

# United States Supreme Court

DAVID JAH Sr., Petitioner

vs.

UNITED STATES

Notice For Leave To Seek  
Extension Of Time To File  
Certiorari Petition

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CASE NUMBER

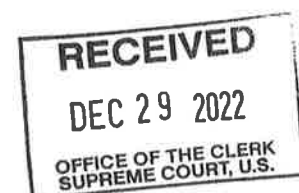
Where the decision of the court of appeals is adverse to the defendant in whole or in part, the duty of counsel on appeal extends to (1) advising the defendant of the right to file a petition for panel rehearing and a petition for rehearing en banc in the court of appeals this did not occur after the Ninth Circuit of appeals affirmed my conviction. See Austin v. United States, 513 U.S. 5, 115 S. Ct. 380, 130 L. Ed. 2d 219 (1994)

Petitioner herein now in Pro Se seeks to be timely in his request for leave to proceed in forma pauperis and petition for writ of certiorari to be granted in consideration of Jones v. United States, 529 U.S. 848, 859 (2000). It is the belief that the petitioner will show that a violation of due process occurred in the ruling rendered in the Ninth Circuit, thus providing grounds for this court to vacate the judgment rendered in the court of appeals.

Because the Law Offices of Beles & Beles in Oakland, California has not provided petitioner with proper notice of how to proceed after their notification of no longer representing the petitioner nor has provided any documents need to effectively proceed onward after the adverse ruling in regards to the direct appeal, it is with diligence that this filing is being made to attempt to be liberated.

In Reference to Ninth Circuit Court Of Appeal 21-10213  
District Court No. 3:19-cr-0026-WHA

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The Ninth Circuit Court of appeals on November 30th, 2022 entered a decision departing from the accepted and usual course of judicial proceedings. In addition the Ninth Circuit has made a ruling that conflicts with a relevant unanimous decision delivered in an opinion by the Supreme Court as to call for an exercise of this Court's supervisory power.

I am writing to obtain all of the updated forms and instructions designed for petitioning for a Writ of Certiorari. I am also seeking a Pro Se Prisoner Packet to assure my petition is not deficient preventing it from being rejected.

Due to the Covid-19 restrictions and the fact I am not lettered in the law I am seeking an additional sixty day extension in order to assure I prepare my petition sufficiently to be granted the relief being sought.

At this time my previous counsel's at Beles & Beles have yet to provide me with my record of appeal or any of my case file before or after their notice of no longer representing my legal matter due to the retainer that was provided for my appeal is no longer sufficient now that my appeal has been denied.

Acting in Pro Se it will be my intention to submit to the Supreme Court questions of the constitutionality of a district court altering during the deliberations of the jury the indictment, jury instruction, statute and the constitutionality of both the district and appellate court disregarding the Supreme Court's two part inquiry requirement to determine the statutes applicability for the basis of jurisdiction of the subject matter in the case at hand.

12/19/22

DATED



David Jah Sr., MSW