

No. 22A448

IN THE
SUPREME COURT OF THE UNITED STATES

MICAH LAMB - PETITIONER

VS.

RICKY D. DIXON, FLORIDA DEPT. OF CORRECTIONS,
AND RESPONDENTS' - RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The Petitioner asks leave to file attached petition for a new Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis*

Please check the appropriate boxes:

[] Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

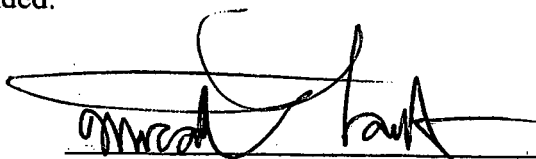
☒ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court. See, Gomez vs. Myer, 627 F. Supp. 183 (5th Cir. 1983); Lopez vs. Stephen, Lexis 4612 (2015) ("Justice Sotomayor granted motion for leave to proceed *in forma pauperis*"); Flower vs. Turbine, 507 F.2d 1242 (5th Cir. 1975).

☐ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceedings, and;

☐ The appointment was made under the following provision of law: _____, or

☐ a copy of the order of appointment is appended.


Micah Lamb, #J23663

AFFIDAVIT OR DECLARATION

IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

I, **Micah Lamb**, am the petitioner in the above-entitled case. In support of my motion to proceed in forma pauperis, I state that because of my poverty, I am unable to pay the costs of this case or to give security therefore; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Self-employment	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Income from real property (such as rental income)	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Interest and dividends	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Gifts	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Alimony	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Child Support	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Retirement (such as social security, pensions, annuities, insurance)	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Disability (such as social security, insurance payments)	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Unemployment payments Public-assistance (such as welfare)	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Other (specify):	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00
Total monthly income:	\$ 00.00	\$ 00.00	\$ 00.00	\$ 00.00

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	\$
N/A	N/A	N/A	\$
N/A	N/A	N/A	\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	\$
N/A			\$
N/A			\$

4. How much cash do you and your spouse have? \$ Divorced
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
N/A	\$	\$
N/A	\$	\$
N/A	\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

☐ Home
Value N/A

☐ Other real estate
Value N/A

☐ Motor Vehicle #1
Year, make & model
Value N/A

☐ Motor Vehicle #2
Year, make & model
Value N/A

Other assets
Description Have none
Value N/A

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or money	Amount owed to you	Amount owed to your spouse
<u>N/A</u>	\$ <u> </u>	\$ <u> </u>
<u>N/A</u>	\$ <u> </u>	\$ <u> </u>
<u>N/A</u>	\$ <u> </u>	\$ <u> </u>

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
<u>N/A</u>	<u> </u>	<u> </u>
<u>N/A</u>	<u> </u>	<u> </u>
<u>N/A</u>	<u> </u>	<u> </u>

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <u>N/A</u>	\$ <u>N/A</u>
Are real estate taxes included? ☐ Yes ☐ No		
Is property insurance included? ☐ Yes ☐ No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>N/A</u>	\$ <u>N/A</u>
Home maintenance (repairs and upkeep)	\$ <u>N/A</u>	\$ <u>N/A</u>
Food	\$ <u>700.00</u>	\$ <u>N/A</u>
Clothing	\$ <u>74.00</u>	\$ <u>N/A</u>
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ <u>N/A</u>
Medical and dental expenses	\$ <u>100.00</u>	\$ <u>N/A</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ <u>N/A</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>N/A</u>	\$ <u>N/A</u>
Life	\$ <u>N/A</u>	\$ <u>N/A</u>
Health	\$ <u>N/A</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>N/A</u>	\$ <u>N/A</u>
Other:	\$ <u>N/A</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>		
Installment payments		
Motor Vehicle	\$ <u>N/A</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>N/A</u>	\$ <u>N/A</u>
Department store(s)	\$ <u>N/A</u>	\$ <u>N/A</u>
Other:	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>N/A</u>	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify):	\$ <u>N/A</u>	\$ <u>N/A</u>
Total monthly expenses:	\$ <u>884.00</u>	\$ <u>N/A</u>

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes

☒ No

If yes, describe on an attached sheet.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? _____

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes

☒ No

If yes, how much? _____

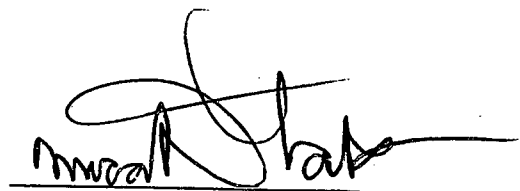
If yes, state the person's name, address, and telephone number: _____

12. Provide any other information that will help explain why you cannot pay the costs of this case.

I have to buy soap, deodorant, baby powder, shampoo, hair conditioner, pens, pencils, paper, legal envelopes, legal postage stamps, express postage boxes and food.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: MAY 24TH, 2023.


(Signature)

IN THE

SUPREME COURT OF THE UNITED STATES

MICHAEL LAMB - PETITIONER

VS.

RICKY O. DIXON, SECRETARY, FLORIDA

DEPARTMENT OF CORRECTIONS AND PROBATION

ON PETITION FOR WRIT OF HABEAS CORPUS DIRECTED TO

CHIEF JUSTICE JOHN ROBERTS

JUSTICE KETANJI BROWN JACKSON (HAIR EXEMPT)

PURSUANT TO UNITED STATES SUPREME COURT RULE 22

ON APPEAL FROM THE

(11TH) CIRCUIT COURT OF APPEALS

PETITION FOR WRIT OF HABEAS CORPUS

MICHAEL LAMB
D/E 323663
CALHOUN CORRECTIONAL INSTITUTION
19562 INSTITUTIONAL DRIVE
BLOOMINGTON, FLORIDA
32424-5156

QUESTION #1

"WHETHER 'NEWLY DISCOVERED EVIDENCE' UNDER F.R.C.P. 60(b)(2), (b)(3) OR 'ACTUAL INNOCENCE EVIDENCE' SEE, APPENDIX 135A, OF SOMEONE ELSE BEING BLAMED FOR COMMITTING THE CRIMES OF DECEMBER 07, 2001 WITH ALLEGED CO-DEFENDANT AARON LAMB WAS BETTY MCOWFEE CORROBORATED BY EYEWITNESSES' REPORTS, MAKES TRIAL COUNSEL DAVID MAKORFA BE INEFFICIENT FOR HIS FAILURE IN FILING HIS FAILED MOTION TO SUPPRESS 'FIREARMS' AND \$24,000, 'BY FAILING TO ATTACK THE (S) FIVE POLICE CONFESSION CASSETTES THAT WAS INTENTIONALLY OMITTED OUT OF DETECTIVE AFFRANT SEARCH WARRANT AFFIDAVIT OF DAMAGING CREDIBILITY DOCUMENTS, DENIED PETITIONER FULL AND FAIR OPPORTUNITY TO TIMELY LITIGATE TO THE HILT, THE REVERSE 404(b) EVIDENCE OF INNOCENT BEHAVIOR, CAUSED BY RESPONDENTS' MENDACITY?"

QUESTION #2

"WHETHER FEDERAL REVIEWING COURTS ABUSED THEIR DISCRETION WHEN RECORD EVIDENCE SEE, APPENDIX 165A SHOWS COUNSEL DAVID MAKORFA LIED (2) TWO TIMES, WHEN HE TOLD THE FLORIDA BAR DISCIPLINARY COUNSEL JAMES N. WATSON JR. IN (2003) AND PETITIONER THAT COUNSEL MAKORFA KNEW NOTHING ABOUT THE (S) FIVE POLICE CONFESSION CASSETTE TAPES OF AARON LAMB CONSTITUTED EXTRAORDINARY CIRCUMSTANCES UNDER F.R.C.P. 60(b)(2), (b)(3), 15(c)(2)?"

QUESTION #3

"WHETHER THE 11TH CIRCUIT EN BANC REVIEWING COURT ABUSED ITS DISCRETION WHEN THE 11TH CIRCUIT JUDGE, SEE, APPENDIX 121A, GROUND 6/7 INTENTIONALLY MISQUOTED, AND ERRONEOUSLY APPLIED THE LAW ON COERCION AND THREATS AGAINST WITNESSES, WAS ARBITRARY AND CAPRICIOUS AGAINST PETITIONER, BY SAYING PETITIONER HAD NO STANDING TO CONTEST JACKSONVILLE, FLORIDA, POLICE?"

QUESTION #4

"WHETHER REVIEWING FEDERAL COURTS ABUSED THEIR DISCRETION IN NOT EQUITABLE TOWING PETITIONER'S TIMELY FILED F.R.C.P. 60(b)(2), (b)(3) WHEN PETITIONER WAS UNCONSTITUTIONALLY PREVENTED FROM FULLY AND FAIRLY IN CITING AND LITIGATING TO THE HILT PETITIONER'S 4TH AND 14TH AMENDMENT GROUNDS WHEN PRISON OFFICIALS DID NOT GET TEXAS NEXUS LAW LIBRARY UNTIL (2003-2016) SEE, APPENDIX 129A-130A LULUO PETITIONER INTO INACTION?"

QUESTION #5

"WHETHER PETITIONER SUFFICIENTLY PLEAD AND MEET THE 'ACTUAL' INNOCENCE EXCEPTION UNDER F.R.C.P. 60(b)(2), (b)(3), 15(c)(2) AND THE RELATION BACK DOCTRINE TO PETITIONER'S TIMELY FILED § 2254 IN (2009). ITS MORE LIKELY THAN NOT STANDARD TO HAVE U.S. DISTRICT JUDGE TIMOTHY J. CORRIGAN TO REPEAL AND RECONSIDER ALL GROUNDS TOGETHER REQUIRED ISSUANCE OF A 'RENEWED CERTIFICATE OF APPEALABILITY'?"

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:

MAGISTRATE JUDGE PATRICK BARKSDALE
FEDERAL JUDGE TIMOTHY J. CORRIGAN
STATE TRIAL JUDGE LANCE DAY (ISSUED DEFECTIVE SEARCH WARRANT)
JURY TRIAL JUDGE PETER PEARING
TRIAL COUNSEL DAVID MAROKHA ESQUIRE
ASSISTANT ATTORNEY GENERAL CHARLES MEDDY (OVER PETITIONER'S \$225K)
ATTORNEY GENERAL ADILEY MOODY
(11th) CIRCUIT COURT OF APPEALS JUDGES' (PETITIONER CAN'T READ
THE JUDGES' SIGNATURE WHO SIGNED THE DENIAL ORDER DATED
SEPTEMBER 15th, 2022, SEE APPENDIX "B").

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CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	3
STATEMENT OF THE CASE	6
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"GLOSSARY TO THE APPENDIX"

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UNITED STATES DISTRICT JUDGE TIMOTHY J. CORRIGAN'S DATED "A"
MARCH 23d, 2022, COURT ORDER DENYING PETITIONER'S F.R.C.P. 60(b)(2),
15(c)(2) UNDER "NEWLY DISCOVERED EVIDENCE" UNDER AND THE ACTUAL
INNOCENCE EXCEPTION;

(11TH) ELEVENTH CIRCUIT COURT OF APPEALS DENIAL DATE OF PETITIONER'S "B"
F.R.C.P. 60(b)(2), 15(c)(2) COA APPEAL, ON SEPTEMBER 15TH, 2022;

(11TH) ELEVENTH CIRCUIT COURT OF APPEALS SENT PETITIONER THE WRONG "C"
COURT ORDER FOR: RICHARD HUNSTEIN V. PREFERRED COLLECTION, CASE
NUMBER: 19-14434-GG, DUE TO THE COURT NOT READING
PETITIONER'S ALLEGATIONS;

THE UNITED STATES SUPREME COURT, JUSTICE CLARENCE THOMAS "D"
GRANTING PETITIONER A EXTENSION OF TIME, TO MARCH 1ST,
2023, WHEN HE SEED THE INJUSTICES OF THE (11TH) CIRCUIT
COURT SENDING PETITIONER THE WRONG COURT ORDER;

PETITIONER'S "MOTION TO REINSTATE" TIMELY SEPTEMBER 29TH, 2022 "E"
TIMELY MOTION FOR REHEARING, PLUS THE (11TH) ELEVENTH CIRCUIT
COURT OF APPEALS DENIAL ORDER, DATED FEBRUARY 22d, 2023
(APPENDIX/EXHIBITS EXCLUDED TO KEEP FROM BEING REDUNDANT);

TRIAL COUNSEL DAVID MAKORAS ESQ., FAILED "MOTION TO SUPPRESS" "32A-58A"
ILLEGAL SEIZURE OF ALL AND ANY FIREARMS AND U.S. CURRENTLY
BY DETECTIVE RAYMOND P. CRENS (5589) INVALID OVERBROAD SEARCH
WARRANT AND AFFIDAVIT DATED DECEMBER 21ST, 2001 THAT INTENTION -
ANY OMITTED MATERIAL "NEWLY DISCOVERED EVIDENCE" SEE
APPENDIX 135A; COMPARE GROUND #9; SEE, U.S. V. GLOVER, 755 F.3d 911, 914
(7th Cir. 2014); U.S. V. SIMMONS, TTF Supp. 2d 908 (Gu. 2014);

JURY TRIAL TRANSCRIPTS OF ALL TESTIFYING WITNESSES, WITH "106A-11A"
DEFENSE COUNSEL "MOTION TO EXCLUDE" PETITIONER'S FAMILY
FEDERAL BANKRUPTCY PLEADINGS, AND WITH ALSO PETITIONER'S
JUDGMENT OF ACQUITTAL;

(11TH) CIRCUIT DENIAL ORDER OF PETITIONER'S TIMELY § 2254 GROUND # 121A
"NEWLY DISCOVERED EVIDENCE", RECEIVED FROM NEWLY APPOINTED "135A"
STATE ATTORNEY MELISSA NELSON ON MAY 11TH, 2021, FOR \$39.65
OF (5) FIVE AUDIO CASSETTE TAPES OF ALLEGED CO-DEFENDANT
AARON LAMB'S EXCULPATORY (EXONERATING TESTIMONY SAYING:
PETITIONER MICHAEL LAMB WAS NOT THE DRIVER OF THE (4)
DOOR CHEVY LUMINA, BUT IT WAS FEMALE BETTY MEDWATER WHO
HAD HAIR BRAIDS PLANTS (B). THAT THE AK-47 ASSAULT RIFLE
THEY USED IN THE ROBBERY OF ECU BANK, WAS NOT
PETITIONER'S EXPLAINING WHY JSO POLICE DID NOT PUT THE
TYPE OF SPENT-SHELL CASINGS IN THEIR SEARCH WARRANT
AND AFFIDAVIT, SEE, APPENDIX 32A-44A; THAT WAS

✱

FRAUDENTLY CONCEALED BY HEAD STATE ATTORNEY HARRY SHORT-STEIN AND TRIAL COUNSEL DAVID MAKOKFA'S ESQ., COLLUSION WITH RESPONDENTS; OF A EGREGIOUS COVER-UP AND FRAME-JOB; COMPARE GROUND # 9; SEE MOFFET V. KOLB, 930 F.2d 1156 (FN2) (TCIR. 1991);

"STATED NOTICE OF OTHER CRIMES, WRANG OR ACTS EVIDENCE" 144A "LINES 7-10: DEFENDANT AND HIS BROTHER, CO-DEFENDANT ARRON LAMB, ALSO PARTICIPATED IN THE ROBBERY OF AN EDUCATIONAL COMMUNITY CREDIT UNION BRANCH OFFICE. FOLLOWING THIS ROBBERY, DEFENDANT PARTICIPATED IN THE **FLIGHT** FROM THE SCENE AND ATTEMPTED MURDER OF A JACKSONVILLE SHERIFF'S OFFICER, SIGNED BY PROSECUTING ASSISTANT STATE ATTORNEY RICHARD MANTER (CHIEF ASSISTANT STATE ATTORNEY JAY PLOTKINS BOTH TOOK PETITIONER TO JURY TRIAL TOGETHER ON IT'S 3d AMENDED CRIMINAL ACCUSATORY INDICTMENT) INFORMATION AS THE **ONLY PERSON CHARGED** SEE, APPENDIX 106A, JURY TRIAL PAGE 5, 6: GOVERNMENT PROCEEDING ON IT'S 3d AMENDED INDICTMENT (INFORMATION; BUT WITH AGREEMENT OF ARRON LAMB STATING HE USED AK.47 ASSAULT RIFLE, SEE, APPENDIX 250A, RELIEVED PETITIONER MICAH LAMB OF ANY WRONG, AS JUDGMENT BEING SATISFIED;

"EXCITED UTTERANCE POLICE REPORTS" BY DETECTIVE "159A, 159B" MICHAEL OF EDUCATIONAL COMMUNITY CREDIT UNION ROBBERY FOR DECEMBER 07, 2001, THAT EYEWITNESSED MR. LEWIS E. WILLIAMS WHILE ON ROWE AVE AND DAINESVILLE ROAD HE HEARD FIREARMS' SHOOTING, THE DRIVER OF THE CHEVY (4) FOUR DOOR LUMINA PULLED-OUT IN FRONT OF HIM AS HE IDENTIFIED THE DRIVER THRU THE CLEAR WIND SHIELD AS HAVING BRAIDS/PLAITS, **LEANS CORROBORATION**, THAT ALLEGED CO-DEFENDANT ARRON LAMB WAS TELLING THE TRUTH THAT BETTY-MCDUFFEY WAS DRIVING CHEVY LUMINA, SEE, APPENDIX 135A, PAGE 52, LINES 1-9: VOICE 1: ("I THINK HE TURNED AROUND AND THEN **SHE SPEEDED OFF**") SEE, ALSO, BANK EYEWITNESS MISS WEA STARKING, JURY TRIAL PAGE 179, SHE STATED: "SHE LOOKED INTO THE SUSPECTS' CHEVY LUMINA ONLY (2) TWO SUSPECTS' EXISTED, AND SHE STOPPED ALL BANK CUSTOMERS FROM ENTERING THE BANK, COMPARE GROUND # 16; SEE BEERAN V. COCKRELL, 294 F.3d 730 (5th Cir. 2002);

"MOTION TO SUPPLEMENT THE RECORD, GRANTED BY (11TH). "165A" ELEVENTH CIRCUIT COURT OF APPEALS' OF RECORDS' OF TRIAL COUNSEL DAVID MAKOKFA ESQ., **LYING** TO THE FLORIDA BAR AGENCY COUNSEL JAMES N. WATSON JR. ESQ. ASSISTANT DISCIPLINE COUNSEL AND PETITIONER MICAH LAMB, BY COUNSEL MAKOKFA THAT HE KNEW NOTHING ABOUT THE EXISTENCE OF THE (5) FIVE EXONERATING/EXCULPATORY POLICE AUDIO-CASSETTE TAPES' OF ARRON LAMB, PROVED HIM WRANG SEE, APPENDIX 135A, SEE (11TH) ELEVENTH CIRCUIT SEPTEMBER 15TH, 2022 ORDER, SEE, APPENDIX "B"; IS EQUIVALENT TO "FRAUD ON THIS COURT";

WARRANT WARRANT AND AFFIDAVIT OF POLICE SEIZING PETITIONER'S 1176A
HEAVY DUTY FREIGHT LINGER BLUE CONDO, SWEATER, WERE
PETITIONER HAD (2) TWO SKI MASKS (WITHOUT FLOPPY LOOSE ENDS
THAT REACH TO JUSPER'S SHOULDERS) SEE SENIOR BANK TELLER
SHARON SEA GROOVES DESCRIPTION OF THE SKI MASKS DURING
JURY TRIAL PAGES 147, 157, THAT DOES NOT MATCH
PETITIONER'S SKI MASKS TAKEN OUT OF SEMI WITH AARON
AND MICHAEL LAMB'S DNA PROFILE ON BLACK SKI MASK,
UNRECORDED EVIDENCE SEE, APPENDIX 135A, PAGE 63,
LINES 1-5: WHAT KIND OF MASK? REMBER? GREEN!!;

RESPONDENTS OVER PETITIONER'S TIMELY FILED \$2254. 206A
ASSISTANT ATTORNEY GENERAL CHARLES R. MCCOY, FLORIDA
BAR # 333646, FILED HIS MOTION TO STRIKE THE EXCULATORY/
EXAGGERATING (S) POLICE CONFESSIONS OF ALLEGED CO-DEFENDANT
AARON LAMB, IS TANTAMOUNT TO FRAUD ON THE COURT, AND
FRAUDULENT CONCEALMENT, COMPARE, PAROIS V. ARABE, 130 F.3d 385,
394 (9 CIR. 1997); DOUGLAS V. WORKMAN, 560 F.3d 1156, 1161 (10 CIR. 2008);

11AUSA AGREEMENT OF ALLEGED CO-DEFENDANT AARON 250A
LAMB, RECEIVING A 50 YEAR PLEA DEAL, FOR SHOOTING AK-47
ASSAULT RIFLE, WHEN PETITIONER RECEIVED A LIFE SENTENCE
FOR SHOOTING THE THE SAME AK-47 ASSAULT RIFLE AND
BEING THE ONLY PERSON INVOLVED IN THE ROBBERY BY
RESPONDENTS (3d) THEIR AMENDED CRIMINAL INFORMATION/INDICTMENT
SEE, APPENDIX 144A, AND NO 9MM HANDGUN WAS FOUND,
SEE JURY TRIAL PAGE 470;

ALLEGED CO-DEFENDANT AARON LAMB'S; DEFENDANT'S PETITION 251A
FOR WRIT OF HABEAS CORPUS AND TESTIFICANDUM, SEE,
CELEMAN V. HAROY, 628 F.3d 314, 320 (7 CIR. 2010); REASON V. R.
WASHINGTON, 60 F. SUPP. 2d 937, 946-951 (8 CIR. 1999); JIMMERSON
V. PAYNE, 957 F.3d 916, 931 (8 CIR. 2020) (THE EXISTENCE OF
THE RECORDING WAS OMITTED FROM STATE POLICE REPORTS);
WAS GRANTED BY STATE TRIAL JUDGE PETER DEARING;
COMPOSED BY TRIAL COUNSEL DAVID MAROKFA GJD;

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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 ^{"B"} 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 ^{"A"} 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 _____ 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 _____ 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 SEPTEMBER 15TH, 2022.

☐ 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: FEBRUARY 22, 2023, and a copy of the order denying rehearing appears at Appendix "E".

☒ An extension of time to file the petition for a writ of certiorari was granted to and including MARCH 1ST, 2023 (date) on NOVEMBER 23, 2022 (date) in Application No. 22 A 448, APPENDIX "D".

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 _____.
A copy of that decision appears at Appendix _____.

☐ 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 "

A "MORTAL MISARRIAGE OF JUSTICE" HAS OCCURRED. MORREY V. KOLB, 930 F.2d 1156 (7th Cir. 1992) BETRAN V. COCKRELL, 294 F.3d 130 (5th Cir. 2002) WAS OVERLOOKED. SEE, APPENDIX A AND B.
SEE PRICE V. U.S., 103 AM. 865 F.3d 676, 682-683 (10th Cir. 2009); TELEGUZ V. PEARSON, 689 F.3d 322, 331 (4th Cir. 2012); COLEMAN V. HARVEY, 628 F.3d 314, 320 (7th Cir. 2010) REPRESENTS A
 ABUSE OF DISCRETION, HAS OCCURRED BY THEIR FAILURE TO RECOGNIZE THE "NEWLY DISCOVERED
 EVIDENCE" OF THE (S) FIVE JSD POLICE CONFESSION EXCULPATORY/EXONERATING, CARS, CAR
 TRAIL OF ALIBIED CO-DEFENDANT AARON LAMB SEE, APPENDIX 135A RECEIVED AT MARION
 AARON LAMB SAYING PETITIONER MICAH LAMB IS ACTUALLY INNOCENT. STATING PETITIONER
 REGISTERED AK-47 ASSAULT RIFLE WAS NOT THE FIREARM (THEY) USED IN THEIR CRIMES;
 (B) THAT FEMALE BETTY MCULFFEY WAS THE PERSON DRIVING THE CHEVY CUMMIA WITH
 THEIR BRAIN PLANTS IN HER HEAD; CAUSED TRIAL COUNSEL DAVID MAKERFA ESQ. TO BE
 INEFFECTIVE ASSISTANCE OF COUNSEL FOR HIS FAILURE IN FILING HIS FAILED MOTION
 TO SUPPRESS FIREARMS AND \$24,000.00 ALONG WITH HIS FAILURE TO ATTACH THE (S)
 FIVE JSD AUDIO, CADRE TAPES, AND PETITIONER'S WINN OXIE WAREHOUSE HEADQUARTERS
APPENDIX 32A-58A, MADE BOTH AFFRANT/DETROIVE RAYMOND P. CREWS (558A) WHO
 ALSO INTENTIONALLY OMITTED THE EXCULPATORY/EXONERATING MATERIAL EVIDENCE
 OUT OF HIS SEARCH WARRANT AND AFFIDAVIT, PREVENTED NEUTRAL STATE TRIAL JUDGE
 LANCE DAY FROM INDEPENDENTLY ASSESSING AN EXCULPATORY OR INCULPATORY EVIDENCE
 ALLOWED POLICE TO EXECUTE A UNCONSTITUTIONAL WARRANT ON PETITIONER'S 567
 TEMPEST STREET (2) TWO STORY 6000 SQUARE FOOT HOUSE BY ALSO FAILING TO
 TO TEL JUDGE DAY, THAT THE (3) TWO SUSPECTS SHOT A AK-47 ASSAULT RIFLE LEAVING
 (18) EIGHTEEN AK-47 ASSAULT RIFLE SHELL CASINOS, AND (4) FOUR 9MM HAND GUN SHELL
 CASINOS WAS REPRODUCENTLY CONCERT EFFORTS TO KNOWINGLY USE FALSE TESTIMONY
 AND EVIDENCE, AS THE MENDACITY, AND DISCRIMINATORY PRACTICES, HAVE TAINTED ALL
 GROUNDS/CLAIMS #2, 4, 17, 6, 7, 9, 16, SEE, APPENDIX 121A, AMOUNTS TO BOTH PARTIES FULL
 FLEDGE COLLUSION, UNDER THE TOTALITY-OF-CIRCUMSTANCES OF A VOID/INVALID
 SEARCH WARRANT AND AFFIDAVIT, SEE, APPENDIX 42A-46A, HAS VIOLATED PETITIONER'S
 1ST, 2d, 4TH, 5TH, 6TH, 7TH, 8TH, AND 14TH U.S. CONSTITUTIONAL RIGHTS, SEE, U.S. V. JIMMONS,
 771 F.SUPP.2d 908, 921-924 (E.C. 2014); U.S. V. LULL, 824 F.3d 109, 117 (4th Cir. 2016);
U.S. V. MCNEAL, 82 F.SUPP.2d 945, 954 (7th Cir. 2000); CAN ONLY BE REDRESSED FOR
 PETITIONER UNDER F.R.C.P. 60(b) (2)(b), 15(c)(2), PRIMARY GROUND #9, SEE, APPENDIX
121A, WHEN PETITIONER TIMELY FILED HIS § 2254 IN (2009), DENIED PETITIONER A FULL
 AND FAIR OPPORTUNITY TO LITIGATE, AND EXPOSE THE ACTUAL FRAME, AND SET UP JOB,
 REDUNDANTS EXCLUDED THRU THE COLOR OF THE LAW, TO THE MIST, SEE, U.S. V.
GLOVER, 755 F.3d 811, 814 (7th Cir. 2014) ("CITING OWENS V. U.S., 387 F.3d 607, 610 (7th Cir. 2004)
 ("GRANTED IAC"), PETITIONER V. WASHINGTON, 60 F.SUPP.2d 937, 946-951 (8th Cir. 1999)
 ("STATED FAILURE TO TURN OVER THE TAPES, COURT REVERSED"), JIMMERSON V. PAYNE,
 957 F.3d 916, 931 (8th Cir. 2020) (same); BUCK V. DAVIS, 137 S.Ct. 159 (2017); HIGHT V.
FLORIDA, 32 CFED APP. 519, 522 (U.Cir. 2009); U.S. V. COOK, 997 F.2d 1312 (10th Cir. 1993)
 MAKES THE ACTUAL INNOCENCE EXCEPTION THE GOLD STANDARD, THAT WAS LITIGATED
 AND MADE: ("IT IS MORE LIKELY THAN NOT") AVOIDS JURISTS OF THIS COURT TO
 GRANT ANY AND ALL PROCEDURAL BARS, AND WARRANT A MERGING DETERMINAT-
 ION; OR A FEDERAL EVIDENTIARY HEARING TO RESOLVE ALL THE HOPEIN CONFLICTING
 STORIES, SEE, STEVENSON V. GLOBAL SANTA GLOBAL CORP., 1508 F.3d 300, 305-306 (11th
 Cir. 2007) WOULD PROMOTE THE REAPPEARANCE OF JUSTICE BEING DONE, SEE
CULLEN V. U.S., 194 F.3d 401, 408 (2d Cir. 1997) ESPECIALLY WHEN THE (6TH) EIGHTH
 CIRCUIT ON OCTOBER 31ST, 2022 SENT PETITIONER THE WRONG COURT ORDER.
RICHARD HUNSTEIN V. PREFERRED COLLECTION, CASE NUMBER: 19-14434, SEE, APPENDIX
1C, A, B, D, E "THEY FAILED TO READ PETITIONER'S TRUE ALLEGATIONS, AND ARE JUST
 RUBBER STAMPING, DENIED ON ALL PETITIONER'S FILINGS, WHICH HAVE NEVER BEEN
 RECONCILED BY ANY COURT, WHICH JURISTS OF THIS COURT COULD DEBATE THE
 CORRECTION OF BOTH FEDERAL COURTS' DENIAL GROSSLY DATED MARCH 23d, 2022,
 SEPTEMBER 15TH, 2022, AND FEBRUARY 22d, 2023, SEE BOYCE V. AUZADOUH, 595 F.2d 948
 (4th Cir. 1979) ("OVERCAME A CHARGE OF REVOLOUNESS TO NECESSITATE A RESPONSE
 FROM THE DOCTOR"), CLUBBY V. JONES, 960 F.2d 925, 935 (11th Cir. 1992); HAWLEY V.
SUPERINTENDENT OF ALBION SEC., 978 F.3d 154 (5th Cir. 2020) ("GRANTED
 F.R.C.P. 60(b)(6)"), U.S. V. AVILES - COLON, 536 F.3d 1, 21 (1st Cir. 2008); CERT. DENIED
1275 Ct. 374 (2006); PETER S. V. ALMEIDA, 569 F.3d 120, 1134-1135 (9th Cir. 2009)
 CERT. DENIED 130 S.Ct. 1070 (2010); BURNS V. WARD, 1134 Ct. 1070 (2010)
 125941, AT 576 (6th Cir. 2019) ("ACTUAL INNOCENCE VOTABLE TO TAKE F.R.C.P. 60(b)"),
U.S. V. BRAVO, 808 F.SUPP.3d 326 (N.Y. 1992) ("CITING FRANKS V. ODEWARE, 408 U.S. 2674 (1974).
HARRING V. PROSSE, 462 U.S. 306, 318 (1983); U.S. V. GARNER, 537 F.2d 861 (6th Cir. 1974); U.S. V. ONE PARCEL OF

774 F. SUPP. 699 (CONN. 1991) WHICH IS PLAIN, CLEAR, AND EVIDENT ON THE FACE OF THE RECORD; ON THE OTHER HAND, OF THE INVOLUNTARY EYEWITNESSES' STATEMENTS BY ALLEGED CO-DEFENDANTS ARON LAMB, AND BETY MCDOUFFY USED IN SUPPORT OF AFFIDAVIT DETECTIVE R.P. CROWD **VOID INVALID SEARCH WARRANT AND AFFIDAVIT, SEE, APPENDIX 42A-47A, FOR PETITIONER'S HOME ADDRESS IS DIRECT AND CLOSELY TIED, SEE, U.S.V. KARATHANOS, 531 F.2d 32-35 (2d Cir. 1976) CERT. DENIED 96 S.Ct. 7221 (1976) (U GOVERNMENT APPEALED, COURT GRANTING DEFENDANTS' MOTION TO SUPPRESS EVIDENCE AS THERE WAS NO PROBABLE CAUSE FOR ISSUANCE OF A SEARCH WARRANT THAT FAILED TO ESTABLISH A CRIME WAS BEING COMMITTED AND THAT INFORMATION WAS RELIABLE TESTIMONY IN EXCHANGE FOR VOLUNTARY DEPARTURE OF ALIENS. WAS NOT VOLUNTARILY GIVEN 4); BRADFORD V. JOHNSON, 354 F.SUP. 1331, 1335-1338 (MICH. 1972) AFF'D 476 F.2d 66 (6 Cir. 1973); U.S.V. CHIAVOUA, 744 F.2d 1271, 1273-1275 (2d Cir. 1984); U.S.V. KARAKE, 443 F. SUPP. 2d 8, 86-99 (D.C. CIR. 2006); TURNER V. PENNSYLVANIA, 336 U.S. 62, 65-65, 69 S.Ct. 1352 (1949); LAFRANCE V. BOLLINGER, 365 F. SUP. 198, 205 (1st Cir. 1973) AFF'D 499 F.2d 29 (1st Cir. 1974) CERT. DENIED 95 S.Ct. 669 (1974); SANTOS V. THOMAS, 630 F.3d 907, 989 (2d Cir. 2016) WAS GRACIOUSLY DENIED, STRANGE LACK OF STANDING TO CONTEST WITNESS BETY MCDOUFFY STATEMENTS BY JUDGE ROSEMARY BARKET, SEE, APPENDIX 12A, GROUND # 6/7, NOW, NEWLY DISCOVERED EVIDENCE OF THE (5) FIVE POLICE CONFESION. AUDIO CASSETTE TAPES, SEE, APPENDIX 135A, IS NOW A DOUBLE JUDICIAL ERRONEOUS DENIAL, SEE, PATTERSON V. CAGB, 904 F.2d 1179, 1180 (2d Cir. 1990) (GRANTED F.R.C.P. 60 (b) WHEN THROUGH JUDICIAL ERROR NEVER OBTAINED ATTENDING ON APPEAL AND APPELEE DOES NOT CONTEND THAT HE WILL BE HARMED BY THE REOPENING OF THE MATTER); BROU V. MATHER, 335 F.SUP. 2d 1-5 (D.C. CIR. 2004) (GRANTED F.R.C.P. 60 (b) WHEN NEWLY AVAILABLE EVIDENCE AND CLEAR ERRORS OF LAWS WAS COMMITTED) WHICH SHOWS RESPONDENTS DECEIVED FEDERAL STATE AND JURISTS THROUGHOUT THESE PROCEEDINGS MADE THE INTEGRITY OF PETITIONER'S TIMELY FILED (2009) BE DEFECTIVE WHEN ASSISTANT ATTORNEY GENERAL CHARLES MCCOY FILED HIS (2011) MOTION TO STRIKE THE (5) FIVE EXONERATING CASSETTE AUDIO TAPES, SEE, APPENDIX 135A, 206A, SEE, U.S.V. CORTINA, 630 F.2d 1207 (2d Cir. 1980) (INTENTIONALLY AND RECKLESS MISPERCEPTIONS OF THE SEARCH HAD TO BE VOIDED AND FRUITS OF THE SEARCH EXCLUDED TO THE SAME EXTENT AS IF PROBABLE CAUSE WAS LACKING ON THE FACE OF THE AFFIDAVIT SEIZED ONLY TO [DE FRAUD] THE COURT); IS A BARRIER TO PREVENT THE ADMINISTRATION OF JUSTICE FROM PERFORMING, EQUAL AND EFFECTIVELY, SEE, N.E. RIA, CHAPTER OF ASSOCIATED GEN CONTRACTORS OF A.M. V. CITY OF JACKSONVILLE, FLORIDA, 113 S.Ct. 2247 (1993); U.S.V. TURNER, 490 F.SUP. 583, 610 (MICH. 1979) AFF'D 633 F.2d 219 (6 Cir. 1980) CERT. DENIED 101 S.Ct. 1351 (1981); compare JONES V. HESS, 681 F.2d 688 (10 Cir. 1982) (EVIDENCE WAS NOT DISCOVERED UNTIL AFTER STATE PROCEEDINGS); U.S.V. WILSON, 289 F.SUP. 2d 801, 815-819 (5 Cir. 2008); WHEN PETITIONER IS ACTUALLY INNOCENT OF ALL CHARGES, SEE, OLSON V. MCFAUL, 843 F.2d 918, 929-930 (6 Cir. 1988); FRANKLIN V. AMO BROON, 434 F.3d 412, 416 (6 Cir. 2006); RICHES V. MITCHELL, 395 F.3d 660, 678-680 (6 Cir. 2005); DENNIS V. SECY P.A. DEPT OF CORR., 834 F.3d 263, 302-303 (3d Cir. 2014) (DENNIS WAS A CASE WHERE POLICE ARBITRARILY PUT BLINDERS ON AS TO THE POSSIBILITY THAT SOME-ONE-ELSE COMMITTED THE CRIME AND PURSUED THE EASY LEAD); U.S.V. PASHA, 797 F.3d 1122, 1141 (D.C. CIR. 2015) (BY NOW THE GOVERNMENT PROSECUTORS SHOULD KNOW: BETRAY "BRADY", GIVE SHORT SHIRT TO "GIGLO" AND YOU WILL HAVE YOUR FULL-GOTTEN CONVICTION); BERGER V. U.S. S.S. 629 (1935) REQUIRED JUDGES TO RECONSIDER THEIR Grounds UNDER F.R.C.P. 60 (b) (2) (6) 15 (C) (2), SEE, U.S.V. DILLINGER, 773 F.3d 927, 931 (8 Cir. 2014) (QUATING JOHNSON V. U.S., 196 F.3d 802, 805 (2d Cir. 1999); HILL V. FED. 340 F.3d 1014, 238 F.3d 622, 623 (D.C. CIR. 2007); MORSE V. MCWHORTER, 290 F.3d 795, 799-801 (6 Cir. 2002); CASTELL V. MICHAEL, 240 F.2d 406, 407-408 (D.C. CIR. 1959); THOMAS V. E.J. DU PONT DE NEMOURS AND CO., 574 F.2d 1324 (11 Cir. 1978); LAMB V. JONES, 133 S.Ct. 1318 (2013); HUNT V. U.S., 287 F.3d 828 (11 Cir. 2008) (GRANTED 60 (b) REMEDY FOR DEFECTS IN HIS 82255); U.S.V. SIMMONS, 711 F.SUP. 2d 908 (2011) (OFFICER OMITTED MATERIAL INFORMATION, GOOD FAITH EXCEPTION TO THE EXCLUSIONARY RULE DID NOT APPLY); MARSHALL V. WARRICK, 100 S.Ct. 1690 (1980); FIRESTONE V. FIRESTONE, 76 F.3d 1205, 1207-8 (D.C. CIR. 1996); THARPE V. SELLERS, 139 S.Ct. 545 (2018); AY MOUTH CITY RET. SYS. V. CARPERS INC., 165 F.3d 430 (11 Cir. 2001); UNDER THE TOTALITY-OF-CIRCUMSTANCES PETITIONER'S INNOCENT BEHAVIOR IS UNREBUTED, SEE, U.S.V. JACKSON, 533 F.2d 314, 317 (6 Cir. 1976) (CONFIRMATION OF INNOCENT BEHAVIOR); U.S.V. JORDAN, 530 F.2d 722 (6 Cir. 1976), AND ALSO, U.S.V. LARKIN, 510 F.2d 13 (4 Cir. 1975).**

