

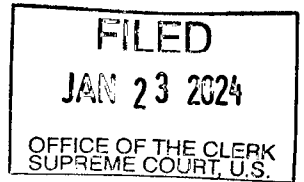
23-6666

No. _____

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES



Jack Cole

(Your Name)

— PETITIONER

the People of the vs.

State of Colorado

— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Colorado Supreme Court

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

PETITION FOR WRIT OF CERTIORARI

Jack Cole CJC# A0331196

(Your Name)

2739 E Las Vegas St

(Address)

Colorado Springs, CO 80906

(City, State, Zip Code)

719-733-3386

(Phone Number)

QUESTION(S) PRESENTED

- ① Did the Colo. Sup. Ct. err in holding my right to a speedy trial had not been violated.
- ② Did the Colo. Sup. Ct err in holding that the trial court in precluding me from a preliminary hearing that would have acquitted the case violated my right to due process.

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:

only one issue is a petition for
habeas Corpus runs against my custodian
thus the correct respondent would be
El Paso County Sheriff Joe Roybal
whos agent of record is El Paso County
Attorney 200 South Cascade Ave Colo. Sprs.
CO 80903

RELATED CASES

This is a petition for Writ of
Habeas Corpus appeal. The underlying
Criminal Case is People v Cole
El Paso County Fourth Judicial Dist.
2023 CR 1863

The 1st petition was filed in the same
Dist. Court at 2023 CV 413 and a
second at 2024 CV 12. Then one to the
Colo. Sup Ct at 2023 SA 308, at now Here.
I have attached the Colo. Sup. Ct Order
12-19-23 to Deny 2023 SA 308 Hereto ^{Exhibit B} and
the Petition and order From 2024 CV 12
hereto also. Exhibit C and D

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APPENDIX B	Colo Dist Ct. order to deny
APPENDIX C	Colo Dist Ct Petition
APPENDIX D	Inmate Trust
APPENDIX E	El Paso County Sheriff Office Summary on reverse side see F
APPENDIX F	Incident report Discover pg 80

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Carbo v. United States 364 U.S.
 611 81 S. Ct. 338, S L Ed 2d
 329 1961 US Lexis 1865 (1961)

STATUTES AND RULES

28 USCS 2241 Power to grant
 Writ is given
 to U.S. Sup. Ct.
 Also

Inquiry into restraint
 and power to remove in order to
 prosecute in proper jurisdiction

OTHER

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 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 Colo Dist Ct 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 _____.

☐ 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 12-19-23.
A copy of that decision appears at Appendix A.

☒ A timely petition for rehearing was thereafter denied on the following date: N/A, and a copy of the order denying rehearing appears at Appendix N/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. ____ A ____.

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

Also request the Courts original jurisdiction
for petition for Habeas Corpus or other
to obtain relief sought herein

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Violation of 14th Amend due process and
 Amend ~~4~~ of U.S. Const and 4 and 5 and 6

4 - "Right to be secure in my person"

5 - "nor be deprived of life, liberty,
 property without due process,"

*6 - "Right to a speedy trial and in
 *the district wherein the crime
*shall have been committed"
 "have assistance and compel witnesses"

14 "Nor shall any state deprive any
 person of life, liberty, or
 property without due process"

STATEMENT OF THE CASE

my girlfriend of six years and my queen were at Norad Rd, Cheyenne Mt U.S. Army Base at the gate. We have never had a previous argument nor D/V in those six years. We are having our first disagreement in her 2008 Chevy Yukon and in front of the military police, exits the car and starts walking down the hill away from the base in a mini skirt, a dead cell phone at 1am at under zero degrees outside under the influence of drugs or alcohol. I am sober and am in disagreement with her choice to exit in the decelerant area. Norad Rd is conceded both by me and the prosecution to be federal land. The gate M.P.'s see her walking and call the El Paso County Sheriff and detain me. They hold us until we are questioned and she said she wanted to exit and I was telling her not to exit and she said I was driving wrecklessly. The cops come to

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Statement of the
Case Pg 2

the scene at the military gate, at the end of Norad Rd. Norad Rd is apx 3 miles long. It would take 5-10 mins to drive all the way down it back to State land.

I told the trial court pro se and the ~~trial~~ Co Dist Court in the petition and the Co Sup Ct that the alleged crime if any obvious occurred on Federal Land and the State Dist Court is w/o jurisdiction, subject matter.

See appendix E @ occurred time From 4-18-23 01:18 to 4-18-23 01:18. The alleged crime lasted one min and the ending scene of the alleged crime is at the gate, the end of Norad Rd. It is impossible for it to have ever been on State property cause it would take 5-10 mins to get there.

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Statement of the
Case pg 3

Thus, if it's impossible to get to state land in less than five minutes and the end is the base the trial court is w/o jurisdiction. I was set to have my pro se trial on 12-18-23 but I found out the court, ① never served a single one of my subpoenas, ② No service, no mail, no orders from the court to any of my pro se motions were ever sent to me, the clerk even refuses to give me an ROA because me nor Bella (the A/V) can afford it. ③ the state has never sent me any mail either never had any response to any paper ever still. That along w/ a lot of other issues forced me to continue and the court said ok if you are going to continue I'm taking four

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Statement of the
Case pg 4

Right to Speedy and
Went off the record
when I objected
and said No. So
I immediately started filing
papers to try to get it
back once back at the
jail.

If I would had been given
a preliminary like I
requested 20 times I'd been
able to forthwith prove
the court doesn't have
jurisdiction. Bella would
even say she never wanted
to get out until we were
on Norad Rd. Kidnapping
says to cease and carry
and cease means to take
by force yet the Police
Report says me and Bella
only had a verbal argument
so were I & Force? anyway.

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Statement of the
Case Pg 5

All the due process violations if had been correct I'd been released already. Neither me nor Belva called the cops to come she doesn't want to prosecute they had to subpoena her and it's destroying all the effort we had made to get sober. She needs me out and I need out. The Fed's would never prosecute a case this stupid. I have two case of malicious prosecution already see above, and now they are doing it again. This court is my only hope Pls act Seedy.

Thank you and
God Bless

Jack of Vere 1/2024

REASONS FOR GRANTING THE PETITION

To protect and safeguard our
constitution to prove we
still have those rights
it said we did. If
we don't it would mean
it's just another paper.

Plus, it's the right thing to
do.

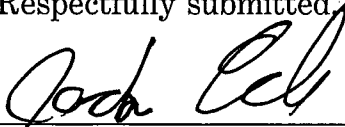
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The State Court is w/o
jurisdiction and 23CR1863
Should Be dismissed and
prisoner Released or ~~so~~ case
dismissed ~~to~~ due to significant
due process violations

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,



Date:

