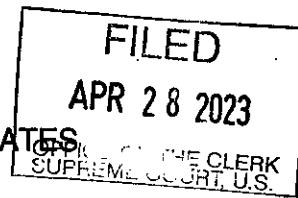


No. 22-7465

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



"In re Jogak Jogak" — PETITIONER
(Your Name)

Dan Sullivan, Warden — RESPONDENT(S)
of the South Dakota State Prison
ON PETITION FOR A WRIT OF CERTIORARI TO

The South Dakota Supreme Court
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

Heidi J. '95
PETITION FOR WRIT OF CERTIORARI

Jogak Jogak
(Your Name)

1600 N Drive
(Address)

Sioux Falls, SD, 57117
(City, State, Zip Code)

—
(Phone Number)

QUESTION(S) PRESENTED

Is a Scalp laceration a serious bodily injury as defined in SDCL 22-1-2(44A)?

Is a hairline fracture a serious bodily injury as defined in SDCL 22-1-2(44A)?

Does 18 U.S.C 1365 (h)(3) and 18 U.S.C 1365 (h)(4) govern what is a serious or simple bodily injury?

What are the requirements to invoke the South Dakota Supreme Courts Original jurisdiction.

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

4:21-cv-04023

Appellate Case: 22-2751

4:22-cv-04100

Appellate Case: 23-1129

Appellate Case: 21-3698

Supreme Court State of South Dakota # 30293

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and Motion For Discovery*

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TABLE OF AUTHORITIES CITED

CASES

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STATUTES AND RULES

OTHER

IN THE
SUPREME COURT OF THE UNITED STATES
~~Handwritten Signature~~
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 is unpublished.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 is unpublished.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 # 30293; or,
 has been designated for publication but is not yet reported; or,
 is unpublished.

The opinion of the South Dakota Circuit 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 _____.

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 04/03/2023.
A copy of that decision appears at Appendix A.

A timely petition for rehearing was thereafter denied on the following date: 04/03/2023, 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. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

28 U.S.C § 1257(a)

SDCL 21-27-1

SDCL 21-27-3.1

SDCL 21-27-16

8th Amendment

6th Amendment

SDCL 22-1-2 (44A)

Constitution of South Dakota Article 5, § 5

SDCL 15-25-1

Constitution of South Dakota Article 5, § 3

STATEMENT OF THE CASE

I'm innocent of aggravated assault
and the South Dakota State Supreme
Court does not lack the authority
to hear and determine my habeas.

~~Special powers and privileges~~
According to the ~~South Dakota Codified Law~~
L 15-25-1

~~the exercise of the original jurisdiction
granted the Supreme Court of South
Dakota by section 5, article 5 of the
Constitution is reserved for consideration
of matters of prerogative~~

REASONS FOR GRANTING THE PETITION

Equitable Jurisdiction

Equitable jurisdiction is a system of justice designed to supplement the common law by taking action in a reasonable and fair manner which results in a just outcome. It is based on a set of legal principles, namely Equity for achieving Natural Justice.

In

In English Law, natural justice is technical terminology for the rule against bias (nemo iudex in causa sua) and the right to a fair hearing (audi alteram partem).

Natural justice is the "duty to act fairly"

It will be fair to grant my petition.

I'm also innocent of the crime I'm convicted of.

Also the interest of justice will be better served by addressing the merits of my particular case.

CONCLUSION

↓

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Jogaak Jogaak ff
Date: April 26th 2023