1974) U.S. V. MCNAUL, 473 F.2d 934, 939 (3d Cir. 1973); U.S. V. SMITH, 598 F.2d 936, 940 (5 Cir. 1979); DEANGELO V. YEAGER, 499 F.2d 1012, 1014 (3d Cir. 1973) ("INNOCENT SEEMING CONDUCT FEDERAL HABEAS CORPUS GRANTED"); U.S. V. BROWN, 653 F.2d 319, 322 (FN3) (8 Cir. 1981); U.S. V. CREAMER, 585 F.2d 594 (6 Cir. 1977); U.S. V. REED, 700 F.2d 638, 641 (11 Cir. 1983); SPINELLI V. U.S., 89 S.Ct. 584 (1969); ANGULAR V. TEXAS, 84 S.Ct. 1509 (1964); WHEN EYEWITNESS MR. LEWIS WILLIAMS, SEE APPENDIX 135A, TO ECCH ARMED ROBBERY ON DECEMBER 07, 2061, POLICE REPORT STATED: "SUSPECT DRIVER HAD BRAIDS PLAITED IN HAIR" CORROBORATED WHAT ALLEGED CO-DEFENDANT AARON LAMBS TOLD POLICE, SEE APPENDIX 135A THAT BETTY MCOWFFEY GROUND #16, SEE APPENDIX 121A; WARRANTS JURISTS OF THIS COURT TO SAY AND DEBATE, THAT THE PRESUMPTION OF GUILT IS REFUTED BY TRIAL COUNSEL DAVID MAKOKFA ESQ. "COLUSION" WITH THE GOVERNMENT ATTORNEYS, AND JACK SONVUIS, SHERIFF, DEPT. INACTION AND HIS FAILURE TO FILE A FACIALLY SUFFICIENT "MOTION TO SUPPRESS" FIREARMS AND \$24,000. "MAKES" HIM BE INEFFECTIVE FOR HIS FAILURE ALSO TO CITE CONTROLLING FEDERAL JURISPRUDENCE ON SEARCH WARRANTS, SEE U.S. V. WILLIAMS, 183 F.3d 458, 463-465 (5 Cir. 1999); (C) BETRAN V. COCKRELL, 294 F.3d 730 (5 Cir. 2002) ("ATTORNEY FAILED TO USE EXCULPATORY EVIDENCE RELATED TO AN EYEWITNESS IDENTIFICATION"); (D) MOFFET V. KOLB, 930 F.2d 1156 (FN2) (7 Cir. 1994) ("COUNSEL FAILURE TO PRODUCE (2) TWO STATEMENTS SHOWING OTHER PERSON FIRED GUN, SEE APPENDIX 135A, I.E., ALLEGED CO-DEFENDANT AARON LAMBS SAYING HE FIRED THE AK-47 ASSAULT RIFLE, INCLUDED HIS GUILTY PLEA, SEE APPENDIX 250A, 251A, AND FURTHER STATED THAT BETTY MCOWFFEY FIRED THE 9MM HANDGUN FROM THE DRIVER'S-SIDE DOOR, OF THE CHEVY LUMINA, AT OFFICER SIMMONS HITTING HIM IN THE LEG"); STICKLAND V. WASHINGTON, 104 S.Ct. 2052 (1984) VIOLATED PETITIONERS RIGHTS TO BE FREE FROM UNCONSTITUTIONAL SEARCHES AND SEIZURES CONTRARY TO THE 1ST, 2D, 4TH, 5TH, 6TH, 7TH, 8TH AND 14TH AMENDMENTS OF THE U.S. CONSTITUTION, SEE F.R.C.P. 60(b)(2, 6), 15 (c)(2) BUOK V. DAVIS, 137 S.Ct. 759 (2017); HILL V. FED. JUDICIAL CIR., 238 FED APPX. 622, 623 (D.C. Cir. 2007) ("CITING CASSELL V. MICHAUX, 240 F.2d 406, 407-408 (D.C. Cir. 1956); SHAW V. DUBOIS, 901 F.2d 893 (11 Cir. 1990); PRICE V. DOJ ATT., 865 F.3d 676, 682-685 (D.C. Cir. 2017); LIMONE V. U.S., 271 F. Supp.2d 345, 361 (Mass. 2003); MONSANTO CO V. KOHL, 456 F.2d 592, 599 (3d Cir. 1971) CERT. DENIED 92 S.Ct. 2463 (1972); STEWART V. WYOMING CATTLE RANCH, 9 S.Ct. 101, 103 (1888); U.S. V. KARTANOS, 531 F.2d 26, 36 (2d Cir. 1976) CERT. DENIED 96 S.Ct. 3221 (1976); U.S. V. BARBERA, 514 F.2d 294, 299 (FN12) (2d Cir. 1975); U.S. V. PAYNE, 181 F.3d 781 (6 Cir. 1999); U.S. V. MCKEY, 584 746, 748 (5 Cir. 1978); U.S. V. MENDOZA, 989 F.2d 366 (9 Cir. 1997); U.S. V. CREAMER, ("FACTS KNOWN TO POLICE WAS NOT PROBABLE CAUSE"); WEINER V. MCKEEFEY, 90 F. Supp.3d 17, 35-36 (N.Y. 2015) ("OFFICER LACKED PROBABLE CAUSE, CORROBORATED ON CASSETTE TAPE"); U.S. V. GLOVER, 755 F.3d 811, 814 (7 Cir. 2014) ("CITING OWEN V. U.S., 387 F.3d 607, 610 (7 Cir. 2004) ("GRANTED, COUNSEL INEFFECTIVE IN ARGUING WHAT SHOULD HAVE BEEN A SUCCESSFUL MOTION TO SUPPRESS... ON A FAILED MOTION TO SUPPRESS"); ALPERIN V. UTILITY CORP. UNITED INC., 84 F.3d 1525 (8 Cir. 1996); ESTATE OF KRAUS V. COMM'R, 875 F.2d 597, 602 (7 Cir. 1989) ("RELIEF GRANTED ON RECONSIDERATION OF NEW EVIDENCE"); BRANTON V. STATE, 2450, 3d 1224 (Fla. 3d 2009) ? (FN1) ("CACHOWN C.I. REFUSED TO TYPE PETITIONERS INSTANT WRIT OF CERTIORARI, SEE INFORMAL BRIEFING TO WARDEN HOWARD #105-2204-0097, SEE U.S. V. BRIERY, 414 F.2d 552, 553 (3d Cir. 1969) ("PETITION INARTFULLY DRAWN, SHOULD BE READ WITH A MEASURE OF TOLERANCE") ALSO ON ABC WORLD NEWS ON MAY 22d, 2023 AT 5:00A.M. NAACP PUT A NATIONWIDE TRAVEL BAN ON FLORIDA, DUE TO GOVERNOR RON DESANTIS, DISCRIMINATORY PRACTICES IN FLORIDA!!

"STATEMENT OF THE CASE"

(A) PETITIONER UNDERTOOK A HERCULEAN TASK TO PRESENT THESE FACTS AND CIRCUMSTANCES WHICH ARE STUBBORN THINGS AND WHATEVER MAY BE RESPONSIBLE WISHES, OUR INCLINATIONS, OR DICTATES OF THEIR PASSIONS, THEY CANNOT ALTER THE STATE OF FACTS AND EVIDENCE. THE LAW IN ALL VICISSITUDES OF THE GOVERNMENT'S FLUCTUATIONS OF THE PASSIONS OR RIGHTS OF ENTHUSIASM, WILL PRESERVE A STEADY UNDOINGING COURSE. IT WILL NOT BEND TO THE UNCERTAIN WISHES, IMAGINATIONS AND WANTON TEMPER OF MEN, SEE CONSTANTIN V. MARY, 628 F.3d 314, 320 (7th Cir. 2010), COMPARE, APPENDIX 135A.

PETITIONER WAS WITHOUT ACCESS TO FEDERAL LAW BOOKS OR WESTLAW OR LEXIS NEXIS LAW LIBRARY SEARCH ENGINES FROM 2003-2016 SEE APPENDIX 129A-130A WHICH DENIED PETITIONER A FULL AND FAIR OPPORTUNITY TO LITIGATE AND AND CITE LEGAL APPLICABLE FEDERAL CASE LAW, TO THE HILT OF PETITIONER'S POST-CONVICTION 3,850 § 2254 MOTIONS (PETITIONS, ESPECIALLY GROUND 2, 4, 17, 6, 7, 9, 16, SEE SEVENTH (11th) CIRCUIT COURT OF APPEALS COURT ORDER APPENDIX 121A WHICH DEALS WITH THE OVERBOARD AND INVALID AND VOID, SEARCH WARRANT AND AFFIDAVIT SEE APPENDIX 32A-38A WHICH WAS ISSUED BY STATE TRIAL JUDGE LANCE DAY, AND SUBSEQUENTLY THE SAME TRIAL JUDGE LANCE DAY WAS PLACED ON PETITIONER'S POST-CONVICTION 3,850, WHICH THIS JUDGE DENIED GROUND 4, 9 TO OBSTRUCT JUSTICE, WHEN LEAD DETECTIVE AFFIANTE R.P. CRENS (5589) INTENTIONALLY OMITTED MATERIAL EXONERATING EVIDENCE FROM HIS SEARCH WARRANT AFFIDAVIT THAT SOME ONE ELSE WAS RESPONSIBLE FOR THE CRIMES AND THAT THE FIREARMS THEY USED WAS NOT IN PETITIONER'S 5617 TEMPEST STREET 6,000 SQUARE FOOT HOUSE, SEE APPENDIX 135A "NEWLY DISCOVERED EVIDENCE" RECEIVED MAY 11TH 2021 AT MARION CORRECTIONAL LEGAL MAIL FROM NEW STATE PROSECUTOR MELISSA NELSON THAT IS A DEEMED AS UNCONSTITUTIONAL MISCONDUCT, CONTRARY TO FEDERAL LAWS, SEE U.S. V. CORTINA, 630 F.2d 1207 (7th Cir. 1980), U.S. V. GOWER, 755 F.3d 811, 814 (7th Cir. 2014), BRADY V. MARYLAND, 83 S. Ct. 1494 (1963), HEARNES V. FLORIDA, 326 F.2d 519, 522 (11th Cir. 2009), HOLMES V. SOUTH CAROLINA, 126 S. Ct. 1727 (2006) WHICH THE NEW EVIDENCE ALSO DISCLOSES BOTH C.I. AARON LAMB AND BETTY MC DUFFEY WAS ILLEGALLY COERCED, COACHED, THREATENED AND USED ABUSIVE LANGUAGE AS LEVERAGE TO MAKE THEM INVOLUNTARILY CONFESS TO THE JACKSONVILLE FLORIDA POLICE DETECTIVES SEE U.S. V. KARATHANOS, 531 F.2d 26, 31-35 (2d Cir. 1975), CORT. DENIED 96 S. Ct. 3221 (1976), SANTOS V. THOMAS, 830 F.3d 987, 989 (2d Cir. 2016), U.S. V. BAUM, 482 F.2d 1325 (2d Cir. 1973), NEASON V. ALICOMER, 911 F.2d 929, 933-941 (FN3) (3d Cir. 1998), LISENBA V. CALIFORNIA REQUIRES THIS COURT TO GRANT PETITIONER'S MOTION TO SUPPRESS AND RETURN BACK TO PETITIONER ALL HIS SEIZED FIREARMS AND \$24,000.00 WITH RETURN INTEREST FROM THE ILLEGAL SEIZURES FROM DECEMBER 21ST 2001 TO THE PRESENT DATE AND TIME, SEE PARAN V. THEOBALD, 721 F.3d 1069, N.D. (2d Cir. 2013), U.S. V. GARDNER, 537 F.2d 861 (6th Cir. 1976), U.S. V. SIMMONS, 774 F. Supp. 2d 988 (Ill. 2011), U.S. V. ONE PARCEL PROPERTY, 774 F. Supp. 699 N.D. (Conn. 1991), REASONER V. WASHINGTON, 60 F. Supp. 2d 937, 946-98 (8th Cir. 1999) ("STATE FAILURE TO TURN-OVER THE THINGS"), JIMMERSON V. PAYNE, 957 F.3d 916, 931 (8th Cir. 2020) (SAME) COMPARE, NEWLY DISCOVERED EVIDENCE SEE APPENDIX 135A, SEE TURNER V. PENNSYLVANIA, 69 S. Ct. 1352 (1949), BRADFORD V. JOHNSON, 354 F. Supp. 1331, 1335-1336 (MICH. 1972) AFD 476 F.2d 66 (6th Cir. 1973), ARE DISCRIMINATORY PRACTICES.

(B) PETITIONER FILED A "WRIT OF CERTIORARI" IN THE UNITED STATES SUPREME COURT SEE LAMB V. JONES, 133 S. Ct. 1318 (2013) WHICH THE ABOVE ISSUES ARE PRESERVED AND, RIPE FOR A MERITS DETERMINATION BY THIS COURT, SEE BROADSHAW V. RELIANCE STD. LIFE INS. CO., 707 F.2d 599, 605 (FN7) (11th Cir. 2017), U.S. V. PRINHA, 797 F.3d 1122, 1141 (D.C. Cir. 2015), U.S. V. TOMAILO, 280 F.2d 411 (2d Cir. 1960) ("WITNESS DENIED ANY KNOWLEDGE OF DEFENDANT PARTICIPATION").

(C) PETITIONER ALSO FILED NUMEROUS § 2244 FEDERAL HABEAS CORPUS PETITIONS IN THE (11th) SEVENTH CIRCUIT COURT OF APPEALS, ATLANTA, GEORGIA SEE CASE NUMBERS: 16-16413, 17-11098, 17-15432, 19-10697, 16-16413, 19-10697 WHICH THE COURT DENIED ALL MOTIONS.

(D) PETITIONER FILED (2) TWO TIMELY F.R.C.P. 60(b)(6) MOTIONS WITHIN THE ONE YEAR OF THE DISCOVERY OF THE "NEWLY DISCOVERED EVIDENCE" OF FOLE DISCIPLINARY RECORD OF CORRUPT DETECTIVE SAMUEL P. KOVANO (6396), DATED FEBRUARY 5TH, 2019 WHICH WAS DENIED BY U.S. DISTRICT JUDGE TIMOTHY J. CORRIGAN ON MAY 26TH, 2019 WHICH PETITIONER THEN FILED A TIMELY NOTICE OF APPEAL AND A EXTENSION OF TIME MOTION ON JUNE 11TH, 2020 TO ALL PARTIES, THEN

PETITIONER FILED A TIMELY "COA" ON NOVEMBER 24TH, 2020, AND PETITIONER'S
REHEARING/RECONSIDERATION MOTION DENIED ON DECEMBER 28TH, 2020.

PETITIONER INITIALLY SENT JUSTICE SONIA SOTOMAYOR, HIS "WRIT OF
CERTIORARI" AND WAS COURT ORDERED BY THE UNITED STATES SUPREME COURT
TO SEND SENIOR SUPREME COURT JUSTICE CLARENCE THOMAS THE NEXT "WRIT
OF CERTIORARI" UNDER CASE NUMBER: 20-154, OLD CASE NUMBER: 20-12194
UNDER REVIEW AS "NEWLY DISCOVERED EVIDENCE" OF CORRUPT "LEGAL PRACTICES"
OF DETECTIVE SAMUEL D. KOVISTO (6396) WHO WANTED TO KILL BLACK U.S.
PRESIDENT BRACK OBAMA, MICHELLE OBAMA, AND THE TWO DAUGHTERS AND
GROW UP THE ENTIRE EAST COAST, UNDER FEDERAL LAW, SEE, JONES V. U.S., LEXIS
119284, AT 12 (8/2/2010) (COURT GRANTED SUCCESSIVE MOTION ON CORRUPT
POLICE!!); U.S. V. FOWLER, 465 F.2d 664, 668 (D.C. CIR. 1972) "THE CASE IS
ACCORDINGLY REMANDED TO THE DISTRICT COURT FOR A HEARING AT WHICH THE
DEFENDANT (PETITIONER MICAH LAMB) MAY FULLY CROSS-EXAMINE THE WITNESS AS
TO HIS USE OF NARCOTICS AT OR ABOUT THE TIME IN QUESTION AND AS TO FULL
REASONS FOR HIS DISMISSAL FROM THE POLICE FORCE. THE COURT MAY ALSO
RECEIVE EVIDENCE FROM THE POLICE DEPARTMENT AS TO THE REASONS FOR DISMISSAL,
IF THE COURT DETERMINES THAT ADDITIONAL EVIDENCE SO RECEIVED PRODUCES RELEVANT
TESTIMONY WHICH IS MATERIAL TO THE CREDIBILITY OF THE WITNESS. IT SHALL GRANT A
NEW TRIAL IF THE "NEWLY DISCOVERED EVIDENCE" CONSISTED OF A JUDICIAL COURT ORDER
OPINION FROM CIRCUIT COURT TRIAL JUDGE BILL PARSONS GRANTING A MOTION TO DISMISS
WHEN HERO STATE HARRY SHORTSTEIN AND DETECTIVE SAMUEL D. KOVISTO DISCRIMINATED
AGAINST A MINOR WOMAN AND FABRICATED CHARGES AGAINST HER, RE: THE
SAME ALLEGATIONS PETITIONER ALLEGED AS BEING A BLACK MINORITY WITH
FABRICATED CHARGES OF USING MY (4) FOUR DOOR CHEVY LUMINA IN 1994
ARMED ROBBERY DECEMBER 07, 2001, WHEN DETECTIVE KOVISTO SEIZED MY
CHEVY LUMINA WITHOUT A SEARCH WARRANT AFFIDAVIT OR PROBABLE CAUSE, SEE
(11TH) ELEVEN CIRCUIT COURT OF APPEALS JUDICIAL OPINION, AT APPENDIX 121A, GROUNDS/
CLAIM # 4/17, SEE, U.S. V. GARLAND, 991 F.2d 329, 332 (6th CIR. 1993) "GRANTED NEWLY
DISCOVERED EVIDENCE OF COURTS JUDICIAL OPINION" U.S. V. WHITMORE, 359 F.3d
609, 619-622 (D.C. CIR. 2004); U.S. V. DAWSON, 434 F.3d 956, 957-959 (7th CIR. 2006)
(DISTRICT COURT ERRED WHEN IT BARRED DEFENDANTS FROM USING "RULINGS
ISSUED IN OTHER CASES" TO IMPEDIT THREE (3) GOVERNMENT AGENTS WHO
TESTIFIED AT THE (SUPPRESSION HEARING). IN THOSE RULINGS THE COURTS HAD
FOUND THE AGENTS NOT TO BE CREDIBLE. IT IS NOT BARRED BY RULE 608 (b)
WHICH TO REPORT IS A RULE ABOUT PRESENTING EXTRINSIC EVIDENCE, NOT ABOUT
ASKING QUESTIONS!! U.S. V. WOODARD, 699 F.3d 1148 (10th CIR. 2012) (PERMITTING
INTRODUCTION OF CREDIBILITY FINDING UNDER RULE 608 (b)) U.S. V. VIRGINIA,
1389 Ct. 1663 (2018) (COURT REVERSED WHEN POLICE ILLEGALLY SEIZED MOTORCYCLE
WITHOUT SEARCH WARRANT); U.S. V. MICHAEL, 541 F.SUPP. 956, 940 (4th CIR. 1992);
U.S. V. SEIDEL, 749 F.SUPP. 1098 (11th CIR. 1992) (SAME); U.S. V. MALCOLM, 492 F.2d 1173
(2d CIR. 1974); WILLIAMS V. U.S., 382 F.2d 48 (5th CIR. 1967) TAINED PETITIONER'S
ARREST, SEE APPENDIX 51A-53A, FOR CARRYING A CONCEALED FIREARM, SEE, U.S. V.
STRICKER, 440 F.2d 378 (2nd CIR. 1970) "ARREST, REVOLVER, AND STATEMENTS, SUPPRESSION".

THE ABOVE DEMONSTRATION IS A CLASSIC CASE FOR ALL JURISTS OF THIS COURT
TO NOTE WITHIN ONES-SELF THAT THE TOTALITY-OF-CIRCUMSTANCES WILL SHOW
THAT RESPONDENTS AND MAINLY JACKSONVILLE, FLORIDA SHERIFFS DETECTIVES, HAD
A DRAGNET OPERATION IN EFFECT ON PETITIONER'S (4) FOUR DOOR CHEVY LUMINA, *
5617 TEMPEST STREET HOUSE PETITIONER'S MOTHER HOUSE 2124 CLIFTON STREET,
PETITIONER'S AUNT MRS. WYOMIA HOUSE 120 CANYON ROAD HOUSE. TINY
FRAIZER'S HOUSE ON TYLER/WINDIE STREET/STATE STREET ACROSS FROM
MR. HOWARD FREEMAN HOUSE AT 911 TYLER STREET WERE BETTY McLOUFFEY
STAYS WAS ALL BASED OFF DETECTIVE R.P. CREWS (5589) TAINED SEARCH
AFFIDAVITS INCLUDING THE SEARCH OF PETITIONER'S FREIGHTLINER SEMI-
CANDID SLEEPER, SEE APPENDIX 135A, 176A, 42A-47A;
SEE U.S. V. KARATHANOS, 531 F.2d 26, 32 (2d CIR. 1976) CERT. DENIED 96 S. Ct. 321
(1976) "AGENTS ENGAGED IN A GENERAL DRAGNET OPERATION", WOULD JUSTIFY
THIS COURT IN OVERRULING THIS COURT'S DENIAL IN SEE LAMB V. INCH FM. DEPT.
OF CORR., 142 S. Ct. 603 (2021) AND DISCHARGING PETITIONER MICAH LAMB WHEN
"POLICE ILLEGAL SEIZURE" OF HIS (4) FOUR DOOR LUMINA WITHOUT
A SEARCH WARRANT AND AFFIDAVIT AND WITHOUT PROBABLE CAUSE,
SEE SALERNO V. AMERICAN LEAGUE OF PROFESSIONAL BASEBALL CLUBS, 429 F.
2d 1003, 1005 (2d CIR. 1970) CERT. DENIED 91 S. Ct. 462 (1970) "WE CONTINUE
TO BELIEVE THAT THE SUPREME COURT SHOULD RETAIN THE EXCLUSIVE PRIVILEGE
OF OVERRULING ITS OWN DECISIONS" WAS ALSO, LITIGATED, AND WITHOUT

THE BENEFIT OF THE (5) FIVE EXONERATING/EXCULPATORY AUDIO TAPE(S), SEE APPENDIX 135A, WHEN PETITIONER WAS TALKED ON BEATING THE ONE (1) YEAR DEAD-LIVE ON "NEWLY DISCOVERED EVIDENCE", PUSHED PETITIONER TO HAVE THE FEDERAL COURTS TO HEAR THE 4TH AND 14TH AMENDMENT VIOLATIONS OF THE U.S. CONSTITUTION, UNDER F.R.C.P. 60(b)(2), (6), (15) (c)(2) TO O SUPPLEMENT OR ADD THE INSTANT FACTS AND CIRCUMSTANCES TO O/INN PETITIONER'S TIMELY FILED § 2254 IN (2009) UNDER THE "ACTUAL INNOCENCE EXCEPTION, SEE HOWELL V. SUPERINTENDENT OF ALBION SCI. 978 F.3d 54 (CA 6, 2020), HILL V. MITCHELL, LEXIS 69688, AT 8 (6 Cir. 2019), BOZSIK V. BRADSHAW, LEXIS 95531 (6 Cir. 2009), U.S. V. BRAD, 808 F. Supp. 311, 326 (N.Y. 1992), WYZKOWSKI V. DEPT OF CORR. 226 F.3d 1213, 1217-1218 (DC Cir. 2000), U.S. V. PASTHA, 797 F.3d 1222 (CA 11, 2015), THAYER V. SEUSS, 1380 Ct. 545 (2018), THE FACIALLY INVALID SEARCH WARRANTS AND AFFIDAVITS OF SAME FACTS AND CIRCUMSTANCES ARE CONTRARY TO THE AGUILAR-SPINELLI-TEST, THAT DIRECTS THAT CONFIRMATION OF INNOCENT BEHAVIOR IS UNREBUTED, AND SHOWS POLICE AND REVIEWING JUDGES HAVE FAILED TO REVIEW FOR RELIABILITY AND SPECIFIC FACTS OBTAINING THE CONFIDENTIAL INFORMANTS UNDERLYING KNOWLEDGE OF CRIMINAL ACTIVITY FOR THE SEARCHED PREMISES, IS ABSENT FOR THE HOUSE ADDRESS FOR PETITIONER'S 5617 TEMPEST (2) TWO STORY HOUSE DISCLOSES NO CRIMINAL ACTIVITY ON PETITIONER MICAH LAMB'S BEHALF SEE, U.S. V. JACKSON, 533 F.2d 314, 317-318 (6 Cir. 1976) ("THE COURT HELD THAT THE CONFIRMATION OF INNOCENT BEHAVIOR, AND THE BEHAVIOR DID NOT RELATE TO ANY CRIMINAL ACTIVITY ON HER PART, SEE, U.S. V. JORDAN, 500 F.2d 722 (6 Cir. 1976), U.S. V. LARKIN, 510 F.2d 13 (9 Cir. 1974), U.S. V. MCNAUL, 473 F.2d 934, 939 (3d Cir. 1973), U.S. V. SMITH, 598 F.2d 936, 940 (5 Cir. 1979) ("INNOCENT DETAILS" WERE ACCURATELY DESCRIBED WAS NOT BY ITSELF ENOUGH TO FIND A REASONABLE BASIS FOR CONCLUDING THAT THE INFORMANT HAD SUFFICIENT BASIS FOR THE ASSERTION THAT THE SUSPECT WAS ENGAGED IN CRIMINAL ACTIVITY TO) DE ANGELO V. YEAGER, 490 F.2d 1012, 1014 (3d Cir. 1973) ("INNOCENT - SEEMING CONDUCT, FEDERAL HABEAS CORPUS GRANTED"), U.S. V. BUTTON, 653 F.2d 319, 322 (CA 3, 1981), U.S. V. CRAMER, 555 F.2d 594 (6 Cir. 1977), SPINELLI V. U.S., 89 S. Ct. 584 (1969), AGUILAR V. TEXAS, 84 S. Ct. 1599 (1964) REQUIRES JURISTS OF THIS COURT TO RESCUE AND DISCHARGE PETITIONER FROM THE UNCONSTITUTIONAL PATTERNS AND PRACTICES OF RETROGRADATION WHEN PETITIONER IS - ACTUALLY INNOCENT OF ALL CHARGES, SEE BANNISTER V. DAVIS, 14 Q.S. Ct. 1698, N. [14] (CA 6) (2020), WILLIAM V. CITIGROUP, 659 F.3d 208 (2d Cir. 2011).

MOREOVER, ON DECEMBER 07TH, 2001, A FRIARY (2) TWO UNKNOWN BLACK MALES /SUSPECTS ARMED ROBBERED EDUCATIONAL COMMUNITY CREDIT UNION, AND FLED IN A (4) FOUR DOOR 2001 LUMINA, WHOM JACKSONVILLE FLORIDA SHERIFFS OFFICER ERIC SIMMONS GAVE CHASE (SUSPECTS) STOPPED AT ROWE AVE. AND GAINESVILLE ROAD, THE SUSPECT IN THE PASSENGER SEAT AARON LAMB SEE APPENDIX 135A, 250A, 255A TOOK GUILTY PLEAS TO BEING THE ACTUAL PERPRA-PATOR FOR SHOOTING THE AK-47 ASSAULT RIFLE (18) SIXTEEN TIMES LEAVING SHEN CADINGS AND THE OTHER SUSPECT BETTY MCQUFFREY SHOOTING THE 9MM HANDGUN (4) FOUR TIMES LEAVING SHEN CADINGS AT THE ATTEMPTED FIRST DEGREE MURDER CRIMES SCENE, WHICH OFFICER SIMMONS WAS SHOT IN HIS LEG, AND CANCELLED THE CHASE THEN EVENTUALLY MR. LEWIS EARL WILLIAMS SEE APPENDIX 159A: ("SEEN SUSPECT DRIVER (BETTY MCQUFFREY) THEN BOAT CLEAR WINDSHIELDS, SUSPECT HAD HAIR BRAIDS AND APPEARED TO BE IN HIS EARLY 20'S") DOES NOT MATCH PETITIONER MICAH LAMB, WHO WAS ARRESTED ON DECEMBER 21ST, 2001, AT 4:45 P. M. WAS (30) THIRTY YEARS OLD SEE, ALVAROZ V. ERCOLE, 763 F.3d 233 (2d Cir. 2014) ("EXCLUSION OF DETECTIVE POLICE REPORT WAS ERRONEOUS") AFFIANT DETECTIVE RAYMOND P. CREWS (5589) OMITTED THIS MATERIAL INFORMATION OUT OF HIS SEARCH WARRANT AND AFFIDAVIT FOR PETITIONER'S HOUSE SEE APPENDIX 135A, 250A, 255A, U.S. V. KOLB, 930 F.2d 1156 (CA 11, 1994), BEITRAN V. COOK, 794 F.3d 1305 (CA 11, 2015), U.S. V. HANMAN, 478 F.2d 129 (5 Cir. 1973) (REVERSE SECRET PLEA SESSION DISCLOSURE). THE RESPONDENTS AND GOVERNMENT OFFICIALS REFUSED TO PROSECUTE PETITIONER ON THE SEPTEMBER 17TH, 2001, ARMED ROBBERY OF BANK OF AMERICA, SEE APPENDIX 159B.

ON THE EDUCATIONAL COMMUNITY CREDIT UNION ARMED ROBBERY ON DECEMBER 07, 2001, THE SUSPECTS WENT DOWN GAINESVILLE ROAD ON A

ON A BEACH-END STREET WHICH A HOMEOWNER HEARD THE SHOOTING, AND
SEEN THE CHEVY LUMINA LEAVE THE **TIRE-TRACK PATTERNS**, WHICH JACKSONVILLE
FLORIDA SHERIFFS DEPARTMENT OFFICIALS MADE **TIRE-CAST-MOLDS** SEE
APPENDIX 29A, 29B, 30A WHICH STATE POLICE FILE SAID IN THEIR
POLICE REPORT THAT PETITIONER MICHAEL LAMB'S CHEVY LUMINA (4)
DOOR WAS NOT THE VEHICLE THAT MADE THE **TIRE-TRACKS** IS
SCIENTIFIC EXCULPATORY EVIDENCE SHOWING JURISTS IT IS DEBATABLE
AND IMPOSSIBLE FOR PETITIONER TO TRANSPORT ANY BODY TO ANY ARMED
ROBBERY NEGATING THE GOVERNMENT'S PROOF OF PARTICIPATION, SEE
TERRANOVA V. STATE, 764 S.W. 2d 612 (FN3) (FLA. 2d DCA 1999), VENTIMIGLIA V.
U.S., 242 F.2d 620, 625-627 (4th Cir. 1957).

BUT (2) WEEKS LATER AFTER THE ROBBERY, ON DECEMBER 21ST, 2001
A **CORRUPT** DETECTIVE SAMUEL D. KOVATO (6396) SEE LAMB V. INCH, 142 S.
CT. 603 (2021) AT 1400 HOURS ILLEGALLY SEIZED PETITIONER'S CHEVY
LUMINA WITHOUT A SEARCH WARRANT AND AFFIDAVIT BY TRESPASSING
ONTO PETITIONER'S AUNT MRS. WYOMIA MOUIS **CURTIAGE**, WERE SHE
PARKS HER HANDICAP. SCHOOL-BUSSES FOR WHEELCHAIR SCHOOL
STUDENTS, DETECTIVE KOVATO, CALLED HEAD STATE ATTORNEY HARRY
SHORTSTEIN (WHO IS NO GUILTY OF PERFORMING POLICE ACTIVITY ASSIGNED
TO JUDICIAL ACTIVITY AT THE INVESTIGATIVE STAGE, DIRECTED KOVATO
TO SEIZE THE CHEVY LUMINA, VIOLATED PETITIONER'S 4TH AND 14TH
AMENDMENT CONSTITUTIONAL RIGHTS.

ON DECEMBER 27TH, 2001 THE SEARCH WARRANT AND
AFFIDAVIT EXECUTED AND SAID: **LOOKING TO MATCH TIRE PATTERNS**
OFF PETITIONER'S CHEVY LUMINA TO FILE **TIRE-CAST-MOLDS**, SEE
APPENDIX 176A, PROVED IN TWO-FOU ANOTHER ILLEGAL SEIZURE
OCCURRED.

THEN, DETECTIVE KOVATO, RADIOED TO DETECTIVE CARNEY (715)
AND OFFICER COLLIER (6064) TO **MAKE UP A FABRICATED (FALSE**
PRETEXTUAL ARREST OF PETITIONER "CARRYING A CONCEALED FIREARM"
FOUND UNDER THE REAR-BACK, FRONT, PASSENGER SEAT, WEREAS
PETITIONER WAS THE DRIVER, AND DISCOVERED FIREARM WAS OUT-OF-
THE-REACH OF PETITIONER, WHEN THE 380 TARDUS FIREARM IN
TWO (2) WINN-DIXIE GROCERY STORE PLASTIC BAGS CONSTITUTES A
FALSE ARREST, SEE APPENDIX 57A-58A, SEE CALINS V. VIRGINIA 138 S. CT. 1663
(2018), U.S. V. MALCOLM, 492 F.2d 1166, 1173 (2d Cir. 1974), U.S. V. SEIDEL, 794 F.
SUPP. 1098 (4th Cir. 1992), U.S. V. MCSALEB, 552 F.2d 717, 720 (6th Cir. 1977), AND
CORCED PETITIONER'S CONSENT TO SEARCH WHEN (5) FIVE PLAIN CLOTHES
POLICE WITH FIREARMS HAD SURROUNDED PETITIONER, PETITIONER
INVOLUNTARILY SIGNED THE CONSENT TO AVOID HAVING THE POLICE
FURTHER CAUSE SERIOUS BODY INJURIES ON PETITIONER, SEE
U.S. V. SLINGER, 270 F.818, 819 (6th Cir. 1921) ("GRANTED RELIEF, CONSENT TO SEARCH, AND
ILLEGAL SEIZED ITEMS MUST BE EXCLUDED").

