCUMENTS TOGETHER FROM THE THREE CASE'S  
FILE AND SUBMITTED TO THE KANSAS SUPREME COURT IN A PETITION  
ORIGINAL ACTION IN MANDAMUS PURSUANT TO KAN. SUP. CT. RULE  
9.01(A), PUT IN REQUEST TO KAN. DEP'T. OF CORR. CIB TO SEND THE KAN  
SUP. CT. \$135.00 FOR FILING FEES PURSUANT TO KAN. SUP. CT. R. 9.01  
THAT SIX MONTHS, ON JAN. 28TH, 22 THE HON. ERIC ROSEN JUSTICE  
CONSIDER AND DISMISSES, FAILED TO STATE A CLAIM FOR RELIEF  
AGAINST NAMED AND SERVED RESPONDENTS, FILED A MOTION TO

RECONSIDER; ON FEB. 28, 22 DENIED BY CHIEF JUSTICE MARLA LUCKERT! ON THAT, PETITIONER, SIONEY J. CLARK JR. PRO SE, IN A PLEA "NUL TORT", REQUEST THIS COURTS, "U.S. SUP. CT. BENCH" HEAR MY PLEA, "NUL TORT", CALL FORTH "NUL TIEL RECORD", "I FALL WITHIN THE CASE OF MANIFEST INJUSTICE, I PRO SE SHALL CONTINUOUSLY CLAIM "NUL TORT, NUL TIEL RECORD TO CHARGES FILED AND ILLEGAL CONVICTION OBTAINED BY THE STATE OF KANSAS, BY THE STATE OF TEXAS, THEIR SOVEREIGN-MONARCHY RIGHTS HAVE VIOLATED S.J.C.JR., STATE'S AND FEDERAL RIGHTS TO CONSTITUTIONAL EQUAL RIGHT, PETITION, BEAR ARM, TRIAL BY JURY, SLAVERY PROHIBITED, RELIGIOUS LIBERTY, "HABEAS CORPUS-[THERE ARE OVER SIX DENIAL'S IN KAN, AND TWO IN TEX.= "NO OPINION" FILE], BAIL, DEFENSE OF ACCUSED, SEARCH AND SEIZURE, JUSTICE WITHOUT DELAY; PETITIONER PRO SE BE INNOCENT, LEGALLY AND FACTUALLY, AND TEXAS COURTS, "PROCEDURALLY," ALSO STATE CAN NOT ACCUSE-CHARGE-TRY-CONVICT, WITHOUT COUNSEL'S FOR THE DEFENDANT RIGHTS; THE FOUNDER'S OF CONSTITUTIONAL ART. 4, SEC. 1, PROCLAIMED THE ONLY WAY IN WHICH "EVIDENCE'S", AND BOTH COURT SYSTEM'S HAVE VIOLATED THE MANDATE'S LAW!

SEE MILLS V. DURYEE, 11 U.S. 481, 3 L. ED. 411, 1813 U.S. LEXIS 444,  
7 CRANCH 481; AND COCHRAN V. KANSAS, 316 U.S. 255, 62 S. CT. 1068,  
86 L. ED. 1453, 1942 U.S. LEXIS 606; MOREOVER SEE UNITED STATES V.  
ONE ASSORTMENT OF 93 NFA REGULATED WEAPONS, 897 F. 3D.  
961, 2018 U.S. APP. LEXIS 20886, 10 AT HN7" THE INNOCENT  
PRISONER IS IN THE 40TH YEAR, 38TH YEAR IN THIS ILLEGAL  
KANSAS CONVICTION, PRO SE PLEA'S, \*NUL TORT - CALL FORTH -  
NUL TIEL RECORD\*, WHEREAS THE KANSAS CRIME SCENE  
'DNA' SAMPLE'S HAVE BEEN TESTED BY ORDER OF THE CHIEF  
JUDGE OF WYANDOTTE COUNTY KANSAS FOR THE SECOND  
TIME, WHEREBY THE RESULTS SHALL BE READ INTO THE  
COURT RECORD PURSUANT TO K.S.A. 21-2512 (P(2)): TESTING  
LAST IN 2010 AND THE TEXAS SAMPLE CANNOT CONVICT CLARK OF  
RAPE IN THE EVIDENCE AT THE KANSAS CRIME SCENE. IT,  
THE TEXAS SAMPLE WAS THE ONLY SAMPLE THAT IDENTIFY PRO SE  
CLARK AT CRIMINAL TRIAL! SIDNEY J. CLARK JR. \*NIL DEBET\*  
TO THE STATE OF KANSAS \*NUL TORT - AND CALL FORTH THE CRIMINAL  
TRIAL \*NUL TIEL RECORD\*, TO FREE SIDNEY J. CLARK JR. PRO SE."

