

92-7602

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

James Snyder — PETITIONER
(Your Name)

vs.

State of Idaho — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

James Snyder
(Your Name)

PO Box 70010
(Address)

Boise, Idaho 83707
(City, State, Zip Code)

(Phone Number)

QUESTION(S) PRESENTED

1. If I'm not breaking any laws and no crime reported in vicinity
Can a Officer stop and harass me on Private property
2. Can a Officer lie about probable cause get no warrant, No K-9 (DOCs)
or have consent, ~~and~~ to search. Then open my car door and search
my whole vehicle?
3. Can a Judge upon Final Judgements due to mental illness/disabilities
remove me from Drug Programs. Then prosecute me and sentence
me into the same or like programs over and over Collateral
estoppel?
4. Can I.D.O.C. Lock me in Segregation Until U.S. Court dismisses
my case because IDOC blocks my legal mail and I
lose. With no Discipline Actions to begin with
5. Can IDOC rider program, a State of Idaho dept of Corrections
run their Cottonwood rider program with NO CAMERAS?
(Because IDOC official misconduct does happen)
6. Can Case Managers lie on PSI report to judicial
Proceedings from IDOC where they have NO CAMERAS?
7. Can a judge in Sentencing order IDOC to
keep me, a mentally disabled man in Segregation?
8. Can a judge implicate Burglary charges are
something else in hearing (Accusations by Burglary)
9. Is there no structure in Idaho for custody levels.
Because I'm Min. Custody and in Med/Max since Sept.

Questions

10. If a court violates ADA or Rehabilitation Acts in Judgements. Doesnt that hinder Justice for disabled individuals and lead to a Miscarriage of Justice or Travesty for the disabled individual in Judicial Proceedings
11. If a federally funded program (Drug Court) excepts me and gets that funding. But refuses to give me any classes and profiles me. Is that legal and drag me along 7 months
12. I love all decisions of this court that have protected people like me from others that arent disabled. Thank you and God bless you all
13. Are Idaho respondents and IDOC Case Managers supposed to mention Case #CR28-21-11291 where police, Doctor, Security Guards beat me giving me new TBI and crawling on my hospital bed choking with his knee in my ~~neck~~ neck? They mention it in this case
14. If one case of Police brutality hinders Snyder a mental Disabled man to leave Idaho and return to his home State 10 miles to Spokane for Safety, is that really a violation for this case?

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:

TABLE OF CONTENTS

OPINIONS BELOW	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	
STATEMENT OF THE CASE	
REASONS FOR GRANTING THE WRIT	
CONCLUSION.....	

INDEX TO APPENDICES

APPENDIX A Kootenai County District Court

APPENDIX B Idaho Court of Appeals

APPENDIX C Idaho Supreme Court

APPENDIX D

APPENDIX E

APPENDIX F

TABLE OF AUTHORITIES CITED

CASES	See pages 33-35	PAGE NUMBER
Rodriguez v U.S., 575 U.S. 348, 350 (2015)		Pg. 19
Ornelas v. United States, 517, U.S. 690, 696, 699 (1996)		pg 18
Smith v Duncan, 297 F.3d 809, 813-14 (9th Cir 2002)		pg 18
Hovock v Stickman, 625 F.3d 88, 94 (3rd Cir 2010)		pg 18
Matthews v. Parker, 2011 US App LEXIS 13091, at *17-*18 (6th Cir June 27, 2011)		pg 18
State v Brown, 2021-Ohio-2853, 2021 Ohio App. LEXIS 2813		pg 19
Florida v Rodriguez, 469 U.S. 1, 6 (1984)		pg 19
Rodriguez v U.S., 575 U.S., 348, 350 (2015)		pg 19
Ashe v. Swenson, 397, U.S., 436, 443 (1970)		pg 22
Gerstein v. Pugh United States S. Ct.		pg 18
Smith v. Duncan, 297 F.3d 809, 813-14 (9th Cir 2002)		pg 27

STATUTES AND RULES

1st, 4th, 5th, 6th, 8th, 14th constitutional violations
 Church & State, Private Property, Unlawful Arrest
 Profiling, Cruel & Unusual Punishment, Actual Innocence
 BRAS, Prejudice
 American Disabilities Act, Rehabilitation Acts
 excessive ~~harm~~ by IDOC
 irreparable harm

OTHER

Watch Social Media YouTube Video
~~Idaho Police Brutality~~
 Idaho Police Misconduct
 IDOC, is hindering Truth & Justice

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 Kootenai County district Court; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the Idaho Court of Appeals 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.

