

23-6356

FILED
SEP 27 2023

OFFICE OF THE CLERK
SUPREME COURT OF ALABAMA

ORIGINAL

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

Actual Innocent On Death Row With Five Solid State Alibis plus 3 New Evidence
Mohammad Sharifi — PETITIONER
(Your Name)

Capital Case
Actual Innocence
-vs.- Tax Thieves

VS.

Madison Circuit Judge Donna Pate, — RESPONDENT(S)
Ala. Criminal Appeal Judge Mary Windom,

ON PETITION FOR A WRIT OF CERTIORARI TO

The Supreme Court of Alabama (#SC-2023-527) (#SC-2023-536)
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

\$25,000,000
Tax Money
For 3-DEAD
Victims
Sarah &
Derrick &
Sharifi

Mohammad Sharifi (Z-709) L-34
(Your Name)

Holman Correctional Facility, 3700 Holman
(Address)

Atmore, Alabama 36503

(City, State, Zip Code)

First
ReENFORCE
Exhibit G1
(4 Pages)
PLEASE

WAKE-UP!!! ReENFORCE YOUR DUTY of
N/A

Justice & LAW & ORDER - NOW!!!
(Phone Number)

9-9-2023

See Exhibit G1 (First)

Pg. 1

On-The Record
During Trial
And
Post-Trial
Criminal Conspiracy
of Judge & prosecutor
& clerk On-The-Record

Forgive My Low IQ, poor Grammar

Death Penalty Case

QUESTION(S) PRESENTED

Actual Innocent Sharifi With (FIVE-SOLID-STATE-ALIBIS) (Armed) With (Hundred) (DIRECT-Evidences) State The Accuser's Own Concrete Documents (ON-THE-RECORD) Already Established Police Misconducts, perjuries, Forgeries.

— versus —

(Few) Unconstitutional Planted (Circumstantial Evidences) of State (Corrupt) (Tax Thieves) 2005 Trial Judge (And) Trial prosecutor (And) Clerk.

(Direct Evidence) (On-The-Record) State The Accuser's Own Concrete Documents — Has (No Challenge of "Reasonable Doubts") Arguments; Unlike — (Circumstantial Evidences) (Always) Has ("Reasonable Doubts") Challenge.

Proofs? Sharifi's 100-Direct Evidences?

On 9-9-2023 — Sent (YOU) 54 sheets papers (25 pages motion) (Plus) (Exhibits A-to-Z) (Exhibits AA-to-uu) on 9-9-2023 sent to U.S. Sup. Ct. Chief Judge John Roberts Also To Ala. Sup. Ct. Chief Judge (#SC-2023-527), (#SC-2023-536) by U.S. Mail-Legal Mail sent your Honor — (Included Attached Now 12-9-2023.) Again.

(Question 1.) (Brady Violation) — Police Misconducts, perjuries, Forgeries (On The Record) in my \$25,000,000, Tax Money Costs Death Penalty nationwide — (Frauds & Perjuries) Are Constitutional? In Death Penalty Case? Actual Innocent With Solid Fine State Alibis?!

(Question 2.) (Tax Thieves) — Trial Judge (And) Trial prosecutor (And) Clerk — (On The Record) (Tax Theft By Deception) — (Tax Thieves) Belong To Prison or Courtrooms?!

★ (YOU) (Good Non-Corrupt Gov. Assassins) Got Seven (7) Days (To Arrest) And ★
★ Imprison Tax Thieves Retired Judge Laura Hamilton, And District Attorney ★
Robert Broussard And Retired Clerk Jane Smith! ★

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:

2003 Lawsuit Ex-parte Mohammad Sharifi \ Ct. of Crim. App. Ala. \ 920-So.2d-622; 2004 Ala. Crim. App. LEXIS-2233 \ CR-(03)-1941 \ Sep/8/2004, Decided \ Opinion: Habeas corpus pet. dismissed \

2004 Lawsuit Ex-parte Mohammad Sharifi \ Ct. of Crim. App. Ala. \ 923-So.2d-357; 2004 Ala. Crim. App. LEXIS-2721 \ CR-(04)-0037 \ Nov/3/2004, Decided \ Opinion: Habeas Corpus pet. dismissed \

Direct Appeal Ct. of Crim. App. of Ala. \ 2008 \ 993-So.2d-907 \ Sharifi-v.-State \ Feb/1/2008 \ Ala. Crim. App. Ct. Denied Direct Appeal \