I, SIDNEY J. CLARK JR., SWEAR THE ABOVE BE TRUE THIS 14TH DAY OF  
MARCH 2022. BY: Sidney J. Clark Jr. PRO SE.



## STATEMENT OF THE CASE

IN 2019 SIDNEY J. CLARK JR. (S.J.C. JR.) PETITIONER PRO SE FILED K.S.A. 22-3504, L. 1970, CH. 129, SEC. 22-3504, JULY 1. SEE ATTACHED, "CORRECTION OF SENTENCE", IN WYANDOTTE COUNTY DISTRICT COURT OF KANSAS, THE CHIEF JUDGE FILED AN ORDER DENYING MOTION BECAUSE "S.J.C. JR." DID NOT APPEAL THE 2015 K.S.A. 60-1507 WRIT OF HABEAS CORPUS IN STATE OF KANSAS V. S.J.C. JR., CASE NO. 2015-560, A K.S.A. 60-260 MOTION RECONSIDER EXPLAINED WHY PRISONER COULD NOT FILED APPEAL TO KANSAS SUPREME COURT, ATTACHED PROOF OF K.S.A. 75-52,138 APPEAL OF GRIEVANCE TO SECRETARY OF CORRECTIONS SERIAL NO. #5EE-BA00018402, NO. #AA20140457, NO. #AA20140323 AND NO. #AA20140341, EXHIBITS OF EVIDENCE ATTACHED. AT THIS SAME TIME IN THE REND COUNTY DISTRICT COURT OF KANSAS FILED SIDNEY J. CLARK JR., V DAN SCHNURR, ET AL., 2019 APR. 29, CASE NO. 19-CV-118, CHALLENGING : BEENING ATTACK BY STAFF THAT HAVE CAUSED PHYSIAL INJURYS, RIGHT TO PROTECT MYSELF WITH A WEAPON, LOSE OF PROPERTY, PRISONER PROVED THE CLAIMS, HON. JOSEPH L. MCCARVILLE III, GAVE S.J.C. JR. ORDER TO

(6)

AMEND COMPLAINT FOR DAMAGES! ON JAN. 5TH, 21 THE U.S. DEPT.  
OF TREASURY PLACED \$1200.00 ON S.J.C. JR. ACCOUNT. ON JAN.  
22ND, 21 MAIL TO RENO CO. DIST. CT. CLERK, THE ORIGINAL AND ONE  
COPY OF SUMMONS AND COMPLAINT FOR DAMAGES, FOR RETALIATION'S  
PER CH. 60, CHALLENGING BEING DENIED: COPIES OF DOCUMENTS,  
ACCESS TO THE COURTS, FOUR OBITUARIES TWO OF MY SISTER'S  
DEATH'S CAME WHEN S.J.C. JR. WAS PLACED ON MEDICAL LOCK DOWN,  
RELIGIOUS HEAD COVER-FOOD, PROPERTY LOST, ETC., THAT COMPLAINT  
AND ATTACHED DOCUMENT ATTACHED TO THIS PLEADING! THE CLERK  
RENO CO. DIST. CT., STAMPED FILED THE SUMMONS AND RETURNED ALL  
DOCUMENTS TO S.J.C. JR., AND PURSUANT TO CH. 60, ART. 2, PETITIONER  
MADE COPY AND MAILED THE ORIGINAL AND ONE COPY TO CLERK OF  
COURT AND MAILED COPY TO PRISON COUNSEL FOR DEFENDANTS! THE  
JUSTICE NEEDS TO KNOW THE FOLLOWING: PETITIONER S.J.C. JR. IS  
ON LEVEL THREE AND CAN ONLY SPEND \$200.00 A MONTH, AND \$64.50  
PER WEEK AT THE CANTEN, AND MUST WAIT TWO WEEKS FOR ORDER;  
ON MAR. 21 AN UNSCHEDULED COURT HEARING, HON. JOSEPH L.  
MC CARVILLE III; HAVE YOU SERVED THE DEFENDANTS; YES I HAVE,  
JUDGE ASK JOHN D. GRAVES; DID YOU RECEIVE THIS, SHOWING

