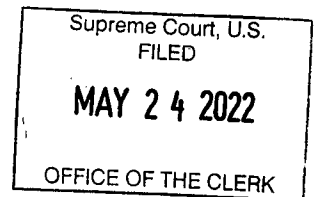


22-5335 **ORIGINAL**
No. _____

IN THE
SUPREME COURT OF THE UNITED STATES



Julius Wayne Baker — PETITIONER
(Your Name)

vs.

United States Court of Appeals — RESPONDENT(S)
"et al"

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Julius Wayne Baker
(Your Name)
FCI - Williamsburg
P.O. Box 340
(Address)

Salters, SC 29590
(City, State, Zip Code)

(843) 387-9400
(Phone Number)

QUESTION(S) PRESENTED

- 1) Did the 4th Circuit err in denying 28 USC § 2241 motion grounds for relief when knowingly the petitioner constitutional rights were violated by the Agents of the Federal Bureau of Investigation.
- 2) How can the petitioner be in two places at once, when proving he was already incarcerated in another county in the commission of the crime. Where the petitioner asserted that he was not in the county or state, and/or was in jail at the times of the alleged crime adding he was out of state due to driving trucks.
- 3) Is it correct that this High Court Supreme Court honored *Riley v. California*, 134 S.Ct. at 2473, and *Carpenter v. US*, 138 S.Ct. 2206, which is a violation of his the petitioner's 4th Amendment Right which is law regardless of the time, and is illegal, where the petitioner qualifies.
- 4) How can the petitioner's Miranda rights be ignored through being forged, where the petitioner sent in his driving license and signature proving he did not sign an miranda affidavit and his rights were violated is also merits without a doubt, and had requested an expert in this regard in this petition and/or any other. *Miranda v. Arizona*, 384 US 436, 16 LEd2d 694, 86 S.Ct 1602 (1966).
- 5) As to all records the petitioner asks, if all records show and indicate proving, receiving all documents from the (FOIA) Freedom of Information Act stating the facts that the AUSA Olivia S. Choe did not have an Oath of Office to prosecute let alone an Appointment Affidavit or Proof of Employment through the US Department of Justice, where no records are found in the (FOIA)(EDUSA)(OIP)(OGIS)(NPRC), nor the (NARA) or the Florida Bar and the Florida Board of Bar Examiners, showing fraud on the court leaving grounds for dismissal.

LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page.

[x] 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) United States District Court, the District of South Carolina

RELATED CASES

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TABLE OF AUTHORITIES CITED

CASES

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- Riley v California, 95 CrL 445 (U.S. 2014) 134 S.Ct. 2473
- Carpenter v US, 138 S.Ct. 2206
- Miranda v. Arizona, 384 U.S. 436, 16 LEd2d 694, 86 Sct 1602 (1966)

STATUTES AND RULES

Title 28 U.S.C § 2241

OTHER

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 C 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 Oct. 22, 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: Feb. 23, 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. § 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

Amendment 4:

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures shall not be violated, and no warrant shall issue, but upon probable cause, supported by oath or affirmation and particularly describing the place to be searched, and persons or things to be seized.

STATEMENT OF THE CASE

When the 4th Circuit denied the petitioner's 28 USC § 2241 motion grounds for relief overlooking all the petitioner's entitled amendments clearly shows prejudice, cruel and unusual punishment, knowing there was no solid evidence for a conviction and no Date of Office setting grounds for dismissal

REASONS FOR GRANTING THE PETITION

- 1) The petitioner was incarcerated the time the crime took place.
- 2) The AUSA had no Oath of Office to convict.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Jahar Wayne Baker

Date: August 1, 2022