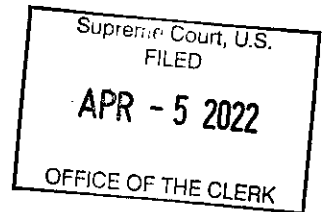


21-7580 ORIGINAL



IN THE
SUPREME COURT OF THE UNITED STATES

Amos Lamar Burch — PETITIONER
(Your Name)

United States Court of Appeals For The
Fourth Circuit vs.
— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals For The Fourth Circ.
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

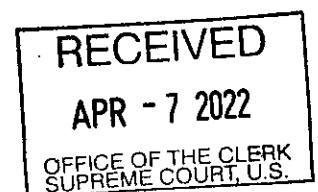
PETITION FOR WRIT OF CERTIORARI

Amos Lamar Burch
(Your Name)

9113 Meadow Vista Rd.
(Address)

Charlotte, NC 28213
(City, State, Zip Code)

980-882-3459
(Phone Number)



QUESTION(S) PRESENTED

My Question is a prosecutor suppose to lie to a Judge under oath in district court under oath "Federal Court" on a 2255 that the prosecutor was against, she said I was pulled over a couple times the response she made in "the district court of the United States for the western district of North Carolina Charlotte Division Civil No. 3:19 cv 335-MOC 3:18 CR40-MOC". The same matter I try to show proof in the court of appeals "4th circuit" also on a rehearing is they suppose to denied this matter? The prosecutor name is Elizabeth M. Greenough, N.Y. Bar No. 2667905 that lie under oath in open court to Judge Max 'O' Cogburn proof attached which I Amos Lamar Burch assert! How can they look pass the police report when he never said I was pulled over officer Gibbons, M(P4001) → officer code? Police report attached! In the report officer M. Gibbons present his sworn oral testimony! As you can see was I pulled over? I can that be and I have my hazard lights on and I ran out of gas. Don't M. Gibbons suppose to read me my rights? I don't say nothing about he read my rights! Didn't he racial bias profile me, I was minded my own little world he just up and ran my tag, I didn't ran no red light, no stop sign, was not speeding, when you in violation these are examples why you should get pulled over in a traffic stop right? Since

CASES

PAGE NUMBER

Amos Lamar Burch

1 of 10

vs.

> Civil No. 3:19-cv-335-MOC
3:18-cr-40-MOC

United States of America

United States of America

Plaintiff-Appellee

vs.

No. 20-7521

Amos Lamar Burch

(3:18-cr-00040-MOC-DSC-1) 1 of 1
(3:19-cv-00335-MOC)

Amos Lamar Burch

September 1, 2020 Filed

vs.

United States of America

1 of 5

3:19-cv-335-MOC, 3:18-cr-40-MOC-DSC-1

STATUTES AND RULES

3:19-cv-335-MOC

> 1 of 10

"Rule 11(a) Case that was filed 9-1-2012 1 of 5

"Rule 41(a) Case No-7521"
41(b)

1 of 1

OTHER

"Attached Dockets"

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:

RELATED CASES

* Amos Lamar Burch VS. United States of America
In The District Court of The United States For The
Western District of North Carolina Civil No. 3:19-CV-335-MOC
(3:18-CR-40-MOC) Date: 9-24th-2019

United States of America v. Amos Lamar Burch No. 20-7521
* (3:18-CR-00040-MOC-DSC-1) (3:19-CV-00335-MOC)
Date: Jan 27, 2022 (Date of file December 16, 2021)

* United States of America
Plaintiff-Appellee
V.
Amos Lamar Burch
(3:18-CR-00040-MOC-DSC-1) No. 20-7521

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 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 United States district court appears at Appendix A to the petition and is

- ☒ reported at In the district court U.S. for the western district of North Carolina Charlotte Division or,
Civil No. 3:19-cv-335-MOC/3:18-cr-40-MOC
☐ 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 ~~December 22, 2021~~ Nov. 19, 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: January 19, 2022, and a copy of the order denying rehearing appears at Appendix A.

☐ 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).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

* 42 U.S.C. 1983
Racial Profile (Terry v. Ohio, 392 U.S. 1, 27 (1968))
Discrimination
(Illinois v. Wardlow, 528 U.S. 119, 121-24 (2000)).
(Oyler v. Boles, 368 U.S. 448, 456 (1962)).
(United States v. Armstrong, 517 U.S. 456, 465 (1996)).
(McCleskey v. Kemp, 481 U.S. 279, 292 (1987)).
(McCleskey v. Kemp, 481 U.S. 279, 291-99 (1987)).
(Floyd v. City of New York, 959 F. Supp. 22 34
4 Amend. Right was violated 553 (S.D.N.Y. 2016))

* Rule 41(b), 41(e), 11

STATEMENT OF THE CASE

I have clear evidence in material factual that I showed to the courts that the officer didn't read me my rights and US Attorney committed perjury under oath (Proof Attached)

Also I went through Anti-Shuttle because my lawyers was ineffective, Proof attached! Igrance to law!

Also racial Profile (4th Amendment right)

I believe the Law enforcement Stereotype, profiling without cause! Officer M. Gibbons from proof attached!

REASONS FOR GRANTING THE PETITION

The reason why I should think the petition be granted is because the U.S Attorney committed perjury on my case in the lower court on my 2255 motion where I was only raising a ineffective assistance counsel it's unconstitutional what she did under oath and it's not a error it's what she signed. My police report is proof against her word and I Amos Lamar Burch assert it and also I was raising about the first step act and the same DA U.S Attorney said I was not eligible but here in the BOP under first-step act I get 54 days off a year retroactive! In my case even tho the officer has proof that I was not pulled over, he didn't read me my rights also in my case he racial profile me because of my skin color I ran out of gas had my hazard lights on putting gas in my truck, the U.S Attorney said it was a car no it's a truck proof attached! I believe my conviction should be dismiss for all these violations against the Constitution!

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Amos L. Dyer

Date: - - 22