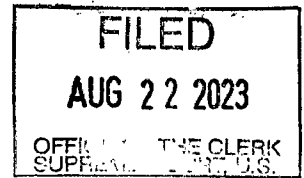


No. 25-5523 ORIGINAL



IN THE
SUPREME COURT OF THE UNITED STATES

CEDRICK L. JONES — PETITIONER
(Your Name)

vs.

FLORIDA DEPT of CORR. — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT of Appeals FOR the ELEVENTH CIRCUIT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

CEDRICK L. JONES
(Your Name)

CHARLOTTE; CORRECTIONAL: 33123 Oil Well RD.
(Address)

PUNTA GORDA, FL 33955
(City, State, Zip Code)

NONE
(Phone Number)

QUESTION(S) PRESENTED

1. Whether A CIRCUIT COURT Judge of Florida JURISDICTION SYSTEM when it come to loyalty OATH have the Right NOT to comply with Federal LAWS AND the CONSTITUTION OF Florida when it come to loyalty OATH ?
2. do A Judge has the Right to IGNORE RENEW his Retention loyalty OATH AND his Judgement Still Valid ?
3. Florida COURT is OR NOT in CONFLICT with the UNITED STATES CONSTITUTION AND Florida CONSTITUTION when it come's to Judge's NOT TAKEN the Required OATH ?
4. CAN Petitioner's File one's Federal Habeas Petition if new Facts become discoverable THAT WAS NOT discoverable before even due diligence ?

LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page.

[✓] All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

RELATED CASES

- CEDRICK JONES V STATE OF Florida CASE NO: 50-2019-CA-010242-XXXX-MB CIRCUIT COURT OF FIFTEENTH JUDICIAL CIRCUIT: Judgement Enter AUGUST 31 2019.
- Jones v STATE of Florida NO: 4D19-2901
DISTRICT COURT OF APPEAL OF FLA: FOURTH DISTRICT.
Judgement Enter: APRIL 30. 2020
- JONES V. FLORIDA DEPARTMENT OF CORR NO-9-21-CV-80089 RAR
U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA
Judgement Enter JAN 29 2021.
- JONES V FLORIDA DEPARTMENT OF CORR: NO. 21-11198
U.S. COURTS OF APPEAL FOR THE ELEVENTH CIRCUIT
Judgement Enter MAY 24 2023
- JONES V Fla. DEPARTMENT OF CORR: NO: 21-11198
U.S. COURTS OF APPEAL FOR THE ELEVENTH CIRCUIT
Judgement Enter MARCH 28 2022

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Dobbs v ZANT 506 U.S. 357, 113 S. Ct 835 (1993)	
WIMS v UNITED STATE. 225 F 3d. 186 (2 nd Cir 2000)	
Stein v Foster. 557 So.2d 861, 862 (Fla 1990)	
Bush v STATE 74 So.3d 130 (Fla 1 st DCA 2011)	
HARRIS v STATE 789 So. 1114, 1115. (Fla 1 st D.C.A. 2001)	

STATUTES AND RULES

Florida STATUTE §876.05

Florida RULES of CRIMINAL Procedure Rules 3.850 3
(A)(1)(b)(M)

CANON 1-5 AND 7 Code of Judicial Conduct 3

OTHER

ARTICLE II SECTION 5(b) 3

4 U.S.C § 101 3

4 U.S.C § 102 3

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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 _____ to the petition and is

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the United States district court appears at Appendix _____ to the petition and is

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

☒ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix D 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 STATE court of appeal court appears at Appendix D to the petition and is

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☒ is unpublished.

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was _____.

☐ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ____ A ____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☐ For cases from **state courts**:

The date on which the highest state court decided my case was 5-24-22.
A copy of that decision appears at Appendix D.

☐ A timely petition for rehearing was thereafter denied on the following date: MAY 24, 2023, and a copy of the order denying rehearing appears at Appendix D.

☐ 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

Florida CONSTITUTION

ARTICLE II SECTION 5. (b) EACH STATE AND COUNTY OFFICER. BEFORE ENTERING UPON DUTIES OF THE OFFICE, SHALL give bond AS REQUIRED BY LAW AND SHALL SWEAR OR AFFIRM.

Federal LAW: 4 U.S.C. § 101:

[E]very member of a STATE legislature, AND every executive AND judicial OFFICER OF A STATE SHALL BEFORE he proceeds to ~~execute~~ THE duties of his office, TAKE AN OATH IN THE following FORM to wit: I, A B do Solemnly SWEAR THAT I will SUPPORT the CONSTITUTION OF the UNITED STATES'

Additionally, SECTION 102 STATE THAT: 4; U.S.C. § 102

SUCH OATH MAY BE ADMINISTERED BY ANY PERSON ON WHO, BY THE LAW OF THE STATE, IS AUTHORIZED TO ADMINISTER THE OATH OF OFFICE, AND THE PERSONS SO ADMINISTERING SUCH OATH SHALL CAUSE A RECORD OR CERTIFICATE THEREOF TO BE MADE IN THE SAME MANNER, AS BY THE LAW OF THE STATE. He IS DIRECTED TO RECORD OR CERTIFY THE OATH OF OFFICE.