Rule 32 State Postconviction Ct. of Crim. App. of Ala. \ 2016 \ 239-So.3d-603 \ Sharifi-v.-State \ 9-9-2016 \ Ala. Crim. App. Ct. Denied my Rule 32 \

U.S. Dist. Ct. 11th Cir. \ 2022 U.S. Dist. LEXIS-192268 \ Sharifi-v.-Hamm \ 10-21-2022

U.S. Dist. Ct. 11th Cir. \ 2022 U.S. Dist. LEXIS-173554 \ Sharifi-v.-Hamm \ 9-26-2022

RELATED CASES

U.S. Court of Appeals 11th Cir. \ 2023-U.S.-App. LEXIS-8906 \ In-re-Sharifi \ 4-13-2023

U.S. Dist. Ct. 11th Dist. \ 2023-U.S. Dist. LEXIS-115874 \ Sharifi-v.-Broussard \ 5-15-2023

U.S. Dist. Ct. 11th Dist. \ 2023-U.S. LEXIS-90806 \ Sharifi-v.-Broussard \ 4-28-2023

U.S. Dist. Ct. 11th Dist. \ 2023-U.S. Dist. LEXIS-89649 \ Sharifi-v.-Broussard \ 5-23-2023

U.S. Dist. Ct. 11th Dist. \ 2023-U.S. Dist. LEXIS-114805 \ Sharifi-v.-Broussard \ 7-5-2023

U.S. Dist. Ct. 5th Cir. \ 2021 \ 538-F.Supp.3d-725 \ 2021-U.S. Dist. LEXIS-89370 \

Brown-v.-City of Houston \ 5-11-2021 \ Texas Death Row Exonerate (Alfred Brown)

Won \$980,000, For Brady violation For 12-yrs in Prison Wrongfully

Brown received \$980,000, (Docket Entry No. 141-2)

U.S. Ct. of Appeals 5th Cir. \ 2019 \ 918-F.3d-419 \ Armstrong-v.-Ashley \ 3-11-2019 \

Louisiana Death Row Exonerate (Glenn Ford) Won Millions Lawsuit For Police Misconducts

U.S. Dist. Ct. 11th Cir. \ 2020-U.S. Dist. LEXIS-269370 \ Aguirrejarquin-v.-Hemmett \ 8-28-2020 \

Florida Death Row (DNA-Exonerate) Won millions Lawsuit Against Police

U.S. Ct. of Appeals 5th Cir. \ 2008 \ 553-F.3d-836 \ Thompson-v.-Connick \ 12-19-2008 \

Louisiana Death Row Exonerate (John Thompson) Jury Awarded \$14 Million plus \$1 Million Attys Fee

For "Prosecutors Brady violations"

Brady-v.-Maryland → (Police Misconducts & Prosecutorial Misconducts)

TABLE OF CONTENTS

OPINIONS BELOW 1

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CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

STATEMENT OF THE CASE

REASONS FOR GRANTING THE WRIT

CONCLUSION.....

INDEX TO APPENDICES

APPENDIX A / Exhibit A1 (2-Pages) my prison balance

APPENDIX B / Exhibit B1 Ala. Supreme Court - ORDER - 9/21/2023

APPENDIX C / Exhibit C1 Criminal Legal News - pg. 49 - Feb/2021 - Prosecutors [Misconducts] ...
~~Exhibit C1 Eleventh Circuit - No Action - 7-3-2023~~
Pg. 50 - Louisiana Supreme Court Vacates Murder Conviction for Speedy Trial Violation

APPENDIX D / Exhibit D1 (25 Pages) (9-9-2023) "As Victim of Broken Jew..." (plus) Exhibits A to Z, AA to UU

APPENDIX E / Exhibit E1 (6 Pages) (7-22-2023) "6th Writ of Mandamus Petition"

APPENDIX F / Exhibit F1 (6 Pages) 6-18-2023 - For Interest of Justice ...
Exhibit G1 (4 Pages) 12-9-2023 - New Habeas Corpus Claim of (Bias And Conspiracy) ...