THEN, PETITIONER WAS TAKEN TO THE JACKSONVILLE, FLORIDA POLICE
HEADQUARTERS, RATHER THAN DUVAL COUNTY JAIL FOR "CARRYING A CONCEAL
FIREARM ARM CHARGE". PETITIONER SAT IN THE ROBBERY INTERROGATION
ROOM FROM 5:00 P.M. - 11:00 P.M. AS DETECTIVE R.P. CREWS, DETECTIVE
WRIGHT AND DETECTIVE KOVATO, WERE IN THE NEXT ROOM **COERCING**
AND **THREATENING** ALLEGED EYEWITNESSES (CONFIDENTIAL
INFORMANTS) BETTY MCOUFFEY AND AARON LAMB BOTH MADE
INVOLUNTARY STATEMENTS TO POLICE WHEN POLICE **COACHED**
BY PUTTING THEM BOTH INSIDE THE POLICE INTERROGATION ROOM

AND CALLING THEM LYING MOTHERFUCKING BITCHES, WAS DONE TO MAKE THEM TALK, AND USED AN PSYCHOLOGICAL PLOY THAT IS PROHIBITED BY FEDERAL LAW, SEE NELSON V. FULCOMER, 911 F.2d 928, 933-941 (11th Cir. 1993); SANTOS V. THOMAS, 830 F.3d 987, 1003-1009 (9th Cir. 2016); ANNAMARIE QUELA V. PAYCO, LEXIS 6932 (1st Cir. 2000) AT 8:30 P.M. - 10:45 P.M. SEE APPENDIX 135A, PAGE 3 AND 4 LINES 1, 70A, 77A, 69A, 64A-67A

COERCED INFORMATION, WAS USED IN AFFIDAVIT DETECTIVE R.P. CREWS (5589) SEARCH WARRANTS AND AFFIDAVITS, FOR PETITIONER'S 5612 TEMPEST STREET HOUSE, PETITIONER'S FREIGHTLINER SEMI, AND (4) FOUR DOOR CHEVY LUMINA. SEE APPENDIX 32A-58A, 176A, VIOLATED THE FRUIT OF THE POISONOUS TREE DOCTRINE, AND THE EXCLUSIONARY RULE SHOWS THAT POLICE EXECUTED A DRAGNET OPERATION, OF CONDUCTING OVERBROAD AND GENERAL WARRANTS OF SEIZURE FOR FIREARMS AND U.S. CURRENCY (I.E. \$24,000.00 TAKEN OUT OF PETITIONER'S HOUSE FROM HIS WINN-DIXIE WAREHOUSE SEMI TRUCK DRIVING JOBB WEREAS T. ROWE PRICE 401K INVESTMENT CHECK WAS ILLEGAL SEIZED SEE APPENDIX 55A-58A) SEE U.S. V. GARNER, 537 F.2d 861 (6th Cir. 1974); U.S. V. ONE PARCEL OF PROPERTY, 774 F. SUPP. 699, N.D.-CA (CONN. 1991); U.S. V. BARNES, 749 F. SUPP. 2d 424 (D. IOWA 2010); BARNARD V. THEOBALD, 721 F.3d 1069, N.D. (12th Cir. 2012) REQUIRES THE RETURN OF AND SUPPRESSION OF ALL FIREARMS AND \$24,000.00 WITH INTEREST * 721 F.3d 1069; U.S. V. KARATHANOS, 531 F.2d 26, 32-35 (2d Cir. 1976) CERT. DENIED 96 S.Ct. 3221 (1976) BECAUSE POLICE LACKED PROBABLE CAUSE, PREDICATED ON INNOCENT DETAILS, SEE U.S. V. AVILES-COLON, 586 F.3d 1, 21 (11th Cir. 2008) CERT. DENIED 129 S.Ct. 615 (2008); GRAVES V. ORETKE, 442 F.3d 334, 339 340-344 (5th Cir. 2006) CERT. DENIED 127 S.Ct. 374 (2006); LAFRANCO V. BOLLINGER, 499 F.2d 29, N.D. (5th Cir. 1974) CERT. DENIED 95 S.Ct. 609 (1974); TELEGU Z V. GARNER, 689 F.3d 321, 331 (4th Cir. 2012).

THE UNCLEAN HANDS OF FLORIDA DEPARTMENT OF CORRECTIONS OFFICIALS, FAILURE TO SUPPLY FEDERAL LAW BOOKS AND LEXIS NEXUS COMPUTERS FROM (2003-2016) SEE APPENDIX 129A-130A BUT, CAME ON PRISON COMPOUND, MARCH 2006, 2016, PREVENTED PETITIONER FROM TIMELY CITING REVERAL FEDERAL LAWS REQUIRED THIS COURT TO GRANT PETITIONER **EQUITABLE TOLLING**, ARE EXCEPTIONAL CIRCUMSTANCES OF HISTORICAL PATTERNS OF MISCONDUCT, DELAYING THE PRESENTATION OF THE NOW RIFE MERITS DENYING PETITIONER HIS 1ST, 4TH, 5TH, 6TH, 7TH AND 14TH U.S. CONSTITUTIONAL RIGHTS TO BE FREE FROM UNREASONABLE SEARCHES AND SEIZURES, TAINED PRESENT AND FUTURE PLEADINGS, FILED BY PETITIONER, SEE MASSACHUSETTS V. UPTON, 104 S.Ct. 2085 (1984) (TOTALITY - OF CIRCUMSTANCES MEET PROPER STANDARD FOR DETERMINING PROBABLE CAUSE FOR ISSUANCE OF SEARCH WARRANT BASED ON INFO. FROM CONFIDENTIAL INFORMANT).

INADMISSIBLE BANKRUPTCY PLEADINGS OF PETITIONER'S FAMILY FILINGS THRU BANKRUPTCY CLERK OF COURT MICHAEL SHAD BURN.

PETITIONER FILED A BANKRUPTCY TO HAVE THE FEDERAL COURT LOWER THE PAYMENT ON PETITIONER'S (1995) FREIGHTLINER CONDO. SEMI-SLEEPER WEREAS MERCEDES BENZ FINANCE COMPANY THRU BAD FAITH INTENTIONALLY OVER CHARGED PETITIONER FOR THE SEMI AT \$1599.00 A MONTH, BANKRUPTCY JUDGE MADE PAYMENTS LISTED AT BLUEBOOK VALUES AT \$400.00 A MONTH MADE THE COURT DOCUMENTS SHOWING PETITIONER WAS IN A POVERTY STATE, BE INADMISSIBLE EVIDENCE SEE U.S. V. REED, 700 F.2d 638, 642-644 (11th Cir. 1983); U.S. V. MITCHELL, 172 F.3d 404, 1106-1111 (9th Cir. 1999) WAS PRESERVED THRU A "MOTION IN LIMINE" AT JURY TRIAL PAGES 438-460; SUPPORTED BY COUNSEL MAKOFFSKY (2003) LETTER TO PETITIONER, SEE APPENDIX 230A.

**REASONS FOR GRANTING THE PETITION
QUESTION #1**

"WHETHER 'NEWLY DISCOVERED EVIDENCE' UNDER F.R.C.P. 60(b)(2)(6), 15(c)(2) OF THE ACTUAL INNOCENCE EVIDENCE SEE APPENDIX 135A, OF SOMEONE ELSE BEING BLAMED FOR COMMITTING THE 'CRIMES' OF DECEMBER 07, 2001, WITH ALLEGED CO-DEFENDANT AARON LAMB WAS BETTY MCQUEEY CORROBORATED BY EYE WITNESSES' REPORTS, MAKE TRIAL COUNSEL DAVIO MAKORRA BE INEFFECTIVE FOR HIS FAILURE IN FILING HIS FAILED "MOTION TO INTEREST FIREARMS AND \$24,000.00 BY FAILING TO ATTACH THE (5) FIVE POLICE CONFESSION CASSETTES, THAT WAS INTENTIONALLY OMITTED OUT OF DETECTIVE AFFIDAVIT SEARCH WARRANT AFFIDAVIT OF DAMAGING CREDIBILITY DOCUMENTS, DENIED PETITIONER FULL AND FAIR OPPORTUNITY TO TIMELY UTTERATE TO THE HKT, THE REVERSE 404(b) EVIDENCE OF INNOCENT BEHAVIOR, CAUSED BY RESPONDENTS' MENADACITY?"

PRIMARY GROUND #9 SEE APPENDIX 121A

(1)(A) JURISTS OF THIS COURT WOULD DEBATE AND SAY THAT THE UNREASONABLE APPLICATIONS OF FEDERAL LAWS OVERRULED THE PRESUMPTION OF CORRECTNESS OF THIS § 2254 PROCEEDINGS MAKING THE INTEGRITY BE DEFECTIVE WHEN ASST. ATTY. GENERAL CHARLES MCCOY, SEE APPENDIX 206A, FRAUDULENTLY HIDE FURTHER, THE (5) FIVE JACKSONVILLE, FLORIDA SHERIFFS POLICE CONFESSION OF ALLEGED CO-DEFENDANT AARON LAMB CASSETTE AUDIO TAPES, EXONERATING PETITIONER OF ALL WRONG DOING, SEE APPENDIX 135A, RECEIVED AT MARION CORRECTIONAL INSTITUTION ON MAY 11TH, 2021, FOR \$39.65 FROM "NEW STATE" ATTORNEY MELISSA NELSON "JUDGED FROM THE TOTALITY OF CIRCUMSTANCES" AMOUNTS TO DISCRIMINATORY PRACTICES AND PATTERNS, ABUSE OF DISCRETION BY FEDERAL U.S. DISTRICT JUDGE TIMOTHY J. CORRIGAN DATED MAY 23d, 2022 FOLLOWED BY THE (11TH) ELEVENTH CIRCUIT COURT OF APPEALS DENIAL ORDER DATED FEBRUARY 22d, 2023, SEE APPENDIX "A, B, C, E" UNDER PETITIONER'S TIMELY FILED F.R.C.P. 60(b)(2)(6), 15(c)(2) "NEWLY DISCOVERED EVIDENCE" PRIMARY GROUND #9, SHOULD HAVE BEEN GRANTED TO SUPPLEMENT ALL OTHER GROUNDS #2, 4, 7, 11, 16, SEE APPENDIX 121A TOGETHER, AND REVIEWED UNDER THE TOTALITY OF THE EVIDENCE AND EQUITABLE TO THE TIME TO RELATE BACK TO PETITIONER'S TIMELY FILED § 2254 IN (2009) SEE, HILL V. FED JUDICIAL CIR. 238 FED APPX. 622, 623 (D.C. CIR. 2007) ("CITING CASSEL V. MICHANUX, 248 F.2d 406, 407-408 (D.C. CIR. 1956); TEE GUY V. PETERSON, 609 F.3d 322, 321 (4TH CIR. 2012) ("DISTRICT COURT ERRONEOUSLY APPLIED ITS SETTLED ANALYSIS TO EACH PROCEDURALLY DEFAULTED CLAIM RATHER THAN THE TOTALITY OF THE EVIDENCE, CITING COLEMAN V. HARDY, 628 F.3d 314, 320 (7TH CIR. 2010) ("CO-DEFENDANT ASSERTED THAT ANOTHER PERSON WAS INVOLVED IN THE MURDER WAS RELATED TO A BAD DRUG DEAL"), WASAS LEAD DETECTIVE AFFIDAVIT R.P. GRENDA (SSSA) INTENTIONALLY OMITTED/SUPPRESSED AARON LAMB'S DAMAGING EXCULPATOR EXONERATING EVIDENCE, COMPLETELY FROM NEUTRAL STATE TRIAL JUDGE LANCE DAY, OF HIS INDEPENDENT JUDICIAL REVIEW OF HIS SEARCH WARRANT AFFIDAVIT SEE APPENDIX 43A, LINES 3-5, SEE APPENDIX 135A, STATED ON AUDIO TAPES: THAT FEMALE BETTY MCQUEEY HIDE ALL FIREARMS THEY USED IN THE 1ST AND 2A BANK ROBBERIES WAS HIDE IN TINY FRATZERS HOUSE ON (TYLER STREET WINDLE ST.) IN JACKSONVILLE, FLA., VS. POLICE DID NOT HAVE PROBABLE CAUSE TO EXECUTE THIS SEARCH WARRANT AFFIDAVIT FOR THE SEIZURE OF ANY AND ALL FIREARMS AND PETITIONER'S T. ROWE PRICE WINN OILS WAREHOUSE GROCERY STORE RETIREMENT T. ROWE PRICE 401K FUNDS OF \$24,000.00 AT PETITIONER'S 5617 TEMPLE STREET HOUSE, SEE, MOFFET V. KOLB, 930 F.2d 1156 (11TH CIR. 1991) COUNSEL FAILURE TO PRODUCE (2) TWO STATEMENTS SHOWING OTHER PERSON FIRED GUN WAS IAC" SEE AARON LAMB'S PLEAS OF GUILTY, SEE APPENDIX 250A, 251A, (B). AARON FURTHER SAID BETTY MCQUEEY WAS THE DRIVER OF THE CHEVY LUMINA, AS SHE ALWAYS WEARS HER HAIR IN BEAUS (PLAITS) EYE WITNESSES MR. WILLIAM'S POLICE REPORT SEE APPENDIX 159A, 159B, "EXCITED UTTERANCE", STATES DRIVER HAD HAIR BEAUS PLAITS, SEE BELTRAN V. COCKRELL, 294 F.3d 730 (5TH CIR. 2002) "ATTORNEY FAILED TO USE EXCULPATORY EVIDENCE RELATED TO AN EYE WITNESS IDENTIFICATION" ALVAREZ V. ER COLE, 763 F.3d 233 (2d CIR. 2004) "EXCLUSION OF DETECTIVES REPORT UNDER HEARSAY WAS ERRONEOUS" ;

(FN 2) ("PETITIONER REQUESTS THAT BLACK SUPREME COURT JUSTICE KETANDI BROWN JACKSON AS A DEFENSE (HAIR EXPERT) WHEN PETITIONER NEVER IN MY LIFETIME EVER HAD HAIR BEAUS PLAITS, CORROBORATED THRU JESS' PETITIONER WORKED AT WINN OILS WAREHOUSE HEADQUARTERS (7) VENEZ AND MAGIC TRANSFORMATION UP UNTIL PETITIONER WAS ARRESTED IN (2001) SEE U.S. STIVERS, 935 F.2d 1380 (3d CIR. 1993) (8). BANK EYE WITNESS JURY TRIAL PAGE 19 MISS STABLING WORKED INSIDE THEN LUMINA ONLY (2) SUSPECTS EXISTS, SHE STOPPED ALL BANK CUSTOMERS FROM ENTERING BANK) 11.

GOUT OF V.I.V. MIUS, 956 F.2d 443, 447 (3d Cir. 1991) ("DEFENDANT NOT THE PERSON HE SAW IN THE HALLWAY OF THE HOTEL WAS MATERIAL AND FAVORABLE"); PETITIONER V. HALL, 599 F.2d 476, 480 (1st Cir. 1979) CERT. DENIED 100 S.Ct. 308 (1979).

(C). VS. POLICE HAD, DID NOT HAVE PROBABLE CAUSE TO ILLEGALLY SEIZE PETITIONER'S \$24,000.00 PURSUANT TO AFFIDAVIT DETECTIVE R.P. CREWS (5584) SWORN DEPOSITION SEE, APPENDIX 79A, PAGE 64: THAT PETITIONER'S SEIZED CURRENCY WAS NOT CONNECTED TO ANY ROBBERIES SEE, CARTWRIGHT V. CITY OF CHICAGO, 450 F.2d 539, 542 (7th Cir. 2004) ("DEPOSITION EXCERPT THAT DEFENDANT'S RELIED UPON IN FACT HIGHLIGHTED THE FACTUAL DISPUTE OVER WHETHER TWO (2) DEFENDANT OFFICERS DISCOVERED OR PLANTED (2) TWO BAGS OF CRACK IN PLAINTIFF'S APARTMENT") MADE THE INSTANT WARRANT AND AFFIDAVIT BE VOID/INVALID, SEE, U.S.V. SIMMONS, 715 F.2d 908, 921-924 (11th Cir. 2004) ("OFFICER OMITTED MATERIAL INFORMATION, GOOD-FAITH EXCEPTION TO THE EXCLUSIONARY RULE DID NOT APPLY"); U.S.V. MCNEAL, 82 F.3d 945, 954 (7th Cir. 2000); U.S.V. LULL, 824 F.3d 109, 117 (4th Cir. 2016); U.S.V. GARONER, 537 F.2d 861 (6th Cir. 1974) ("OVERBROAD SEARCH WARRANT FOR SEIZURE OF FIREARMS"); U.S.V. ONE PARCELS OF PROPERTY, 774 F.2d 879 (Conn. 1985) ("RETURN CURRENCY OVERBROAD WARRANT POLICE COULD NOT MATCH SERIAL NUMBERS"); U.S.V. LOCKETTE, 674 F.2d 843, 846 (5th Cir. 1982); U.S.V. TRAVISANO, 560 F. Supp. 627, 630-631 (2d Cir. 1983) (SAME); BOZSIK V. BRADSHAW, LEXIS 95531 (6th Cir. 2009); U.S.V. BRAVO, 808 F. Supp. 311, 326 (N.Y. 1992) ("POLICE AGENTS COMMITTED IMPROPERLY REOPEN, FRANKS V. OLAWARE, 965 S.Ct. 2674 (1978) HEARING"); HOWELL V. SUPERINTENDENT OF S.C., 978 F.3d 54 (4th Cir. 2020) ("GRANTED F.R.C.P. 60(b)(6) NEW EVIDENCE THAT SOMEONE ELSE COMMITTED THE CRIME, TO AT GO CITING, REEVES V. FAYETTE, SET., 897 F.3d 154 (7th Cir. 2018) ("EVIDENCE ANOTHER SUSPECT WAS NEW GIVEN THAT IT WAS KNOWN BUT NOT PRESENTED ALLEGEDLY DUE TO THE INEFFECTIVE (ATTORNEY DAVID MAKORFA ESQ.) ASSISTANCE OF (PETITIONER MICHAEL LAMB) COUNSEL"); HOLMES V. SOUTH CAROLINA, 126 S.Ct. 1727 (2006) ("CRIMINAL DEFENDANT'S FEDERAL CONSTITUTIONAL RIGHTS VIOLATED BY STATE COURT RULE PERMITTING EXCLUSION OF DEFENDANT'S PROFFERED EVIDENCE OF 3d PARTY GUILT WHERE THERE WAS STRONG FORENSIC EVIDENCE OF DEFENDANT'S GUILT"); CHAMBER V. MISSISSIPPI, 93 S.Ct. 1038 (1973) ("... EXCLUDED EVIDENCE WAS (HIGHLY CORROBORATED) AND THAT THE TESTIMONY WAS CRUCIAL TO THE DEFENSE"); U.S.V. HOLT, 342 F.2d 163 (5th Cir. 1965); U.S.V. ARMSTRONG, 621 F.2d 951, 953 (9th Cir. 1980); MORENO V. STATE, 418 S.O.2d 1223, 1225 (Fla. 3d DCA 1982) (SAME) COMPARE FEDERAL JUDGE ROSEMARY BARKETT'S DENIAL ORDER AT, SEE, APPENDIX 121A (FIS), GROUND #15, SEE, APPENDIX 219A, 220A, JULY TRIAL PAGE 403, OF TESTIMONY BY DETECTIVE R.P. CREWS AND DETECTIVE FAYETTE SAYING PETITIONER MICHAEL LAMB HAD NOTHING TO DO WITH THE FINDING OF \$110,000.00, SEE, U.S.V. FISHER, LEXIS 34835, AT 2, (11th Cir. 2020) ("... DEFENDANT MAY PRESENT RULE 404(b) EVIDENCE CONCERNING PRIOR BAD ACTS OF A WITNESS, SEE, U.S.V. COHEN, 888 F.2d 970, 716 (11th Cir. 1989) WHICH IS SOMETIMES REFERRED TO AS REVERSE 404(b) EVIDENCE"); U.S.V. KING, 121 F.R.D. 277, 281 (11th Cir. 1998) (SAME). MADE TRIAL COUNSEL DAVID MAKORFA ESQ., BE INEFFECTIVE ASSISTANCE OF COUNSEL FOR HIS FAILURE OF NOT CITING THE CONTROLLING FEDERAL JURISPRUDENCE FOR THE ILLEGAL SEIZURE OF FIREARMS AND CURRENCY SEE, U.S.V. WILLIAMS, 183 F.3d 458, 463-465 (6th Cir. 1999) AND HIS FAILURE TO ADJUDICATE THE OMITTED (5) EXONERATING JSO POLICE CONFESSION AUDIO TAPED, SEE, APPENDIX 135A TO HIS MOTION TO SUPPRESS, SEE, U.S.V. GLOVER, 755 F.3d 811, 814 (7th Cir. 2014) ("... THE OMISSION FROM THE AFFIDAVIT DEPRIVED THE MAGISTRATE OF HIGHLY RELEVANT INFORMATION THAT TENDS TO UNDERMINE (DETECTIVE R.P. CREWS SEARCH WARRANT) AFFIDAVIT, SEE, APPENDIX 42A-44A) DOES CREDIBILITY AND THUS THE PROBABLE CAUSE DETERMINATION) ... THAT PRIVILEGE DOES NOT EXTEND TO (WHOLE OMISSION) OF DAMAGING CREDIBILITY INFORMATION ... BECAUSE THE OFFICER'S AFFIDAVIT OMITTED (5) FIVE POLICE CONFESSION TAPED OF ARON LAMB, SEE, APPENDIX 135A) ALL CREDIBILITY INFORMATION IN THIS CASE THE MAGISTRATE HAD NO MEANINGFUL OPPORTUNITY TO EXERCISE HIS OR HER DISCRETION TO DRAW FAVORABLE OR UNFAVORABLE INFERENCES, SEE, GARDNER, 462 U.S. AT 240; 70 S.Ct. 819 CITING, OWENS V. U.S., 387 F.3d 607, 610 (7th Cir. 2004) ("COUNSEL WAS INEFFECTIVE IN ARGUING WHAT SHOULD HAVE BEEN A SUCCESSFUL MOTION TO SUPPRESS, THE EVIDENCE FOUND IN PETITIONER'S HOME BECAUSE THE WARRANT WAS BASED ON A (BARE BONES AFFIDAVIT) THAT DID NOT ESTABLISH PROBABLE CAUSE, WE HELD THAT THE AFFIDAVIT WAS SO INADEQUATE THAT THE GOOD-FAITH EXCEPTION DID NOT APPLY AND GRANTED HABEAS RELIEF UNDER 28 U.S.C. § 2255 BASED ON INEFFECTIVE ASSISTANCE OF COUNSEL ON A FAILED MOTION"); BRADY V. MARYLAND, 83 S.Ct. 1194 (1963); WHEN NEW

EVIDENCE SHOWS SOME-ONE ELSE COMMITTED THE CRIMES WHEN RESPONDENTS AND DETECTIVE/AFFIANT RAYMOND P. CREWS (5589) SWORN DEPOSITION DEMONSTRATES FRAUD ON THE COURT, SUBORNATION OF PERJURY, ON AND BY WITNESS BETY MCOWFEY, AND SUPPRESSION OF FAVORABLE TESTIMONIAL EVIDENCE OF WITNESS TINY FRAIZER HAS OCCURRED AND PREJUDICED PETITIONER'S DEFENSES, ARE ON THE FACE OF THE RECORD THAT DEMONSTRATES BIZZARRE EXAMPLES OF CRIMEN FALSI:

SEE APPENDIX 79B, PAGE 26, LINES 2-25:

A. I THINK I MET HIM ONE DAY.

Q. IN RELATION TO THIS INVESTIGATION?

Q. ONE DAY WHEN WE WERE **LOOKING FOR BETY** WE RAN INTO TINY ACROSS THE STREET AND TINY WAS RANTING AND RAVING SAYING EVERYBODY ON THE BLOCK KNEW IT WAS MICAH AND THEM THAT DID THE ROBBERY BECAUSE THEY'D SEEN THEM ON TV AND HAD RECOGNIZED THE PROFILES OF THE TWO OF THEM.

VS.

SEE APPENDIX 79B, PAGE 27, LINES 1-25:

Q. WHEN YOU SPOKE WITH TINY YOU HEARD THIS BEFORE?

A. I DID NOT SPEAK TO TINY UNTIL **AFTER THEY HAD BEEN ARRESTED**;
SEE, U.S. V. COOK, 947 F.2d 1312, 1317-1320 (10th Cir. 1993) SEE ALSO,

(FN3) (THIS CONSPIRACY PUTS AFFIANT/DETECTIVE R.P. CREWS (5589) AT TINY FRAIZER'S HOUSE AT TYLER/WINDLE STREET, ON OR ABOUT DECEMBER 8TH, 2001 - DECEMBER 20TH, 2001, FOR THE 1ST VISIT II) IT'S NOTED THE SEARCH WARRANT/AFFIANT FOR PETITIONER'S 6000 FOOT HOUSE IS DATED DECEMBER 21ST, 2001, SEE APPENDIX 32A-58A

(FN4) (JACKSONVILLE, FLORIDA SHERIFF'S DEPARTMENT PUT ON TV, DECEMBER 11TH, 2001 THE ECCH ARMED ROBBERY ACTS, ASKING THE PUBLIC FOR HELP IN FINDING THE (2) UNKNOWN SUSPECTS, PUTS DETECTIVE/AFFIANT CREWS (5589) AT TINY'S HOUSE BEFORE AARON LAMB, BETY MCOWFEY, AND PETITIONER MICAH LAMB'S ARRESTS OCCURRED ON DECEMBER 21ST, 2001, A FRIDAY, AND FURTHER PLACED PETITIONER ON TV AFTER JURY TRIAL, AND DURING POST-CONVICTION 3,850 APPEAL, AND TIMES UNION NEWS PAPER II).

(FN5) (IT SHOWS DETECTIVE/AFFIANT'S R.P. CREWS (5589) UNCONSTITUTIONALLY KNOWINGLY USING INTENTIONAL FABRICATED FALSE TESTIMONY AND EVIDENCE, BECAUSE HE DOUBLE-BACK TO "CIRCUMVENT" AARON LAMB'S POLICE CONFESSION SEE APPENDIX 135A, PAGE 62 LINE 5-22 CASSETTE, AUDIO TAPE, THAT BETY MCOWFEY KEEPS HER FIREARMS IN HIS HOUSE, SO R.P. CREWS (5589) (2d) VISIT WAS ENCOMPASSED BY COACHING AND COERCING TINY FRAIZER TO NOT BE A WITNESS TO BETY MCOWFEY HIDING HER FIREARMS IN HIS HOUSE, SEE ANNAMARIE-QUEA V. PAY CO, LEXIS 6932 (7th Cir. 2000); CLEVELAND

DEMOLITION CO. V. AZCON SCRAP CORP., 827 F.2d 984, 986 (4th Cir. 1987) ("FRAUD ON THE COURT MAY EXIST WHERE WITNESS AND ATTORNEY CONSPIRE TO PREVENT PERJURED TESTIMONY, ROZIER V. FORD MOTOR CO., 573 F.2d 1332, 1338 (5th Cir. 1978) ("WHERE PARTY WITH COUNSEL'S COLLUSION FABRICATES EVIDENCE"); BROWN V. MATHER, 335 F.Supp. 2d 14 (D.C. Cir. 2004) ("F.R.C.P. 60(b) GRANTED"); COLLINS V. INTERNATIONAL CHEM. WORKER, 34 F.3d 233, 236 (4th Cir. 1994) (SAME) II).

(FN5) (IT'S NOTED BETY MCOWFEY HAD BEEN IN FLORIDA STATE PRISON FOR MURDER OF HER BOYFRIEND, THIS EXPLAINS WHY DETECTIVE/AFFIANT CREWS (5589) SUBORNATION PERJURY TACTICS WORKED THRU HIS ABUSIVE LANGUAGE AND COERCING WHICH WAS EFFECTIVE ON BETY MCOWFEY CAUSED HER TO SWITCH FROM IMPLICATING HERSELF TOO IMPLICATING PETITIONER MICAH LAMB AND BETY TELLING POLICE FALSELY THAT SHE WAS DATING PETITIONER TO SABOTAGE PETITIONER'S MARRIAGE TO JENETHA Z. LAMB SEE, CLEVELAND DEMOLITION CO. V. AZCON SCRAP CORP., 827 F.2d 984, 986 (4th Cir. 1987).

committed the (2) TWO ARMED ROBBERIES, WITH MY AK-47 ASSAULT RIFLE IS A LIE
SEE, APPENDIX 135A, LINES 1-19, PAGE 35:

... VOICE 11: I DON'T KNOW, I DIDN'T THINK MY BROTHER DID NOTHING LIKE
THAT BECAUSE, LIKE I SAID VENUS (BETTY MCQUEEN) HAD THE
CAR. SEE COLEMAN V. HARRY, 628 F.3d 314, 320 (7th Cir. 2010) ("EVIDENTIARY
HEARING WARRANTED PRESUMPTION OF CORRECTNESS UNREASONABLE." 2254(2)(b))
SEE APPENDIX 251A, "ALLEGED CO-DEFENDANTS' WRIT OF HABEAS CORPUS AND TESTIFICATION"
SEE APPENDIX 135A, PAGE 52, LINES 1-9:

* ... VOICE 11: WHAT HAPPENED THEN? WHERE, WHERE DID THE POLICE?
VOICE 1: I THINK HE TURNED AROUND THEN (SHE SPEEDED OFF).
SEE ALSO, MOFFETT V. KOLB, 930 F.2d 1156, 1161-1163 (7th Cir. 1991).

THE CLEAR AND EVIDENT MISCONDUCT RUNS CONTRARY TO ESTABLISHED FEDERAL LAWS, SEE
REASONER V. WASHINGTON, 60 F. SUPP.2d 937, 946-951 (8th Cir. 1999) ("STATE'S FAILURE TO TURN-
OVER THE TAPES AND REVEAL THE DEALS WITH WITNESSES CONSTITUTE "BRADY" VIOLATION
BECAUSE THE SUPPRESSION OF EVIDENCE FAVORABLE TO AN ACCUSED VIOLATE DUE PROCESS
WHERE THE EVIDENCE IS MATERIAL EITHER TO GUILT OR PUNISHMENT, FAILURE TO
CONSIDER WOULD RESULT IN A FUNDAMENTAL MISCARriage OF JUSTICE." JIMERSON
V. PAYNE, 951 F.3d 916, 931 (8th Cir. 2020) ("THE EXISTENCE OF THE RECORDING WAS OMITTED
FROM THE STATE POLICE REPORTS." NEWSOME V. U.S., 311 F.2d 74, 79 (8th Cir. 1979);
D'AMBROSIO V. BAGLEY, 619 F. SUPP.2d 428 (FN4) (6th Cir. 2009); FLANAGAN V. HEVONSON,

496 F.2d 1274 (5th Cir. 1974); U.S. SINGH, 646 F.2d 1014, 1018 (5th Cir. 1981) CERT. DENIED 103 S.Ct. 387
(1982) ("NOTING THE LONGSTANDING ESTABLISHED RULE THAT A DEFENDANT'S GUILT MAY NOT BE PROVEN
BY SHOWING HE ASSOCIATES WITH UNSAVORY CHARACTERS AND ADMISSION OF BAD CONDUCT OF (RELATIVES
OR FRIENDS IS ERROR); U.S. SINGH, 261 F.3d 530, 533 ("THERE WAS NO EVIDENCE THAT SINGH'S
ALLEGED POSSESSION OF THE GUN HAD ANY CONNECTION TO THE UNDERLYING CRIME." U.S. PARADA-
TACAMANTES, 32 F.3d 168, 170 (5th Cir. 1994) (SAME). HARRING V. PROSISE, 462 U.S. 306, 318 (1983)
("AS A GENERAL MATTER EVEN WHEN ISSUES HAVE BEEN RAISED, ARGUED AND DECIDED IN A PRIOR
PROCEEDING AND ARE THEREFORE PRECLUSIVE UNDER STATE LAW REDETERMINATION OF THE ISSUES
MAY NEVERTHELESS BE WARRANTED IF THERE IS REASON TO DOUBT THE QUALITY, EXTENSIVENESS,
OR FAIRNESS OF PROCEDURES FOLLOWED IN PRIOR LITIGATION, MONTANA V. U.S., 440 U.S. 147, 164,
N.11 (1979) (FN7) TO 314 FOR EXAMPLE COLLATERAL ESTOPPEL EFFECT IS NOT APPROPRIATE WHEN
CONTROLLING FACTS OR LEGAL PRINCIPLES HAVE CHANGED SIGNIFICANTLY SINCE THE STATE-COURT
JUDGMENT OR WHEN CONTROLLING SPECIAL CIRCUMSTANCES WARRANT AN EXCEPTION TO THE
NORMAL RULES OF PRECLUSION E.G., PORTER AND DIETCHE INC. V. FTE, 605 F.2d 294, 300 (7th Cir.
1979), C.F. MONTANA V. U.S., SUPRA, AT 163 ... U.S. V. WILSON, 289 F. SUPP.2d 801, 815, 818
(5th Cir. 2003) ("GRANTED PRISONERS' BRADY VIOLATION AGAINST FBI AND CIA"); DENNIS V. SECY,
P.A. DEPT. OF CORRECTIONS 834 F.3d 263, 301-303 (3d Cir. 2016) ("DENNIS WAS A CASE WHERE POLICE
ARBITRARILY SET BUNDLES ON AS TO THE POSSIBILITY THAT SOMEONE ELSE COMMITTING THE CRIME
AND PURSUED THE EASY LEAD) IS ESPECIALLY TENTATIVE ALSO TO A CALLOUS DISREGARD
FOR THE TRUTH SEE, UNION V. MOTOR CREDIT CO., 259 F.3d 127, 168 (FN3) (11th Cir. 2002) ("SUCH
CALLOUS DISREGARD FOR THE TRUTH CONSTITUTES LIEB PER SE, ESPECIALLY WHEN COULDED WITH A GROSS
FAILURE TO TAKE ANY STEPS TO CORRECT THE LIES IT TRANSMIT CITING, DIPLOMAT ELECTRIC
INC. V. WESTINGHOUSE ELECTRIC SUPPLY CO., 378 F.2d 377 (5th Cir. 1967) ("GRODEN V. NANO TRANS.
866 F.3d 22 (FN7) (1st Cir. 2017); PHELPS V. LAMEDIA, 569 F.3d 1120, 1134-1140 (6th Cir. 2009) CERT.
DENIED 130 S.Ct. 1072 (2010) ("GRANTED F.R.C.P. 60(b)(6) ON EQUITABLE TOLLING GROUNDS");
WEST V. VAUGHN, 837 F.2d 124 (3d Cir. 2020); OUGLAS V. WORKMAN, 560 F.3d 1156, 1181
(10th Cir. 2009) ("MOTION TO SUPPLEMENT \$ 2254 GRANTED"); HUNT V. U.S., 287 F.3d 828 (10th Cir. 2008)
("COURT GRANTED PRISONERS F.R.C.P. 60(b) TO REMEDY DEFECTS IN HIS \$ 2254"); THINKE ALL GROUNDS!