COUNSEL THE COURT FILE FOUR PAGES, COUNSEL YES I DID, THE COURT...  
MR CLARK, HOW IS IT, YOU HAVE SERVED THE DEFENDANTS AND NOT THE  
COURT; THE RULE OF LAW STATE THAT, THE COURT, MR CLARK, I AM  
ORDERING YOU TO SEND THE DOCUMENTS TO THE CLERK OF THE  
COURT TO HAVE THE SERVES MADE. ON MAY 7TH, 21 S.J.C. JR. MAIL  
1480 DOCUMENTS TO RENO CO. DIST. CT. CLERK, STATING TO GIVE  
A COPY TO WYAN. CO. DIST. CT. CHIEF JUDGE, A COPY TO GOVERNOR  
AND ATTORNEY GENERAL, AND A COPY TO J.L. MCCARVILLE III AND  
CHIEF JUDGE RENO CO. DIST. CT., THE UNSERVED DEFENDANTS  
IN S.J.C. JR. V. DAN SCHNARR, ET AL., 2019-CV-118, ON MAY 11TH,  
21 MAILED DOCUMENT BACK REFUSE TO SERVE THE DOCUMENT FOR  
THE SUP. CT. R. 9.01; MOREOVER THE CHIEF JUDGE, HOR. TIMOTHY  
J. CHAMBERS "SEIZED" A PETITION FOR WRIT OF HABEAS CORPUS  
PURSUANT TO KAN. SUP. CT. RULE 9.01(A), ADDRESS TO THE "KANSAS SUPREME  
COURT," THE HOR. CHAMBERS, ELECTRONICALLY FILED 2020 NOV. 13  
AM 9:47 CASE NUMBER 2020-CV-000288, AND DISMISSED PETITION  
SO ORDERED; S.J.C. JR. FILE A K.S.A. 60-260-RECONSIDER, K.S.A. 22-  
3101-INQUISITION, ETC., SEE ATTACHED. THE HON. J.L. MCCARVILLE  
III DISMISSED FOR LACK OF PROSECUTION. THE KAN DEPT OF  
CORR. REFUSED TO SEND MY MONEY TO THE RENO CO. DIST.

COURT TO PAY FILLING FEES FOR SHERIFF TO SERVE SUMMONS,  
ON AUG. 7TH, 21 PETITIONER PRO SE MAILED TO ALL COURT'S,  
JUDGE'S, A MOTION PURSUANT TO KAN. SUP. CT. R. 9.01(c), K.S.A. 60-  
701 WRIT OF ATTACHMENT, WRIT OF SUPPLEMENTAL PLEADING  
DEMANDING THE DEFENDANTS HAVE BEEN SERVE WITH ALL THE  
CLAIMS; THE CLERK OF THE RENO CO. DIST. CT., REFUSE TO DO  
THEIR DUTY! THE KANSAS SUPREME COURT JUDGE, THE HON.  
ERIC ROSEN JUSTICE DISMISSES THE PETITION FOR  
WRIT OF MANDAMUS, AS "SUPPLEMENTED BY PETITIONERS  
WRIT OF ATTACHMENT AND WRIT OF SUPPLEMENTAL PLEADING,  
PETITIONER FAILED TO STATE A CLAIM FOR RELIEF AGAINST  
THE NAMED AND SERVED RESPONDENTS! A MOTION TO  
RECONSIDER WAS FILED FEB. 15TH, 22 AND ON FEB. 25TH, 2022 PM  
3:35 ORDER "... COURT HAS CONSIDERED AND DENIES ... THIS CASE  
IS CLOSED. FOR THE COURT MARLA LUCKERT, CHIEF JUSTICE.  
SEE ALL MOTIONS FILED AND ORDER RECEIVED BACK ATTACHED,  
PETITIONER RECEIVED LAST ORDER MAR, 2ND 2022!