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

U.S.Ct. of App. 5th Cir. \2008\ 553-F.3d-836\ Thompson-v.-Connick\ 12-19-2008

→ Louisiana Death Row Exonerate [John Thompson] \$14 Million Jury Award for Prosecutors Brady Violation

U.S. Dist. Ct. 5th Cir. \2021-538-F.Supp.3d-725\ Brown-v.-City of Houston\ 5-11-2021

→ Texas Death Row Exonerate [Alfred Deway Brown] Received \$980,000 // Ten years on Death Row

Brady-v.-Maryland violation, police misconducts, On The Record perjuries ...

STATUTES AND RULES

Time-is-Money → See Pg. 19 of 25 One Day Fraud by Trial Judge and Trial prosecutor perjury to 12-Jurors Taxpayers

① Theft By Deception — State Felony

② Corruption — Federal Felony

③ Treason Against
MOTHER-USA
FATHER-USA
Treasury

By my 2005 Trial Judge
and Trial prosecutor
and Trial clerk
ON-THRE-RECORD

④ Criminal Conspiracies

FIRST SEE Exhibit G1 (4 Pages)

On The Record — During Trial — Criminal Conspiracies.

On The Record — Post-Trial — Criminal Conspiracies

★ OTHER By Tax Threnes Judge & prosecutor & clerk On-The-Record ★

★ For \$25,000,000, Tax Money For 3-DEAD victims Samah & Dellick & Sharifi ★

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**:

See Enclosed State The Accuser's Documents

The date on which the highest state court decided my case was 9-21-2023.
A copy of that decision appears at Appendix B1.

☐ 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 ____.

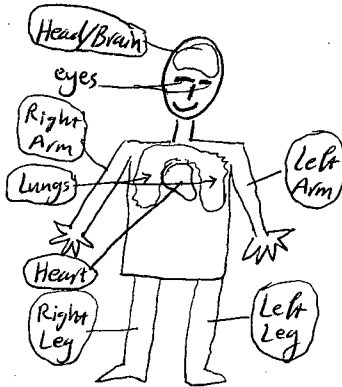
The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

- ① Brady Violation — police misconducts On The Record Perjures
- ② TAX Thieves — 2005 Trial Judge & prosecutor & clerk — On The Record
Theft By Deception & Corruption & Treason Against MOTHER-USA Tex-
Treasury (paid) their monthly check salaries — why? To Secure
"Due Process Clause" / Guaranteed by the 5th and 14th Amendments
U.S. Constitution — Not to violate Due Process.

STATEMENT OF THE CASE

Parable: Trial $\equiv$ Human Body (Constitutional Death Penalty Trial As Healthy Human Body) (analogy)



Constitutional Healthy Trial-Body
Sharifi's Illegal \$25,000,000 Tax
Money Death Penalty Trial
Without Body Parts
/ Cremated Corpse

Trial-Body Without Left Arm: Trial Judge & Defense Attys Illegally Didn't
Right-To-Testify Allow Sharifi to Testify to Establish his 43 Alibis
in Los Angeles.

Proof? Trial Judge Failed her Obligation On The Record To Ask me
"Sharifi, Do you want to Testify? yes or No?"

Trial-Body Without Right Arm: State Forceful Involuntary Heavy mental
Mentally Incompetent To stand Trial Drugs made Sharifi Incompetent To stand Trial.
Proof? Nowhere On The Record proves otherwise.

Trial-Body Without Heart: On-The-Record 12-Taxpayers Jurors Admitted
Hearing problem by 12-Jurors Taxpayers couldn't HEAR Sharifi's 2-Alibi Video Depositions
from Tiny Speaker 14" Inch TV 5) Trial prosecutor on
the Record Admitted couldn't HEAR my both Alibi
Video Deposition 9 Entire 8-Days Trial-Trial Judge
Failed-To-Fix To use \$50 Amplifier in \$300,000 Tax
money Cost Death Penalty Trial.

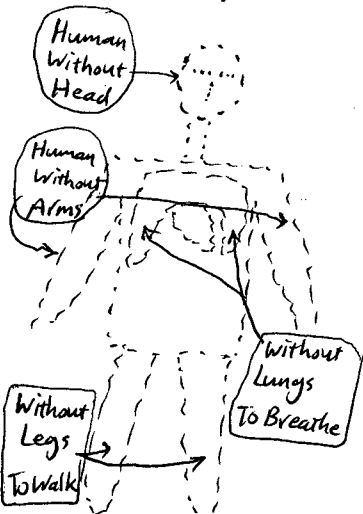
Trial-Body Without Lung To Breathe:
Police Misconducts, On The Record, Perjuries & Forgeries

Trial-Body Without Head/Brain: Trial Judge And Trial prosecutor And
Trial clerk On The Record perjury
1 Tax Theft By Deception
2 Corruption
3 Treason Against MOTHER-USA
Trial Judge And Trial prosecutor And
Trial clerk On The Record perjury
Fraud of (9-Days) for Actual 8-Days
Trial Lasted - Fraud under The Oath
to 12-Jurors Taxpayers in Deliberation
Perjured Deceived Jury Tribune.