(3)(c) MOREOVER, ALLEGED CO-DEFENDANT AARON LAMB SAID THE SKI-MARKS THEY USED IN THE
BANK-TELLER SHARPEN SEA-GROOVES. SEE, APPENDIX 135A, PAGE 63, LINES 1-5, VS. SENIOR
HAD ON BLACK-SKI-MARKS WITH FLOPPY-LOOSE ENDS THAT REACH DOWN TO SUSPECTS' SHOULDERS
VS. TWO BLACK-SKI-MARKS WITHOUT (FLOPPY-LOOSE-ENDS) THAT REACH DOWN TO SUSPECTS'
SHOULDERS) WAS ILLEGALLY SEIZED OUT OF PETITIONER MICHAEL LAMB WORK SEMI-FREIGHTLINER
CONDO. SUGGESTED PARKED AT PETITIONER'S MOTHER HOUSE ON 2124 CLIFTON STREET, SEIZED
AND ENTERED BY JSD POLICE. SEE APPENDIX 205A ON DECEMBER 21ST, 2001, POLICE
REPORT SEARCH WARRANT AFFIDAVIT RESULTED IN TRIAL COUNSEL DAVID MAXOKFESSE, FAILURE
IN OBJECTING AT JURY TRIAL TO A PRIMA FACIE DISCOVERY VIOLATION, AND HIS FAILURE
TO ADD THIS LEGAL ARGUMENT IN HIS MOTION TO SUPPRESS. SEE MILLER V. PATS, 875 Ct. 187
(1967); U.S. V. ROBINSON, 367 F. SUPP. 1108, N.12 (7th Cir. 1973); U.S. V. PANICZKO, 353 F.2d 676, N.13
(7th Cir. 1965); COLLINS V. STATE, 671 So.2d 827 (Fla. 2d DCA 1996) ("ATTORNEY PROVIDED INSTRUCTIVE
ASSISTANCE IN FAILING TO REQUEST A RICHARDSON V. STATE, 246 So.2d 771 (Fla. 1971) HEARING
WHEN IT BECAME CLEAR THROUGH THE TESTIMONY OF A POLICE OFFICER THAT A DISCOVERY
VIOLATION UNDER FLA. R. CRIM. P. 3.220(b)(1)(iii) HAD OCCURRED"); D'AMBROSIO V. STATE,
128 So.3d 127, 232 (FN1) (Fla. 2d DCA 2013) ("HER HUSBAND TRANSCRIPT DID NOT APPEAR

TO HAVE BEEN PROPERLY MADE PART OF THE OFFICIAL COURT RECORD IN APPELLANT'S CASE
(POSTCONVICTION COURT COULD NOT RELY ON THE RECORD TO SUMMARILY DENY RELIEF)
U.S.V. BONNER, 648 F.3d 209 N. (3d Cir. 2011) ("ROBBERY SUSPECT LEFT 'BAGGAP

INSIDE SUBWAY SANDWICH SHOP (3) THREE FEDERAL JUDGES! HEED THAT DNA EVIDENCE
ON HAT (SKI-MASKS TAKEN OUT OF PETITIONER'S FREIGHTLINER WORK TRUCK, SEE
APPENDIX 205A, THAT HAD BOTH PETITIONER MICAH LAMB AND ALLEGED CO-DEFENDANT
AARON LAMB'S DNA ON BLACK SKI-MASK USED TO UNLOAD FREEZER SEMI-TRAILERS)
CAUSED NO EYEWITNESSES TO PLACE PETITIONER MICAH LAMB AT ANY CRIMES SCENES!
SEE, DEARINGER V. U.S., 468 F.2d 1032 (9th Cir. 1972) ("NO EYEWITNESSES PRESENT ON AT JURY
TRIAL COURT REVERSED CONVICTION") WOULD ALSO DISCLOSE LEAD DETECTIVE AFFAIR
R.P. CREWS 5589 WHEN HE STATED ON THE FIVE (5) AUDIO TAPE CASSETTES, SEE APPENDIX
135A, PAGE 63, LINES 6-14: VOICE III: NOW THIS IS WHAT WE DO REMEMBER. ONE OF YOU
TWO WERE WEARING A PAIR OF WHITE SHORTS, WHO'S WEARING THE WHITE SHORTS? VOICE I:
NOBODY I DON'T THINK WAS ME AND HIM I DON'T HAVE WHITE SHORTS ON, VOICE III: REMEMBER
THE PICTURES, (DISPROVES THE CAUSAL LINKS), VOICE I: UH HUH. VOICE III: UH, I MEAN IF
WE CAN GET THE PICTURES YOU YOU'D REMEMBER WHAT YOU WERE WEARING, RIGHT?
COULD YOU POINT OUT IN THE PICTURES WHO'S WHO? VOICE I: I JUST TOLD YOU WHO
WAS IN THERE. SEE APPENDIX 43A, LINES 23-26 DETECTIVE R.P. CREWS SEEN WARRANT AFFIDAVIT

... ARE BEING USED BY MICAH LAMB FOR PURPOSES OF CONCEALING: FIREARMS USED IN ONE
OR MORE BANK ROBBERIES, AMMUNITION TO FIT SAID FIREARMS, UNITED STATES CURRENCY
OBTAINED FROM THOSE ROBBERIES, STRAPS FOR BUNDLING CURRENCY INTO SPECIFIED AMOUNTS
AND [LIGHT-COLORED SHORTS] IN VIOLATION OF § 812.13(2)(C) FLORIDA STATUTE, (WAS NOT
FOUND OR INTRODUCED AT JURY TRIAL, REQUIRED THIS COURT TO ORDER RECOGNITION OF
ALL THE FIVE (5) POLICE-AUDIO CASSETTE TAPES (INAUDIBLE) AND (ATTORNEY NOTES) AND
(BANK SURVEILLANCE PICTURES) SEE APPENDIX 135A, PAGES 36, 9, 11, 12, 13, 14, 17, 18, 19, 20, 22, 23,
24, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 41, 42, 46, 48, 49, 50, 51, 52, 53, 54, 55, 56, 58, 59, 60, 61,
64, 65, 67, 70 (ATTORNEY NOTES) SEE, D. LAMBROSO V. BAGLEY, 619 F. Supp. 2d 428 (F.N.Y.) (6th Cir. 2009)

(THE COURT GRANTED PRISONER PLEADING TO HAVE UNREDACTED PORTIONS REDACTED) WILSON
V. BEARD, 589 F.3d 651, 659-667, 660 (3d Cir. 2009); TORRES V. \$22,756.00 25 F.3d 1154, 1162
(2d Cir. 1999); U.S.V. OUPUY, 760 F.2d 1492, 1501 (N.Y.) (9th Cir. 1985) ("COURT GRANTED RELIEF
WHERE AFFIDAVIT TO DISCLOSE PROSECUTOR NOTES PREPARED DURING HER INTERVIEWS WITH
CO-DEFENDANTS TO DETERMINE WHETHER DISCLOSURE OF THE NOTES MIGHT HAVE AFFECTED
THE OUTCOME OF APPELLANT'S TRIAL"), STEIGERSON V. GLOBAL SANTA FA CORP., 508
F.3d 300, 305-306 (11th Cir. 2007) ("GRANTED E.R.P. GO (b) WHEN COURT DID NOT HOLD A
HEARING TO RESOLVE THESE CONFLICTING STORIES"), IF GOVERNMENT ATTORNEYS HAVE DESTROYED
THE ABOVE ORIGINAL EVIDENCE, SEE APPENDIX 242A-244A TO RECLUDE POST-DISCOVERY WOULD ALSO
CONSTITUTE CONTEMPT OF COURT OR OBSTRUCTION OF JUSTICE, SEE W.M. THOMPSON CO. V. GENERAL
NUTRITION CORP. INC., 593 F. Supp. 1443, 1454 (EAL. 1984); NATION-WIDE CHECK CORP. V. FOREST HILL DISTRIBUTORS
INC., 692 F.2d 214, 217-219 (1st Cir. 1982); TELESTON V. OVERHEARD DOOR, 116 F.R.O. 197, 135 (D.O. FLA.
1987) WOULD REQUIRE JURY OF THIS COURT TO ENTER A DEFAULT ORDER AND OBTAIN ALL CHARGES
AGAINST PETITIONER MICAH LAMB FOR THE STATE OF FLORIDA'S INTENTIONAL MISDEMEANOR OF
DESTROYING THE ABOVE EXCULATORY EVIDENCE

II INTERWINDING EXTRAORDINARY CIRCUMSTANCES II

(4)(D) THIRDLY, DETECTIVE/AFFAIR, ALSO IN PREVIOUS GROUND # 617, SEE APPENDIX 121A, IN
REFERENCE TO THE "NEWLY DISCOVERED EVIDENCE", SEE APPENDIX 135A, PAGE 3, LINES 34-40:

DETECTIVE WRIGAT: MR. LAMB, I WANT YOU TO TALK TO SOMEBODY FOR JUST A MINUTE OKAY
I'm gonna LEAVE YOU ALL ALONE WITH (IN AUDIBLE).

* FEMALE VOICE:
BETTY McDUFFEY

I'm SORRY, YOU KNOW I DON'T KNOW WHAT TO DO ABOUT, I UH, DIDN'T
KNOW EVERYTHING (INAUDIBLE) GET US INTO A REAL DEEP. IT AIN'T
BUT ONE WAY FOR US TO GET OUT, I'VE BEEN DOWN HERE WAITING LONGER
THAN YOU AND MIKE (PETITIONER MICAH LAMB). I'M ABOUT TO GO
CRAZY. IT SEEMS LIKE IF WE, THEY'RE SAYING [IF WE TALK THEY'LL
HELP US OUT] II

FOR THE RECORD, BETTY McDUFFEY HAS BEEN IN FLORIDA PRISON FOR MURDER, AND KEEPS
HER HAIR BRAIDED/PLAITED ALL THE TIME, WHICH EYEWITNESS MR. WILLIAMS, SEE APPENDIX 159A,
159B, SEE ALSO GROUND # 617, TIMELY FILED, ALSO NEEDS TO BE SUPPLEMENTED INTO PETITIONER § 2254
OF (2009); DOUGLAS V. WORKMAN, 560 F.3d 1156, 1189-1190 (10th Cir. 2009). THE POLICE
KNOWS OF EYEWITNESS MR. LEWIS WILLIAMS POLICE REPORT/STATEMENT SEE APPENDIX 159A
OF HIM SAYING THE DRIVER HAD BRAIDS/PLAITS IN HIS HAIR, AND POLICE CAUSED BETTY
McDUFFEY A LYING MOTHERFUCKING BITCH, POLICE, DO THIS AS A COVER, UP, BECAUSE
THEY KNEW SHE WAS THE DRIVER, BUT FORCED HER TO SAY, PETITIONER, WAS INVOLVED, SEE FURTHER,

(FNG) ("THE BANK SURVEILLANCE PICTURES", SEE APPENDIX 163A (H) SHOWS THE NEED FOR
POST-TRIAL DISCOVERY, AND EVIDENTIARY HEARING TO RESOLVE ALL CONFLICTS IN
THE EVIDENCE, I.E. WHAT TYPE OF FIREARMS, U.S. CURRENCY SERIAL NUMBERS
ON STOLEN U.S. CURRENCY VS. PETITIONER'S \$24,000.00, SKI-MASKS WORN BY THE
SUSPECTS, THE COLOR AND TYPE OF SHORTS WORN BY SUSPECTS, THE TENNIS SHOES
OF THE SUSPECT WHO JUMPED THE ECUA BANK COUNTER WHETHER TENNIS SHOES WAS
HIGH-TOP OR LOW-TOP, SEE JACKSON V. PROCTOR, 189 F.2d 307 (5th Cir. 1986), JINGLE EX. REL.
ESTATE V. VECTON, 439 F.3d 191, 196 (4th Cir. 2006) II. 16.

THE "NEWLY DISCOVERED EVIDENCE" SEE APPENDIX 135A, PAGE 4-72, SHOWS THAT AARON LAMB WAS WALKING TOO PRETRIAL JAIL, AND COINCIDENTALLY TURNED BACK AROUND AND WENT BACK TO POLICE HEADQUARTERS, SHOWS THE ELEMENTS OF UNLAWFUL INFLUENCE BY JSO POLICE DETECTIVES COACHING, COERCING, THREATS AND ABUSIVE LANGUAGE TOWARDS BOTH: AARON LAMB AND BETTY MCOUFFEY TO INVOLUNTARILY CONFESS, AND THINK THAT POLICE WERE GONNA MAKE SOMEBODY FUCK WITH THEM, SHOWS THAT ALL THE HEREIN INCLUDED "SWORN DEPOSITIONS" ARE FROM THE UNAVAIL-ABLE WITNESSES, CITING SEE, U.S.V. SINGLETON, 460 F.2d 1498 (2d cir. 1972) CERT. DENIED 93 S.Ct. 1506 (1973); CARTWRIGHT V. CITY OF CHICAGO 450 F.2d 442, 542 (7th Cir. 2011) "SWORN DEPOSITION . . . HIGHLIGHTED FACTUAL DISPUTE" SEE APPENDIX 135A, PAGE 17, LINES 18-26;

VOICE II: UHH

VOICE II: WHEN YOU GET FINISHED GO OVER THERE AND PUT THAT LYING MOTHER FUCKING BITCH IN JAIL. I'M TIRED OF HER LYING, PUT HER ASS IN JAIL WHEN YOU FINISH.

VOICE I: I WILL (INAUDIBLE) HEY LISTEN, DO I HAVE TO FUCK WITH HER OR CAN I SEND SOMEBODY OVER THERE?

VOICE III: I DON'T CARE, WHAT YOU DO. I'LL GET SOMEBODY ELSE TO ARREST HER.

VOICE I: I WANT YOU TO GET SOMEBODY ELSE TO GET HER.

VOICE III: ALL RIGHT, THEN I'LL (INAUDIBLE) TO GET HER.

SWORN DEPOSITION TESTIMONY OF HEAD SHERIFF J.C. RUTHERFORD #6107, SEE APPENDIX B16, PAGE 84, LINES 12-25:

A. . . . HE WENT BACK IN, HE INTERVIEWED AARON SOME MORE. I THINK HERB HAD COME OUT AGAIN, SAID THE INTERVIEW WASN'T GOING MUCH -- IT WAS KIND OF STALE SO I WENT IN THE ROOM AND WHEN WRIGHT WENT BACK IN THERE AND I TOLD WRIGHT, I SAID DETECTIVE, WHEN YOU GET THROUGH HERE YOU GO OUT AND PUT THAT LYING I THINK I SAID LYING MOTHER FUCKING BITCH IN JAIL. THE REASON I DID THAT WAS TO TRY TO PUT MAYBE AARON ON THE SIDE OF THAT ROOM AND MAKE THAT STATEMENT TO DETECTIVE WRIGHT.
Q. THEN YOU WALKED OUT?

A. YES.

SEE, "NEWLY DISCOVERED EVIDENCE" 135A, PAGE 4, LINE 1, FROM AARON LAMB: ("I DON'T WANT TO TALK TO THEM").

SEE, U.S.V. KARTHANDS, 531 F.2d 26 (2d cir. 1976) CERT. DENIED 96 S.Ct. 669 (1976)

(TESTIMONY INADMISSIBLE WHERE WITNESSES WERE SUBJECT TO GOVERNMENT LEVERAGE); BRADFORD V. JOHNSON, 354 F.2d 1331, 1335-1338 (MICH 1972) AFF'D 476 F.2d 66 (6th Cir. 1973); U.S.V. CHANOLA, 744 F.2d 1271, 1273-1275 (7th Cir. 1984)

TURNER V. PENN. SYLVANIA, 69 S.Ct. 1352 (1999); U.S.V. SEBETICH, 776 F.2d 412

419, 425 (7th Cir. 1985) "STRESS DECREASES THE RELIABILITY OF EYEWITNESS IDENTIFICATIONS CONTRARY TO COMMON UNDERSTANDING" U.S.V. VALENZUELA

541 F.2d 618, 621-622 (6th Cir. 1976); LAFRANCE V. BOHLINGER, 499 F.2d 29, N. [5] (1ST Cir. 1971) CERT. DENIED 95 S.Ct. 609 (1974); U.S.V. SCLER, 505 F.2d 956 (D.C. Cir. 1978); NELSON V.

FULCOMER, 91 F.2d 929, 933-944 (7th Cir. 1998) "CONFRONTING SUSPECT WITH HIS ALLEGED PARTNER IN CRIME AND THE FACT THAT THE PARTNER CONFESSED WHAT PRECISELY

THE KIND OF "PSYCHOLOGICAL PLAY" CASELAW PROHIBITED POLICE IMPROPERLY USED CO-DEFENDANT CONFESSION TO ELICIT INCULCATORY REMARKS FROM DEFENDANT WHO HAD

INVOKED "MIRANDA," SEE APPENDIX 250A, AARON LAMB MIRANDA INVOCATION;

SEE APPENDIX 77A, PAGE 23, LINES 8-11, "SWORN DEPOSITION OF ATTORNEY R.P. CREWS #5539";

WE HAD RAN HER AS A GIRLFRIEND OF MICHAEL'S. WHEN WE RAN HER WE FOUND THAT SHE HAD CHECK WARRANTS ON HER. WE WERE GOING TO USE HER TO GET AT MICHAEL. Q. O.KAY.

SEE, APPENDIX 20A, LINES 21-25 OF BETTY MCOUFFEY'S SWORN DEPOSITION;

A. SO THE DETECTIVES WERE TALKING TO ME AND THEY WENT SHOWING ME PICTURES. THEY THREATENED ME AND TOLD ME IF I DID NOT WORK WITH THEM THEY WERE GOING TO MAKE THEM CHECKS STICK. IT WAS GOING TO BE JUST LIKE I DID DO IT"; COMPARE, CARTWRIGHT 450 F.2d 442, 542, SEBETICH, 776 F.2d 419, 425,

(FN) DEFENDANT HAD NO EVIDENCE OF ALLEGED CO-DEFENDANT AARON LAMB PRETRIAL PROCEEDINGS; COMPARE, APPENDIX 135A, 250, SEE U.S.V. HARTMAN,

478 F.2d 129 (5th Cir. 1973) "CO-DEFENDANT SECRET PLEA BARGAINING, NON DISCLOSURE OF DEFENDANT TURNED WITNESS WHOSE TESTIMONY WAS CRITICALLY IMPORTANT";

SEE GROUND 617, SEE APPENDIX 121A IS NOW RIPE FOR A MERITS DETERMINATION

SEE, F.R.C.P. 60(b)(2), 6(b)(3) SEE, PAVETTI V. QUASPERMAN, 1270 S.Ct. 2842 (2007)

IN RE WEATHERBY, 717 F.3d 1109, 1111 (10th Cir. 2013) THE TESTIMONY HEREIN CITED

IS NECESSARY TO CREATE THE APPREHENSIONS OF JUSTICE

(FN) "POLICE KNEW THIS EXCULPATORY EVIDENCE SEE APPENDIX 135A, KILLS JSO POLICE

PROBABLE CAUSE FOR THE SEARCH WARRANT AND AFFIDAVIT SEE APPENDIX 32A-58A II).

WITHOUT PROSECUTION IF THEY TESTIFIED, THE WITNESSES' DECISION TO TESTIFY COULD NOT

* ACCURATELY BE CHARACTERIZED AS INTERVENING ACTS OF FREE WILL OF SUFFICIENT INDEPENDENCE TO PURGE THE PRIMARY Taint OF THE (UNLAWFUL SEARCH, SEE, APPENDIX 32A-55A, 43A) AND THE EXCLUSIONARY RULE WOULD THEREFORE NOT BE RELAXED AS TO ALLOW ADMISSIONS OF SUCH WITNESSES' TESTIMONY. U.S. V. KARAKE, 443 F.Supp.2d 8, 50-94 (D.Cir. 2009); ANNAMARIE - QUELA V. PAYZO, LEIS 6932 (7 Cir. 2000); SANTOS V. THOMAS, 830 F.3d 987, 989 (9 Cir. 2016).

... THE SUPREME COURT HAS DESCRIBED THESE EXTRACTION HEARINGS TO DETERMINE "PROBABLE CAUSE" AS AKIN TO A GRAND JURY INVESTIGATION OR A PRELIMINARY HEARING UNDER FEDERAL RULE OF CRIMINAL PROCEEDING 5.1 SEE E.G. CHARLTON V. KEW, 335 Ct. 945 (1913); BENSON V. MCMAHON, 8 S.Ct. 1240 (1889) 1JC MANUAL AT 10, 10 1903 ... BUT THE SUPREME COURT HAS MADE CLEAR THAT THE (AIM) OF THE REQUIREMENT OF DUE PROCESS IS NOT TO EXCLUDE PRESUMPTIVELY FALSE EVIDENCE, BUT TO PREVENT (FUNDAMENTAL UNFAIRNESS) IN THE USE OF EVIDENCE WHETHER [TRUE OR FALSE] SEE LISENBA V. CALIFORNIA, 62 S.Ct. 280 (1941); U.S. V. BOYD, 833 F.Supp. 1271

1280, 1339-1366 (7 Cir. 1993) AFF 55 F.3d 239 (7 Cir. 1995) ("VIOLATION OF 'BRADY' AND SUBORNED PERJURY TESTIMONY REGARDING SUCH UNDISCLOSED EVIDENCE, N. [3] 10 1339, ALLEGATIONS THAT WILLIAM R. HOGAN JR. (BETTY MCQUEEN, DETECTIVE R.P. CREW (#5589) DETECTIVE WRIGHT AND ETC.) COACHED HENRY HARRIS (AARON LAMB) AND OTHER WITNESSES TO LIE ABOUT THEIR OPPORTUNITY TO COME WITH GAZA OTHER (AV60) IN STRICKLAND V. WASHINGTON, 104 S.Ct. 2052 (1984) THE COURT HELD A NEW TRIAL MUST BE

GRANTED WHEN EVIDENCE IS NOT INTRODUCED BECAUSE OF THE INCOMPETENCE OF COUNSEL UNPROFESSIONAL ERRORS (TRIAL COUNSEL DAVID MAKRA ESQ.) THE RESULT OF THE PROCEEDING WOULD HAVE BEEN DIFFERENT. U.S. V. BAUM, 482 F.2d 1325 (2d Cir. 1973) ("WITNESS COACHED BY POLICE, THE UNDISCLOSED EVIDENCE WAS CLEARLY EXCLUSIONARY"); LEKAV. PORTUONGO, 25 F.3d 89, 98 (2d Cir. 2009) ("WE FOUND 'BRADY' VIOLATIONS -- AND GRANTED HABEAS RELIEF -- BASED ON A PROSECUTOR'S FAILURE TO DISCLOSE INFORMATION FROM A POLICE OFFICER WHO DID NOT TESTIFY AT DEFENDANT'S TRIAL"); CUOS V. AVERO, 698 F.3d 752, 770 (9 Cir. 2012) ("EXCLUSION OF EXEMPTATIVE EVIDENCE CAST GRAVE DOUBT ON RELIABILITY ON VERDICT");

BANKS V. DRETKE, 124 S.Ct. 1256 (2004) (SAME); SMITH V. CAIN, 132 S.Ct. 627 (2012); MILLEN V. RYAN, 74 F.3d 998 (9 Cir. 2013); CRAWFORD V. HEAD, 311 F.3d 1248, 1327 (11 Cir. 2002) CERT. DENIED 124 S.Ct. 954 (2003); GUYMAN V. TEEV DEPT. OF CORR. 663 F.3d 1336, 1347-1356 (11 Cir. 2011) ("PROSECUTOR'S RELIANCE ON KNOWING REPRESENTATION OF FALSE TESTIMONY CAST GRAVE DOUBT ON VERDICT");

SPICER V. ROY BURY CORR. INST. 194 F.3d 546, 561 (4th Cir. 1999) ("IAC, REVERSED ON 'BRADY' VIOLATION"); BRADY V. MARYLAND, 83 S.Ct. 1194 (1963); GERSTEN V. SENKOWSKI, 426 F.3d 588 (2d Cir. 2005) CERT. DENIED 126 S.Ct. 2882 (2006) ILLEGAL DEVERSE ONCE BY COERCION, THREATS, AND ABUSIVE LANGUAGE FOR BOTH AARON LAMB AND BETTY MCQUEEN TO NOT VOLUNTARILY COME TO PETITIONERS JURY TRIAL AND TESTIFY FREELY, THIS COURT CAN ACCEPT THEIR HEARSAY EVIDENCE AS ADMISSIBLE TESTIMONY AND GIVE PETITIONER THE REQUESTED RELIEF OF DISCHARGE FROM FLORIDA DOC. PRISONS, SEE, U.S. V. POTAMITO, 739 F.2d 784, 789 (2d Cir. 1984) CERT. DENIED 105 S.Ct. 297 (1984) ("TRIAL COURT PROPERLY ADMIT GRAND JURY TESTIMONY AGAINST DEFENDANT BECAUSE HE WAS RESPONSIBLE FOR THE UNRELIABILITY OF (2) TWO WITNESSES");

STEELE V. TAYLOR, 684 F.2d 1193, 1202 (6 Cir. 1982) ("DEFENDANT IMPUSED INFLUENCE AND CONTROL OVER PROSTATE TO INDUCE HER TO REFUSE TO TESTIFY"); U.S. V. MAYA, 93 F.3d 1390, N. [3] (8 Cir. 1996); U.S. V. BRAND, 618 F.2d 624, 629 (10 Cir. 1979) CERT. DENIED 101 S.Ct. 118 (1980) ("ADMIT STATEMENTS DUE TO COERCION");

HOLIS V. DAVIS, 941 F.2d 1471, 1475 (11 Cir. 1992) CERT. DENIED 112 S.Ct. 1478 (1992) ("EXHAUSTION REQUIREMENT EXCUSSED BECAUSE STATE ADMITTED FACILITY OF FURTHER RESORT TO STATE COURT BY FAILING TO EASE OBSTACLES"); SUTZKER V. JOHNSON, 393 F.3d 373, 382 (3d Cir. 2004) (SAME); MONSANTO V. ROHM, 456 F.2d 592, 594 (3d Cir. 1971) CERT. DENIED 92 S.Ct. 2463 (1972) ("CONCEALMENT AND NONDISCLOSURE MAY BE EVIDENCE OF AND EQUIVALENT TO FALSE REPRESENTATION BECAUSE THE CONCEALMENT OR SUPPRESSION IS IN EFFECT A REPRESENTATION THAT WHAT IS DISCLOSED IS THE

* (WHOLE TRUTH) STEWART V. WYOMING CATTLE RANCH, 9 S.Ct. 101, 103 (1888) "SEE 'NEWLY DISCOVERED EVIDENCE' SEE APPENDIX 135A, 163A (H) U.S. V. PASHA, 79 F.3d 1132, 1141 (D.C. Cir. 2015) ("BY NOW THE GOVERNMENT PROSECUTORS SHOULD KNOW: BETRAY BRADY GIVE SHORT SHRIFF TO GIGLO AND YOU WILL LOSE YOUR ILL-GOTTEN CONVICTION") HAS MANIFESTED ITSELF CLEARLY AND EVIDENTLY TO THIS COURT SEE APPENDIX 135A,

(FN9) ("DURING SWORN DEPOSITION PROCEEDINGS, AARON LAMB TOLD MY FAMILY THAT MY TRIAL COUNSEL WAS TRYING TO COERCE AARON TO IMPLICATE PETITIONER MICHAEL LAMB IN HIS CRIMES, AARON REFUSED AND SAT QUIETLY IN THE STATE ATTORNEYS OFFICE SAYING NOTHING, SEE U.S. V. KARATHANOS, 531 F.2d 26, 32-35 (2d Cir. 1976) CERT. DENIED 96 S.Ct. 3221 (1976) 18.

BB, FROM PROSECUTING STATE ATTORNEY ANGELA B. COREY, WHO TOOK PETITIONER TO COURT TRIAL AND HER LEGAL MEMORANDUM DATED SEPT. 19, 2013 NEEDED IMMEDIATE URGENCY TO GRANT THIS WRIT, DUE TO PETITIONER'S ACTUAL INNOCENT STATUS ON ALL CHARGES, ENTITLED JURORS OF THIS COURT TO GRANT EQUITABLE TOLLING, WHEN RESPONDENTS COLLUDED WITH PETITIONER'S TRIAL COUNSEL DAVID MAKOKPA ETG., TO ACTIVELY FRAUDULENTLY CONCEAL THE NEWLY DISCOVERED EVIDENCE OF THE (S) FIVE POLICE CONFESSION. AUDIO TAPES OF ARON LAMB, SEE APPENDIX 135A, SEE, U.S.V. UNDERWOOD, 577 F.2d 157, 159 (1ST CIR. 1978) ("REMANDED THE MATTER FOR THE DISTRICT COURT TO CONDUCT A HEARING AT WHICH EVIDENCE CONCERNING THE CIRCUMSTANCES SURROUNDING THE VIDEO TAPES COULD BE PRESENTED"); PUMPHREY V. K.M. THOMPSON FOX CO., 62 F.3d 1128 (9th CIR. 1995) CERT. DENIED 116 S.Ct. 1042 (1996) ("NON-DISCLOSURE OF EXISTENCE OF VIDEO TAPES CONTAINING UNFAVORABLE RESULTS AMOUNTED TO FRAUD - ON - THE - COURT") SEE, ALSO, BANK-SURVEILLANCE PICTURES, SEE, APPENDIX 163A (H), SEE, KWAI FUNG V. BEE BEE 732 F.3d 1130, 1136 (9th CIR. 2013); LIMONE V. U.S., 271 F. Supp. 2d 306 N. [10] (MAY 2003); REASON OVERY, WASHINGTON, 60 F. Supp. 937, 993 (8th CIR. 1999) ("...TAPES ARE BRADY VIOLATION"); QUOS V. AVERY, 698 F.3d 752, 770 (9th CIR. 2012) CERT. DENIED 133 S.Ct. 2735 (2013); TENNARD V. ORETRE, 124 S.Ct. 2562 (2004); SMITH V. CLIN, 132 S.Ct. 627 (2011) SEE, APPENDIX 135A:

"FRAUDULENT REPRESENTATIONS OF PROSECUTOR ANGELA B. COREY"

("Should you wish for us to proceed with your request please forward a deposit of \$200.00 which is one-half of our estimated costs to complete your request no later than 10/8/13. Once we receive your deposit we will complete our response and provide you with our final invoice of actual costs with credit for your deposit.

THE REQUESTED FILE CONTAINS 14 TAPES AND CASSETTES THAT CONSISTS 17 HOURS OF VIDEO/AUDIO TO REVIEW FOR CONFIDENTIAL AND EXEMPT INFORMATION, WE ARE NOT ABLE TO PROVIDE THESE ITEMS TO YOU BECAUSE THE CORRECTIONAL INSTITUTION DOES NOT ALLOW CDs OR DVDs.

IF YOU WISH TO RECEIVE THESE ITEMS WE REQUIRE AN ADDITIONAL \$300.00 DEPOSIT. SHOULD YOU HAVE AN INDIVIDUAL THAT IS AUTHORIZED TO RECEIVE THESE ITEMS, PLEASE PROVIDE THAT INFORMATION ALONG WITH YOUR DEPOSIT, SEE IN RE WOGENSSAHL, 902 F.3d 621, 627-629 (9th CIR. 2016) ("REVERSED PRISONER'S CONVICTION WHEN HE EXERCISED DUE DILIGENCE BY SEARCHING POLICE FILES")

"GOOD% HONEST REPRESENTATIONS OF NEW PROSECUTOR MELISSA NELSON"

(5)(E). NEW APPOINTED HEAD STATE ATTORNEY MELISSA NELSON SENT PETITIONER THE ABOVE NEWLY DISCOVERED EVIDENCE TO PETITIONER FOR \$39.65 SEE APPENDIX 135A WAS ACTUALLY RECEIVED BY PETITIONER FROM THE GOVERNMENT ON MAY 11TH, 2021 AT MARION CORRECTIONAL INSTITUTION LEGAL MAIL SHOWS THAT THE GOVERNMENT AND THE REVIEWING FEDERAL COURTS HAVE APPLIED AND ACTED CONTRARY TO ESTABLISHED FEDERAL LAWS IN A UNREASONABLE MANNER, CALCULATED TO DENY PETITIONER DUE PROCESS OF THE LAW, SUSTAINED IN, SEE, APPENDIX 43A 40A-46A DISCREPITS LEAD DETECTIVE/AFFIANT RAYMOND P. CREWS (5589) SEARCH WARRANT/AFFIDAVIT AND PROVES POLICE LACKED PROBABLE CAUSE TO EXECUTE THEIR WARRANT PREVENTED PETITIONER FROM TIMELY UTILIZING THE ABOVE IM- EACHMENT EVIDENCE IS NOT PETITIONER'S FAULT, WHEN STATE AND FEDERAL LAWS DIRECTS THE GOVERNMENT TO COMPLY, SEE, LEWIS V. STATE, 142 So.3d 679 (FLA 1ST DCA 2014) ("THE PUBLIC DEFENDER ALSO REPRESENTS THAT IN ITS EXPERIENCE THE DEPARTMENT OF CORRECTIONS DOES NOT ALLOW INCARCERATED DEFENDANTS TO RECEIVE COMPUTER DISC/DIODES IN THE MAIL NOR DOES IT PROVIDE COMPUTER ACCESS TO THE FILED ON THE DISC, SEE, FIA ADMIN. CODE R. 33-210.102 (6)(b), THE FOLLOWING ITEMS WHICH ARE PROHIBITED FOR RECEIPT TO ROUTINE MAIL ARE ALSO NOT PERMISSIBLE FOR INCLUSION IN OR ATTACHMENT TO LEGAL MAIL: (NON-PAPER-ITEMS); COLLINS V. HENDERICKSON, LEXIS 26566 AT 4 (11th CIR. 2003) ("... PLACED AN UNKOWN HARO SHIP ON THE FLORIDA PAROLE (PETITIONER MICHA LAMB)... THAT A TRANSCRIPTION OF THE AUDIO TAPES IS NECESSARY") COMPARE, APPENDIX 135A, SEE, BAY AREA FUNO V. FERBAR CORP., 118 S.Ct. 542 N. [5] (1997) ("CAUSE OF ACTION ACCURED WHEN PLAINTIFF HAS A COMPLETE AND PRESENT CAUSE OF ACTION AND CAN FILE SUIT AND OBTAIN RELIEF (COURT REVERSED DUE TO THIS DENIAL)"; MORALES V. CITY OF LOS ANGELES, 214 F.3d 1151, 1153-1154 (9th CIR. 2000); THOMAS V. GUNTER, 32 F.3d 1259, 1259 (8th CIR. 1994); OVERY V. EASTERN TRUST AND BANKING CO., 336 F. Supp. 890, 910 (1st CIR. 1971); LOUMIET V. U.S., 828 F.3d 935, 947 (D.C. CIR. 2016); PINZGER V. WESTINGHOUSE, 333 F.2d 719 (5th CIR. 1964) ("FRAUDULENT CONCEALMENT REVERSED"); IN RE BEEF INDUSTRY, 600 F.2d 1149, 1169 (5th CIR. 1980) CERT. DENIED 101 S.Ct. 280 (1980); TEXAS V. ALLEN CONST., 851 F.2d 1526, 1528-29 (5th CIR. 1988); GEN. ELE. V. SAN, 334 F.2d 480, 483-85 (5th CIR. 1965) ("CONCEALED GUILTY AGES, SEE, APPENDIX 250A, HMADED V. ZAMT, 108 S.Ct. 771 (1986) ("FRAUDULENT CONCEALMENT REVERSED") IS IMPORTANT

19.

EXONERATING/EXCUMPTORY DOCUMENTS THAT WOULD EXPOSE RESPONDENTS' MISCONDUCT OF
OF INTENTIONAL - BAD - FAITH - BEHIND-THE-SCENES - OF - A - CONSPIRACY - TOO ; OVERTHROW THIS
COURT JUDICIAL CONSIDERATIONS WITH CONFUSION OF THE GROUND(S) ISSUES WHEN PETITIONERS
INITIAL PLEADING HAD REQUESTED THAT HIS F.R.C.P. 60(b)(2), 15(c)(2) RELATED BACK TOO
HIS TIMELY FILED (2009) § 2254 AS A SUPPLEMENT TO OTHER GROUNDS 2, 4, 17, 61, 2, 9, 16, SEE
APPENDIX 121A, SHOWS ALL FEDERAL REVIEWING COURTS ABUSED THEIR DISCRETION IN NOT
ALLOWING PETITIONER ANOTHER OPPORTUNITY TO SUPPLEMENT HIS § 2254, HAS ILLEGALLY
DOWNPLAYED THE MERITS, BY RESPONDENTS' PATTERN AND PRACTICES OF TELLING THIS COURT *
IT WILL NOT FILE A BRIEF TO OBSTRUCT THIS COURT FROM CREATING A PUBLIC *
JUDICIAL OPINION FROM BEING PUBLICLY SEEN, REQUIRES JURISTS OF THIS COURT TO SANCTION
RESPONDENTS' UNSETTLING POLICY, THAT WORKS A "MANIFEST INJUSTICE" ON ALL FLORIDA
CITIZENS AND VISITORS, SEE, LONGV. HOOKS, 972 F.3d 442, 469 (4th Cir. 2020) "INDEED WHEN *
POLICE OR PROSECUTORS CONCEAL SIGNIFICANT EXCUMPTORY OR IMPERCHING MATERIAL
IN STATES POSSESSION, IT IS ORDINARILY INCUMBENT ON THE STATE TO SET THE
RECORD STRAIGHT BANKS V. ORECKE, 1245 Ct. 1256 (2004); DOUGLAS V. WORKMAN, 560 F.3d
1156, 1193-1194 (CA2) (10th Cir. 2009) "WHERE A PRISONER CAN SHOW THAT STATE PURPOSEFULLY
WITHHELD EXCUMPTORY EVIDENCE, THAT PRISONER SHOULD NOT BE FORCED TO BEAR THE
BURDEN OF SECTION § 2244 WHICH IS MEANT TO PROTECT AGAINST THE PRISONER HIMSELF
WITHHOLDING SUCH INFORMATION OR INTENTIONALLY PROLONGING THE LITIGATION, WORKMAN.
8th Cir. 227 F.3d 331, 335 (6th Cir. 2000) (EN BANC) "FURTHER FRAUD ON THE COURT CALLS INTO
QUESTION THE VERY LEGITIMACY OF A JUDGMENT THAT CHARACTERIZATION OF THE SITUATION
WHICH ARISES WHEN THE PROSECUTION FAILS TO REVEAL EXCUMPTORY EVIDENCE TO THE
DEFENSE WOULD SEEM TO SATISFY AT LEAST IN SPIRIT THE REQUIREMENTS OF SECTION § 2244
IN SPIRIT. (SEE APPENDIX 206A, SHOWS RESPONDENTS IN DIRECT CONTEMPT).
THE DIFFERENCE BETWEEN QUESTIONS OF FRAUD UPON THE COURT, AND ORDINARILY
NEWLY DISCOVERED EVIDENCE "SITUATIONS IS THAT AN ALLEGATION OF FRAUD UPON THE
COURT CASTS A DARK SHADOW OVER THE PROSECUTOR'S INTENTIONS. THE SITUATION SUGGESTS
THAT A JUDGMENT MAY HAVE BEEN REACHED WITH THE ASSISTANCE OF A PROSECUTOR
WHO MAY NOT HAVE HAD THE INTENTION OF FINDING THE [TRUE PERPETRATOR], SUCH *
A JUDGMENT IS INHERENTLY UNRELIABLE, AND THEREFORE SATISFIES THE REQUIREMENT *
OF SECTION § 2244. . . . FOR SIMILAR REASONS IN THIS CASE, WHICH INVOLVES FROM
PERPETRATION ON MR. DOUGLAS, AND AN ALLEGED FRAUD ON THE HABEAS COURT WE
WILL PERMIT MR. DOUGLAS TO SUPPLEMENT HIS CLAIM ALLEGING THE PROSECUTOR IMPROPERLY
VOUCHED FOR SMITH'S CREDIBILITY WITH MR. DOUGLAS, NEWLY DISCOVERED "BRADY" CLAIM *
U.S. V. AVILES-COLON, 536 F.3d 1, 21 (11th Cir. 2008) CERT. DENIED 129 S. Ct. 615 (2009)
"DISTRICT COURT REFUSAL TO GRANT A NEW TRIAL ON BASIS OF "BRADY" VIOLATION COULD NOT
STAND BECAUSE DEA REPORTS COULD HAVE BEEN IMPORTANT FOR IMPERCHMENT PURPOSES
AT TRIAL BY HELPING DEFENDANT ADVANCE HIS DEFENSE THAT HE WAS NOT PART OF
CODEFENDANTS DRUG CONSPIRACY BUT A MEMBER OF A RIVAL CONSPIRACY" GRAVES V. ORECKE,
442 F.3d 334, 340-344 (5th Cir. 2006) CERT. DENIED 127 S. Ct. 374 (2006) "PROSECUTORS INFORMED
MEDIA (5) FIVE YEARS AFTER TRIAL THAT STAR WITNESS HAD ADMITTED PRIOR TO TRIAL THAT
HE ACTED ALONE IN THE MURDERS, YET PROSECUTION HAD FAILED TO REVEAL THIS INFORMATION
TO DEFENDANT, THE WITNESS TRIAL TESTIMONY HAD THE DEFENDANT INVOLVED IN THE MURDERS *
U.S. V. CADAS, 356 F.3d 104, 119 (10th Cir. 2004) "GOVERNMENT IMPROPERLY US AS A LEAD WITNESS
A GOVERNMENT AGENT (LEAD DETECTIVE RAYMOND P. CREWS 5599 JURY TRIAL TESTIMONY AT
PAGES 311-429) WHO TESTIFIED TO FACTS NOT IN EVIDENCE" U.S. V. LOPEZ-AVILA, 618 F.3d 955, 957 (9th Cir.