1.

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 March 21, 2023
A copy of that decision appears at Appendix C.

☐ 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

- 1st amendment - Religious Separation of Church & State
Access to Courts
- 4th Reasonableness suspicion, Search & seizure, No K-9
or consent
- 5th equal protection, Collateral estoppel double jeopardy
- 6th ineffective assistance of counsel
Court didn't stick to plea agreement / convicted to
Mental Health Court
- 8th excessive Segregation, Cruel unusual Punishment
- 14th Collateral estoppel, Due Process
American Disabilities Act
Rehabilitation Act

~~No Accommodations made in~~
~~any program, Just removed~~
1 bad judgement makes all judgements
invalid

vindictive / Judicial Misconduct
discriminatory

See pgs 18-30 STATEMENT OF THE CASE

The case stems from a Miscarriage of Justice, ~~the~~ Snyder v. Washington. A disabled man just trying his best and always being bullied, called names and as this Court will read, Actually Innocent.

Thank you

GEORGE FLOYD JUSTICE POLICING ACT.
POLICE VIDEO BODYCAM CAUSED ANOTHER TBI,
PTSD and COPS KNEE Strangling me CRUSHED
MY NECK IS WHY I LEFT IDAHO BACK
TO WASHINGTON. IDAHO HOSPITAL COPS ETC
Hurt me so Bad. IDOC was at door

That's why my sentence was imposed and Idaho
Dept of Corrections is in Video Blocking doorway
as Doctor, Cops, Security guards beat me after
Mental health Cleared me. I was in IDOC
Custody and they didn't Protect me from County.
Im in IDOC now Med/Max Custody and
Min. Custody level. Moved 12 times and 6 institutions
in 9 months. Im very disabled

Pg 16 of 49

Statement of case

On or about April 28, 2019 James Franklin Snyder was having issues and was waiting at his church for his pastor and our traveling pastor. Snyder sat patiently in his 2002 Lincoln. *Ornelas v. United States*, 517 U.S. 690, 696, 699 (1996). There was no reasonable suspicion for any Police Officer to harass me. A mentally disabled man. There was no articulable suspicion that I was engaged in, or about to engage in criminal activity. Snyder was very sick from a degenerative muscle disease w/ is sealed court record // *Gerstein v. Pugh* S.Ct *Smith v. Duncan*, 297 F.3d 809, 813-14 (9th Cir 2002) Being a newer Judgement allows petitioner to attack old conviction, proving all Judgements stem from Miscarriage of Justice and "Actual Innocence".

Snyder was misrepresented by Counsel because Snyders so disabled and was so sick the ineffectiveness of his counsel allowed constitutional error *Huck v. Stickman*, 625 F.3d 88, 94 (3d Cir 2010) *Matthews v Parker*, 2011 U.S. App LEXIS 13091, at *17-*18 (6th Cir June 27, 2011)

Snyder was told by his pastor he would be safe there because its private property the church is on.

The officer called for backup before exiting his patrol car. Rathdrum City police officer withdrew his pistol as he approached Snyders Lincoln.

State v Brown 2021-Ohio-2853, 2021 Ohio App. LEXIS 2813

Spokane, Washington and Rathdrum, Idaho are right next to each other. Idaho police pray upon Washington State plated vehicles.

There is photo's of the Lincoln in amended traffic violation with possession charge. Which did not happen that day or week.

Snyders windows are 5% limo tint and there is no possible way the Rathdrum police officer seen anything through my window as he banged his pistol against my drivers door window ordering me out of the car. Florida v. Rodriguez, 469 U.S. 1, 6 (1984).

Snyder without question got out of his car and handed Rodriguez v. U.S., 575 U.S., 348, 350 (2015) (No Dog Sniff-K-9, Warrant or Consent)

The police officer his pastors
business card and said he is
waiting for his pastor, (1st Amend. Sep. Church & State)

There was no needle cap on
my center console either.

Two Kootenai County sheriffs showed
up instantly. Is why I say the officer
called for backup. I also watched
him approach me. As if I was
doing something wrong or a movie.

One officer knew me somehow.
Asked if I was disabled? The other
had a benie on. He walked straight
to my Lincoln with no K-9, consent,
warrant or anything and opened my
door and went searching my car.
He reached way up in my
seat and pulled out a medicine
bottle and bag of paraphanilla.

That's why I was at the
church waiting for my pastor.
Because of bullying etc I was
suicidal. We in our church help
each other with our own medicine
and treatment.

