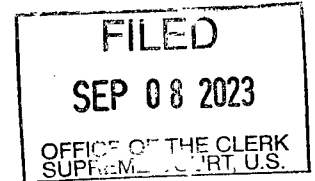


23-5664

ORIGINAL

Case No: 2021-305656 CEOR - Stricken 8/4/23
2022-300632 CFB - Stricken July 23

IN THE
SUPREME COURT OF THE UNITED STATES



Prose Defendant Robert E. Sindaco PETITIONER
(Your Name)

the 7th Judicial Circuit Court vs.
the Florida Supreme Court
the 5th DCA — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

The Florida Supreme Court case no 15C2023-1097/8/17/23
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Prose Defendant Robert Edward Sindaco
(Your Name)

Volusia County Branch Trail, 1099441/3094
(Address)

1354 Indian Lake Road, Daytona Beach, FLA 32124
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

Since day one 2/1/22 the P.O.s office of the 7th Judicial Circuit and the blatant corruption of MR Jason Blizzard RFA No: 23-11163 has been on the face of the record this whole time and the circuit courts the 5th DCA and the Florida Supreme Courts has hid begin the clause of Sheppard V State, 1750 3d 275, 279 (Fla 2004) see FLA R criminal P 3.11(k). Prose pleading filed by the defendant who is represented by counsel are generally treated as a nullity and is unauthorized. Due to MR Blizzard committing Perjury on 5/10/23 at said Nelson Hearing under oath, which is a felony in the 3rd degree in said case group, see B37.02611 (Fla Stat 1993) see The Florida Evidence Code Section 90.502 (Fla Stat. 1985) which governs the Attorney client privilege, there is no such Attorney client Privilege when said counsel commits perjury twice on 3/8/23 and 4/25/23 at said Jails Video Visits. There's videos are recorded and saved, Contact Lt Peterken head of the Jails video visits and please subpoena said visits and you will see the blatant perjury of MR Blizzard. I don't understand how the circuit courts the Appeals Courts, The Florida Supreme Courts and all other agency's that have been contacted due to this perjury, please see Florida BAR, Ashley, mowdy, FDLE, etc. etc. Everyone is sweeping this under the rug. That's why I am humbly asking the U.S. Supreme Court to have an evidentiary hearing on all stated facts and put this to rest and have the U.S. Supreme Courts grant said motions upon the face of the record on the courts. The state Attorney committed perjury on 6/14/23 and 7/12/23 at pretrial hearing, MR Blizzard refusing to impeach the testimony of the 3 main detectives at deposition on 3/13/23 and the deposition of Chirt M. E. Dr James Fulcher all for impeachment proceeding on the behalf of the defendant with all said parties committed perjury under oath at said Deposition's. Then former Officer Brandon Fox took 3070 first on scene 2/1/22 and caught covering up his body camera and recording on his personal cell phone and then getting arrested on 3/13/22 for numerous case violations on my case except this 254915

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

- ① The 7th Judicial Circuit Court's
- ② The Florida BAR: MS Shannon M Schuyler
- ③ The FDLE / OET unit of investigations see file no: E1-73-8703/329 and all new pending complaints to the FDLE / OET unit.
- ④ State of Florida, Medical Examiners Commission: Contact MS Ashley Williams at (850) 410-8609 on all criminal complaints against the chief M.E. DR James Fulcher, for perjury and impeachment of said autopsy perform by this M.E. and having it thrown out due the all said allegations of misconduct and perjury's charge's
- ⑤ The 5th DCA case no: 5023-2106 / 5023-2321 and 5023-2451
- ⑥ The Florida Supreme Court's case no: SC 2023-1097 8/7/23
- ⑦ The Judicial Disqualifications Commission's: complaints against the trial court's bias and prejudice on the face of the record, Judge Zambrano
- ⑧ Daytona Beach Police Dept / Internal Affairs: complaints against at least 7 officer's. see complaints, All active
- ⑨ The 7th Judicial Circuit P.D.'s officer, MR Blair and Miss MA Metz