(FNU) ("F.R.C.P. 60(b)(2), 15(c)(2) SEE, HILL V. FED. JUDICIAL CIR. 239 FED APPX 622, 623 (D.C. Cir. 2009)
"MILCHER, CASEY V. MICHAUX, 240 F.2d 406, 407-408 (D.C. Cir. 1956) "THE DISTRICT MAY NEVERTHELESS
ALLOW POST-DISMISSAL AMENDMENT OF A COMPLAINT IN RESPONSE TO THE PLAINTIFFS MOTION TO REOPEN
THE JUDGMENT PURSUANT TO RULES 9 OR 60 SEE ID. AT 408" THOMAS V. E.J. DU PONT DE NEMOURS
AND CO., 574 F.2d 1324 (11th Cir. 1978) "RULE 15(a) ITSELF STATES THAT LEAVE TO AMEND SHALL BE
FREELY GIVEN WHEN JUSTICE SO REQUIRES. THIS VIEW HAD PREVAILED IN THE CIRCUIT BEFORE
CONLEY, AND HAS BEEN RELIGIOUSLY FOLLOWED SINCE, MILLET V. GOODCHAUX SUGARS INC. 241
F.2d 264, 265 (FNU) (5th Cir. 1957) "COURT REVERSED THE ORDER OF THE DISTRICT COURT FOR THE
JUDGE TO DETERMINE ON THE EVIDENCE, NOT THE PLEADINGS, WHETHER UNDER THE CONTROLLING *
SUBSTANTIVE JURISPRUDENCE OF LOUISIANA THE EVIDENCE WAS SUFFICIENT TO RAISE A
GENUINE ISSUE OF FACT" PARKER V. TOOLE, 736 FED APPX. 234, 236 (11th Cir. 2013) "CITING JOHNSON
V. U.S., 196 F.3d 802, 805-806 (7th Cir. 1999) "BECAUSE AMENDMENT OF PETITION IS PART OF
NONE COMPLETE ROUND OF LITIGATION IT IS NOT LEGALLY DISTINCT EVENT AND DOES NOT
TRIGGER SUCCESSIVE PETITION RULES" BOZSIK V. BRADSHAW, 1015 95531, AT 21, (6th Cir.
2009) "CITING NEWELL V. HANKS, 283 F.3d 827, 834 (7th Cir. 2002) ".... IF AMENDMENT
DOES RELATE BACK THE PETITIONER MAY INCLUDE NEW CLAIMS BASED ON THE SAME INJURY *
DUSSOLY V. GULF COAST V. CORP. 600 F.2d 594 N.1 (5th Cir. 1978) BANK V. PITT, 928 F.2d 1108 (11th Cir.
1991) MILCHER V. U.S. 808 F.2d 938, 940-942 (11th Cir. 2020) "RELATED BACK TO THE CLAIMS
IN HIS ORIGINAL § 2255 MOTION UNDER 15(c)" MARKERT V. SWIFT CO. 173 F.2d 517 (2d Cir.
1949) BECK V. A. QUASTOEN DIVE CORP. 562 F.2d 537, 549-554 (8th Cir. 1977) STEWART V. MARTINEZ
VIA APPEAL 118 S. Ct. 1618 (1998) "A LATER-FILED HABEAS PETITION AS PART OF AN EARLIER APPLICATION
WHERE THE LATER-FILED PETITION WAS PREMISED ON NEWLY REVEALED CLAIM *
(FNU) (ALLEGED CODEFENDANTS AARON LAMB AND BETTY MC CUFFEY *).

2012) ("REMANDED FOR POSSIBLE DISCIPLINARY ACTIONS AND/OR SANCTIONS AGAINST THE PROSECUTOR"). SEE APPENDIX 206A, FILED BY § 2254 ASSISTANT ATTORNEY GENERAL CHARLES MCCOY, FLORIDA BAR# 333646 FILED APRIL 12, 2011, HIS MOTION TO **STRIKE / QUASH** "THE (5) FIVE EXEMPTORY / EXONERATING 350 POLICE CONFESSION AUDIO CASSETTE TAPES BY ALLEGED CO-DEFENDANT AARON LAMB, SEE APPENDIX 135A, SEE PAROIN V. ARAVE, 130 F.3d 385, 394 (9th Cir. 1997) ("IN SUCCESSIVE PETITION CONTEXT, PETITIONER HAD CAUSE FOR OMISSION OF "BRADY" CLAIM FROM PREVIOUS FEDERAL PETITION BECAUSE PROSECUTOR WITHHELD EXEMPTORY INFORMATION AT TIME OF CRIMINAL TRIAL AND **SUCCESSFULLY** MOVED TO QUASH SUBPOENA OF DOCUMENTS AT (1ST) FIRST FEDERAL PETITION ID. 390, STATE WAIVED EXHAUSTION REQUIREMENT BY FAILING TO ASSERT IT IN DISTRICT OR APPEALS COURT"); BROUDY V. MATHER, 335 F. Supp. 2d 14-5 (O.E. Cir. 2004) ("GRANTED F.R.C.P. 60(b) WERE GOVERNMENT **FRAUDULENT CONCEALED MATERIAL DOCUMENTS**, Citing A MOTION FOR RECONSIDERATION SHOULD BE GRANTED ONLY IF THE COURT FINDS THERE IS AN INTERVENING CHANGE OF CONTROLLING LAW, **THE AVAILABILITY OF NEW EVIDENCE**, OR THE NEED TO CORRECT A CLEAR ERROR, PREVENT MANIFEST INJUSTICE FIRESTONE, 76 F.3d 1205, 1208 (O.C. Cir. 1996), IN OTHER WORDS, THE MOVING PARTY MUST SHOW **NEW FACTS**"); CRIVENS V. V. ROTH, 172 F.3d 991, 997 (7th Cir. 1999) (SAME), REQUIRES JURISTS TO DEBATE WHETHER PETITIONER SUFFICIENTLY **PLEAD FOR RELIEF** UNDER F.R.C.P. 60 (b) (2) (b) 15 (c) (A) TO GRANT PETITIONER **POST-DISMISSAL - SUPPLEMENT OF ALL CITED FACTS, LEGAL CASES, FACTS AND CIRCUMSTANCES**, THAT MUST RELATE BACK TO PETITIONER'S TIMELY FILED § 2254, PER GROUNDS / CLAIMS, SEE CONLEY V. GIBSON, 355 U.S. 41, 48, 78 S.Ct. 99, 103 (1957); THOMAS V. E.I. DURANT, 574 F.2d 1324 (11th Cir. 1978) ("GRANTED F.R.C.P. 60 (b) 15 (c) (A)"); BENNETT V. BENNETT, 682 F.2d 1039, 1044 (6th Cir. 1982); ANGUSTA NAT'L INC. V. GREEN JACKET AUCTION, LEXIS 241960, AT 13 (11th Cir. 2019); U.S. V. VORACHEK, 563 F.2d 884 (8th Cir. 1977) ("COURT GRANTED GOVERNMENT'S MOTION TO SUPPLEMENT"); BUCK V. DAVIS, 137 S.Ct. 759 (2017); BRADFORD V. DAVIS, 923 F.3d 599, 613 (9th Cir. 2019) ("COURT REVERSED, BRADFORD'S WITHHELD CLAIM FOR PROSECUTORIAL MIS CONDUCT FOR SUPPRESSION OF TOXICOLOGY TEST RESULTS"); PARAGON DIAGNOSTIC LAB INC. V. KLM, 980 F.2d 1182, 1189-1193 (Fed. 1993) ("THE PROSECUTION OF THE PATENT APPLICATION IN THE CASE VIEWED IN ITS ENTIRETY DEMONSTRATED AN OVERRIDING **PATTERN OF MISCONDUCT**, SUFFICIENT TO SUPPORT THE DISTRICT COURT FINDING OF CULPABLE INTENT"); BALOWIN V. PLACER COUNTY, 419 F.3d 966, 969-971 (9th Cir. 2009) CERT. DENIED 126 S.Ct. 1331 (2009) ("**MENACE AND STRETCHING THE TRUTH IN OBTAINING THE WARRANT AMOUNTED TO JUDICIAL DECEPTION WHEN AT BASE ALL THAT WAS LEFT WAS AN UNIDENTIFIED CITIZEN AT AN UNIDENTIFIED DATE WHO TENTATIVELY ADVERTISED TO DRUGS NO IMMUNITY EXISTS FOR A CONSPIRACY TO LIE TO A MAGISTRATE**"); SCHUSTER V. UIDENT TECH. INC., 327 F.3d 569, 577 (7th Cir. 2001) ("THE SHIFTING AND INCONSISTENT EXPLANATIONS CAN PROVIDE A BASIS FOR A FINDING AND INCONSISTENCIES TO PERMIT AND INFERENCE OF **MENACE**"); BURROUGHS V. FFP OPERATING PARTNERS L.P., 28 F.3d 543, 549-550 (10th Cir. 1994) ("NOTHING, PHILADELPHIA NEWSINK V. HEPBURN, 475 U.S. 767, 776, 106 S.Ct. 1558, 1563 (1986) **TRUTH IS A COMPLETE DEFENSE TO AN ACTION FOR SLANDER**"); MIAMI HERALD PUB. CO. V. ABE, 458 S.Ct. 239 (1992) ("NEWSPAPER LIABLE"); PATERSON V. CRAB, 904 F.2d 1179, 1180 (7th Cir. 1990) ("... **JUDICIAL ERROR** NEVER OBTAINED A HEARING OF HIS APPEAL AND THE APPELLEE DOES NOT CONTEND THAT HE WILL BE HARMED BY THE RE-OPENING OF THE MATTER"); DEMAJANJUK V. PETROVSKY, 10 F.3d 338, 354 (6th Cir. 1993) CERT. DENIED 115 S.Ct. 295 (1994); RHINEHART V. RHAY, 480 F.2d 718 (9th Cir. 1971) ("**FALSE TESTIMONY**"); MULLERO V. LEFEVRE, 873 F.2d 534, 536 (2d Cir. 1989) ("GRANTED REARGUMENT MOTION"); JURISTS OF REASON COULD FURTHER DISAGREE WITH BOTH FEDERAL COURTS' RESOLUTION OF ALL THE CONSTITUTIONAL VIOLATIONS HEREIN CITED OF **FAUSTY-TRUTH, FAUSE-LIGHT, FALSE EVIDENCE AND TESTIMONY, SLANDER BY JACKSONVILLE FLORIDA POLICE, JSD, TV, TIMES-UNION NEWSPAPER IN JAX, FLA. WRONG INFLUENCED THE GREENECHUS DECISION THAT CREATED THE LAW-IN-THE-CASE-DOCTRINE** SEE LAMB V. JONES, 133 S.Ct. 1318 (2013); LAMB V. JONES, 142 S.Ct. 603 (2021); DUPART V. UO, 541 F.2d 1148 (6th Cir. 1973) ("GOVERNMENT FAILED TO ARCHIVE RECORD FILES, MOTIONS AND PLEAS IN ITS TO CONCLUSIVELY REFUTE PETITIONER'S ALLEGATIONS") WHICH JURISTS COULD DEBATE THE CORRECTNESS OF THE FEDERAL COURTS' **DENIAL ORDER**, SEE APPENDIX A, B, AND E;

QUESTION #2

"WHETHER FEDERAL REVIEWING COURTS ABUSED THEIR DISCRETION WHEN RECORDING EVIDENCE APPENDIX 165A SHOWS COUNSEL DAVID MAKORRA **LIED (2) TWOTIMES** WHEN HE TOLD THE FLORIDA BAR DISCIPLINARY COUNSEL JAMES N. WATSON JR. IN (2003) AND TO PETITIONER THAT COUNSEL MAKORRA KNEW NOTHING ABOUT THE (5) FIVE POLICE CONFESION CASSETTE TAPES OF ARRON LAMB CONSTITUTED EXTRAORDINARY CIRCUMSTANCES UNDER F.R.E.P. 60(b)(2)(5)(c)(2)?"

(1)(A). TRIAL COUNSEL DAVID MAKORRA ESQ. ILLEGALLY **COUNDED** WITH THE JACKSONVILLE FLORIDA STATE ATTORNEY HARRY SHORSTEIN AND ANGELA COREY, AND JACKSONVILLE FLORIDA JSO POLICE TO **SABOTAGE** THE SEARCH WARRANT AFFIDAVIT OF LEAD DETECTIVE AFFAIR R.P. CREWS #5589 SEE APPENDIX 32A-58A, 43A HEARING DURING SUPPRESSION HEARING BEFORE STATE TRIAL JUDGE PETER DEARING, BY COUNSEL MAKORRA, WHEN HE INTENTIONALLY **OMITTED** THE EXONERATING/EXCULPATORY EVIDENCE OF THE (5) FIVE POLICE CONFESION CASSETTE TAPES SEE APPENDIX 135A PAGES 1-12 OUT OF HIS **MOTION TO SUPPRESS OVERBROAD AND INVALID SEARCH WARRANT AFFIDAVIT** SEE APPENDIX 32A-38A HAS ITS ORIGIN AT PRETRIAL DUVAL COUNTY JAIL WHEN PETITIONER FILED A COMPLAINT TO THE "FLORIDA BAR" SEE APPENDIX 165A.

"FINALLY, MR. LAMB ASSERTS THAT I HAVE IN MY POSSESSION SOME (5) FIVE AUDIOTAPES OF HIS ACCUSER. I HAVE NO SUCH TAPES IN MY POSSESSION NOR DO I KNOW WHAT HE IS REFERRING TO. I DO NOT RECALL EVER MEETING WITH HIM AT **PRETRIAL DETENTION FACILITY** AS HE ASSERTS TO DISCUSS ANY FIVE AUDIOTAPES. IF I HAD SUCH ITEMS IN MY POSSESSION, I WOULD OF COURSE SEND THEM TO HIM BUT I DO NOT".

SEE ALSO SEE APPENDIX 79C PAGE 58, LINES 8-17 SWORN DEPOSITION OF LEAD DETECTIVE AFFAIR R.P. CREWS #5589, DATED FEBRUARY 19TH, 2002, BY TRIAL COUNSEL DAVID MAKORRA: "DO YOU KNOW WHETHER OR NOT IF ANY CONVERSATION THAT TOOK PLACE IN THAT ROOM BETWEEN ARRON LAMB AND BETTY MCCOURTNEY WAS RECORDED?"

A. YES SIR.

Q. IT WAS RECORDED?

A. YES SIR.

Q. OKAY

PROSECUTOR MR. MANTEI: I DO HAVE THAT TAPES, I'VE GOT ALL (5) FIVE OF THEM; SEE **MOFFET V. KOLB, 930 F.2d 1156 (7th Cir. 1991)** (TRIAL COUNSEL INTERVIEW #1). THIS SHOWS THAT THE FIVE (5) AUDIO TAPES SUBSTANTIAL HAVE NEVER BEEN PUBLICLY HEARD OR SEEN BY ANY FEDERAL OR STATE COURT, AND ESPECIALLY THIS COURT SEE **LAMB V. JONES, 133 S.Ct. 1318 (2013)** SHOWS COUNSEL MAKORRA **(LIED)** TO FLORIDA BAR DISCIPLINARY COUNSEL JAMES N. WATSON JR. ESQUIRE, TALLAHASSEE FLORIDA 32309, 2300, CONSTITUTED A **CALOUS DISREGARD FOR THE TRUTH**, TO PETITIONER MIEAH LAMB AND THE READERS OF THIS WRIT SEE **U.S.V. MARTIN, 408 F.3d 1089, 1093-1096 (8 Cir. 2005)** "FINALLY, WE MUST CONSIDER WHETHER THE DISTRICT COURT ERRED IN ITS DETERMINATION THAT **MARTIN** COULD NOT BENEFIT FROM THE DOCTRINE OF **EQUITABLE TOLLING** IN THE CONTEXT OF STATE HABEAS PROCEEDINGS, OUR COURT HAS HELD THAT **EQUITABLE TOLLING** IS APPROPRIATE WHERE "EXTRAORDINARY CIRCUMSTANCES" BEYOND A PROSECUTOR'S CONTROL TO PREVENT TIMELY FILING. **JITAO, 267 F.3d 805; KREUTZOR V. BOWERSOX, 231 F.3d 460, 463 (8 Cir. 2000); PAIGE, 171 F.3d 561**. THE SAME AMOUNTS GUIDES US HERE. ID. 1095 IN SUM LAMB **(CONSISTENTLY LIED)** TO **MARTIN**, AND HIS WIFE ABOUT THE FILING DEADLINE **(REPEATEDLY LIED)** TO **MARTIN**, AND HIS WIFE ABOUT THE STATUS OF **MARTIN'S** CASE, REFUSED TO COMMUNICATE WITH **MARTIN**, OR HIS FAMILY; NEGLECTED TO FILE ANY DOCUMENTS BELATED OR NOT, ON **MARTIN'S** BEHALF AND FAILED TO RETURN ANY OF **MARTIN'S** PAPERWORK TO HIM DESPITE REPEATED REQUESTS AND THEN DEMANDS. SUCH CONDUCT REPRESENTS THE TYPE OF **EGREGIOUS ATTORNEY MISCONDUCT** THAT MAY EXCUSE AN UNTIMELY FILING. ID. 1096. THIS IS NOT A CASE WHERE A PETITIONER HAS HIMSELF TO BLAME FOR AN UNTIMELY FILING, NOR ARE WE DEALING WITH ATTORNEY NEGLIGENCE, SIMPLE ERROR, OR EVEN ABANDONMENT. LAMB, MISREPRESENTED THE LAW, THAT WERE **CRUCIAL** TO **MARTIN'S** CLAIM. **MARTIN** REASONABLY RELIED ON LAMB'S MISREPRESENTATIONS AND DEMONSTRATED DUE DILIGENCE IN PURSUING HIS \$2250 CLAIM. THUS, HE IS ENTITLED TO **EQUITABLE TOLLING**. WE THEREFORE REVERSE AND REMAND TO THE DISTRICT COURT WITH DIRECTION TO CONSIDER THE MERITS OF **MARTIN'S** \$2250. **CHRISTEN V. ROFFER, 135 S.Ct. 891 (2015)** (EXPLAINING EQUITABLE TOLLING IS RESERVE FOR SERIOUS INSTANCES OF (ATTORNEY MAKORRA'S) MISCONDUCT

UNDER F.R.C.P. 60(b)(6)"; DOWNUM V. MCNEIL, 520 F.3d 1311, 1322 (11th Cir. 2008); BROOKS V. YATES, 818 F.3d 532 (9th Cir. 2016) IN ADDITION CAUSED ALSO A "CONFLICT OF-INTEREST WHEN PETITIONER FILED THE FLORIDA BAR COMPLAINT," SEE SMITH V. LOCKHART, 923 F.2d 1314, N. [8] (8th Cir. 1991) ("CITING DOUGLAS V. U.S., 488 A.2d 129, 136 (D.C. Cir. 1985) ("FINDING A CONFLICT OF-INTEREST WHEN DEFENDANT FILED A COMPLAINT AGAINST COUNSEL WITH THE OFFICE OF THE BAR COUNSEL"); BENJAMIN-ARNDT, LEWIS 192 (8th Cir. 1997) ("F.R.C.P. 60(b)(6) RELIEF GRANTED BY HOLDING THAT FAILURE OF AN ATTORNEY, EMPLOYED BY THE ESTATE TO DISCLOSE A DISQUALIFYING CONFLICT OF-INTEREST INTENTIONAL OR NOT, CONSTITUTED SUFFICIENT EXTRAORDINARY CIRCUMSTANCES TO JUSTIFY RELIEF"); MANNING V. FOSTER, 224 F.3d 1129, 1139 (9th Cir. 2000);

ANOTHER EPISODE OF THE CALLOUS DISREGARD FOR THE TRUTH HAPPENED WHEN TRIAL COUNSEL DAVID MAKORRA EQ. TESTIFIED AT PETITIONER'S 3.850 POST-CONVICTION EVIDENTIARY HEARING, HAD MANUFACTURED FALSE TESTIMONY, SEE APPENDIX 203A, PAGE 26. DATED MARCH 13TH, 2012, BY U.S. DISTRICT JUDGE TIMOTHY:

"TO THE EXTENT THE DEFENDANT IS ARGUING THAT THE SOURCE OF THE (\$24,000.00) MONEY SHOULD HAVE BEEN RAISED AS A DEFENSE, THE DEFENDANT CANNOT ESTABLISH ERROR. AS EXPLAINED IN GROUND #3 THREE, MR. MAKORRA (BELIEVED), BASED ON THE DEFENDANT'S OWN STATEMENTS THAT THE MONEY CAME FROM THE BANK ROBBERIES, NOT A STOCK MARKET CHECK, SEE APPENDIX 52A-54A THIS COURT SPECIFICALLY FINDS THAT MR. MAKORRA TESTIMONY WAS BOTH MORE CREDIBLE AND MORE PERSUASIVE THAN THE DEFENDANT'S ALLEGATIONS, SEE LABAREE V. STATE, 69 S.O. 2d 846 (FLA. 4TH DCA 1997). FURTHER UNDER THE RULES REGULATING THE FLORIDA BAR COUNSEL COULD NOT HAVE ASSERTED TO THE COURT THAT THE MONEY CAME FROM A STOCK MARKET CHECK BECAUSE IT WOULD HAVE BEEN A VIOLATION OF RULE 4-3.3 (a)(1) WHICH PROVIDED THAT A LAWYER SHALL NOT KNOWINGLY MAKE A FALSE STATEMENT OF MATERIAL FACT OR LAW TO A TRIBUNAL, AS SUCH, THE DEFENDANT HAS FAILED TO ESTABLISH ERROR ON THE PART OF STRICKLAND, 466 U.S. 668".

THE ABOVE TRANSACTION OF ATTORNEY DAVID MAKORRA KNOWINGLY AND INTENTIONALLY SABOTAGING AND COLLUDING WITH JOE POLICE AND STATE ATTORNEY'S OFFICE TO TRICKED DISTRICT JUDGE CORRIGAN TO ERRONEOUSLY CITE AND APPLY THE WRONG APPLICATION OF THE LAW TO THE ENTIRE MOTION, SEE, SIMON V. LIVESAY, 970 F.2d 1575, 1580-1581. (FNI) (6th Cir. 1992) ("DEFENDANT DENIED EFFECTIVE ASSISTANCE OF COUNSEL WHEN DEFENDANT'S COUNSEL WAS IN POSSESSION OF AN FBI REPORT THAT SHOULD HAVE ALERTED HIM THAT THE FACTS SUGGESTED THAT THE STATE'S THEORY (COMPARE, APPENDIX 165A) WAS EASILY REFUTABLE AND DEFENDANT WAS PREJUDICED THEREBY; (FNI) IT IS THE DUTY OF THE LAWYER TO CONDUCT A PROMPT INVESTIGATION OF THE CIRCUMSTANCES OF THE CASE AND TO EXHAUST ALL AVAILABLE LEADING TO FACTS RELEVANT TO THE MERITS OF THE CASE AND THE PENALTY IN THE EVENT OF CONVICTION. THE INVESTIGATION SHOULD ALWAYS INCLUDE EFFORTS TO SECURE INFORMATION IN THE POSSESSION OF THE PROSECUTION AND LAW ENFORCEMENT AUTHORITIES. THE DUTY TO INVESTIGATE EXISTS REGARDLESS OF THE ACCUSED'S ADMISSION OR STATEMENTS TO THE LAWYER OF FACTS CONSTITUTING GUILT OR THE ACCUSED'S STATED DESIRE TO PLEAD GUILTY. . . . THIS WHOLESALE RESERVATION OF DECISION-MAKING POWER BY COUNSEL

[CONFLICTS] WITH STANDARD 4-5.2 (a) WHICH STATED THAT CERTAIN DECISIONS RELATING TO THE CONDUCT OF THE CASE ARE ULTIMATELY FOR DEFENSE COUNSEL. THE STANDARD SETS FORTH THE DIVISION OF DECISION-MAKING POWER BETWEEN ATTORNEY AND CLIENT IN PARAGRAPH 4-5.2 (a)(i)-(iii) AND (b) WHEN IT WAS BROUGHT TO MR. MCINTURFF (DAVID MAKORRA EQ.) ATTENTION THAT HIS CONTRACT (SEE APPENDIX 165A) VIOLATED THIS STANDARD, HE REPLIED THAT THE STANDARDS WERE WRITTEN BY A BUNCH OF SILENT STOCK BIRDS THAT NEVER TRIED A CASE PROBABLY, COURT REVERSED CONVICTION"; SEE ALSO, ELMORE V. OZMINT, 661 F.3d 783 (F140, 42) (11th Cir. 2011) (SAME) ("ABA STANDARDS"); STANOV. DUGGER, 901 F.2d 893, N. [3] (11th Cir. 1990); PEACOCK RECORDS INC. V. CHECKER RECORDS, 365 F.2d 145, 147 (7th Cir. 1966); ERVIN V. F.R.C.P. 60(b)(6) PETITION; IS CLEAR ERROR OF THE ABOVE LAWS, SEE BROOKLYN V. MATHER, 335 F.Supp.2d 1-4 (D.C. Cir. 2004) ("GRANTED F.R.C.P. 60(b) CLEAR ERROR OF LAW");

VS.

(FNI) ("CITING SEE, U.S. V. GOODMAN, 850 F.2d 1473, 1488 (11th Cir. 1988) ("IMPROPERLY EXCLUDED FINANCIAL STATEMENTS") IS PETITIONER'S SUBSTANTIAL EVIDENCE OF HIS CREDENTIALS, SEE OXFORD AMERICAN DICTIONARY AND THESAURUS 3d EDITION (2000) = CREDENTIAL, PAGE 178 = A QUALIFICATION, ACHIEVEMENT OR QUALITY USED TO INDICATE HOW SUITABLE A PERSON IS FOR SOMETHING; HIS ACADEMIC CREDENTIALS CANNOT BE DOUBTED 2. DOCUMENTS THAT PROVE A PERSON'S IDENTITY OR QUALIFICATIONS").

SEE APPENDIX 235A, LINES 1-17, TRIAL COUNSEL DAVID MARKER DATED JANUARY 29TH 2003 LETTER TO PETITIONER:

OF COURSE THERE ARE OTHER MORE SALIENT FEATURES THAT RELATE TO OUR DEFENSE CASE. FEATURES THAT WE HAVE DISCUSSED AT GREAT LENGTH IN THE PAST TRIP SUCH AS: THE DIFFERENCE BETWEEN YOUR WHITE CHEVROLET LUMINA AND THE LUMINA THAT HAS BEEN DESCRIBED AS USED IN THE BANK ROBBERIES, THE FACT THAT THE TIRE IMPRESSIONS TAKEN FROM THE SCENE OF THE POLICE SHOOTING DID NOT MATCH YOUR VEHICLE, THE FACT YOUR VEHICLE WAS LOCATED IN THE BACK LOT OF A TRANSMISSION SHOP WHERE YOU HAD TAKEN IT TO HAVE IT REPAIRED, AND THAT COULD NOT HAVE BEEN USED IN ANY BANK ROBBERY, THE FACT THAT ONE WITNESS DESCRIBED THE DRIVER OF THE GETAWAY VEHICLE AFTER THE POLICE SHOOTING AS HAVING **[FADED TYPE OF HAIR, (WHICH YOU NEVER HAD), THE FACT THAT YOU HAD NO MOTIVE TO PARTICIPATE IN THESE SHOOTINGS SINCE YOU WERE EARNING APPROXIMATELY \$40,000. A YEAR THROUGH YOUR LEGITIMATE EMPLOYMENT EFFORTS AS A TRUCK DRIVER, THE FACT THAT OTHER YOUR BROTHER INCLUDED, HAD EVERY MOTIVATION TO PARTICIPATE IN THESE ROBBERIES, THE FACT THAT YOUR BANKRUPTCY FILINGS DID NOT RELATE TO YOUR NEED TO DECREASE YOUR DEBT LEAD AS MUCH AS IT DID YOUR DESIRE TO REFUND THE PURCHASE OF YOUR BLUE (SEMI-TRUCK), THE FACT THAT YOU NEVER ADMITTED TO THE CRIMES OF THIS CASE]** WHERE IT CAN BE ARGUED TO THE JURY THAT THERE ARE MANY AREAS OF REASONABLE DOUBT BY THE STATED EVIDENCE IN THIS CASE

VIRGIN ISLANDS HOUSING AUTHORITY V. DAVID, 823 F.2d 764, 767-768 (1st Cir. 1987) (ATTORNEYS ORAL MISREPRESENTATIONS, GRANTED 60 (b) RELIEF); BUCK V. DAVID, 137 S. Ct. 759 (2017); PEARSON V. FIRST N.Y. MORTG. CORP., 200 F.3d 30 N. [3, 4, 7, 8] (1st Cir. 1999); HAZEL-ATLAS CO V. HARTFORD, 640 G. 997 (1944)

THE COURT EXTENDED THE CONCEPT TO A SITUATION WHERE A BOGUS SCIENTIFIC ARTICLE WAS PUBLISHED TO EFFECT THE OUTCOME OF PATENT LITIGATION THAT FABRICATED THE ARTICLE WAS RELIED ON AT LEAST IN PART [BY THE COURT OF APPEALS IN ITS DECISION, SEE APPENDIX 121A, GROUND #9, SEE ALSO, APPENDIX 203A, PAGE 26 U.S. JUDGE TIMOTHY J. CORRIAN'S MARCH 15TH, 2012 COURT OPINION] SEE, U.S. V. WILSON, 614 F.3d 219, 224 (6th Cir. 2010) ("ERROR CLEAR OR OBVIOUS WHEN CONSPIRACIOUSLY FALSE STATEMENTS MADE IN JUDICIAL OPINION, COURT REVERSED FOR PRISONER")

SOUTHERLAND V. IRONS, 628 F.2d 978, N. [4] (6th Cir. 1980) ("COUNSEL COMMITTED FRAUD ON THE COURT"); U.S. V. DINTHAM, 812 F.2d 1307 (8th Cir. 1987) ("ATTORNEY WORKED FRAUD UPON THEM"); BERGER V. U.S., 550 G. 629 (1935); VINSON V. FORD MOTOR CREDIT CO., 259 So. 2d 768 (Fla. 1st DCA 1972) ("SUCH CAUTIOUS DISREGARD FOR THE TRUTH CONSTITUTES LIBEL FOR US, ESPECIALLY COUPLED WITH A GROSS FAILURE TO TAKE ANY STEPS TO CORRECT THE (LIES) IT TRANSMIT, CITING DIPLOMAT ELECTRIC INC. V. WESTINGHOUSE ELECTRIC SUPPLY CO., 378 F.2d 371 (5th Cir. 1967)

NEALSON V. WASHINGTON, 172 FED APPX 748 (9th Cir. 2006) ("FACTUAL DETERMINATION MADE BY STATE COURT IS DEFECTIVE, THIS COURT REVERSED CONVICTION"); MOREOVER, PETITIONER PAID THIS ATTORNEY OVER \$30,000. SEE APPENDIX 165A THEN MY WIFE INETHA Z. LAMB, SEE BALDARQUE V. U.S., 338 F.3d 145, 154 (2d Cir. 2003) ("CITING NAT'L UNION FIRE INS. CO. V. BONNANZO, 91 F.3d 296, 303 (2d Cir. 1996) HERE...

THERE IS AN EVIDENTIARY BASIS FOR CONCLUDING THAT THE PETITIONER'S LAWYERS WAS NOT ACTING AS AGENT. HE TOOK A \$5,000 RETAINER WITHOUT UNDERTAKING THE REQUESTED SERVICES SET ASIDE HIS CLIENTS INTERESTS IN FAVOR OF HIS OWN, AND UNDERTOOK A FUTILE UNRESEARCH AND FRIVOLOUS INITIATIVE FOR THE SOLE PURPOSE OF KEEPING THE FEE); KLEIN V. HARRIS, 667 F.2d 274, 290 (Fla. 1st Cir. 1981) ("... THE EPPROUSLY WITHHELD EVIDENCE"); U.S. V. TOMAILO, 280 F.2d 411 (2d Cir. 1960) ("THE COURT FOUND IT WAS ERROR TO REFUSE THE DEFENSE A COPY OF A STATEMENT MADE BY THE KEY WITNESS FOR THE PROSECUTION IN WHICH THE WITNESS DENIED ANY KNOWLEDGE OF (DEFENDANT PETITIONER MICHAEL LAMB'S) PARTICIPATION"); BENDER V. U.S., 387 F.2d 628, 630 (1st Cir. 1967) ("ALLEGATIONS OF EXTRA-RECORD MISREPRESENTATIONS NOT DISPROVEN BY ATTORNEY AFFIDAVIT, COURT REVERSED PRISONER'S CONVICTION"); FEDERAL LAWS GO AGAINST ALL FEDERAL JUDGES, SEE APPENDIX 121A A, B, AND C, SEE TELETYPE, 684 F.3d 322 (FNG) ("CITING WILLIAMS V. TURPIN, 87 F.3d 1201, 1211 (FNG) (CIR. 1994) "DISTINGUISHING AN EVIDENTIARY HEARING TO PRESENT NEW EVIDENCE TO SUPPORT PRIMARY CLAIM"); SEE APPENDIX 135 (NEW EVIDENCE)

(FNG) PETITIONER OWNED/SELF EMPLOYED TRUCK DRIVER HAD MY OWN FREIGHTLINER CONGO SEMI-SLEEPER TRACTOR TRAILER, SEE APPENDIX 205A EARNING \$120,000.00 A YEAR THE \$40,000.00 WAS WHEN PETITIONER WAS DRIVING FOR WINN OILS WAREHOUSE (GROCERY STORE)

QUESTION #3

"WHETHER 11TH CIRCUIT EN BANC REVIEWING COURT ABUSED ITS DISCRETION WHEN THE 11TH CIRCUIT JUDGE, SEE APPENDIX 121A, GROUND 6/7, INTENTIONALLY MISQUOTED, AND ERRONEOUSLY APPLIED THE LAW ON **COERCION AND THREATS** AGAINST EYEWITNESSES, WAS ARBITRARY AND CAPRICIOUS AGAINST PETITIONER, BY SAYING PETITIONER HAD NO STANDING TO CHALLENGE JACKSONVILLE, FLORIDA, POLICE."

(1)(A) THE SEVENTH CIRCUIT COURT OF APPEALS EN BANC COURT ABUSED ITS DISCRETION WHEN FEDERAL JUDGE ROSEMARY BARKETT, SEE, APPENDIX 121A, GROUND 6/7 KNOWINGLY, AND INTENTIONALLY MISQUOTED THE LAW ON **COERCION AND THREATS** AGAINST EYEWITNESSES BY SAYING ARBITRARY, CAPRICIOUS AND UNREASONABLY THAT PETITIONER LACKED STANDING TO CHALLENGE THE JACKSONVILLE, FLORIDA POLICE UNLAWFUL COERCION AND THREATS TACTICS, ON ALLEGED WITNESSES' AARON LAMB AND BETTY MCCUFFEY HAS CREATED A "MANIFEST INJUSTICE" CLEAR ERRORS OF LAW, WHEN THE "NEWLY AVAILABLE EVIDENCE", **HIGH-LIGHTS AND EXPOSES** THE CONSTITUTIONAL VIOLATIONS OF THE 14TH, 5TH, 6TH, 7TH, AND 11TH AMENDMENTS OF THE U.S. CONSTITUTION, SEE, APPENDIX 135A, 121A, GROUNDS 6/7.