(14th & 4th Amendments)

But the officers intervened unlawfully and began this nature of events.

Sept 2019 Snyder was sick (sealed medical documents April 6, 2022) So, Sick Snyder really didn't understand nature of the plea bargain.

Premo. v Moore 131 S. Ct. 733, 738, 743 (2011)

my counsel should have ordered suppression hearing before plea bargain

Snyder pled guilty (verbatim) to 5 years probation and Mental health Court. Cathy, Snyder's cousin picked Snyder up and brought Snyder to probation office.

The probation office/clinician said there is no way we are putting you in a halfway house or Mental health court. You're too disabled.

So they called Judge Mitchell and Mitchell acquitted, vacated or reversed that judgement. Then amended it down to just 5 years probation.

Somewhere along the line after I filed Snyder v. Stevens Portland, Or. U.S. Court. Someone went back into my criminal history and added from 2004 incident one more rape accusation and 2 child molesting accusations and spread them rumors all over eastern Washington and Northern Idaho following my Facebook or Google Maps @ college etc. Making my life HELL! My Facebook I changed the name to Bobby Dubbs. Wondering what's going on? Being Disabled and bullied like a child in my mind is very hard for me. Bring traumatic memories from Snyder v Washington to my present as my pastor said is traumatic and wrong. God calls it our past and is meant to be left behind us. Not brought back in front of us all day everyday!"

So Judge Mitchell imposed Drug Court and 3 years probation at sentencing after completion of "rider Program."

6 months later in Oct 2021 Snyder was in court with a Motion filed by his attorney and drug Court

My attorney should have read the police profiled Snyder from the gate watch, YOUTUBE IDAHO POLICE MISCONDUCT or its IDAHO POLICE BRUTALITY!

Thats me getting beat by police Case # CR28-21-11291. I had petition for Review and filed it in U.S. Supreme Court. But, IDOC is in the video and my District Court Judge imposed my sentence because Idaho hurt me so bad. I went back to my state Washington.

IDAHO DEPT OF CORRECTIONS KEPT ME IN SEGREGATION A3 Seg in Orofino prison until I lost my Case 1:22-cv-00311-REP

They are keeping me in Max and Medium Custodies in bad places with no Disciplinary Actions. Because as you'll read in U.S. Court case Their stopping me from legal work.

Watch police body cam video on Youtube. You'll see one Idaho sheriff as security guard in a county hospital All violate American Disabilities Act after Mental Health cleared me. One officer beats a new TBI into my head as another George Floyd knee is choking me, crushing my neck

I laid in Alyia's basement
"Mountain top transitional house" healing.
Dec. 20, 2021 I was back at
work and Idaho workers in Spokane
at my job kept calling me
names.

I was bleeding from my mouth
and was rushed to the hospital.
I had to have throat surgery
(Go figure cop crushed my neck)...

I emailed my employer headquarters
about names being called and my
public defender JamesSnyder001@gmail.com.
They emailed back and know what's
going on. They will address it and
take time to heal after surgery.

While I was healing from emergency
throat surgery, I wrote Judge Mitchell. I asked
for help from so many, Nobody would
help me.

I was building up PTSD and Idaho
was worse than Washington. So after nobody
would help. I drove into Washington
March 4th 2022 and rented a motel
and refused to return to Idaho

with a machete on facebook by that
gang. Someone trying to have me hurt?

REASONS FOR GRANTING THE PETITION

Because Im disabled and Cops and everyone takes advantage of that fact and violates all my rights.

Search was illegal on Private Church property

There was No crime reported in vicinity and I was parked legally not doing anything wrong.

Plea Agreement was not held original sentence was found to disabled to do Mental health court and Judgement Sept 2019 was amended after I was sentenced into M.H. court

Then was sentenced to Drug Court/Rider two same convictions then removed again due to TBI, to Mentally ill/Disabled then sentenced to the same programs I was Just removed from with final Judgement creating Collateral estoppel Double Jeopardy

Cruel Unusual punishment (Read case # 1:22-cv-00311-REP)

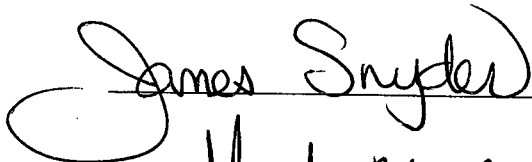
ADA (1990) Rehabilitation Act 501-509

Constant violations thru all of IDAHO and the Mental Health court Judge read ALL cases and this please with respect. Thank you

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

James Snyder

Date:

March 26, 2023