

No. 22-5537

IN THE

FILED  
AUG 26 2022  
OFFICE OF THE CLERK  
SUPREME COURT, U.S.

U. S. SUPREME COURT, U. S. CLERK

# UNITED STATES v. ORIGINAL

JOSEPH RENDON — PETITIONER  
(Your Name)

vs.

STATE OF IOWA — RESPONDENT(S)

**ON PETITION FOR A WRIT OF CERTIORARI TO**

## The Iowa Supreme Court

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

**PETITION FOR WRIT OF CERTIORARI**

Joseph Rendon  
(Your Name)

(Your Name)

P.O. Box 218

(Address)

Newton, IA. 50208

(City, State, Zip Code)

(Phone Number)

**RECEIVED**

SEP - 7 2022

**OFFICE OF THE CLERK  
SUPREME COURT, U.S.**

**QUESTION(S) PRESENTED**

Whether the Petitioner Was Provided  
Ineffective Assistance of Counsel

## **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**

*None*

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 is unpublished.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 is unpublished.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 is unpublished.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 Iowa 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 is unpublished.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. 7, 2022.  
A copy of that decision appears at Appendix A.

A timely petition for rehearing was thereafter denied on the following date: June 3, 2022, and a copy of the order denying rehearing appears at Appendix B.

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**

6<sup>th</sup> Amendment to the United States  
Constitution

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DENIAL OF APPEAL TO IOWA SUPREME COURT

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DENIAL OF FURTHER REVIEW

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## TABLE OF AUTHORITIES CITED

### CASES

	PAGE NUMBER
Williams v. Taylor, 466 U.S. 362, 391-92 (2000) . . . . .	
Strickland v. Washington, 466 U.S. 668, 694 (1984) . . . . .	

### STATUTES AND RULES

### OTHER

#### STATEMENT OF THE CASE

This case is an original Petition for Certiorari to the Iowa Supreme Court, the highest state court in Iowa.

The petitioner, Joseph Rendon, is alleging the state of Iowa denied him effective assistance of counsel required by the Sixth Amendment to the U.S. Constitution. Indeed, the petitioner's co-defendant had his case overturned in the underlying postconviction application.

The petitioner's trial counsel failed to:

- A. Fully investigate and present an alibi defense;
- B. Properly impeach statements made by other co-defendants; and
- C. Prevent the cumulative

effect of errors in this case.

None of the above-cited mistakes could be considered trial strategy.

The Petitioner was never identified as being one of the robbers and was merely implicated by those whom were caught.

REASONS FOR GRANTING THE PETITION

The state of Iowa failed to make the proper individualized fact-based analysis to determine whether or not the Petitioner was denied effective assistance of counsel. See Williams v. Taylor, 529 U.S. 362, 391-92 (2000). The Iowa Supreme Court, per the Court of Appeals, made a brief gloss-over of the 6<sup>th</sup> Amendment violations.

The only connection the state of Iowa made of the Petitioner to the underlying criminal offenses was a grainy video of an alleged vehicle similar to the petitioner's. If trial counsel would have fully investigated and presented an alibi defense,

would have properly impeached the alleged co-defendants, and prevented cumulative errors then there is a reasonable probability this Petitioner would have been saved decades in prison with mandatory minimums. See Strickland v. Washington, 466 U.S. 668, 694 (1984).

## **CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joseph P. Rehn". The signature is fluid and cursive, with "Joseph" and "P." being more stylized and "Rehn" being more like a standard name.

Date: 8-24-22

10.