"LAMB, CLAIMS THAT HIS TRIAL COUNSEL WAS INEFFECTIVE FOR FAILING TO FILE A MOTION TO SUPPRESS EVIDENCE OF AN OUT-OF-COURT IDENTIFICATION BY BETTY MCCUFFEY, AND TO FILE A MOTION TO DISMISS THE CHARGES ON THE BASIS THAT POLICE **COERCED** MCCUFFEY INTO IMPLICATING HIM IN CRIMES. HOWEVER, THE RECORD REFLECTS THAT MCCUFFEY WAS NOT A WITNESS AT TRIAL, NOR WAS ANY INFORMATION THAT SHE PROVIDED PRESENTED AT TRIAL AND **LAMB, LACK STANDING TO CHALLENGE EVIDENCE OBTAINED AS A RESULT OF ANY IMPROPER POLICE CONDUCT TOWARDS MCCUFFEY.**

IS CONTRARY TO ESTABLISHED FEDERAL LAWS, SEE, LAFRANCE V. BOHLINGER, 365 F. SUPP. 198, 205, (DC AR. 1973) AFF'D 499 F.2d 29 (1ST CIR. 1971) CERT. DENIED 95 OCT. 669 (1974) "COURT GRANTED HABEAS CORPUS, ... GIVING THE PRO POSITION THAT A COERCED CONFESSION IS UNRELIABLE AND MUST THEREFORE BE EXCLUDED, IT IS ILLOGICAL TO PERMIT THE USE OF EVIDENCE **COERCED FROM A WITNESS.** SUCH EVIDENCE IS NO MORE RELIABLE OR TRUSTWORTHY THAN IS A COERCED CONFESSION. AS A PROSECUTORIAL MATTER IT MAY BE LESS RELIABLE. SO CALLED KEY WITNESSES ARE OFTEN POTENTIAL DEFENDANTS AS WELL, ... ID 207, CITING TURNER V. PENNSYLVANIA 338 U.S. 62, 65-66, 69, 80, 1352 (1949)"; ANNAMARIE QUEA V. RAYCO, LEXIS 6932 (7 CIR. 2000); SAMUEL V. THOMAS, 830 F.3d 987, 989 (9 CIR. 2016); U.S. V. KARATHANOS, 531 F.2d 26, 32-35 (2d CIR. 1976) CERT. DENIED 96 OCT. 3221 (1976); CHAMBERLAIN V. MANTLE, LEXIS 13371, AT 26 (N.Y. 1996) ("MANUFACTURED EVIDENCE"); ROOT REPAIRING CO. V. UNIVERSAL OIL PROD., 169 F.2d 514, 525-535 (3d CIR. 1948) CERT. DENIED 69 OCT. 481 (1949) ".... OUR PROCEEDINGS ARE, THAT JUDGE OWEN'S ACTION IN ROOT APPEAL WAS INFLUENCED IMPROPERLY BY MORGAN S. KAUFMAN (32254 APT. ANY CHARGES INCURRED)"; MCKINNEY V. BOYLE, 404 F.2d 623 (9 CIR. 1968) CERT. DENIED 89 OCT. 1481 (1969); THERAPY V. SHAM, 592 F.2d 102, 107 (3d CIR. 2015); U.S. V. WILSON, 614 F.3d 219, 224 (6 CIR. 2010); THROUGH THE TOTALITY OF CIRCUMSTANCES BETTY MCCUFFEY WAS USED TO FAUSE A REST PETITIONER THEN HER WRITTEN **COERCED** STATEMENT AT PETITIONER'S 1ST APPEARANCE NOW **MANIFESTS** THE COURT CLEAR ERRORS OF LAW, SEE PATTERSON V. CRASS, 904 F.2d 1179, 1180 (7 CIR. 1990) ("COURT GRANTED F.R.C.P. 60(b), ... THROUGH JUDICIAL ERROR NEVER OBTAIN A HEARING OF HIS APPEAL AND THE APPELLEE DOES NOT CONTEST HE WILL BE HARMED BY THE **REOPENING OF THE MATTER**"); PEARSON V. TARGET CORP., 893 F.3d 980, 984 (7 CIR. 2018); BROWDY V. MAHER, 335 F.3d 1-5 (D.C. CIR. 2004);

(2)(B).

VS.

SEE, APPENDIX 121A, GROUND #9:

LAMB CLAIMS THAT HIS TRIAL COUNSEL WAS INEFFECTIVE FOR FAILURE TO FILE A MOTION TO SUPPRESS CURRENCY SEIZED FROM HIS HOME. HOWEVER LAMB, HAS NOT DEMONSTRATED THAT THERE IS A REASONABLE PROBABILITY THAT THE VERDICT WOULD HAVE BEEN DIFFERENT WITHOUT THIS CURRENCY EVIDENCE AND THE RECORD DEMONSTRATED THAT THERE WAS A SIGNIFICANT AMOUNT OF EVIDENCE INDEPENDENT OF THE CURRENCY EVIDENCE 'CONNECTED LAMB, TO THE CRIMES'.

THE UNITED STATES SUPREME COURT AND ESPECIALLY U.S. SUPREME COURT CHIEF JUSTICE ROBERT, JURISTS OF REASON COULD DISAGREE AND DEBATE ABOUT THE PROCEDURAL HANDLING OF THIS LEGAL CASE BY THE FEDERAL COURTS VIOLATION OF THE RUDIMENTARY ASPECTS

WAS FRAUDULENTLY CONCEALED INTENTIONALLY, CAUSED THE TOTALITY-OF-CIRCUMSTANCES OF THE FULL PICTURE TO BE IN DISCREPANCY OF THE TRUTH VS. RESPONSIBILITY-SUPER-BAD-FAITH-MISCONDUCT-CONSTITUTIONAL VIOLATIONS OF PETITIONERS 4TH AND 14TH AMENDMENT RIGHTS TO BE FREE FROM UNREASONABLE UNCONSTITUTIONAL SEARCHES AND SEIZURES ONLY WITH LEGITIMATE PROBABLE CAUSE DETERMINED BY A NEUTRAL JUDGE OR MAGISTRATE OF ALL MATERIAL FACTS AND CIRCUMSTANCES HAS BEEN INTENTIONALLY OMITTED SEE APPENDIX 135A FROM USAO DETROIT AFFIDAVIT SEARCH WARRANT AFFIDAVIT FOR PETITIONERS 5611 TEMPLE STREET HOUSE SEE APPENDIX 32A-58A, 43A, BUT WAS INTENTIONALLY OMITTED OUT OF TRIAL COUNSEL DAVID MAKORFA, ESQ. MOTION TO SUPPRESS FIREARMS SEE APPENDIX 33A 32A-38A, 33A, PAGE 2, LINES 13-16 THAT SABOTAGED PETITIONERS DEFENSE OF BEING "ACTUAL INNOCENT" WHEN JDO POLICE EXECUTED ITS INVALID AND VOID SEARCH WARRANT AFFIDAVIT THRU THEIR COMBINED CONCERT EFFORTS OF COLLUSION THAT OPRIVED PETITIONER OF FUNDAMENTAL FAIRNESS AMONG THE ABOVE CITED PARTIES: PATTERN AND PRACTICES OF COERCING, COACHING, THREATING, AND USING ABUSIVE LANGUAGE ON WITNESSES AARON LAMB, AND BETTY M. COUREY IN CREATING FALSE PROBABLE CAUSE; ARE EXAMPLES OF HIS FAILED MOTION TO SUPPRESS FIREARMS; SEE U.S. V. BAUMH 92 F.2d 1325 (2d Cir. 1973), BRAIDFORD V. JOHNSON 354 F.Supp. 1331, 1335-1338 (MICH. APP. 476 F.2d 66 (6 Cir. 1973)).

(3)(c). TRIAL COUNSEL DAVID MAKORFA DID NOT ALLEGEDLY ALLEGED IN HIS MOTION TO SUPPRESS FIREARMS, THAT THE (2) TWO UNKNOWN SUSPECTS SHOT THE AK-47 ASSAULT RIFLE OVER (18) EIGHTEEN TIMES LEAVING SHELL CASINGS AND (4) FOUR 9MM HAND GUN SHELL CASINGS AT THE ATTEMPTED MURDER OF JDO OFFICER ERIC SIMMONS CRIMESCENE SHOOTING THAT WOULD SHOW WHAT TYPE OF FIREARMS WAS USED THIS WAS INTENTIONALLY OMITTED OUT OF DETECTIVE R.P. CREWS (558) SEARCH WARRANT AND AFFIDAVIT SEE APPENDIX 40A-46A, 42A-44A, THIS OPEN ENDED SEARCH WARRANT ANSWERED GOVERNMENT PROSECUTOR ATTORNEY JIM PIVKINS, RICHARD MANTER, AND KLA B. COREY, HEAD STATE ATTORNEY HARRY SHORSTEIN, AND DETECTIVE R.P. CREWS (558) TO FALSELY DRAFT CONSCIOUSLY HIS BAD-FAITH SEARCH WARRANT AFFIDAVIT WITH HELP FROM ISSUING STATE TRIAL JUDGE LANCE DAY (THIS JUDGE WAS PLACED ON PETITIONERS POST-CONVICTION 3.850 MOTION WHICH HE DENIED THIS VERY SPECIFIC GROUND AS A EXTENDED COVERUP) SEE U.S. V. BOWERS 534 F.2d 186, 193 (9 Cir. 1976) CERT. DENIED 97 S.Ct. 360 (1976) (THIS AFFIDAVIT HAS OBSERVED THE FOLLOWING ITEMS OF EVIDENCE TAKEN FROM THE CRIMESCENE OF THE MURDER: ONE 4FT. 44 FINCH REMANUFACTURED SHELL CASING HAD BEEN PRESERVED BY THESE APPEALS SEE BRADSHAW V. RELIANCE STD. LIFE INS. CO. 707 F.2d 449, 605 (7th Cir. 2017) BROOKIN V. STATE 898 S.D. 266, 267 (FIA, 2d Oct 2005) THATS CONTRARY TO FEDERAL ESTABLISH LAWS, SEE U.S. V. GARNER 537 F.2d 861 (6 Cir. 1975) (RECORD EVIDENCE SHOWS POLICE SPECIFICALLY LOOKING FOR A .38 REVOLVER, BUT DRAFTED A ILLEGAL SEARCH WARRANT LOOKING FOR ANY AND ALL FIREARMS REQUIRED THE COURT TO SUPPRESS THE ILLEGAL SEIZURE OF THE .38 REVOLVER) U.S. V. TOWNSEND 394 F.Supp. 736, N. 24, 36 (MICH. 1974) (SAME) U.S. V. SIMMONS 711 F.Supp. 2d 908 (E.L. 2011) (OFFICER OMITTED MATERIAL INFORMATION GOOD-FAITH EXCEPTION TO THE EXCLUSIONARY RULE DID NOT APPLY U) U.S. V. HARDWOOD 470 F.2d 322 (10 Cir. 1972) (AFFIDAVIT MANIFESTLY INCORRECT 6 FIREARMS ILLEGALLY SEIZED DISMISS INDICTMENT, GRANT MOTION TO SUPPRESS) U.S. V. CORINA 630 F.2d 1207 (7 Cir. 1980) (INTENTIONAL AND RECKLESS MISREPRESENTATIONS OF THE SEARCH HAD TO BE VOIDED AND FRUITS OF THE SEARCH EXCLUDED TO THE SAME EXTENT AS IF PROBABLE CAUSE WAS LACKING ON THE FACE OF THE AFFIDAVIT SEIZED ONLY TO DEFRAUD) WHEN THE NEW RECORD EVIDENCE SEE APPENDIX 135A SATISFIES THE RULE OF COMPLETENESS AND CLARIFIES AND CLOSES THE GAPS IN THE PREVIOUS LITIGATED SEARCH WARRANT AFFIDAVIT U.S. CONSTITUTIONAL VIOLATIONS IS A CLEAR AND EVIDENT STRUCTURAL DEFECT IN THE INTEGRITY OF ALL PETITIONERS S. 2254, POST-CONVICTION 3.850 PROCEEDINGS AS TO FALL UNDER THE "RIKENESS DOCTRINE" EXCEPTION SEE IN RE WEATHERBY 717 F.3d 1108, 1111 (10 Cir. 2013); PARNETT V. QUARTERMAN 127 S.Ct. 2842, N. 12 (2007); BANISTER V. DAVIDS 140 S.Ct. 1698 N. 14 (FNG) (2020); THOMPSON 722 F.3d 963, 972-976 (7 Cir. 2013); U.S. V. RACH 591 F.Supp. 1172, 1186-1187 (10 Cir. 1984); HAZEL 64 S.Ct. 997 (1944); HARRIS V. LAFER 553 F.3d 1028, 1031-1032 (6 Cir. 2009); SPITZNAS V. BOONE 464 F.3d 1213, 1225-1227 (FNG) (10 Cir. 2006) (WE REVERSE THAT PORTION OF THE DISTRICT COURTS ORDER DENYING G. 6A (4) AND (6) RELIEF ON MR. SPITZNAS TRUE CLAIM AND REMAND FOR FURTHER PROCEEDINGS IN ACCORDANCE WITH THIS OPINION); U.S. V. SPAGNULO 549 F.2d 705 (FNG) (ROGETS THE SAURUS = DEFAUD 181.14 = DECEIVE, MISLEAD, CONFUSE, COZEN, DUPE, FOO, HOO, WINK, TRICK, DEFAUD, DISSEMBLE, MASQUERADE BUNDFOLD, PULL THE WOOL OVER SOMEONES EYES BAM BOOZLE 430.19 = WRONG, HARM, INJURE, ABUSE, IL-USE, MALTREAT, IL-TREAT, AGGRIEVE, OPPRESS, PERSECUTE, EXPLOIT, USE, TAKE ADVANTAGE OF, WALK ALL OVER, IMPOSE UPON, CHEAT, DEFAUD, SHAFF OFFEND...)).

(9 CIR. 1977) ("TAINTED PROBABLE CAUSE IN AFFIDAVITS' CANO D").

(4)(d).

DETECTIVE (AFFIANT R.P. CREWS DID NOT HAVE INCULPATORY SERIAL NUMBERS OF THE STOLEN BANK ROBBERY MONEY, BUT HE HAD THE **BANK SURVEILLANCE VIDEO-PICTURES** SEE APPENDIX 163A (H) WERE HE COULD HAVE GOTTEN THE SERIAL NUMBERS TO ATTACH TO HIS SEARCH WARRANT AFFIDAVIT, BUT IN BAD FAITH HE **INTENTIONALLY OMITTED** THE SERIAL NUMBERS TO DRAFT A OVER-BROAD SEARCH WARRANT (AFFIDAVIT SEE APPENDIX 52A, 79A, PAGE 64, LINES 1-12).

(MICHAEL LAMB LIVED IN THAT CORRECT ?)

A. THE TEMPEST STREET ADDRESS.

Q. OKAY, NOW YOU INDICATED THAT YOU HAD FOUND I THINK \$19,000.00 INSIDE OF A SAFE AT A LATER TIME ?

A. YES SIR.

Q. WAS THERE ANYTHING ABOUT THE CASH THAT YOU CONNECTED TO EITHER OF THE ROBBERIES ?

A. NO SIR. SEE MAFFEI V. KOLB, 930 F.2d 1156, 1161-1163 (7th Cir. 1994).

Q. NO WAY TO TRACE IT NOTHING WITH SERIAL NUMBERS OR ANYTHING LIKE THAT ?

* A. THERE'S NO BIG BILLS, COMPARE U.S. V. BARNES, 749 F.Supp.2d 1124 (10th Cir. 2010). *

AFFIANT (DETECTIVE R.P. CREWS (538A) OMITTED INTENTIONALLY THE ABOVE EXCULPATORY EVIDENCE, AND ILLEGALLY DRAFTED AND HAD APPROVED, WITHOUT THE NEUTRAL MAGISTRATE'S/JUDGE'S KNOWLEDGE OF ALL MATERIAL FACTS AND CIRCUMSTANCES, MADE HIS ILLEGAL SEARCH WARRANT AND AFFIDAVIT BE "OVERBROAD" FOR THE SEIZURE OF ANY AND ALL U.S. CURRENCY, SEE U.S. V. ONE PARCEL OF PROPERTY, 774 F.Supp. 699 N.D. (Conn. 1991) ("RETURN CURRENCY BECAUSE WARRANT WAS OVERBROAD, AND POLICE (COULD NOT) MATCH THE SERIAL NUMBERS"); U.S. V. Fuccio, 808 F.2d 173 (1st Cir. 1973); Smith V. GARLAND, 538 F.Supp.2d 1217, 1233-1240 (Cal. 2004) AFF'd 379 Fed Appx 647 (9th Cir. 2010); U.S. V. JELLY, LEWIS 9516 (7th Cir. 1992); U.S. V. CORTINA, 630 F.2d 1207 (7th Cir. 1980).

(INTENTIONAL AND RECKLESS MISREPRESENTATION OF THE SEARCH HAD TO BE VOIDED AND FRUITS OF THE SEARCH EXCLUDED TO THE SAME EXTENT AS IF PROBABLE CAUSE WAS LACKING ON THE FACE OF THE AFFIDAVIT SEIZED ONLY TO DEFRAUD THE COURT). MADE TRIAL COUNSEL DAVID MAKORFF ESQ. IN BEING INEFFECTIVE ASSISTANCE OF COUNSEL FOR HIS FAILURE IN FILING HIS FAILED "MOTION TO SUPPRESS" TO INCLUDE THIS LEGAL ARGUMENT, AND PETITIONER'S T. ROWE PRICE 401K WITHIN OLIVE WAREHOUSE RETIREMENT CHECK AND PAY STUB OF PETITIONER RECEIVING \$24,000.00 SEE CREDENTIALES, APPENDIX 51A-54A, 32A-33A, 46A JCC INVENTORY AND RECEIPT SEARCH WARRANT, \$1,020.00 CASH FROM FIRE SAFE IN HALL CLOSET, \$1800.00 CASH (\$100.00 bills) FOUND IN BLACK

* LEATHER JACKET, 1 EACH \$50.00 BILL FOUND UNDER ENTERTAINMENT CENTER MASTER BEDROOM). SEE U.S. V. GOODMAN, 850 F.2d 1473, 1488 (11th Cir. 1988) ("IMPROPERLY EXCLUDED FINANCIAL STATEMENTS") WHICH SHOULD BE RETURNED BACK TO PETITIONER MICHAEL LAMB FOR THE ILLEGAL SEIZURE THAT STARTED AT DECEMBER 21, 2001 TO THE PRESENT DATE, OF TODAY TO INCLUDE INTEREST AND SEE BARNARD V. THEOBALD, 721 F.3d 1069 N.D. (2d Cir. 2013) ("RETURN CURRENCY BACK WITH INTEREST, COURT REVERSED FOR PRISONER"); HART V. GOMEZ, 174 F.3d 1067, 1070-1071 (2d Cir. 1999) ("COURT HEARD ATTORNEY FAILED TO INTRODUCE INTO EVIDENCE INFORMATION THAT CONTRADICTED THE DAUGHTERS' TESTIMONY, COURT GRANTED RELIEF"); CARTWRIGHT V. CITY OF CHICAGO, 450 Fed Appx 539, 542 (7th Cir. 2011) ("DEPOSITION EXCERPT... HIGHLIGHTED FACTUAL DISPUTE");

ALSO, IN DETECTIVE R.P. CREWS SEARCH WARRANT (AFFIDAVIT SEE APPENDIX 43A, LINES 19-23 :

(ON OR ABOUT DECEMBER 12TH, 2001, A MONEY STRIP IN THE DENOMINATION OF \$2,000.00 SIMILAR TO THOSE USED BY BANKS TO BUNDLE CURRENCY, WAS FOUND IN THE TRASH ABANDONED AT THE CURB AT 5617 TEMPEST). THE MONEY STRIP CAME OFF THE T. ROWE PRICE WITHIN OLIVE WAREHOUSE RETIREMENT MONEY, SEE APPENDIX 51A-54A IS NOT PROBABLE CAUSE FROM ONE SINGLE TRASH-PULL, IS IN ACCORDANCE WITH STATE AND FEDERAL COURTS, SEE U.S. V. CULLEN, 910 F.3d 787, 790-794 (4th Cir. 2018); U.S. V. ABERNATHY, 843 F.3d 243, 246-247, 254-257 (6th Cir. 2016); RAWLSON V. STATE, 714 So.2d 536, 537 (Fla. 1st DCA 1998) REQUIRED THIS COURT TO RETURN ALL PETITIONERS ILLEGALLY SEIZED \$24,000.00; TO AVERT A "MANIFEST INJUSTICE, TO A "MISCARRIAGE OF JUSTICE, SEE U.S. V. ALPINE, 984 F.2d 1047, 1049 (9th Cir. 1993) CERT. DENIED 114 S.Ct. 60 (1993); TRAPP V. METROPOLITAN LIFE INS. CO., 70 F.2d 976, 981 (8th Cir. 1934) CERT. DENIED 55 S.Ct. 112 (1934); QUEZOA V. SCRIBBER, 611 F.3d 1165 N.D. (7th Cir. 2010);

(5)(E).

THE UNITED STATES SUPREME COURT JUSTICES OF REASON COULD FURTHER DISAGREE AND DEBATE AND FURTHER SAY THAT AFFIANT R.P. CREWS (5589) PERJURY IS RIDICULOUS. THROUGHOUT THE ENTIRE SEARCH WARRANT AND AFFIDAVIT WHEN JACKSONVILLE FLORIDA POLICE DETECTIVE AFFIANT (5589) MENTIONS THAT PETITIONER MICHAEL LAMB HAD ON IDENTICAL TENNIS SHOES AS THE SUSPECT BANK ROBBER, THAT IS A LIE, SEE APPENDIX 784, LINES 20-25.

SWORN DEPOSITION OF DETECTIVE R.P. CREWS 5589, :

Q. THEN WHEN YOU MAKE THE STATEMENT IN THE 'SEARCH WARRANT AFFIDAVIT' THAT THE [SHOES] ARE VIRTUALLY IDENTICAL TO THOSE WORN BY ONE OF THE ROBBERY SUSPECTS, WHAT FACTS ARE YOU RELYING ON IN MAKING THAT STATEMENT?

A. BEING THE LOW-CUT BLACK TENNIS SHOES, SEE CARTWRIGHT V. CITY OF CHICAGO, 450 F.2D 100, 539 F.2D 1201 (7th Cir. 2001) (DEPOSITION EXCERPT... HIGHLIGHTED FACTUAL DISPUTE);

WHEN PETITIONER WAS ARRESTED DECEMBER 21ST, 2001 THE POLICE REPORT SAID 'SEE APPENDIX 95A' THAT PETITIONER HAD ON 'HIGH-TOP NBA CHARLES BARKLEY BASKETBALL TENNIS SHOES' WAS OMITTED OUT OF AFFIANT DETECTIVE R.P. CREWS (5589) SEARCH WARRANT AFFIDAVIT. SEE APPENDIX 43A LINES 23-25, SEE U.S. V. SIMMONS, 711 F. SUPP. 2D 908 (S.D. Cal. 2001) (OFFICER OMITTED MATERIAL INFORMATION GOOD-FAITH EXCEPTION TO THE EXCLUSIONARY RULE DID NOT APPLY) U.S. V. CORTINA, 630 F.2D 1207 (2d Cir. 1980) F.2D 708, 709-710 (2d Cir. 1986) (OFFICER MADE FALSE TESTIMONY) U.S. V. KATZ, 411 F.2D 100, 783 F.2D 708, 709-710 (2d Cir. 1986) (KATZ WINNIBY USED FALSE TESTIMONY BY OFFICER) VENTURA V. U.S., 242 F.2D 620, 625-627 (9th Cir. 1957) (IS A LEGAL IMPOSSIBILITY) IS CLEAR AND EVIDENT THAT THIS STRUCTURAL DEFECT IN THE INTEGRITY OF PETITIONER'S 2254 AMOUNTS TO MISIDENTIFICATION, FRAMING OF PETITIONER TO BE THE SUSPECT OF THE DECEMBER 21, 2001 AND SEPTEMBER 17, 2001 ARMED ROBBERIES, CONTRARY TO ESTABLISHED FEDERAL LAWS, SEE ABF FREIGHT V. N.L.R.B., 44 S.Ct. 835 N. [4] (1993) (FALSE TESTIMONY IS INTOLERABLE), PRECISION INSTRUMENT MFG. CO. V. AUTOMOTIVE MAINTENANCE MACHINERY CO., 65 S.Ct. 993 (1945) (DENYING RELIEF BECAUSE OF PERJURY) U.S. V. BARNHAM, 595 F.2D 231, 243 (5th Cir. 1979) (SHOES RELEVANT INFORMATION) U.S. V. ALZATE, 47 F.3D 1103 (11th Cir. 1995) (AFFIANT DETECTIVE R.P. CREWS (5589) IS GUILTY OF PERJURY, SEE PETITE V. U.S., 262 F.2D 798, 794 (4th Cir. 1959) FOR TRANSMITTING LIES, SEE WINSON V. FORD MOTOR CREDIT CO., 259 S.W.2D 768 (Tex. 1953) (F.A. 1ST DCA 1972) (SUCH CALLOUS DISREGARD FOR THE TRUTH CONSTITUTES LIBEL PER SE ESPECIALLY COUPLED WITH A GROSS FAILURE TO TAKE ANY STEPS TO CORRECT THE LIES) IT TRANSMIT CITING DIPLOMAT ELECTRIC INC. V. WESTINGHOUSE ELECTRIC SUPPLY CO., 378 F.2D 371 (5th Cir. 1967); NELSON V. WASHINGTON, 172 F.2D 748 (9th Cir. 2006) (FACTUAL DETERMINATION MADE BY STATE COURT IS DEFECTIVE, THIS COURT REVERSED CONVICTION) QUINN V. SYRACUSE MODEL NEIGHBORHOOD, 613 F.2D 438, 445 (2d Cir. 1980);

(6)(F).

VS.

SEE APPENDIX 121A, GROUND CLAIM #2, ON DIRECT AFEAL SEARCH WARRANT.

* LAMB CLAIMS THAT HIS APPELLATE COUNSEL WAS INEFFECTIVE FOR FAILING TO CHALLENGE ON FOURTH AMENDMENT GROUNDS THE TRIAL COURT'S DENIAL OF HIS (MOTION TO SUPPRESS EVIDENCE) SEIZED PURSUANT TO A SEARCH WARRANT. HOWEVER THE RECORD REFLECTS THAT COUNSEL CHALLENGED THE EVIDENCE UNDER FLORIDA CONSTITUTION ON UNREASONABLE SEARCH AND SEIZURE, WHICH IS IN CONFORMITY WITH THE FOURTH AMENDMENT SO LAMB HAS FAILED TO DEMONSTRATE PREJUDICE AS A RESULT OF COUNSEL'S ALLEGEDLY DEFICIENT CONDUCT, SEE U.S. V. LEON, 468 U.S. 897, 923, 104 S.Ct. 3405 (1984), SEE APPENDIX 37A (MOTION TO SUPPRESS) CITING ONLY ONE U.S. SUPREME COURT LEGAL CASE, WHICH PROVES FEDERAL REVIEWING COURTS FAILED TO GRANT PETITIONER RELIEF TO HAVE THIS SEARCH WARRANT (AFFIDAVIT) DEEMED INVALID AND VOID, SEE LAMB V. JONES, 133 S.Ct. 1318 (2013); SCOTT V. MILLER, 303 F.3d 1222-1230 (10th Cir. 2002);

(7)(G).

VS.
GROUND #4 IT SEE, APPENDIX 121A:

"LAMB, CLAIMS THAT HIS TRIAL COUNSEL WAS INEFFECTIVE FOR FAILING TO FILE A MOTION TO DISMISS THE CHARGES ON THE BASIS THAT THERE WAS NO PROBABLE CAUSE FOR THE "WARRANTLESS ARREST" AND THE POLICE'S BE ON THE LOOKOUT BROADCAST. DID NOT CREATE PROBABLE CAUSE TO ARREST HIM, HOWEVER, THE OFFICERS HAD REASONABLE SUSPICION TO STOP LAMB FOR QUESTIONING AND DISCOVERY OF A GUN DURING THE CONSENSUAL SEARCH OF LAMB'S VEHICLE PROVIDED THE OFFICERS WITH PROBABLE CAUSE TO ARREST LAMB, TO THE CONTRARY SEE, U.S.V. CHANTHASOUKAT 342 F.3d 1271, 1280-1281 (11 Cir. 2008); U.S.V. MCONE 552 F.2d 717, 720 (6 Cir. 1977); (INVESTIGATORY STOP ILLEGAL, REVERSE CONVICTION); U.S.V. ROBINSON 690 F.2d 881 872-873 (11 Cir. 1982) ("REVIEW PRIOR RULING");

* ON DECEMBER 21ST, 2001, A FRIDAY AT 4:45 P.M. ILLEGALLY ARRESTED PETITIONER * FOR "CARRYING A CONCEALED FIREARM" FOUND UNDER THE PASSENGER SEAT, SEE, APPENDIX 57A-58A THAT RESULTED IN A PRETEXT ARREST, SEE AMADOR - GONZALEZ V. U.S., 391 F.2d 308 (5 Cir. 1968) BUT AS "NEWLY DISCOVERED EVIDENCE", PETITIONER'S FAMILY PURCHASED THIS EVIDENCE FROM THE STATE ATTORNEY'S OFFICE FOR \$13.60 ON SEPTEMBER 28TH, 2018, SHOWS POLICE ILLEGALLY SEIZED PETITIONER'S CHEVY LUMINA ALLEGEDLY USED IN ECCL ARMED ROBBERY OF DECEMBER 07, 2001 IS REPRESENTED WITHIN THE SEARCH WARRANT FOR PETITIONER'S CHEVY (4) FOUR DOOR LUMINA SEE, APPENDIX 176A:

"... IS BEING USED BY MICHAEL LAMB FOR THE PURPOSE OF CONCEALING " FIREARMS, USED IN ONE OR MORE BANK ROBBERIES, LIVE AMMUNITION TO FIT SAID FIREARMS AND SPENT CARTRIDGES FROM SAID FIREARMS, UNITED STATES CURRENTLY OBTAINING FROM THOSE ROBBERIES; STRAITS FOR BUNGLING CURRENCY INTO SPECIFIC AMOUNTS; [TIRE TREAD PATTERNS], DATED DECEMBER 27TH 2001 ".

FLORIDA DEPARTMENT OF LAW ENFORCEMENT, SEE APPENDIX 28A, 29A, 30A, PROVES PETITIONER NEVER DROVE HIS (4) FOUR DOOR CHEVY LUMINA IN ANY CHARGED CRIME, AND THAT PETITIONER IS "ACTUAL INNOCENT" WHEN THE SUSPECTS CHEVY LUMINA TIRE TRACK PATTERNS NEVER MATCHED PETITIONER'S VEHICLE, SEE, TERRANOVA V. STATE, 764 So.2d 612 (Fla. 2d DCA 1999); VENTIMIGLIA V. U.S., 242 F.2d 620, 625-627 (4th Cir. 1957) ("IS A LEGAL IMPOSSIBILITY"); U.S.V. YOUNG, 17 F.3d 1201 (9 Cir. 1974) ("OFFICERS FALSE TESTIMONY"); GUYMAN V. SEC. OF CORRECTIONS, 663 F.3d 1336, 1347-1356 (11 Cir. 2014); U.S.V. JONES, 84 F. Supp.2d 124, 126-127 (D.C. Cir. 1999); LAKE FREIGHT V. N.L.R.B., 114 S.Ct. 835 N. [4] (1993) ("FALSE TESTIMONY INTOLERABLE"); SCHNEIDER V. ESTEUS, 552 F.2d 593, 595 (5 Cir. 1977) ("INTENTIONAL FALSEHOODS BY STATE AGENTS"); DOW V. VIRGA, 129 F.3d 1041 (9 Cir. 2013); FERNANDEZ V. CAPRA, 916 F.3d 215 (2d Cir. 2019); HENDRIX V. PALMER, 893 F.3d 906 (6 Cir. 2018); U.S.V. LUNA, 325 F.2d 46-9 (6 Cir. 1975) CERT. DENIED 96 S.Ct. 1459 (1978), RESPONDENT'S INSISTENCE THAT PETITIONER'S CHEVY LUMINA WAS USED IN ANY CRIME, IS CONTRARY AND INCONSISTENT TO THE TOTALITY OF CIRCUMSTANCES, SEE, SCHUSTER V. LUCENT TECH. INC., 321 F.3d 569, 577 (7 Cir. 2004) ("THE COURT HELD SHIPPING AND INCONSISTENT EXPLANATIONS CAN PROVIDE A BASIS FOR A FINDING OF PRETEXT IF THE EXPLANATIONS ARE SUFFICIENTLY SHIFTING AND INCONSISTENT TO PERMIT AND INFERENCE OF MENDACITY CING, STALTER V. WAL-MART STORE, 15 F.3d 285, 291 (7 Cir. 1994)"; POSTER V. WAINWRIGHT, 805 F.2d 930, 933-935 (11 Cir. 1986) CERT. DENIED 107 S.Ct. 3195 (1987);

(FN15) ("THE 11TH CIRCUIT COURT OF APPEALS DENIAL OF ANION FAILS TO CITE (1ST) THAT CORRUPT JACKSONVILLE, FLORIDA, POLICE DETECTIVE KOVISTO (6396) ANOTHER HEAD STATE ATTORNEY HARRY SHORTSTEIN, WITHOUT A SEARCH WARRANT AND AFFIDAVIT ILLEGALLY SEIZED PETITIONER'S (4) FOUR DOOR CHEVY LUMINA OFF PETITIONER'S AUNT MRS. WYOMIA HALL'S 120 CANYON ROAD PROPERTY AT 1:00 P.M. ON DECEMBER 21ST 2001, SEE, LAMB V. INCH FLA. DEPT. OF CORR. 142 S.Ct. 603 (2021), IS CONTRAILED BY FEDERAL LEGAL BY U.S.V. FOWLER, 465 F.2d 664, 668 (D.C. Cir. 1972) ("COURT REVERSED, CORRUPT POLICE MISCONDUCT"); U.S.V. MASINO, 215 F.2d 129, 133 (2d Cir. 1960); JONES V. U.S., 19284, AT 13 (8 Cir. 2018) ("COURT GRANTED SUCCESSIVE MOTION ON CORRUPT POLICE"); COLLINS V. VIRGINIA, 138 S.Ct. 1663 (2018) ("COURT REVERSED, WHEN POLICE ILLEGALLY SEIZED MOTORCYCLE WITHOUT A SEARCH WARRANT"); U.S.V. MICHAEL, 541 F. Supp. 956, 940 (4th Cir. 1982); U.S.V. SEIBER, 794 F. Supp. 1098 (11 Cir. 1992); U.S.V. MARZON, 492 F.2d 1166, 1173 (2d Cir. 1974) (SAME); U.S.V. STRICKLER, 490 F.2d 378 (2d Cir. 1974); U.S.V. WHITLOCK, 418 F. Supp. 138 (6 Cir. 1976) AFF'd 556 F.2d 583 (6 Cir. 1977); U.S.V. STUBBS, 210 F.3d 899 (6 Cir. 1992);

(8)(H).

VS.

GROUND #16, SEE, APPENDIX 121:

- 11 LAMB CLAIMS THAT HIS TRIAL COUNSEL WAS INEFFECTIVE FOR 11 FAILING TO CALL DETECTIVE McHALE AND BUTLER AS DEFENSE WITNESSES ON THE BASIS THAT THEY COULD PROVIDE THE HEARSAY TESTIMONY OF TWO WITNESSES UNDER FLORIDA'S "EXCITED UTTERANCE EXCEPTION" TO THE HEARSAY RULE. HOWEVER, THE RECORD REVEALS THAT ONE OF THE WITNESSES WAS A WITNESS TO A DIFFERENT BANK ROBBERY THAN THE ONE AT ISSUE IN THE PRESENTS PETITION AND THE EXCITED UTTERANCE EXCEPTION DID NOT APPLY TO THE OTHER WITNESS WHO MADE HIS STATEMENT TO POLICE WELL AFTER THE ROBBERY TOOK PLACE.