Trial-Body Without Legs To Walk: Trial Attys Illegally Failed to get
Ineffective Assistance & Counsel 43-Alibi's Video Depositions &
43 Alibi's Audio Telephone Depositions &
43 Alibi's Written Depositions &
43 Alibi's Affidavits

Prejudice? Had 12-Jurors Knew of my 43 Alibis, my Acquittal was guaranteed.

Outcome: Tax Thieves 2005 Trial Judge & Trial prosecutor & Trial clerk
FRAMED me by planted Circumstantial Evidence - versus - Low IQ
Actual Innocent Sharifi Already Established State The Accuser's police
misconducts by 100-DIRECT-Evidences ON-The-Record.



my 2005 Trial was
FRAUD - Miscarriage
of Justice.

REASONS FOR GRANTING THE PETITION

Tax Thieves 2005 trial Judge And trial prosecutor And clerk—On the Record
Perjured Fraud to 12—Taxpayers Tribune In Deliberation—Belong To Prison
Not to Courtroom. Especially in Death Penalty Case, Actual Innocent
Sharifi with Five Solid State Alibis—plus Three New Evidence of Actual Innocence

Hence—I, DEAD-Sharifi (Dead-self, Dead Pride for 23-yrs Illegal
Incarceration) (Religion/Culture: Non-Duality) / Unconditional LOVE for
self & Others & Mankind) → I am YOU (Good Gov. Assassins), Also
YOU Are Sharifi Actual Innocent With Five Solid Alibis Plus 3 New Evidence

& Actual Innocence) — We Demand, I Demand in behalf of
myself Sharifi & in behalf of Sarah's Blood & Derrick's Blood Taxpayers
& in behalf of 330,000,000 U.S. Population Current Taxpayers And in
behalf of YOUR Ancestors Past Taxpayers And in behalf of YOUR
Sons & Daughters Future Taxpayers Demanding—You Got Seven
Days To Arrest And Imprison Tax Thieves Retired Judge Laura Hamilton
And District Atty Robert Broussard And Retired Clerk Jane Smith—belong
to Prison, Not to Courtrooms For their State Felony Tax Theft By
Deception plus Federal Felony & Corruption plus Federal Treason Against
MOTHER-USA, FATHER-USA Tax Treasury !!!

Because Tax Money—is—Blood & Pride of Taxpayers
For Due Process Clause Guaranteed by 5th and 14th
Amendments To U.S. Constitution.

See my pro-se 9-9-2023 "As Victim of Broken Justice" (25 pages motion)
Handwritten (plus) Exhibits A to Z, AA to UU on 9-9-2023 sent to (ALL) parties
in this cause — To U.S. Sup. Ct., Also To (Ala. Sup. Ct. #SC-2023-527, #SC-2023-536)
Directed To Judge Donna Pate by 6 Judges.

Hence (YOU) (Gov. Assassins) Got 23-Days To Deport me To Iran or New
Trial in 23-Days!!! Time-is-Money.

— Forgive my Low IQ, poor Grammar.

CONCLUSION

You Got Seven (7) Days (to Arrest) And (Imprison) Tax Thieves — 2005 Trial judge
Laura Hamilton And Prosecutor Robert Broussard And Clerk Jane Smith — (FOR)

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Mohammad Sharifi

Date: 11-5-2023

P.S.: (Deadly Note?) (Tax Salaries) Paid To (YOU) Gov. Assassins
(TO-SECURE) "Due Process Clause" Guaranteed By the 5th and
the 14th Amendments — (Rights) — (Rights of State) As well as
(Rights of The Accused) — (Not to Violate Due Process!!!)

MOTHER-USA
FATHER-USA

Due Process Clause
Violations

Theft By Deception
Corruption & Treason

Time-is-Money
See pg. 19 of 25