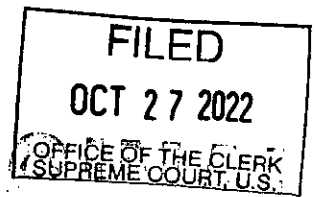


22-6052

No. _____



IN THE
SUPREME COURT OF THE UNITED STATES

Vandell Slack — PETITIONER
(Your Name)

vs.

Supreme Court of Ohio — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

The Supreme Court of Ohio
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Vandell Slack
(Your Name)

900 Sycamore St
(Address)

Cincinnati, Ohio 45202
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

- Why the Ohio Supreme Court Ignore most of my Complaint in the disqualification Affidavit; Mainly Receiving Grand Jury transcripts that wasnt mine?
- I would like to know if a Grand Jury hearing was held in my case? Because I was directly Indicted no Affidavit or complaint was filed.
-

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

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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☐ is unpublished.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☐ is unpublished.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☒ is unpublished.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 The Ohio Supreme 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☒ is unpublished.

Constitutional and Statutory Provisions

Amendment 5

No person shall be held to answer for a capital, or other wise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia, when in actual service in time of war or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself; nor be deprived of life, liberty, or property without due process of law; nor shall private property ~~be~~ taken for public use without just compensation.

Amendment 6

In all criminal prosecutions the accused shall enjoy the right to a speedy and public trial by an impartial jury of the state and district the crime shall have been committed, which district shall have been previously by law, and to be informed of the nature and cause of the accusation to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor; and to have the assistance of counsel for his defense.

Amendment 8

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Amendment 14

Section 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

Vindictive Prosecution: 5th and 14th amendment

Ineffective assistance of Counsel: 6th and 14th amendment

Prosecutorial Misconduct: 5th and 14th amendment

Fast and Speedy Violation: 6th, 8th and 14th amendment

False Imprisonment: 8th and 14th amendment

Preliminary Hearing: 5th and 14th amendment

Seven Elements of Jurisdiction: 5th, 6th and 14th amendment

Ohio Crim. R. 5 (B)(1)(2)(8)

Ohio Crim. R. 6 (E)

§ 2945.71 (c)(1) Notwithstanding any provisions to the contrary in Criminal Rule 5(B), shall be accorded a preliminary hearing within fifteen consecutive days after the person's arrest if the accused is not held in jail in lieu of bail on the pending charges or within ten consecutive days after the person's arrest if the accused is held in jail in lieu of bail on the pending charge; (c)(2)

Shall be brought to trial within two hundred
Seventy days after the person's arrest.

Statement of Case

statement of the Facts:

On or about March 19, 2021 the affiant filed a motion requesting Grand Jury Transcripts. Judge Robert A. Goering granted said motion. Affiant met with his attorney's Doug Nicholas and Darren Nye to go over the transcripts. The transcripts provided by the Hamilton Co. Prosecutor's office did not have a cover page and had an invalid date. (ie) December 30th no particular year. Defense attorney Darren Nye investigated the matter and discovered the correct date for these transcripts was Dec. 30th 2018. The prosecuting attorney Seth S. Tieger knew or had reasonable belief the transcripts submitted were not the transcripts of the grand jury proceeding in the aforementioned case. Based on the fact affiant was not charged and/or indicted until August 14, 2019.

~~30000~~

The affiant filed a motion to remove counsel. On April 12, 2021 the presiding judge namely Robert A. Goehring held a hearing on the matter.

During the colloquy the affiant stated his reasoning for being unsatisfied with counsel was because I had a suspicious belief that defense counsel's Douglas Nicholas and Darren Nye both knew or had reason to believe these documents were not authentic or either they were not the transcripts of the aforementioned case proceeding before that grand jury. I continued to explain that it was my belief that both defense counsel's were colluding or conspiring to preclude me from reviewing the true authentic transcripts, along with prosecutor Seth S. Tieger.

The judge granted the motion to remove counsel. New counsel was appointed by the courts on April 26, 2021.

On May 27, 2021 the proceeding court date. During pre-trial conference I notified the presiding judge namely Robert A. Goering that I was having the same issues with newly appointed counsel and that he totally refused to allow me to review the transcripts.

At this point, the judge is fully aware or has reasonable belief the prosecution is in contempt of court, for failure to turn over the true authentic transcripts that was court ordered.

Judge Robert A. Goering ignored and disregarded the affiant's issues instead of resolving the conflict between the state and the defense he stated to me that "I was stalling for time by filing pre-trial motions removing counsel". The affiant feels he will not receive a fair trial before the present presiding judge. The affirmative defense based on this circumstance is being suppressed.

REASONS FOR GRANTING THE PETITION

My petition should be granted because I have made my judge aware of the malfeasants in his courtroom. He refuses to correct any of the problems that are presented to him. I've been charged vindictively by the ~~Heckman~~ prosecution for not being a cooperating witness for the state and against myself a violation of my Constitutional rights the 5th and 14th amendment. I have a motion to dismiss indictment for Vindictive Prosecution filed and presented all the facts to meet the pron test; *Bargan v. Poindexter*, 249 F3d 476, 481-82 (6th Cir. 2001). This motion led to me receiving my grand Jury proceeding filed under Crim. R. (6)(E). The prosecutor committed intrinsic fraud to cover up the state charging me Vindictively and I have yet to receive the grand jury transcripts. I have filed for transcripts of the record that will show and prove bias and misconduct but the courts continue to withhold information. The Ohio Supreme Court failed to address the actual reason I seek to disqualify Robert A. Goering. Though I waited a year to remove my judge; through out the year I gave him numerous court appearances to correct the problems but to no avail I seen no change in the

CONCLUSION

Vandell

Date: 10-24-22