THE REQUIRED CORROBORATION IS SHOWN UNDER THE EXCITED UTTERANCE, IS INVOKED IN THIS GROUND #16, THAT VOIDS THE GOVERNMENT'S PRESUMPTION OF CORRECTNESS, WHEN PETITIONER ALLEGED THE OTHER PERSON WHO COMMITTED THE CRIME, WITH ALLEGED CO-DEFENDANT ARRON LAMB, WHO WAS (BETTY MCOUFFEY) WHO ALWAYS HAS HER HAIR IN BRAIDS/PLAITS CORROBORATED WHAT ARRON LAMB SAYS ON THE "NEWLY DISCOVERED EVIDENCE" ON THE (5) FIVE POLICE EXONERATING AUDIO-CASSETTE-TAPES, SEE, APPENDIX 135A, PAGE 52, LINES 1-9: (VOICE 11: WHAT HAPPENED THEN? WHERE DID THE POLICE VOICE 1: I THINK HE TURNED AROUND AND THEN SHE SPEEDED OFF 11). SEE, ALSO, APPENDIX 98A-122A, POLICE SYNOPSIS, EYEWITNESS MR. LEWIS EARL WILLIAMS POLICE REPORT BY DETECTIVE McHALE, SEE, APPENDIX 159A, ("I WAS CUT-OFF BY SUSPECT DRIVER ON DECEMBER 7TH, 2001, AND IDENTIFIED THEM CLEAR PART OF WINDSHIELD (WITHOUT SKI MASKS ON) HAD HAIR BRAIDS/PLAITS, SEE, APPENDIX 159B, OF EDUCATIONAL COMMUNITY CREDIT UNION ARMED ROBBERY, SEE, ALSO, BELTRAN V. COCKRELL, 294 F.3d 730 (5th Cir. 2002) ("ATTORNEY FAILED TO USE EXCULPATORY EVIDENCE RELATED TO AN EYEWITNESS IDENTIFICATION 11); ALVAREZ V. ERCOLE, 763 F.3d 233 (2d Cir. 2014) ("EXCLUSION OF DETECTIVES REPORT UNDER HEARSAY WAS ERRONEOUS 11); U.S.V. CRUZ, 156 F.3d 22, 30 (1st Cir. 1998) ("FINDING A STATEMENT WAS A EXCITED UTTERANCE WHEN IT WAS MADE (4) FOUR HOURS AFTER THE STARTLING EVENT 11); U.S.V. SCARPA, 913 F.2d 993, 1016-1017 (2d Cir. 1990) (SAME); GROSS V. GREER, 773 F.2d 110, 119-120 (7th Cir. 1985); CASTLEBERRY V. BRIGANO, 349 F.3d 286, 295 (6th Cir. 2003) ("VICTIMS DESCRIPTION OF ASSAILANT DIFFERED FROM (LAMB'S) APPEARANCE IN IMPORTANT ASPECT 11); FLOYD V. STATE, 902 So.2d 775, 784-785 (Fla. 2005); CLEMMONS V. DELO, 124 F.3d 994, 947-953 (8th Cir. 1997) ("HAD IDENTIFIED ANOTHER INDIVIDUAL AS PERPETRATING THE CRIME WAS MATERIAL 11); KYLES V. WHITLEY, 115 Sct. 1555 (1995); ELARIOGE V. ATKINS, 665 F.2d 228 (8th Cir. 1981) ("WHEN A MAN'S LIBERTY IS AT STAKE (TRIAL COUNSEL DAVID MAKORFA ESQ.) OWES A GREATER DUTY THAN TO SIMPLY ACCEPT SOMEONE'S HEARSAY. STATEMENT THAT THE WITNESS WOULD RATHER NOT TESTIFY CERT. DENIED 102 Sct. 1760 (1982); GRIFFIN V. WARDEN OF MARYLAND, 970 F.2d 1355, 1358 (4th Cir. 1992) ("IAC, INACTION PRETRIAL RESULTING IAC FAILURE TO PRESENT EXCULPATORY EVIDENCE 11); WASHINGTON V. WILLIAMS, 59 F.3d 673, 680-681 (7th Cir. 1995); DENNIS V. SEC. 4 PENN., 934 F.3d 263, 302 (3d Cir. 2014); WASHINGTON V. MURRAY, 952 F.2d 1472, 1484 (4th Cir. 1991) ("CITING BRADY V. MARYLAND, 83 Sct. 1194 (1963); CODE V. MONTGOMERY, 799 F.2d 1481, 1483-84 (11 Cir. 1986) MAKES TRIAL COUNSEL DAVID MAKORFA, FLORIDA #014456, OF FAILING TO USE EXCULPATORY EVIDENCE, SEE, APPENDIX 159A, TO FREE PETITIONER, SEE, U.S.V. GRAY, 878 F.2d 702, 711-712 (3d Cir. 1989).

(FN16) ("THE CRUX BEHIND THIS PETITION, HINGES ON 'MISIDENTIFICATION DEFENSE' CORROBORATED ALSO BY BANK EYEWITNESS MISS LULA STARLING JURY TRIAL TESTIMONY PAGE 179: SHE LOOKED INTO SUSPECTS CHEVY CUMINA ONLY (2) TWO SUSPECTS EXISTED AND SHE STOPPED ALL BANK CUSTOMERS FROM ENTERING THE BANK 11) SEE, COLEMAN V. HAROY, 828 F.3d 314, 320 (7th Cir. 2016).

(1)(A).

QUESTION #4

“WHETHER FOLLOWING FEDERAL COURTS’ ABUSED THEIR DISCRETION IN NOT EQUITABLE. “
TOLLING PETITIONER’S TIMELY FILED F.R.C.P. 60(b)(2,6) WHEN PETITIONER WAS
UNCONSTITUTIONALLY PREVENTED FROM FULLY AND FAIRLY IN CITING AND LITIGATING TO
THE HILT PETITIONER’S 4TH AND 14TH AMENDMENT GROUNDS WHEN PRISON
OFFICIALS’ DID NOT GET LEXUS NEXUS LAW LIBRARY UNTIL (2003-2016) SEE,
APPENDIX 129A - 130A, LULLED - PETITIONER - INTO - INACTION”

THE UNITED STATES SUPREME COURT JURISTS’ COULD DEBATE AND SAY THAT ALL REVIEWING
FEDERAL COURTS’ ABUSED THEIR DISCRETION BY ALLOWING U.S. DISTRICT JUDGE TIMOTHY J.
CORRIGAN’S MARCH 23d, 2022, SEE, APPENDIX 14A IS WRONG FOR NOT ASSESSING THE PETITIONER’S
LEGAL PLEADINGS AND THE INADEQUATE AVAILABILITY OF THE LEXUS NEXUS SEARCH ENGINES OR
FEDERAL LAW BOOKS’ OR LAW COMPATERS’ IN (2003-2016) SEE, APPENDIX 129A-130A, DENIED
PETITIONER OF (FULL AND FAIR OPPORTUNITIES) TO LITIGATE TO THE HILT, HEREIN (4TH) FOURTH
AMENDMENT SEARCH AND SEIZURE VIOLATIONS’ OF COERCION, COACHING, ABUSIVE
LANGUAGE OF CALLING BOTH WITNESSES’ “LYING MOTHERFUCKING BITCHES” IN JAIL, AND
BY THREATENING THEM, COULD NOT BE SUPPORTED OR LITIGATED WITH FEDERAL CASE LAWS,
REQUIRED U.S. DISTRICT JUDGE TIMOTHY J. CORRIGAN OR THE (11TH) ELEVENTH CIRCUIT
COURT OF APPEALS TOO EQUITABLE. TOLL PETITIONER’S TIME TO RELIEF BACK TO PETITIONER’S
TIMELY § 2254 FILED IN JANUARY (2009) IS ABSENT FROM HIS COURT ORDER, WHICH WAS A
UNCONSTITUTIONAL POLICY, PATTERN AND PRACTICE MANIFESTED TO EXIST IN THE STATE OF
FLORIDA THAT’S DISABLED ALL FLORIDA PRISONERS’ COMPARE, HINES V. THOMAS, LEXIS 15944
AT 71, (11 CIR, 2016) (“DENIAL OF ACCESS OF WESTLAW AND LEXIS”) REQUIRED JURISTS’
OF THIS COURT TO RESOLVE THE INJUSTICE AND EQUITABLE. TOLL ALL PETITIONER’S
LEGAL ARGUMENTS DUE TO PETITIONER BEING ACTUAL INNOCENT OF ALL CHARGES
AND CRIMES, SEE, HEARN V. FLORIDA, 326 F.2d 519, 522 (11 CIR, 2009); FRANKLIN V.
MADSEN, 844 F.2d 991, 993 (11 CIR, 2021); JOHNSON V. WELLS, 152 F.2d 403 (5 CIR, 2005);
EASTWOOD V. CHAMPION, 213 F.3d 1321 (11 CIR, 2001) ARE DEFECTS’ THAT CLEARLY AND
OBVIOUSLY INFECTED, AND TAINTED THE INTEGRITY AND LITIGATION OF PETITIONER’S § 2254
AND F.R.C.P. 60(b)(2,6) SEE, HUNT V. U.S., 287 F.2d 828 (11 CIR, 2008) WHICH FAIR-MINDED
JURISTS’ WOULD SAY AND DEBATE THAT THEY WOULD RESOLVE PETITIONER’S F.R.C.P. 60(b)(2,6) IS,
BY REMANDING FOR A FEDERAL EVIDENTIARY HEARING BY A POST-JUDGMENT DISCOVERY
OF THE BANK SURVEILLANCE PICTURES’ OF BOTH ARMED ROBBERIES, SEE, APPENDIX 163A(H)
WHEN PETITIONER IS NOT AT FAULT FOR NOT DEVELOPING THE RECORD, SEE, COSTER AND GEL
V. HARTMAN, 110 S. Ct. 2447 (1990) (“A DISTRICT COURT WOULD NECESSARILY ABUSE ITS DISCRETION
IF IT BASED ITS RULING ON ERRONEOUS VIEW OF THE LAW OR A CLEARLY ERRONEOUS
ASSESSMENT OF THE EVIDENCE.”); U.S. V. BOWEN, 799 F.3d 336, 349 (11 CIR, 2015); CHRISTIANSON
CO. V. OPERATING CORP., 109 S. Ct. 2166 (1998); BROWN V. SECRETARY, 750 F.2d 915, 927
(11 CIR, 2019); HESTON V. SINGESTARY, 85 F. SUPP. 2d 1323 (S.D. FLA. 1999); MARTINEZ V. ORR, 738
F.2d 1107, 1110 (11 CIR, 1994) DEMONSTRATES TO THE COURT THAT THE STATE OF FLORIDA,
AND ITS RESPONDENTS ARE, IN A PATTERN AND PRACTICE OF FRAUDULENTLY
CONCEALING THE ABOVE FEDERAL LAW BOOKS’ IS ALSO “MANIFEST DISREGARD OF
LAW” SHOWS ALSO THAT FEDERAL JUDICIARY ONE-TIME BEFORE, CONDEMNED
RESPONDENTS’ UNCONSTITUTIONAL BEHAVIOR AND RESPONDENTS HAVE STILL
CIRCUMVENTED THE POWER OF THE COURT, SEE, HOOKS V. WAINWRIGHT, 352 F. SUPP. 163
N. [1,10] (JACKSONVILLE, FLORIDA 1972) SO SINCE 2016-1972= 44 YEARS’ OF
INJURIES’ HAVE WENT UNCHECKED, MISCONDUCT THAT’S TURNED INTO A CANCER,
THAT PROMPTED PETITIONER TO WRITE THIS COURT FOR ASSISTANCE, AND FOR THIS
COURT TO GRANT PETITIONER EQUITABLE. TOLLING, SEE, A MADEO V. ZANT, 108 S. Ct.
771 (1988) (“FRAUDULENT CONCEALMENT JUSTIFIES CAUSE FOR DELAY.”);
CHOLORINE OF OEL V. SINGALBI, 821 F. SUPP. 232, N. [25] (DEL. 1992); RINDLER V.
WESTHOUSE ELECTRIC CORP., 333 F.2d 719 (5 CIR, 1964); PEARSON V. FIRST N. H.
MORTG. CORP., 200 F.3d 30, 35-37 (FV2) (11 CIR, 1990); S.P. AM. INC. V. INVEST
PIE LLC, LEXIS 54219, AT 12, (5 CIR, 2021); ON THE OTHER HAND, RESPONDENTS’ MISCONDUCT
IS ALSO KNOWN AS A WILLFUL DISOBEYANCE OF A LAWFUL COURT ORDER, SEE
IN RE NOVAK, 932 F.2d 1397 (5 CIR, 1991); HOOKS V. WAINWRIGHT, SUPRA, DENIED PETITIONER
A FULL AND FAIR OPPORTUNITY TO EXHAUST ALL GROUNDS/CLAIMS’ WITH
THE PERFECT FEDERAL CASE LAW, SEE, GOLDEN VALLEY MICROWAVE FOODS V.
WEAVER POPCORN, 837 F. SUPP. 1444, 1472-1478 (7 CIR, 1992) (“ALLEGING FRAUD
AND/OR INEQUITABLE CONDUCT ON THE PART OF PLAINTIFF INCLUDING OMISSION
OF KNOWING MISREPRESENTATION OF INFORMATION WITH INTENT TO MISLEAD.”);
BUCK V. DAVIS, 137 S. Ct. 759 (2017), THAT’S STILL A CONTINUOUS PROBLEM OF
HAVING ADEQUATE ACCESS TO THE FEDERAL LAW BOOKS’.

THIS ABOVE CASE PUTTING BLOCKS’ PETITIONER OUT OF STATE COURT
BY STATE TRIAL JUDGE HORIAN G. SOWD (2013) COURT ORDER PROHIBITING
PETITIONER FROM FILING ANY PRO SE MOTIONS, SEE, LUCAS V. MICHIGAN,
420 F.2d 259, 262 (6 CIR, 1970); BURRIS V. PARKE, 95 F.3d 465, 469 (7 CIR, 1996); PHILIP
V. MILLER, 188 F.3d 508 (6 CIR, 1999) (“CITING DULIN V. COOK, 95 F.2d 758, 760 (10 CIR, 1942) (“REMANDED, NO
REASONABLE ACCESS TO, OR NOTICE OF 11TH APPELLATE RULES.”);

QUESTION #5

"WHETHER PETITIONER SUFFICIENTLY PLEAD AND MEET THE ACTUAL INNOCENCE EXCEPTION UNDER F.R.C.P. 60(b)(2), (6), 15(c)(2) AND THE RELATION BACK DOCTRINE TO PETITIONER'S TIMELY FILED § 2254 IN (2009): "IT IS MORE LIKELY THAN NOT STANDARD, TO HAVE U.S. DISTRICT JUDGE TIMOTHY J. CORRIGAN TOO REREAD AND RECONSIDER ALL GROUNDS TOGETHER REQUIRED ISSUANCE OF A RENEWED CERTIFICATE OF APPEALABILITY."

(1)(A). THE INTEGRITY OF PETITIONER'S § 2254 WAS DEFECTIVE WHEN ASST. ATTORNEY GENERAL CHARLES MCCOY FLOIDA #333646, APRIL 2011 SEC. APPENDIX 206A FRAUDENTLY HIDE FROM THE COURTS THE EXCLUATORY EVIDENCE, OF THE (5) FIVE POLICE CONFESSION AUDIO TAPES OF ALLEGED CO-DEPENDANT AARON LAMB SAYING HE FIRED THE AK-47 ASSAULT FIRE, AND PETITIONER MICHAEL LAMB, HAD NOTHING TO DO WITH BETTY MCOWFEE AND AARON LAMB'S CRIMES CONSTITUTE A "MOCKERY OF JUSTICE, MANIFEST INJUSTICE, AND A MISCARRIAGE OF JUSTICE, AND CLEAR ERRORS" OF U.S. CONSTITUTIONAL FEDERAL LAWS IS UNREASONABLE, WHICH THIS F.R.C.P. 60(b)(2), (6), 15(c)(2) SHOULD BE GRANTED, SEE, * BROUDY V. MATHER, 335 F.Supp.2d 1-5 (D.C. Cir. 2005) ("CITING NATIONAL CTR. FOR MFG. SERVICES V. OOO, 199 F.3d 507, 511 (D.C. Cir. 2000); TELEGUZ V. PEARSON, 689 F.3d 322, 331 (4th Cir. 2012) ("CITING COLEMAN V. HARAY, 628 F.3d 314, 320 (7th Cir. 2010) ("EVIDENTIARY HEARING WARRANTED UNDER § 2254(e)(2)(B) AS THE PRESUMPTION OF CORE-FACTS UNREASONABLE"); MORFET V. KOLB, 930 F.2d 1156 (9th Cir. 1991) ("COUNSEL FAILURE TO PRODUCE (SEE APPENDIX 135A) (2) TWO STATEMENTS SHOWING OTHER PERSON FIRED GUN WAS, I AC") AND AARON LAMB'S GUILTY PLEA, SEE APPENDIX 250A, 251A, 135A, SEE CASTIGER V. BRIGAND, 349 F.3d 286, 294 (6th Cir. 2003) ("CITING U.S. V. FOST, 125 F.3d 346, 353 (6th Cir. 1997) ("COURTS SHOULD EVALUATE THE MATERIAL EFFECT OF EXCLUATORY EVIDENCE BY EXAMINING THE EVIDENCE COLLECTIVELY, NOT ITEM BY ITEM") JURISTS OF THIS COURT COULD DEBATE AND SAY THE CRUX OF BOTH FEDERAL REVIEWING COURTS' SEE APPENDIX "A" HAS ABUSED THEIR DISCRETION BY NOT APPLYING THE ACTUAL INNOCENCE DOCTRINE TO ALL EVIDENCE, AND COLLECTIVE GROUNDS/ISSUES, AND THEIR FAILURE TO GRANT PETITIONER POST-JUDGMENT DISCOVERY, SEE STEVERSON V. GLOBAL SANTA CORP, 508 F.3d 300, 305-306 (11th Cir. 2007) REQUIRED A MERITS DETERMINATION BY JURISTS OF THIS COURT WHO WOULD SAY PETITIONER PLEADINGS MET THE : IT IS MORE LIKELY THAN NOT THAT NO REASONABLE MINDED JURISTS OR JUROR WOULD NOT HAVE FOUND PETITIONER GUILTY BEYOND A REASONABLE DOUBT IN LIGHT OF THE "NEW EVIDENCE SEE, APPENDIX 135A, BUT WOULD ALSO HAVE GRANTED PETITIONER'S PRETRIAL MOTION TO SUPPRESS/DISMISS OVERBROAD SEARCH WARRANT AND AFFIDAVIT THAT ILLEGALLY SEIZED ALL PETITIONER'S FIREARMS AND \$24,000.00 AND ACQUITTED PETITIONER OF: ARMED ROBBERY OF EDUCATIONAL COMMUNITY CREDIT UNION OF DECEMBER 07, 2001, ATTEMPTED MURDER OF OFFICER ERIC SIMMONS, BY SHOOTING, AND THROWING DEADLY MISSILES USING A AK-47 ASSAULT RIFLE, FLEEING AND HIDING IN A CHASE LUMINA CARRYING A CONCEALED FIREARM ON DECEMBER 21ST, 2001, ARMED ROBBERY OF BANK OF AMERICA SEPTEMBER 17, 2001, BRIEF AT U.S. DISTRICT COURT PLEADING AT PAGES 86 AND 87, SEE HILL V. FED. JUDICIAL CENTER, 238 FED APPX 622, 623 (D.C. Cir. 2007) ("CITING CASSEY V. MICHAUX, 240 F.2d 406, 407 (D.C. Cir. 1956); DELPSTE V. THOMAS, 10 F. Supp. 3d 907 (E.D. 2014); HOUSEY, BEL, 126 S.Ct. 2064 (2004) ("IT IS MORE LIKELY THAN NOT"); MCQUIGGAN V. PERKINS, 133 S.Ct. 1924 (2013); EAKES V. SEATON, LEXIS 58281, AT 53 (TENN. 2022); FINLEY V. JOHNSON, 243 F.3d 215 220-222 (5th Cir. 2001); WAY CAUSE V. U.S., 380 F.3d 251, 254-255, 258 (6th Cir. 2004); BROWN V. SINGLESTAR, 729 SUPP. 2d 1345, 1366-1369 (Mar. 2002); JONES V. MCCOY, LEXIS 91099, AT 9-10 (7th Cir. 2000); RIVAS V. FISCHER, 687 F.3d 514, 522 (2d Cir. 2012); SOUTER V. JONES 395 F.3d 571 (6th Cir. 2005); (FN17) ("THE CATCH-22 SHOWS JURISTS' RESPONSIVENESS FAILED TO CORRECT THEIR KNOWINGLY FALSE PERVERSINESS OF FALSE TESTIMONY USED TO OBTAIN PETITIONER'S ILLEGAL LIFE SENTENCES, SHOWS PETITIONER WAS SETUP AND FRAMED BY POLICE AND GOVERNMENT ATTORNEYS WHEN NEW EVIDENCE APPENDIX 135A HAD AARON LAMB SHOOTING THE AK-47 ASSAULT RIFLE FROM THE PASSENGER DOOR VS. BETTY MCOWFEE SHOOTING (9) NINE-MILLIMETER FROM PASSENGER DOOR OF THE CHASE LUMINA SEE, BOWEN V. MAYNARD 799 F.2d 593 (10th Cir. 1986), DENIED 107 U.S. 458 (1986); CRIVELLO V. ROTH 172 F.3d 991, 997 (7th Cir. 1999); PARADIS V. ARAVE, 130 F.3d 385, 394 (9th Cir. 1997).

(C) "EXTRAORDINARY CIRCUMSTANCES ANALYSIS," OR "ACTUAL INNOCENT EXCEPTIONS" TO BYE PASS ANY AND ALL PROCEDURAL BARS TO HAVE JURISTS REACH THE MERITS OF THE EXCLUSIONARY RULE DOCTRINE VIOLATIONS. FRUIT OF THE POISONOUS TREE DOCTRINE OVERBOARD SEARCH WARRANT AFFIDAVIT VIOLATIONS. "BRANDY VIOLATIONS" ARE READY NOW FOR DETERMINATIONS OF DISCHARGE OF PETITIONER AND HIS RETURN OF ALL ILLEGALLY SEIZED FIREARMS AND \$24,000.00 WITH INTEREST. ARE ADEQUATE TO DETERMINE ENCOURAGEMENT TO PROCEED FURTHER ON MY GRAMM'S BY ISSUING PETITIONER A COA AS A ALTERNATIVE GROUP FOR PAPER SEE BUCK V. DAVIS 137 S.Ct. 259 (2001); MARSHALL V. JERICO 100 S.Ct. 1610 (1980); U.S.V. ALPINE 984 F.2d 1047, 1049 (9 Cir. 1996) CERT. DENIED 114 S.Ct. 60 (1995) IN 1ST BRIEF PAGE 87; MILLER V. COCKERELL 123 S.Ct. 1029 (2003) WHEN IT'S NOT PETITIONER'S FAULT FOR NOT DEVELOPING THE RECORD DURING PETITIONER'S TIME 8-2254 IN (2009) SEE JAMES V. RYAN 679 F.3d 980, N.[33-35] (9 Cir. 2012); WOLFE V. CLARKE, 691 F.3d 410 (4 Cir. 2012); HARRIS V. LAFER, 553 F.3d 1028, 1031-1032 (6 Cir. 2009).

(D). ALL RESIDENTS' EVIDENCE AMOUNTS TO INNOCENT BEHAVIOR OF PETITIONER MICAH LAMB THAT WAS INTENTIONALLY OMITTED OUT OF TRIAL COUNSEL DAVIO MAKORFA MOTION TO SUPPRESS FIREARMS AND \$24,000.00 SEE APPENDIX 32A-58.

(1). JACKSONVILLE, FLORIDA POLICE, FOUND (1) ONE \$2,000.00 MONEY STRAP LOCATED IN CURB-SIDE TRASH FROM PETITIONER TOWNE PRICE RETIREMENT CURRENTLY FROM WINN-DIXIE WAREHOUSE HEADQUARTERS WERE PETITIONER WORKED 17 YEARS AS A TRUCK DRIVER SEE APPENDIX 58A-58A, IS NOT PROBABLE CAUSE FOR AFFIANT R.P. CROWS TO SAY IN HIS SEARCH WARRANT AFFIDAVIT THAT PETITIONER COMMITTED ARMED ROBBERY SEE U.S.V. ABERNATHY 843 F.3d 243, 246-247, 254-257 (5 Cir. 2016); U.S.V. LYNET 960 F.3d 797, 790-794 (4th Cir. 2019); FAULKNER V. STATE, 714 S.Ct. 536, 537 (FAM. 10/6/1994);

(2). AFFIANT R.P. CROWS (5589) ALLEGED IN HIS SEARCH WARRANT AND AFFIDAVIT THAT PETITIONER FILED A FEDERAL FAMILY BANKRUPTCY PLEADING, AND THIS WAS MOTIVE TO ROB ECUM BANK, IS NOT PROBABLE CAUSE, SEE U.S.V. REED, 700 F.2d 638, 642-644 (4th Cir. 1983); U.S.V. MITCHELL 172 F.3d 1104, 1106-1111 (9 Cir. 1999) SEE JURY TRIAL PAGES 438-460 HARRIS V. LAFER MOTION IN LIMINE. AND DAVIO MAKORFA LETTER TO PETITIONER WHILE IN DUVAL COUNTY, FLORIDA PRETRIAL DETENTION CENTER DATED JANUARY 29th, 2003, SEE APPENDIX 230A, FILED IN U.S. DISTRICT COURT.

(3). "NEWLY DISCOVERED EVIDENCE, SEE APPENDIX 35A, PAGE 52, LINES 1-9:

VOICE 1: WHAT HAPPENED THEN? WHERE'D THE POLICE? (18)
VOICE 1: I THINK HE TURNED AROUND THEN SHE SPEEDED OFF".

SEE MORRIS V. KOLB 930 F.2d 1156 (11th Cir. 1994).
MICAH LAMB IS TELLING THE POLICE STATE ATTORNEY DAVIO MAKORFA
BY RICHARD SEINGER (AARON'S ATTORNEY) AND STATE TRIAL JUDGE PETER BEARING MICAH LAMB IS INNOCENT, SEE U.S.V. WARD 616 F.2d 293 (7 Cir. 1979) ("THE DUE DILIGENCE REQUIREMENT OF FR.E.P. 60(b)(2)... CITE NEWSOME V. U.S. 311 F.2d 74, 79 (5 Cir. 1962) ("HIS CODEFENDANT'S STATEMENTS THAT DEFENDANT WAS INNOCENT TO GATHER WARRANTED A NEW TRIAL"); LEGG V. U.S. 297 F.2d 737, 739 (5 Cir. 1962); U.S.V. TOMALO, 280 F.2d 411 (2d Cir. 1960) ("THE COURT FOUND IT WAS ERROR TO REFUSE THE DEFENSE A COPY OF A STATEMENT MADE BY THE KEY WITNESS FOR THE PROSECUTION IN WHICH THE WITNESS DENIED ANY KNOWLEDGE OF DEFENDANT'S PARTICIPATION"); U.S.V. AILEY-COON, 536 F.3d 1, 21 (10th Cir. 2008) CERT. DENIED 129 S.Ct. 615 (2008); JUNIOR V. ZOOK, 276 F.3d 551, 570 (4th Cir. 2017) ("CITE BIG V. SHLOAN, 775 F.3d 386, 401 (6 Cir. 2004) ("WITH THE EVIDENCE THAT WITNESSES IDENTIFIED ALTERNATIVE PERPETRATORS, MATERIAL IN PART DEFENSE COULD HAVE POINTED TO GOVERNMENT'S FAILURE TO PURSUE ALTERNATE SUSPECT AS EVIDENCE THAT INVESTIGATION WAS SHODDY (QUOTING KYLES, 514 U.S. AT 665 II).

(F) UPON THE TOTALITY-OF-CIRCUMSTANCE, CORROBORATION IS SHOWN, WHEN KEY BANK WITNESS MISS LUIA STAPLING JURY TRIAL PAGE 179 SAID THERE WAS ONLY (2) TWO SUSPECTS IN THE LUMINA, SHE LOOKED INSIDE, AND STOPPED ALL CUSTOMERS FROM GOING IN THE BANK, DURING THE ESCAPE THE SUSPECTS THREW THERE SKI MASKS OUT THE CAR, AT ORIOLE STREET AND EDGEWOOD, THEN AT ROWE STREET AND GAINESVILLE ROAD, EYEWITNESS MR. LEWIS WILLIAMS LOOKED THEM RICHARD WINDSHIELD SEEN SUSPECT DRIVER WITH HAIR PLANTS BRANDS, PETITIONER MICAH LAMB DURING HIS LIFETIME NEVER HAD HAIR BRANDS PLANTS SEE HERIN GROUND #16 SEE APPENDIX 32A, 159A SEE CASTLEBERRY V. BRIGAND 349 F.3d 286, 295 (6 Cir. 2009) ("VICTIMS DESCRIPTION OF ASSAILANT OFFERED FROM PETITIONER'S APPEARANCE IN IMPORTANT ASPECT") BETTY MCLOUTNEY ALWAYS WEAR HER HAIR IN BRAID (PLANTS SO THIS MAKES AARON LAMB'S EVIDENCE SEE APPENDIX 35A, BE TRUTHFUL, WHICH R.P. CROWS AFFIANT #5589 OMITTED THIS EVIDENCE OUT HIS SEARCH WARRANT AFFIDAVIT TO STATE TRIAL JUDGE DAY, SEE APPENDIX 32A-58A, SEE U.S.V. SIMMONS 771 F.Supp.2d 908 (Ill. 2011) AND THE SAME IS TRUE TO DAVIO MAKORFA OMITTING THIS EVIDENCE OUT OF HIS MOTION TO SUPPRESS FIREARMS AND \$24,000.00 SEE APPENDIX 32A-58A, SEE U.S.V. GLOVER 755 F.3d 811, 814 (7 Cir. 2014) ("CITE OWENS V. U.S. 361 F.3d 801, 610 (7 Cir. 2004) STAN V. OUGGER 901 F.2d 893, N.[3] (4th Cir. 1990) (GRANTED IAC); COLEMAN V. HARRY 626 F.3d 314, 320 (7 Cir. 2010).

(4) EVIDENCE PROVES BETTY MCLOUFFEY ONLY KNEW THAT AARON LAMB AND PETITIONER MICHAEL LAMB RESIDENCE WAS AT THEIR MOTHERS HOME AT 2124 CLIFTON STREET JAX. FLA. 32209, BETTY KNEW NOTHING ABOUT PETITIONERS 6000 SQUARE FOOT HOUSE AT 5617 TEMPLE STREET WITH PETITIONERS WIFE INETHA Z. LAMB, THE FIREARMS OR THE \$24,000.00 VS. ALLEGED CO-DEFENDANT AARON LAMB STATED: BETTY MCLOUFFEY TOOK ALL THE FIREARMS TO TINY FRATZERS HOUSE ON TYLER STREET AND WINDLE STREET IN JAX. FLA. SEE APPENDIX 135A, PAGE 62 LINES 5-22;

(5) EVIDENCE PROVES THAT ALLEGED CO-DEFENDANT AARON LAMB IS THE "ACTUAL PERPETRATOR" WHO SHOT THE AR-15 ASSAULT RIFLE ON DECEMBER 07, 2001 AT EDUCATIONATIONAL COMMUNITY CREDIT UNION ROBBERY AT OFFICER ERIC SIMMONS AND RECEIVED A "SECRET PLEA OF 50 YEARS" FROM THE GOVERNMENT COMPARE APPENDIX 135A, 250A, SEE U.S. V. HANSHMAN, 478 F.2d 124 (5th Cir. 1973) (1) CODEFENDANTS SECRET PLEA BARGAINING NON DISCLOSURE OF DEFENDANT - TURNED - WITNESS TESTIMONY WAS CRITICALLY IMPORTANT VS. PETITIONER MICHAEL LAMB'S JURY TRIAL SENTENCED AMOUNT TO A NATURAL LIFE SENTENCE WITHOUT THE POSSIBILITY OF ANY PAROLE, IS RESPONDENTS PERSUASION OF FALSELY MISLEADING ALL JURISTS OF THE FEDERAL REVIEWING COURTS, WARRANTS, RELIEF FOR PETITIONER SEE MCKINNEY V. ROSS, 993 F.2d 1374, 1385 (9th Cir. 1993) CERT. DENIED 114 S.Ct. 622 (1993) SEE APPENDIX 135A PAGE 60-64, BY RESPONDENTS ERRONEOUSLY STATING THAT PETITIONER MICHAEL LAMB WAS INVOLVED IN THESE CRIMES, WHATSOEVER IS A CLEAR ACT OF THEIR MENDACITY TO KNOWINGLY FALSELY EXPLOIT PETITIONERS ILLEGAL JUDGMENT, SENTENCES, AND CONVICTIONS;

(6) EVIDENCE SHOWS NOW, JACKSONVILLE, FLORIDA SHERIFF DETECTIVES/ POLICE CORDED, THREATENED, USED ABUSIVE LANGUAGE CALLING BOTH WITNESSES LYING MOTHERFUCKING BITCHES, COACHED AARON LAMB AND BETTY MCLOUFFEY WHILE IN THE ROBBERY - INTERROGATION - ROOM TO MAKE FALSE INVOLUNTARY STATEMENTS, POLICE ILLEGALLY USED FOR PROBABLE CAUSE TO SUPPORT AFFIDAVIT R.P. CREWS #5589 SEARCH WARRANT, AFFIDAVIT FOR PETITIONERS 6000 (2) TWO-STORY HOUSE, SEE APPENDIX 32A-SB A IS A UNREASONABLE APPLICATION OF ESTABLISHED FEDERAL LAWS THAT FEDERAL JUDGE ROSEMARY BARKETT CLEARLY MADE CLEAR JUDICIAL ERROR OF THE LAW, SEE, APPENDIX 121A, GROUND # 9, 6/7, SEE PATTERSON V. CRABB, 904 F.2d 1179, 1180 (7th Cir. 1990), BROWN V. MATHES, 335 F.Supp.2d 11-5 (D.C. Cir. 2005), U.S. V. KARATHANOS 531 F.2d 26, 32-35 (2d Cir. 1976) CERT. DENIED 96 S.Ct. 3221 (1976), SANTI V. THOMAS, 630 F.3d 987, 989 (9th Cir. 2016), NELSON V. FLEOMER, 911 F.2d 928, 933-941 (FN3) (3d Cir. 1994), U.S. V. BAUM, 482 F.2d 1325 (2d Cir. 1973), LAFRANCE V. BOHLINGER, 499 F.2d 29, N. [5] (10th Cir. 1971) CERT. DENIED 95 S.Ct. 669 (1971), TURNER V. PENNSYLVANIA, 69 S.Ct. 1352 (1949), BEAUFORD FOR V. JOHNSON, 354 F.Supp. 133, 1335-33 (MAY 1972) APP 476 F.2d 66 (6th Cir. 1973), U.S. V. KARAKE, 443 F.3d 98, 96-99 (D.C. Cir. 2006);

(7) UNDER THE TOTALITY OF EVIDENCES, SHOWS ALL RESPONDENTS JURY TRIAL EVIDENCE IS TAINTED UNDER THE FRUIT OF THE POISONOUS TREE DOCTRINE, SEE BANK SUSPECT THAT JUMPED BANK-COUNTER HAD BLACK-LOW-TOP-TENNIS SHOES ON VS. PETITIONER ARRESTED DECEMBER 21ST, 2001, HAD ON HIGH-TOP CHARLES BARKLEY NBA TENNIS SHOES ON;

(8) SEARCH WARRANT AFFIDAVIT OF R.P. CREWS, ALLEGED SUSPECT THAT JUMPED THE BANK-COUNTER HAD ON LIGHT-COLORED, SHORTS VS. DURING PETITIONERS JURY TRIAL RESPONDENTS PRODUCED NO LIGHT-COLORED, SHORTS;

(9) EVIDENCE SHOWS BLACK-SKI MASKS ALLEGED BY THE GOVERNMENT BEING USED IN THE ECU BANK ROBBERY AND PLACED IN THE CLOSET OF COMPTON EVIDENCE VAULT HAVE NO FLOPPY LOOSE ENDS THAT REACH THE SUSPECT SHOULDERS, SAYS SENIOR BANK TELLER SHARON, SEARCHED AT JURY TRIAL PAGES 147, 157-167 VS. AARON LAMB'S NEW EVIDENCE THAT SKI-MASKS THEY USED WAS "GREEN" COMPARE U.S. V. BUNGER, 648 F.3d 209 N. [8] (4th Cir. 2011) (1) ROBBERY SUSPECT LEFT BALL CAP INSIDE SUBWAY SAYS WHEN SHOP (3) FEDERAL JUDGES HEW DNA EVIDENCE ON A HAT (SKI-MASKS) 19 IS INSUFFICIENT TO PLACE SUSPECT AT CRIME SCENE (2) COLLINS V. STATE, 671 S.W.2d 627 (TX 2d DCA 1996) (1) ATTORNEY PROVIDED INEFFECTIVE ASSISTANCE IN FAILING TO REQUEST A RICH-ARSON V. STATE 246 S.W.2d 771 (TX 1971) HEARING WHEN IT BECAME CLEAR THROUGH THE TESTIMONY OF A POLICE OFFICER THAT A DISCOVERY VIOLATION UNDER FLA. R. CRIM. P. 3.220 (b) (1) (ii) HAD OCCURRED (1) CLAMBRONE V. STATE, 128 S.W.3d 227, 232 (TX 1st DCA 2013) (1) TRANSCRIPT DID NOT APPEAR TO HAVE BEEN PROPERLY MADE PART OF THE OFFICIAL RECORD, COMPARE, APPENDIX 135A, 250A (1);

(FN19) (1) NOTED JACKSONVILLE, FLORIDA POLICE ALSO ON DECEMBER 21ST, 2001, ILLEGALLY SEIZED PETITIONERS FREIGHTLINER HEAVY-DUTY SEMI-CONDO-SLEEPER FROM HIS MOTHERS HOME ON 2124 CLIFTON STREET, INSIDE PETITIONER KEPT (2) TWO BLACK-SKI MASKS FOR GOING IN ARTIC FREEZERS AND WAREHOUSES, THAT WAS WITHOUT A FLYING LOOSE ENDS THAT DONT REACH TO ANY PERSON SHOULDERS, HAD BOTH AARON LAMB AND PETITIONERS DNA PROFILE ON THEM SEE, APPENDIX 176A, 205A, (1);

(10). EVIDENCE OF THE BANK SURVEILLANCE PICTURES, SEE ARSENIX 163A (16) WOULD EXPOSE THE SUSPECTS' SHAPED FIREARMS, STOLEN U.S. CURRENCY AND SERIAL NUMBERS THAT WERE NOT MATCH PETITIONERS ILLEGALLY SEIZED \$24,000.00 ARE PETITIONER AND HIS ILLEGALLY SEIZED AK-47 ASSAULT RIFLE, SEE WILSON V. BEARD, 539 F.3d 651, 659-667 (3d Cir. 2009); TO REASON. 136 F.3d 80, 255 F.3d 1102 (2d Cir. 1994); O'AM BRODIE V. BAGLEY, 619 F.2d 1102, 2d 428 (Fth) (6 Cir. 2009); INGLE EX REL. STATE V. LECTON, 439 F.3d 191, 196 (4 Cir. 2006); JACKSON V. PROCTOR, 789 F.2d 307 (5 Cir. 1986), REQUIRES JURISTS TO ORDER POST-TRIAL DISCOVERY OF EVERY BANK SURVEILLANCE PICTURE FRAME IN PAPER FORM TO PICTURE THAT WOULD PROVE TO POLICE FRAMED AND SETUP PETITIONER TO FAULTY BE A PARTICIPANT IN CITED BOON ARMED ROBBERY, AND BANK OF AMERICA ROBBERY WOULD PROMOTE THE APPEARANCE OF JUSTICE, SEE HARRIS V. NELSON, 84 OCT. 1082 N. [31] (1969); OR DONEZ V. U.S., 588 F.2d 446, 449 (5 Cir. 1979).

