

20-2225

No. 20-2225

FILED
OCT 05 2023

DEPARTMENT OF THE ATTORNEY GENERAL
SUPREME COURT OF THE UNITED STATES

IN THE
SUPREME COURT OF THE UNITED STATES

ORIGINAL

MICHAEL RAMSEY— PETITIONER

(Your Name)

vs.

ATTORNEY GENERAL NEW JERSEY

ADMINISTRATOR NEW JERSEY STATE PRISON

RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

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

PETITION FOR WRIT OF CERTIORARI

MICHAEL RAMSEY

(Your Name)

POST OFFICE BOX 861

(Address)

TRENTON, NEW JERSEY 08625

(City, State, Zip Code)

N/A (Phone Number)

MICHAEL RAMSEY, #742652C

(Your Name)

P.O. BOX 861

(Address)

TRENTON, NEW JERSEY 08625

(City, State, Zip Code)

N/A

(Phone Number)

QUESTION(S) PRESENTED

Does Petitioner give up the right to claim
innocence as a bargaining tool during plea
negotiations?

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:

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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 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 is unpublished.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 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 is unpublished.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 B to the petition and is

reported New Jersey Reports 235 NJ 348 at _____ ; or,
 has been designated for publication but is not yet reported; or,
 is unpublished.

The opinion of the New Jersey Supreme court appears at Appendix
 reported at

[] has been designated for publication but is not yet reported; or, [] is unpublished.

1.

JURISDICTION

[] For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was JUNE 1, 2023.

[] No petition for rehearing was timely filed in my case.

[X] A timely petition for rehearing was denied by the United States Court of Appeals on the following date: JULY 7, 2023 , and a copy of the order denying rehearing appears at Appendix A.

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

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

[X] A timely petition for rehearing was thereafter denied on the following date, and a copy of the order denying rehearing appears at Appendix A.

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

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

SIXTH AMENDMENT CLAIM.

STATEMENT OF THE CASE

The issue of a declaration of innocence as a roadblock to prove prejudice and gain relief has been soundly rejected. Court's have ruled that "an inmate repeated declaration of innocence did not prove that he would not have accepted the guilty plea. Defendants must claim innocence right up to the point of accepting a guilty plea or they would lose their ability to make any deal with the government. It does not make sense to say defendant's protestations of innocence belie his later claim that he would have accepted the plea. A defendant must be entitled to maintain his innocence throughout trial under the Fifth Amendment.

REASONS FOR GRANTING THE PETITION

Appellant was Deprived of the Effective Assistance of Counsel During the Plea Bargaining Phase in Violation of the Sixth Amendment of the United States Constitution, Article I Paragraph 10 of New Jersey Constitution.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

A handwritten signature, appearing to read "John Doe", is written in cursive ink. It is enclosed within a rectangular border, with the top and right sides of the border being solid lines and the bottom and left sides being dashed lines.

Date: 10 - 2 - 23