TABLE OF CONTENTS

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

INDEX TO APPENDICES

APPENDIX A	<i>The Seventh Judicial Circuit Court</i>
APPENDIX B	<i>The 5th DCA</i>
APPENDIX C	<i>The Florida Supreme Courts of Appeals</i>
APPENDIX D	
APPENDIX E	
APPENDIX F	

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

2021: 305656CFDB

2022: 300632CFDB

All

5th DCA: 5023-2106

5023-2321

5023-2451

All

the FLA Supreme Courts

All

case no: SC: 2023-1097 8/7/23

STATUTES AND RULES

Perjury: see 837.02 (1) (FLA Stat 1493) / Supreme Courts (1986), 497 So 2d 240 11 FLA WEEKLY 574. For fairness and impartiality of a Judge on the fair of the record, ~~the~~ Petition for writ of Prohibition see Bundy V Rydd, 366 So 2d 440 (FLA 1978) and Livingston V State, 441 So 2d 1083 (FLA 1983) having a fear of that the Judge, (MR Zambardo) should act impartially in said criminal matter, which he has not, see all complaints from defendant, Judicial Disqualify Commission 5. Ineffectiveness assistance of counsel, see Strickland V Washington, 456 So 2d 687 104 So 2d 674 (1984) Both prongs of the Strickland test have been overwhelming been met, on the fair of the record it could be argued that Judicial resources to require the trial courts to address the issue. See Roberts V State, 112 So 3d 1256, 1267 (FLA 2013) Quoting Bianco V Lexington, 507 So 2d 1377, 1384 (FLA 1987)

OTHER

Based on the totality of all stated facts above, The Prosp Defendant humbly asks the United States Supreme Courts to have an evidentiary Hearing and to Intervene on the Prosp defendants behalf and grant said motions and petitions

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 C to the petition and is

☒ reported at 8/7/23 SC2023-1097; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

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

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

☒ For cases from **state courts**:

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

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

The opinion of the 5th DCA court appears at Appendix B to the petition and is

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

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 8/1/14.

☒ 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 8/7/23.
A copy of that decision appears at Appendix C.

☒ A timely petition for rehearing was thereafter denied on the following date: 8/7/23, 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

motion for Nelson Hearing 1/5/10/23 (A)
motion to compel the Jail's video visits on 3/8/23 and 4/25/23 (A) (C)
motion for an dismiss SEP of Reduce charge FLARUP of Crim. P 3.190 (C) (A)
motion for evidentiary hearing on all stated facts (A)
motion for writ of Prohibition and Certiorari and (impr) ^{see Nebergall v}
motion for Petition of writ of Prohibition, to Disqualify the Circuit Judge ^{State 4018-2327}
^{see Bundy v Rudd 366 50 2d 440 442 (FLA 1978) (A)}
^(A) Ineffective assistance of Counsel see Watson v State 206 50 3d 169 (mem)
(FLA App 2016) and Powers v State, 485 50 3d 971 (FLA App 2010).
^(B) Double Jeopardy standards for Illegal sentencing, see Low v State
^(B) 4022-101 (FLA App Feb 22 2023 and Anguilla v State, 243 50 2d 314 410
(FLA App 2018). Perjury Stat. see 837.02 (1) (FLA App 1993)
^(A) Fairness and Impartiality of Judge see Supreme Court (1986)
497 50 2d 240 11 FLA Weekly, 574. "Brady violations" see
^{(A) (B) (C)} Florida Rule of Criminal Procedure Section 91B.13 (FLA Stat 2000).
Brady prong see 373 US At 87, 83 5 Ct 1144 and see also Kyles v
Whitley, 514 US 419, 437 115 5 Ct 1555 131 L ed 2d 470 1915) setting
forth the Brady violation analysis following the Supreme Court's decisions
in Argus Bagley and Kyles. (A) (B) Ineffective assistance of Counsel (A) (B)
Mr Blizard refusing to impeach the Depositions of all 4 Depo's
done on 3/8/23 and chit M.E on 6/23/23 all Depo's for perjury
charges and severe inconsistencies in all 4 Depos and severe acts
of criminal misconduct and the blatant failure of said Counsel to
impeach all Depositions. Then all criminal complaints against 7
DBPD officers, the M.E Mr James Fulcher, (Mr Blizard P.O.) Mr
Sullivan (State Attorney) medical Examiner officer, etc. etc. is to
overwhelming on the face of the record. Thank you for your
time and efforts
Sincerely Robert E Sindaw
Robert Sindaw