(11)(A). EVIDENCE DEMONSTRATES THAT TRIAL COUNSEL DAVID MARKOFF, ET AL. PRETRIAL MOTION TO SUPPRESS FIREARMS AND \$24,000.00 FILED MOTION, INTENTIONALLY OMITTED ALLEGED CO-DEFENDANT AARON LAMB (5) FILE EXONERATING JOO POLICE CONFESSION AUDIO. CASSETTE TAPED, COMARE COLEMAN V. HARDY, 828 F.3d 314, 320 (7 Cir. 2016) SHOWS JACKSONVILLE, FLORIDA AFFRANT R.P. CENB (5589) SEE ARSENIX 32A - 58A 43A, FAILED TO INCLUDE THIS EVIDENCE AS THE SAME AS COUNSEL MARKOFF THEREFORE, THE SEARCH WARRANT AND AFFIDAVIT LACKED PROBABLE CAUSE TO ENTER PETITIONERS' SOUTHWEST STREET 6000 SQUARE FOOT HOUSE, SEE WEINER V. MCKEEFEY, 90 F. SUP. 34 17, 35-36 (N.Y. 2015) OFFICER LACKED PROBABLE CAUSE CORROBORATED IN CASSETTE TAPES; STONE V. STATE, 667 S.O. 2d 924 (FLA. 12A 1996) COUNSEL WAS INEFFECTIVE FOR HIS FAILURE TO FILE A PRETRIAL MOTION TO DISMISS, BASED ON IMPROPER IDENTIFICATION PROCEDURE USED FOLLOWING DEFENDANTS' ARREST AND FAILURE TO INVESTIGATE AND PRESENT AT TRIAL A SURVEILLANCE TAPES (1); BRANTON V. STATE, 24 S.O. 3d 1224 (FLA. 2d DCA 2009) (A) ... EVEN IF IT COULD HAVE BEEN IMPEACHED BY TAPED CONFESSION OF EXONERATIVE TESTIMONY FROM CO-DEFENDANT (1); U.S. V. GLOVER, 255 F.3d 811, 814 (7 Cir. 2004) (Ewing, OWENS V. U.S., 397 F.3d 607, 610 (7 Cir. 2004) COUNSEL INEFFECTIVE IN ARGUING WHAT SHOWS HAVE BEEN A SUCCESSFUL MOTION TO SUPPRESS, THE EVIDENCE FOUND IN PETITIONERS' HOME BECAUSE THE WARRANT WAS BASED ON A BARE BONES AFFIDAVIT THAT DID NOT ESTABLISH PROBABLE CAUSE, WE HELD THAT THE AFFIDAVIT WAS SO INADEQUATE THAT THE GOOD FAITH EXCEPTION DID NOT APPLY AND GRANTED HABEAS CORPUS RELIEF UNDER 28 U.S.C.A. § 2255 BASED ON INEFFECTIVE ASSISTANCE OF COUNSEL ON A FILED MOTION TO SUPPRESS (1); U.S. V. SIMMONS, 771 F. SUP. 2d 904, 921-924 (7 Cir. 2014) OFFICER OMITTED MATERIAL INFORMATION, GAO. FAYH ELECTION TO THE EXCLUSIONARY RULE DID NOT APPLY (1); U.S. V. WILK, 824 F.3d 109, 117 (4th Cir. 2016); U.S. V. MCNEAL, 82 F. SUP. 2d 945, 954 (7 Cir. 2000); U.S. V. PERKINS, 350 F.3d 409 (9 Cir. 2016); U.S. V. REILLY, 76 F.3d 1271, 1280 (2d Cir. 1996) (SAME) COMARE SEARCH WARRANT AFFIDAVIT, AND MOTION TO SUPPRESS (1); SEE ARSENIX 32A - 58A, 43A.

(B). TRIAL COUNSEL DAVID MARKOFF, MOTION TO SUPPRESS INTENTIONALLY OMITTED CONTROLLING FEDERAL JURISPRUDENCE ON "OVERBROAD" INVALID SEARCH WARRANTS FOR FIREARMS AND \$24,000.00 WHEN AFFRANT OMITTED OUT OF HIS SEARCH WARRANT AFFIDAVIT THAT THE (2) TWO SUSPECTS SHOT THE ARMED ASSAULT RIFLE LEAVING (18) EIGHTEEN BULLET SHELLCASINGS AND (4) FOUR 9MM HANDGUN SHELLCASINGS SEE U.S. V. SIMMONS, 771 F. SUP. 2d 908, 921-924 (7 Cir. 2014); U.S. V. GARDNER, 537 F.2d 861 (5 Cir. 1976) OVERBROAD WARRANT FOR ILLEGAL SEIZURE OF ALL AND ANY FIREARMS WHEN A SPECIFIC .38 REVOLVER WAS USED KNOWINGLY (1); U.S. V. TOWNSEND, 394 F. SUP. 736, N. [24, 36] (MICH. 1976) (SAME); U.S. V. HARWOOD, 470 F.2d 322 (10 Cir. 1972) AND THE OVERBROAD ASPECT OF AFFRANT WANTING FOR TO ANY CRIMES BY THE SERIAL NUMBERS, SEE U.S. V. ONE (ARREST OF PRO FORTY 774 F. SUP. 699, N. [1-6] (CONN. 1991) U.S. V. FICCHIO, 808 F.2d 1173 (1st Cir. 1993) REQUIRES JURISTS TO DEEM COUNSEL MARKOFF INEFFECTIVE AND RETURN ALL PETITIONERS' FIREARMS AND \$24,000.00 WITH INTEREST, WHEN PETITIONER HAD NO MOTIVE TO ROB ANYBODY, RESULTED IN RECOVERED CALLOW ON REB. AD. FOR THE TRUTH, EXPLOITATION OF TRIAL COUNSEL LIES, AND RESPONSIBLE FAILURE TO CORRECT WHAT'S FALSE SEE STANLEY V. DUBOIS, 901 F.2d 893 (4th Cir. 1990); WALKER V. LOCHART, 767 F.2d 942, 957 (FTH 26) (8 Cir. 1995) CERT. DENIED 106 OCT. 3332 (1986); U.S. V. BERNAL-OBESO, 989 F.2d 331, 334 (9 Cir. 1992); U.S. V. WILLIAMS, 183 F.3d 458, 463-465 (5 Cir. 1999); THISSIN V. AIN, 482 F. SUP. 2d 764 (7 Cir. 2007); ABFFREIGHT V. N. L. B. J. H. 5. Ct. 835 (1993); VINSON V. FORD INC. V. MOTOR CO., 259 S.O. 2d 762 (FLA. 1st DCA 1997) (A) CITING, OIPLOMAT EIE V. WESTINGHOUSE, 378 F.2d 371 (5 Cir. 1967); TAYLOR V. CROWTHER,

LEXIS 6383, AT 7-33 (6 Cir. 2007); ANON. V. JIMMAN 2015 F.3d 830, 842 (7 Cir. 2018) **CLEARLY PROVES**
THE "TOTALITY-OF-CIRCUMSTANCES" ARE, THAT AFFAIDANT DETECTIVE R.P.
EREW (5589) WAS ENGAGED IN PROHIBITED UNCONSTITUTIONAL POLICE
MISCONDUCT OF USING **GENERAL DRAGNET-OPERATIONS** OF NUMEROUS
SEARCH WARRANTS AND AFFIDAVITS OF THE **SAME FACTS** TO SEARCH
PETITIONER MICAH LAMB'S: (4) FOUR 000R CHEVY LUMINA, PETITIONER'S
5617 TEMPEST STREET HOUSE; PETITIONER'S MOTHER'S HOUSE, 2124 CLIFTON
STREET; PETITIONER'S AUNT MRS. WYOMIA HOUSE (2) TWO STORY HOUSE AT
129 CAMOON ROAD; PETITIONER'S FREDRICK, UNDER CONDO SLEEPER, BACKTRACK
WITHOUT A SEARCH WARRANT, TO TONY FRATZER'S HOUSE ON TYLER WINDLE STREET
STATE STREET ACROSS FROM MR. HOWARD FREEMAN HOUSE AT 911 TYLER
STREET, WERE BETTY MCOUFFEY STAYS; SEE, APPENDIX 135A, 176A, 42A-47A,
SEE, U.S. V. KARATHANOS, 531 F.2d 20, 32 (2d Cir. 1976) CERT. DENIED 96 S. Ct. 8221 (1976)
(... AGENTS ENGAGED IN A GENERAL DRAGNET-OPERATION) WOULD JUSTIFY
THIS COURT IN OVERRULING THIS COURT'S DENIAL IN, SEE, LAMB V. INCH FLA. DEPT.
OF CORR., 142 S. Ct. 603 (2021) AND DISCHARGING PETITIONER MICAH LAMB, WHEN
POLICE ILLEGAL SEIZURE OF HIS CHEVY (4) FOUR-000R LUMINA WITHOUT A SEARCH
WARRANT AND AFFIDAVIT AND WITHOUT PROBABLE CAUSE, SEE, SALERNO V. AMERICAN
LEAGUE OF PROFESSIONAL BASEBALL CLUBS, 429 F.2d 1003, 1005 (2d Cir. 1970) CERT.
DENIED 91 S. Ct. 462 (1971) (11 WE CONTINUE TO BELIEVE THAT THE SUPREME
COURT SHOULD RETAIN THE EXCLUSIVE PRIVILEGE OF OVERRULING ITS OWN
DECISIONS. (11) WAS FILED LITIGATED, AND WITHOUT THE BENEFIT OF THE (5) FIVE
EXONERATING EXCULPATORY EVIDENCE SEE, APPENDIX 135A, WHEN PETITIONER WAS
TASKED WITH BEATING THE ONE (1) YEAR-DEAD-LINE-ON-NEWLY DISCOVERY
EVIDENCES, RUSHED PETITIONER TO HAVE THE FEDERAL COURTS TO HEAR THE
4TH AND 14TH AMENDMENT VIOLATIONS OF THE U.S. CONSTITUTION, UNDER F.R.E.P.
(b)(2,6), 15(c)(2), TOO **SUPPLEMENT AMEND** THE INSTANT FACTS AND CIRCUMSTANCES,
TOO PETITIONER'S TIMELY FILED § 2254 IN (2009) UNDER THE **"ACTUAL**
INNOCENCE EXCEPTION SEE, HOWELL V. SUPERINTENDENT OF ALBION SCI., 978
F.3d 54 (6th Cir. 2020); BILL V. MITCHELL, LEXIS 69688, AT 8 (6 Cir. 2019);
80 ZSL V. BRADSHAW, LEXIS 95531 (6 Cir. 2009); U.S. V. BRAVO, 808 F. Supp. 341, 326
(N.Y. 1992); THOMAS V. E.I. DU FONT DE NEMOURS AND CO., 574 F.2d 1324 (11 Cir. 1978);
U.S. V. PASHA, 797 F.3d 1122, 1141 (D.C. Cir. 2015); THARST V. SELLER, 138 S. Ct. 845
(2018) THE FACIALLY INVALID SEARCH WARRANTS AND AFFIDAVITS OF SAME FACTS
AND CIRCUMSTANCES ARE CONTRARY TOO THE **AGUILAR-SPINELLI-TEST**, THAT
DIRECTS THAT CONFIRMATION OF **INNOCENT BEHAVIOR IS UNREBUTED**, AND SHOWS
POLICE AND REVIEWING JUDGES HAVE FAILED TO REVIEW FOR RELIABILITY AND
SPECIAL FACTS DETAILING THE CONFIDENTIAL INFORMANTS J.E. AARON LAMB
AND BETTY MCOUFFEY'S UNDERLYING KNOWLEDGE OF CRIMINAL ACTIVITY
FOR THE SEARCHED PREMISES; **IS ABSENT** FOR THE HOUSE ADDRESS FOR
PETITIONER'S 5617 TEMPEST STREET (2) TWO STORY HOUSE, DISCLOSED NO CRIMINAL
ACTIVITY ON PETITIONER MICAH LAMB'S BEHALF, SEE, U.S. V. JACKSON, 533 F.2d
314, 317-318 (6 Cir. 1976) (THE COURT HELD THAT THE **CONFIRMATION OF INNOCENT**
BEHAVIOR, AND THE BEHAVIOR DID NOT RELATE TO ANY CRIMINAL ACTIVITY ON HER
PART, SEE, U.S. V. JORDAN, 530 F.2d 722 (6 Cir. 1976); U.S. V. LARKIN, 510 F.2d 13
598 F.2d 936, 940 (5 Cir. 1974) (11) **INNOCENT DETAILS** WERE ACCURATELY DESCRIBED
WAS NOT BY ITSELF ENOUGH TO FIND A REASONABLE BASIS FOR CONCLUDING THAT
THE INFORMANT HAD SUFFICIENT BASIS FOR THE ASSERTION THAT THE SUSPECT
WAS ENGAGED IN CRIMINAL ACTIVITY (11) DE ANGELO V. YEAGER, 490 F.2d 1012,
1014 (3d Cir. 1973) (11) **INNOCENT-SEEMING CONDUCT**, FEDERAL HABEAS CORPUS
GRANTED; U.S. V. BUTON, 653 F.2d 319, 322 (F.N3) (8 Cir. 1981); U.S. V. CRAEMER,
555 F.2d 594 (6 Cir. 1977); SANFELI V. U.S., 84 S. Ct. 584 (1961); AGUILAR V. TEXAS,
84 S. Ct. 1509 (1964); **REQUIRES JURISTS OF THIS COURT TO RESCUE AND**
DISCHARGE PETITIONER FROM THE UNCONSTITUTIONAL PATTERNS AND PRACTICES
OF RESPONDENTS WHEN PETITIONER IS ACTUALLY INNOCENT OF ALL CHARGES
CAUSED BY THEIR KNOWINGLY FALSE USE OF MENACED THROUGHOUT FEDERAL AND
STATE PROCEEDINGS, FAILURE OF THIS COURT TO RESOLVE THE APPARENT CONFLICTS
IN THE SAID EVIDENCES, WILL FURTHER RESULT IN AN IMMORTAL MISCARRIAGE-OF
JUSTICE SEE, EVANS V. TRIPLE R. WELDING AND FIELD MAINTENANCE, 472 F.
713, 716 (5 Cir. 1973); BLOIS V. LOCKHART, 891 F.2d 1335, 1339 (8 Cir. 1989);
713, 716 (5 Cir. 1973); KIRK PATRICK V. WHITEN, 992 F.2d 491, 494 (5 Cir. 1993); HOWMAN V. DUCKWORTH,
155 F.3d 906, 911 (7 Cir. 1998); HENDERSON V. SARGENT, 926 F.2d 706, 710-714
(8 Cir. 1991) CERT. DENIED 121 S. Ct. 915 (1992); YOUNG V. ZANT, 677 F.2d 792 (4 Cir. 1982);
WHITE V. SCHOTEN, 201 F.3d 743, 753 (6 Cir. 2000); SEE, **FURTHER**;
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GOV. V. VIRGIN ISLAND, 741 F.2d 443, 448 (3d Cir. 1984); EMILIE LIFE INS. CO. V. VALORAK CO., 468 F.2d 339, 344 (5th Cir. 1968); FINCH V. MCKAY, 944 F.3d 292, 298 (4th Cir. 2018); BLACKMON V. WILLIAMS, 823 F.3d 1088, 1101-1102 (7th Cir. 2016); BRYANT V. THOMAS, 725 Fed. Appx. 72 (2d Cir. 2018); BROWN V. WAINWRIGHT, 785 F.2d 1457, 1466 (10th Cir. 1986) ("GRANTED WRIT OF HABEAS CORPUS, HOLDING STATE KNOWINGLY ALLOWED MATERIAL FALSE TESTIMONY TO BE INTRODUCED AT TRIAL; FAILED TO STEP FORWARD AND MAKE THE FALSY KNOWN, AND KNOWINGLY EXPLOITED THE FALSE TESTIMONY IN ITS CLOSING ARGUMENTS TO THE JURY IN VIOLATION OF THE 14TH AMENDMENT"); GUNN V. NEWSOME, 881 F.2d 949 (10th Cir. 1989) CERT. DENIED 110 S.Ct. 542 (1989) (JAMES); CAWLEY V. HEND STATE IS PROHIBITED FROM RECLASSIFYING PETITIONERS 10.20 LIFE SENTENCES; ON POSSESSION OF A FIREARM, SEE BUNDRADE V. STATE, 845 So. 2d 1133 (Fla. 2d DCA 2002); WASHINGTON V. STATE, 876 So. 2d 1242 (Fla. 2d DCA 2004) ("COURT REVERSED WHEREAS V. PORTUNO 0334 F.SUPP.2d 446, 452-456 (2d Cir. 2004) ("BECAUSE THE INMATE MADE A CREDIBLE CLAIM OF 'ACTUAL INNOCENCE' THE COURT HELD THAT HE WAS RUNNING OF THE STATE - OF - LIMITATIONS OF 28 U.S.C.S. 2244 (d) (1) WAS EQUITABLY TOILED"); SMITH V. SECRETARY OF N.M. OF CORRECTIONS, 50 F.3d 801, 824 (10th Cir. 1995); STEVENSON V. GLOBAL SANTA GA. CORP., 508 F.3d 300, 305-306 (11th Cir. 2007) ("GRANTED F.R.C.P. 60(b) WHEN DISTRICT COURT FAILED TO HOLD A HEARING TO RESOLVE THESE CONFLICTING STORIES"); AND GEL V. HARTMAN, 110 S.Ct. 2442 (1990) ("A DISTRICT COURT WOULD NECESSARILY ABUSE ITS DISCRETION IF IT BASED ITS RULING ON ERRONEOUS ASSESSMENT OF THE EVIDENCE"); CHRISTIANSON CORP. INDUST. V. OPERATING CORP., 109 S.Ct. 2166 (1989); LOREZ V. U.S., LEIS 28222 (2d Cir. 2017) ("GRANTED F.R.C.P. 60(b)"); PRICE V. U.S. DIST. CT., 865 F.3d 676, 678 (9th Cir. 2017) ("AND AS AMICUS OBSERVES FOIA PLAYS A SIGNIFICANT ROLE IN UNCOVERING UNDISCLOSED 'BRADY' MATERIAL AND EVIDENCE OF INEFFECTIVE ASSISTANCE OF COUNSEL, SEE AMICUS BR. 27, AND IN PRACTICE HASLED TO UNCOVERING RECORDS RELEVANT TO INEFFECTIVE-ASSISTANCE-OF-COUNSEL CLAIMS, SUCH AS PLEA OFFERS NOT COMMUNICATED BY DEFENSE COUNSEL TO CLIENTS, SEE, HARE V. U.S., 688 F.3d 878, 880 (7th Cir. 2012); ALBILLO-DELEON V. GONZALES, 410 F.3d 1094 (10th Cir. 2005) ("GRANTED MOTION TO REOPEN ALONG WITH EQUITABLE TOLLING CA), AS WELL AS EVIDENCE OF 'BRADY' VIOLATIONS SEE, MONROE V. ANGELONE, 323 F.3d 286, 294 (4th Cir. 2003); BAILEY V. LUMPKIN, 798 F.2d 1297, 1299 (9th Cir. 1986); U.S. V. MCDONALD, NO: 06-CR-0035, ECF NO. 442 (E.D. CAL. JULY 14, 2014) ("DESCRIBING 'BRADY' MATERIALS OBTAINED THROUGH FOIA THAT LED TO THE RELEASE OF A MAN SENTENCED TO 19.5 YEARS IMPRISONMENT"); EX PARTE MILES, 359 S.W.3d 647 (TEX. CT. CRIM. APP. 2012) ("VACATING THE CONVICTION OF A MAN SENTENCED TO (60) SIXTY YEARS IMPRISONMENT AFTER A FOIA REQUEST UNCOVERED SUPPRESSED POLICE REPORTS AND EVIDENCE THAT ANOTHER PERSON CONFESSED TO THE CRIME"); SEE, ALSO TIMOTHY HOWARD, NATIONAL REGISTRY OF EXONERATIONS (LAST VISITED JULY 25, 2017) (DESCRIBING SUPPRESSED EVIDENCE UNCOVERED THROUGH FOIA THAT LED TO THE EXONERATION OF TWO MEN WHO HAD SPENT DECADES ON DEATH ROW). **FOIA** THUS PROVIDED AN IMPORTANT VEHICLE FOR VIOLATING SIGNIFICANT RIGHTS - AND - FOR KEEPING PROSECUTORS' HONEST. INDEED IN SOME CASES IT PROVIDED THE ONLY VEHICLE. RESPONDENTS' BAD FAITH MISCONDUCT OVERALL EFFECTS IS CLEAR AND EVIDENT, WHICH VOIDS THE PRESUMPTION OF CORRECTNESS, BY ANY COURTS' ADJUDICATIONS, SEE, APPENDIX A, E.C. MUST NOT BE FOUNDED ON THERE OIKTAS, AS A REPRESENTATIVE OF THE HIGHER, AND BASE ITS POLICIES ON ITS PERCEIVED EXCLUSIVITY, REQUIRED JURISTS OF THIS COURT TO GRANT PETITIONER RECONSIDERATION, SEE, BUCK V. DAVIS, 137 S.Ct. 759 (2017); KLAPROTT V. U.S., 59 S.Ct. 384 (1999) ("OVER 4 YEARS HAD PASSED"); CITY DENTAL SERV. TAN, 282 F.3d 1164, 1167 (9th Cir. 2002) ("ATTORNEY MISLEAD DENTIST, NEGLIGENCE ON PART OF COUNSEL"); PIERRE V. BERNUTH LEMBOCKE CO., 20 F.R.D. 116 (N.Y. 1956) ("OVER 3 YEARS PASSED"); ALPHERN V. UTI CORP. UNITED CORP., 84 F.3d 1525, 1533-1534 (9th Cir. 1996) ("REVERSING THE DISTRICT COURT'S DENIAL OF A RULE 60(b)(2) MOTION BASED ON 'NEWLY DISCOVERED, INTERNAL CORPORATE MEMORANDUM DETAILING ILLEGAL CONDUCT'"); WERNER V. WERNER, 267 F.3d 288, 297 (3d Cir. 2001); ESTATE OF KRAUS V. COMM'R, 875 F.2d 597, 602 (7th Cir. 1986) ("MOTION FOR REEVALUATION IN LIGHT OF HER NEW EVIDENCE"); GRANT V. SWARTHOUT, 862 F.3d 914 (9th Cir. 2016); ("EQUITABLE TOLLING GRANTED"); HIRABAYASHI V. U.S., 828 F.2d 591 (9th Cir. 1987) ("ARCHIVAL RESEARCHER FOUND A SECRET GENERAL'S REPORT REVEALING THAT THE ORDERS WERE BASED UPON RACIAL PREJUDICE RATHER THAN MILITARY EXIGENCY F.R.C.P. 60(b) GRANTED"); OLSON V. MCFALL, 843 F.2d 918, 929-930 (6th Cir. 1988) ("MCFALL IS 'ACTUAL INNOCENT' BASED ON HIS CONVICTION FOR THEFT UNDER A LEGAL THEORY THAT WAS CONTRARY TO STATE LAW, HE WAS ENTITLED TO THE WRIT EVEN THOUGH HE DID NOT SHOW CAUSE FOR HIS PROCEDURAL DEFAULT"), REQUIRED JURISTS OF THIS COURT TO ISSUE A COURT ORDER ON RESPONDENTS' TO SHOW CAUSE WHY THIS WRIT SHOULD NOT BE GRANTED TO STRAIGHTEN THE RECORD OUT, WHEN THE 'ACTUAL INNOCENT'

EXCEPTION, IS THIS COURT'S HIGHEST STANDARD OF EXAMINATION OF ANY PROCEEDURAL BASIS AND SUPERSEDES PETITIONER'S FAILURE IF ANY FOR NOT Citing THE "COAN" MAGIC WORDS THAT JURISTS MAY DEEM WERE NOT LITIGATED, PETITIONER HOWEVER MEET THE: **"IT IS MORE LIKELY THAN NOT"** GOLD STANDARD WITHIN ALL MY MOTIONS AND PETITIONS, WARRANTS JURISTS TO COURT ORDER A FULL MERITS DETERMINATION OF RESPONDENTS' UNCONSTITUTIONAL AND UNREASONABLE APPLICATIONS OF ESTABLISHED FEDERAL LAWS. * WHEN JURISTS COULD DEBATE THE CORRECTNESS OF BOTH FEDERAL COURTS' DENIAL ORDERS, AND THE (11TH) ELEVENTH CIRCUIT COURT SERVING PETITIONER A WRONG COURT ORDER, SEE, RICHARD HUNSTEIN V. PREFERRED COLLECTION, CASE NUMBER: 19-14434, SEE, APPENDIX "C, A, B, D, E" SEE, PATTERSON V. CRABB, 904 F.2d 1179, 1180 (7th Cir. 1990) SHOWS THE COURT THE LOWER FEDERAL COURTS ARE NOT READING PETITIONERS TRUE ALLEGATIONS OF FACTS THAT ARE IN MATERIAL DISPUTE WITH THIS COURT'S OLD RECORD UNDER LAMB V. JONES, 133 S.Ct. 1318 (2013), THAT'S CAUSED A "MANIFEST INJUSTICE", COMPARE, "NEWLY DISCOVERED EVIDENCE", APPENDIX 135A COMES FROM THE LOWER COURT RUBBER STAMPING DENIED ON ALL PETITIONERS' PETITIONS, SEE, ALLEN V. PERINI, 424 F.2d 134, 142 (6th Cir. 1970) ("GRANTED PRISONERS' PRISONERS' FEDERAL HABEAS CORPUS UNDER LIBERALLY CONSTRUING THE ALLEGATIONS"), BOYCE V. AUZADULL, 595 F.2d 948 (4th Cir. 1979) ("OVERCAME A CHARGE OF OF FRIVOLOUSNESS TO NECESSITATE A RESPONSE FROM THE DOCTOR"), ERICKSON V. PAROW, 127 S.Ct. 2197 (2007), OSPREY V. THOMPSON, 10 F.Supp.3d 907, N.1-4 (E.C. 2014) ("GRANTED FAC, ON PRISONERS' INNOCENCE"), SHOWS THE HEREIN CITED U.S. CONSTITUTIONAL VIOLATIONS MUST BE REDRESSED BY ALL JURISTS TO PERFECT THE APPEARANCE OF JUSTICE BEING COMPLETED, SEE CULLEN V. U.S., 194 F.3d 401, 408 (2d Cir. 1999), TELEGUZ V. PEARSON, 684 F.3d 322, 331 (4th Cir. 2012), MOFFET V. KOLA, 930 F.2d 1156, 1161-1163 (11th Cir. 1994) ? **"RELIEF ON COLLECTIVE ISSUES REQUESTED"**

(1). DEEM TRIAL COUNSEL DAVID MAKOKA ESQ. INEFFECTIVE FOR HIS FAILURE IN FILING HIS **FAILED** "MOTION TO SUPPRESS" FIREARMS, AND \$24,000.00 SEIZURE OF ALL AND ANY INSTRUMENTS, WITHOUT ATTACHING THE (S) FIVE POLICE CONFESSION AUDIO CASSETTE TAPE, AND WINN OXIE WAREHOUSE T. ROWE PRICE **(CREDENTIALS)** CHECK STUB, SHOWING WHERE THE MONEY CAME FROM, IS EXONERATING EXCULPATORY EVIDENCE, WAS ALSO **OMITTED** OUT OF DETECTIVE AFFRANT RAYMOND P. CREWS (SS88) SEARCH WARRANT AND AFFIDAVIT, VIOLATED ESTABLISHED FEDERAL LAW, SEE, APPENDIX 32A-58A, 135A, ON THE PRIMARY GROUND #9, SEE APPENDIX 121A, IS **CONTROLLED BY** U.S.V. GLOVER, 755 F.3d 84, 814 (7th Cir. 2014) (Citing OWENS V. U.S., 387 F.3d 607, 610 (7th Cir. 2004); PRICE V. OOST, 865 F.3d 676, 682-683 (D.C. Cir. 2017) (FOIA); REHSON V. WASHINGTON, 60 F.Supp.2d 937, 945-981 (6th Cir. 1999); JIMMERSON V. PAYNE, 957 F.3d 916, 931 (8th Cir. 2020); WEINER V. MCKEEFER, 90 F.Supp.3d 17, 35-36 (N.Y. 2015); BRADY V. MARYLAND, 835 S.Ct. 1194 (1963); U.S.V. PASHA, 797 F.3d 1122, 1141 (D.C. Cir. 2015); U.S.V. SIMMONS, 71 F.Supp.2d 908 (E.C. 2011); SMITH V. LOCKHART, 923 F.2d 1314, N.1-4 (6th Cir. 1991); DOUGLAS V. U.S., 488 A.2d 121, 136 (D.C. Cir. 1985); SOUTHERLAND V. IRONS, 628 F.2d 978, N.1-4 (6th Cir. 1980); PARDIS V. ARAVE, 130 F.3d 385, 394 (9th Cir. 1997); JUNIER V. ZOCK, 876 F.3d 551, 570 (4th Cir. 2017); LEUNG BIES V. SHELTON, 775 F.3d 386, 401 (6th Cir. 2004); DOUGLAS V. WORKMAN, 560 F.3d 1156, 1193-1194 (11th Cir. 2009) ("WE WILL PERMIT MR. SMITH'S CREDIBILITY"). IN RE WETHERBY, 71 F.3d 1108, 1111 (10th Cir. 2013); CASTLEBERRY V. BRIGANO, 349 F.3d 286, 294 (6th Cir. 2003) ("COURT REVERSED REVIEW ALL GROUNDS COLLECTIVELY"), WARRANTS JURISTS TO GRANT RELIEF UNDER **F.R.C.P. 60(b) (2, 5, 15)** (2) SEE, BUCK V. DAVIS, 137 S.Ct. 759 (2017); HOWELL V. SUPERINTENDENT OF ALBION, 978 F.3d 54 (6th Cir. 2020); BOZSIK V. BRANSHAW, 955 F.3d 1156 (6th Cir. 2020); CRABB, 904 F.2d 1179, 1180 (7th Cir. 1990) AND/OR DISCHARGE OF PETITIONER MICH LAMB FIREARMS AND \$24,000.00 WITH INTEREST, SEE, BARNARD V. THEODORE, 721 F.3d 1067, 1071 (9th Cir. 2013); MOFFET V. KOLA, 930 F.2d 1156, 1161-1163 (11th Cir. 1994); BELTRAN V. COCKRELL, 194 F.3d 130 (5th Cir. 2002) (2). OR GRANT PETITIONER A FEDERAL EVIDENTIARY HEARING TO RESOLVE THE HEREIN CITED CONFLICTING STORIES, WITH APPOINTMENT OF COUNSEL, SEE, STEVERSON V. GLOBAL SANTA CORP., 508 F.3d 309, 305-306 (11th Cir. 2007); TELEGUZ V. PEARSON, 684 F.3d 322, 331 (4th Cir. 2012); COLEMAN V. HARVEY, 628 F.3d 314, 320 (7th Cir. 2010) ("EVIDENTIARY HEARING WARRANTED THE PRESUMPTION OF CORRECTNESS UNREASONABLE"); WILLIAMS V. TURPIN, 87 F.3d 120, 124 (5th Cir. 1991) ?

CONCLUSION

THE PETITION FOR WRIT OF HABEAS CORPUS SHOULD BE GRANTED.

RESPECTFULLY SUBMITTED

Amrood Chaudhary

DATE MAY 24TH, 2023

" OATH " U

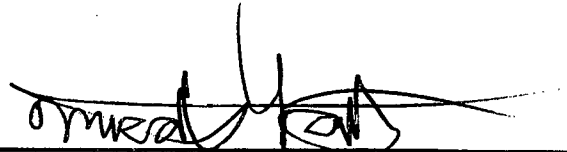
UNDER THE PENALTIES OF PERJURY I DO SWEAR THAT ALL FACTS AND CIRCUMSTANCES ARE TRUE AND CORRECT, SEE, U.S.V. KAPO, 467 F3d 1063, 1068 (7th Cir. 2005) EXECUTED ON MAY 24TH, 2023.



MICHAEL LAMB, J23663, B2, 17L

" CERTIFICATE OF SERVICE "

I HEREBY CERTIFY THAT THIS "WRIT OF HABEAS CORPUS AND APPENDIX" HAS BEEN GIVEN TO FLORIDA DEPARTMENT OF CORRECTIONS TO BE MAILED TO: UNITED STATES SUPREME COURT OF AMERICA, CHIEF JUSTICE JOHN ROBERTS, ONE, FIRST STREET, N.E., WASHINGTON, D.C. 20543; ATTORNEY GENERAL ASHLEY MOON, THE CAPITAL, PL-01, TALLAHASSEE, FLORIDA 32399, FILED ON THIS DATE OF MAY 24TH, 2023 SEE RAY V. CLEMENTS, 700 F3d 993, N.D. (7th Cir. 2012) ("MAIL-BOX RULE").



MICHAEL LAMB J23663 B2, 17L
CAUTION CORRECTIONAL INSTITUTION
19562 INSTITUTIONAL DRIVE
BRAINTOWN, FLORIDA
32424

(FN20):

OPPOSING COUNSEL OF THE RECORD: CHARLES R. MCCOY, FLORIDA BAR# 333646, SEE, APPENDIX 206A OF PETITIONER'S TIMELY FILED § 2254, IN (2009).

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 22-11241-G

MICAH LAMB,

Petitioner-Appellant,

versus

SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS,
FLORIDA ATTORNEY GENERAL,

Respondents-Appellees.

Appeals from the United States District Court
for the Middle District of Florida

Before: JILL PRYOR and GRANT, Circuit Judges.

BY THE COURT:

Micah Lamb moves for reconsideration of this Court's September 15, 2022, order denying a certificate of appealability, leave to proceed *in forma pauperis*, and appointment of counsel on appeal from the denial of his Fed. R. Civ. P. 60(b) motion for reconsideration in his 28 U.S.C. § 2254 proceedings. Upon review, Lamb's motion for reconsideration is DENIED because he has offered no new evidence or arguments of merit to warrant relief.

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 22-11241-G

MICAH LAMB,

Petitioner-Appellant,

versus

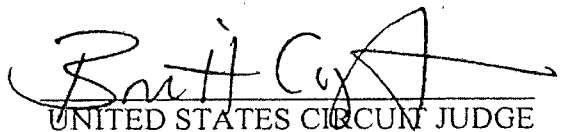
SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS,
FLORIDA ATTORNEY GENERAL,

Respondents-Appellees.

Appeal from the United States District Court
for the Middle District of Florida

ORDER:

To merit a certificate of appealability, appellant Micah Lamb must show that reasonable jurists would find debatable both (1) the merits of an underlying claim, and (2) the procedural issues that he seeks to raise. See 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). Because Lamb has failed to make the requisite showing, his motion for a certificate of appealability is DENIED. Lamb's motions for leave to proceed on appeal *in forma pauperis* and for appointment of counsel are DENIED AS MOOT. Lamb's motions for leave to file a motion exceeding the page and word limits and to supplement the record are GRANTED to the extent the entirety of his motion for a COA was considered.


UNITED STATES CIRCUIT JUDGE

**Additional material
from this filing is
available in the
Clerk's Office.**