FLORIDA CONSTITUTION ARTICLE I § 9 DUE PROCESS.

STATEMENT OF THE CASE

Petitioner Asserts THAT BASE ON the Aforementioned STATUS OF A Petition FOR writ of Habeas corpus AND A Violation of the Judges Retention election loyalty OATHS Requirement THAT Judge Hubert R. Lindsey did NOT HAVE CONSTITUTIONAL JURISDICTION NOR JUDICIAL CIRCUIT COURT Authority to impose Judgement AND sentencing IN CASE NO: 0200314-CF-A02 of Defendant Cedrick L. Jones ON July 26, 2004 Verdict date of Guilty AND on the sentencing DATE OF November 9, 2004 IN ACCORDING TO INFORMATION FROM the Florida AS OF August 6 2019 There isn't NO Record ON File PERTAINING TO Judge Hubert R. Lindsey's Retention election loyalty OATHS FOR the years of 1998-2004 SEE EXHIBIT-A. ARCHIVES OF Florida ONLY HAS Judge Hubert R. Lindsey Retention election loyalty OATHS FOR the years 1986-1992 AND 1992-1998 ON File IF A Federal law AND Florida CONSTITUTION ON the ABOVE STATED MATTER STATUS THAT EVERY MEMBER OF A STATE legislature AND EVERY executive AND JUDICIAL office OF A STATE SHALL BEFORE he proceed to execute the duties OF his office TAKE AN OATH IN Following FROM 4: U.S.C § 101 FROM to wit "I, A.B. Solemnly SWear THAT I'll SUPPORT CONSTITUTION OF UNITED STATES

Additionally Section 102 STATE THAT: 4: U.S.C § 102 SUCH OATH MAY be Administered by person ON who by law OF the STATE IS AUTHORIZED to Administer the OATH OF office AND PERSON SO Administering

SUCH OATH SHALL CAUSE RECORD OR CERTIFICATE THERE OF
TO BE MADE IN THE SAME MANNER AS BY LAW OF THE
STATE. HE IS DIRECTED TO RECORD OR CERTIFY THE OATH
OF OFFICE. APPELLANT ASSERTS THAT THIS DELIBERATE JUDICIAL
INDIFFERENCE OF APPELLANT UNDER THESE ACTS OF NEGLECT
OF JUDICIAL DUTY OF OFFICE OF LOYALTY ON THIS RENEWED
RETENTION ELECTION REQUIREMENT, BY FEDERAL LAW AND
FLORIDA CONSTITUTION BY JUDGE HUBERT R. LINDSEY
BEING IN FLAGRANT VIOLATION OF THE FLORIDA CONSTITUTION
ARTICLE XIV, ARTICLE II SECTION 5(B)(1) AND FLORIDA
CONSTITUTION ARTICLE I § 9 DUE PROCESS AND 4. U.S.C 101
AND (1) 4. U.S.C SECTION # 102 RULE OF COURT AND CODE
OF JUDICIAL CONDUCT CANON # 1-5 AND # 7 IS IN
ETHICAL VIOLATION OF THESE STANDARD OF THE MATRIX
OF THE ESSENCE OF THE FOLLOWING GOVERNING SAID
MENTIONAL LAWS AND MAGNITUDE OF THE JUDICIARY INFRACTION
CAUSE ALL OF JUDGE HUBERT R. LINDSEY PROCEDURAL
PROTOCOL JUDICIAL CIRCUIT COURT PRECEEDING AGAINST
THE APPELLANT ALL TO BE NULL AND VOID RULING OF MULTITIES
PRESIDING WITH THE TIME FRAME OF THE YEARS TERM
BEGINNING IN 1998-2004 BASE ON THE INFORMATION
INVESTIGATIVE FIND OF THE PERTINENT NEW DISCOVERED
EVIDENCE OF INFORMATION FROM THE RESEARCH OF THE
DEPARTMENT OF FLORIDA STATE OFFICE ARCHIVE OF FLORIDA
ON AUGUST 6 2019 THAT JUDGE HUBERT R LINDSEY

REASON FOR GRANTING THE PETITION

Appellant asserts that judicially and logically in order for Appellant and/or his trial counselor to have raised this pertinent newly discovered evidence a long time ago under the appeal and postconviction process would have been with present or prior divulged personal knowledge of the Appellants or the Appellant's trial counselor that Judge Lindsey's renewed retention office of elections loyalty of oath was in violation for the Appellant and/or his trial counselor to have exercise reasonable due diligence to discover that Judge Lindsey's was in fact not under his renewed retention elections loyalty oath of office requirements by federal law and the Florida's Constitution jurisdiction and judicial circuit authorized courts authority to impose a judgment and sentencing of defendants to object and request for and conduct a judiciary update standards questionnaire interrogations of Judge Lindsey's oath of office status for the presiding six years term beginning in 1999-2004 before the trial was to begin, otherwise there was not an alarming present of information with obvious reasons of legal law to question and suspect that Judge Lindsey was not functioning and operating under and in judicial circuit compliance of the Federal Law and the Florida Constitution until the acquired pertinent newly discovered evidence was discovered through due diligence research of the Appellant with the Department of State.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Cedrick L Jones 640843

Date: 8-21-23