#### AUGUMENT AND AUTHORITY

(1) IN MILLS V. DURYEE, 11 U.S. 481, THE UNITED

STATES SUPREME COURT RULED THE ACT OF MAY 26 1790, VOL. 1, P. 115, CH. 11 CONGRESS HAS PROVIDED FOR THE MODE OF [SEE KSA 60-455] AUTHENTICATING THE RECORDS AND JUDICIAL PROCEEDING OF THE STATE COURT; U.S. CONST. ART. 4, SEC. 1, "MANDATE": IN STATE OF KANSAS V. STONEY J. CLARK JR., 1985 OPINION, THE CHIEF JUSTICE STATE THAT, WYAN. CO. DIST. CT. OF KAN. HAS VIOLATED THE "MANDATE" OF THE SUPREMACY CLAUSE; SEE STATE V. VOLMER, 6 KAN. 379, "BEFORE A PERSON CAN MAKE HIMSELF LIABLE TO BE CONVICTED OF A \*SECOND\* OFFENSE, AS SUCH, HE MUST PREVIOUSLY HAVE BEEN CONVICTED OF THE FIRST OFFENSE, '... IF IT APPEARS THAT THE CONVICTION WAS ERRONEOUS OR ILLEGAL, ITS EFFECT WILL BE TOTALLY DESTROYED'"; AND STATE V. CLOSE, 130 KAN. 492, ID. AT HN 8 \*. AFTER HIS CONVICTION OF A FELONY, IT IS SHOWN TO THE COURT THAT THE PERSON THUS CONVICTED HAD [ONCE] BEFORE BEEN CONVICTED... THE TERM OF IMPRISONMENT... MUST AT LEAST BE DOUBLED. MOLEVELL V. SIMPSON, 142 KAN. 892, THE STATE OF KANSAS IN THIS CASE ID. AT HN 3, 13, "... HE BELONGED TO A CLASS OF PERSONS CONVICTED AND SENTENCED TO THE PENITENTIARY WHOSE IDENTITY AS FORMER CONVICTS HAD NOT BEEN DETERMINED AT THE TIME OF THEIR TRIAL... ID. AT HN 14... THE OPERATIVE AND JUDICIAL INTERPRETATION, OF THIS STATUTORY PROVISION IS THAT A JUDICIAL

FINDING IS MEANT... THEREFORE, EVEN IN THE CASE ANNOTATIONS  
PURSUANT TO K.S.A. 21-4504, IT CITES \*CERTIFIED COPIES OF  
OFFICIAL RECORDS COMPETENT EVIDENCE.\* MOREOVER PURSUANT  
TO PIK CRIM. 4TH 51.030, C. (7) IDENTITY... THE EVIDENCE SHOULD  
DISCLOSE SUFFICIENT FACTS... PIK CRIM. 4TH 51.030, III. B. 1, (6)  
...MAY NOT OFFER EVIDENCE OF SPECIFIC INSTANCES OF CONDUCT THAT  
DID NOT RESULT IN CONVICTION. THEREON THE SENTENCES THAT WERE  
PRONOUNCED FROM THE BENCH VIOLATED THE ABOVE AUTHORITY CITED,  
INASMUCH AS SAID SENTENCES ARE VOID, BECAUSE VIOLATION OF  
U.S. CONST. ART. 4, SEC. 1, "MANDATE" AS TO HOW A PRIOR SHALL BE  
ENTERED INTO THE LOG OF THE SUPREME LAW OF THE LAND, SAID  
CONVICTION AT BAR HAS BEEN INVALIDATE BY ABOVE CITED AUTHORITIES;

(2) IN COCHRAN V. KANSAS, 316 US 255, THE STATE OF KANSAS  
COURTS HAVE VIOLATED K.S.A. 60-1502, KAN. SUP. CT. R. 183, IN 2013,  
2015 - CLARK V. CLINE, 15-CV-560-WYAN. CO. DIST. CT. KAN., THE THREE  
MAIN ISSUES, \*INNOCENCE BASED ON 'DNA' TEST, ILLEGAL SENTENCES,  
AND THAT K.S.A. 60-455 WAS ILLEGALLY USED TO BRING IN INFORMATION  
TEXAS, INEFFECTIVE COUNSEL, ETC.! YES I FILED AN APPEAL BUT THE  
PRISON STAFF DENIED PETITIONER ANY COPY TO APPEAL! SEE