STATEMENT OF THE CASE

The blatant corruption of the P.D.'s office, the trial courts, the Florida BAR, the State Attorney Mr Kevin Sullivan, the Daytona Beach Police Dept. on the face of the record, and it would be a waste of judicial resources to require the trial courts to address the issue, see Strickland v Washington, 466 US 668, 687 104 S Ct 2052, 80 L Ed 2d 674 (1994) Richards v State, 112 So3d 1256 (Fla 2013) quoting Briscoe v Lumawright, 507 So 2d 1377, 1384, (Fla 1987). Said counsel Mr Brizzard RETRO 23-11163 on 3/8/23 930am to 10am on 4/25/23 3pm to 4pm at Jails where visits said on 3/8/23 quote "I don't care if you get a life sentence" and committing perjury on that day and 4/25/23. At Stiples said Nelson Hearing, The judge asked Mr Brizzard if he stated that and counsel quote "No Sir" This is perjury in Florida, 837, 02 C1 (Fla Stat 837.02) This defendant tried and filed all said motions with this said counsel, but counsel refuses to file any motions in said case. Then the Circuit courts The 5th DCA and the Florida Supreme courts hide under Sheppard v State 1750 3d 275 (Fla 2004) see Fla. Crim. P 3.11(c) P 3.10 Pleading filed by defendant who is represented by counsel / general counsel as my client and is unauthorized. The defendant was sentenced on 8/25/23 and on 8/31/23 served notice on all parties that the counsel's fees of 8/31/23 are hereby terminated so the defendant can proceed P 3.10 on all stated facts. If the Supreme Court will have an evidentiary hearing on all stated facts, you will conclude that this blatant miscarriage of justice by all said parties are Attorneys on the face of the record. So many due process, civil and criminal rights have been broken that the Seventh Judicial circuit is trying to sweep this under the rug. So the Defendant is humbly asking the United States Supreme Court to Intervene on all stated facts stated above. This gross misconduct of Justice is atrocious and appalling on the face of the record. Thank you for your time and efforts

Sincerely Robert E Sinaloa
Robert E Sinaloa

REASONS FOR GRANTING THE PETITION

This Pro Se Defendant Humbly ask the U.S. Supreme Courts to Intervene on all blatant Corruption on all said parties above. The State of Florida has been bias and prejudice the defendant since day one, 2/1/22. This Gross ~~Mis~~^{Carriage} of Justice on the face of the record is to apparent and Overwhelming. The Pro Se defendant in this case is poor and has nobody else on his side but GOD himself. This is an heavy burden to carry when the whole State is against the defendant. The Defendant is not trying to beat the case totality, He has admitted his mistake and his willing to accept the consequences of his actions. But due to the blatant corruption of all said parties and failure for MR Blizzard to present or to file a motion to compel said motel video that can exonerate said defendant of the 2nd degree murder charge to a way lesser included offense due to someone else entering the motel Room when said defendant left, which was still alive when defendant left. But upon arrival back from the motel the alleged victim being deceased. Defendant has never seen such motel video, which the court has, but refuse's to show the defendant all said angles and C/I video's. The defendant has to no avail tried to fire MR Blizzard to no avail and the P.D.S office. But the defendant is poor and cant afford a real Attorney, so defendant was stuck with MR Blizzard the whole time. If MR Blizzard did not say at video visit 3/16/25 Quote ("I dont give a damn if I get a life Sentence") The defendant would've gone to trial and beat this charge to a way lesser, but due to the facts stated above and the defendant being poor had to take a plea agreement because of the thoughts of MR Blizzard purposely getting a life Sentence due to his statements and failure to be not prejudice and bias from day one. Please Intervene!

Thank you for your time and efforts, Sincerely Robert E. Jensen
Robert E. Jensen

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Pro Se Defendant / Robert Edward Jindaco

Date: 9/5/23