

22-7396
No. _____

IN THE SUPREME COURT OF THE UNITED STATES

RICHARD ANTHONY WILFORD,
Petitioner

ORIGINAL

Supreme Court, U.S.
FILED

APR 03 2023

OFFICE OF THE CLERK

Vs.

UNITED STATES OF AMERICA,
Respondent

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Fourth Circuit
Case No. 22-7040

PETITION FOR A WRIT OF CERTIORARI

Richard A. Wilford, Pro-Se
Reg. No. 28670-037
FCI Terminal Island
P.O. Box 3007
San Pedro, CA 90733

DATED: April 18, 2023

QUESTIONS PRESENTED

Whether to grant the petition for a writ of certiorari, vacate the judgment, and remand for reconsideration in light of *Concepcion V. United States*, 142 S. Ct. 2389 (2022)?

PRO SE STATEMENT

Under the authority of the Supremacy and Equal Protection Clauses of the United States Constitution and the common law authorities of *Haines V. Kerner*, 404 U.S. 519 (1972); *Erickson V. Pardus*, 551 U.S. 89, 94 (2007), pro-se litigant's filings are "to be liberally construed" and "must be held to less stringent standards than pleadings from well trained BAR registrees (attorneys)," as to do substantial justice. *Id.*

RELEVANT FACTUAL AND PROCEDURAL BACKGROUND

In August of 2014, Mr. Wilford was sentenced in U.S. District Court of Maryland to 340 months of imprisonment and 10 years of supervised release, after being made to stand jury trial on a single charge of violating 21 U.S.C. §846. Dist. Ct. ECF-254; ECF-369 (1:11-cr-00258-ELH-2 Dist. Md.).

While serving his prison sentence, Mr. Wilford learned that the Government's Sentencing Memorandum incorrectly states "8 kilograms" of cocaine were "seized from" his residence located at 1500 Cliftview avenue (ECF-274 at p. 10); the Pre-Sentence Report (PSR) contains the incorrect information that "8 kilograms" of cocaine being "found" at Wilford's residence (ECF-273 at p. 7 par. 28) and; a Declaration of Special Agent Mark Lester which falsely declares that agents "seized approximately eight (8) kilograms of cocaine at a residence owned by Wilford" (ECF-369 p.46; ECF-650 EX. 1, 9), which were relied upon by the court for sentencing him. ECF-369.