AGAIN PROOF OF K.S.A. 75-52,138 APPEAL OF GRIEVANCE TO THE  
SECRETARY OF CORRECTIONS SERIAL NO.# BA00018402, NO.#  
AA20140457, NO.# AA20140323, NO.# AA20140341, SEE THE 'DNA' TEST  
RESULTS, SEE CLARK V. CLINE, 2016 U.S. DIST. LEXIS 190883, IN THIS  
20 U.S.C. SEC. 2254 THE PETITIONER CLAIMS INNOCENCE BASE ON 'DNA'  
TESTING BECAUSE ONLY THE TEXAS SAMPLE HAS ID. PETITIONER, EVEN AT  
CRIMINAL TRIAL, ILLEGAL SENTENCES, THE ILLEGAL USE OF K.S.A.  
60-455, INEFFECTIVE COUNSEL, SEE CLARK V. CLINE, 670 FED. APPX.  
994, 2016 U.S. APP. LEXIS 21689, 2016 WL 7093899.\* PETITIONER  
STATED CLEARLY IN ALL MY WRITS THE THREE ISSUE'S ABOVE, IN  
FACT IF YOU LOOK AT CLARK V. STATE, U.S. DIST. CT. OF KAN., CASE NO.  
# 93-3040, AND CLARK V. FINNEY, U.S. DIST. CT. OF KAN., CASE NO.  
# 93-3150-DES, PETITIONER CLAIMED THE STATE OF KANSAS WAS IN  
VIOLATION OF U.S. CONST. ART. 4, 5, 6, 8, SEE ATTACHED TO THIS PLEADING  
A COPY OF THE STATES BRIEF; THE STATE COURTS HAVE VIOLATED MY  
RIGHT, PURSUANT TO K.S.A. 21-2512 BY NOT ENTERING THE TEST  
RESULTS INTO THE TRIAL COURT LOG, THAT'S A DIRECT VIOLATION  
OF K.S.A. 60-1507, KAN. SUP. CT. R. 183, K.S.A. 21-2512, K.S.A. 60-455,  
KAN. CONST. B. OF R. SEC. 1, SEC. 3, SEC. 5, SEC. 6, SEC. 8, SEC. 10,  
SEC. 15, SEC. 18; U.S. CONST. ART. 1, SEC. 9, CL. 2; U.S. CONST. ART. 4, SEC. 1,

PLEASE SEE MEMORANDUM OF LAW ATTACHED

(3) IN STATE V. PEIRANO, 289 KAN. 805, THE COURTS OF KANSAS HAVE DENIED PETITIONER ANY RELIEF PURSUANT TO K.S.A. 22-3504, BECAUSE IF THE STATE HAS PLACED IN THE LOG OF THE COURT, THAT S.J.C. JR. HAS ONE PRIOR CONVICTION IN TEXAS, WHY HAVE PETITIONER BEEN SENTENCING 45 TO LIFE FOR RAPE AND 15 TO 60 FOR AGGRAVATED BURGLARY, THATS THREE TIMES THE SENTENCE FOR THE CRIMES PURSUANT TO KSA 21-4501 (b)(CLASS B)), (C(CCLASS C)) AND KSA 21-4504 (a(1,2)), AND AS THE "JOURNAL ENTRY OF JUDGMENT HAS NOT SO REFLECTED SENTENCE'S BEENING SEVRED," SAID DOCUMENT BE DEFECTIVE IN LAW, AND CANNOT STAND AS AUTHORITY, SEE STATE EX REL. STUBBS V. DAWSON, 86 KAN. 180, ID. AT HN 2, HN 3; STATE V. DOYLE, 201 KAN. 469, ID. AT HN 3, HN 4 "... PROOF OF THE CORPUS DELICTI, LIKE ANY OTHER ELEMENT OF THE CRIME, IS TO BE ESTABLISHED BY COMPETENT EVIDENCE BEYOND A REASONABLE DOUBT..." HN 9! ALSO SEE ATTACHED IMPP 01-117 - PERSONAL INJURY OR PROPERTY DAMAGE FORM, JOINT COMMITTEE ON SPECIAL CLAIMS AGAINST THE STATE, FILED FEB. 12, 1999; EVERYTHING SENT TOO THE KAN. SUP. CT., IN KAN. SUP. CT. R. 9.01; BE ATTACHED AT 'E'!



## REASONS FOR GRANTING THE PETITION

- 1.) TO STOP MISCARRIAGE OF JUSTICE,
- 2.) TO STOP SLAVERY,
- 3.) TO ENFORCE CORPUS DELICTI RULE,
- 4.) TO GRANT A CERTIFICATE OF APPEALABILITY,
- 5.) TO RELEASE THE INNOCENT,
- 6.) TO ENFORCE THE U.S. CONST. ART. FOUR MANDATE,
- 7.) TO RULE ON FALSE EVIDENCE CLAIM TO K.S.A. 60-455,
- 8.) TO JUDGE ON PROCEDURAL DEFAULT,
- 9.) TO ORDER THE K.S.A. 21-2512 MANDATE,
- 10.) TO ENFORCE K.S.A. 60-1507 MANDATE,
- 11.) TO ENFORCE KAN. SUP. CT. R. 183 MANDATE,
- 12.) TO ENFORCE RIGHTS TO U.S. CONST. ART. ONE, SEC. NINE,
- 13.) TO STOP MANIFEST JUSTICE ON ACCESS TO THE COURT,
- 14.) TO ENSURE THE SUMMONS ON PUBLIC SERVANTS IS ANSWERED.

### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

*Sidney J. Clark Jr.*

Date: MARCH 18TH, 2022