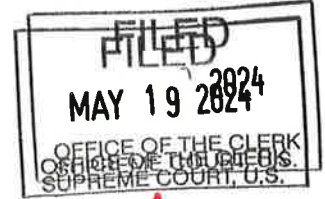


TRULINCS 64595060 - CARSON, ADAM - Unit: LEW-E-A

FROM: 64595060
TO:
SUBJECT: Cover Page
DATE: 05/17/2024 09:09:49 AM

ORIGINAL

No. 23-7196



IN THE
SUPREME COURT OF THE UNITED STATES

ADAM CARSON - PETITIONER

VS.

UNITED STATES OF AMERICA - RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO:
THE UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT

PETITION FOR REHEARING OF AN ORDER DENYING A PETITION FOR A WRIT OF CERTIORARI

ADAM CARSON 64595-060

USP LEWISBURG

PO BOX 1000

LEWISBURG, PA 17837

PETITIONER, PRO SE

FROM: 64595060
TO:
SUBJECT: Rehearing
DATE: 05/17/2024 09:10:26 AM

*

No. 23-7196

IN THE
SUPREME COURT OF THE UNITED STATES

ADAM CARSON - PETITIONER

VS.

UNITED STATES OF AMERICA - RESPONDENT

PETITION FOR THE REHEARING OF AN ORDER DENYING A PETITION FOR A WRIT OF CERTIORARI

Now comes the Petitioner, Adam Carson, pro se, who respectfully submits this Petition for the Rehearing of an Order Denying a Petition for a Writ of Certiorari for this honorable courts consideration. Petitioner Carson submits the following in support:

Petitioner Carson's case was a total constitutional abomination and because of that he was granted the largest certificate of appealability (COA) grant in the history of all the United States Court of Appeals with 10 COA's granted regarding his wrongful 2255 denial. In granting the Petitioner's COA's, a Circuit Judge specifically explained exactly how Carson's constitutional rights were violated and called into question the reliability of his conviction and the legality of the proceedings against him. Judge Joan Larsen's opinion denying Carson's direct appeal was also called into question.

Carson was appointed counsel, and briefs were submitted regarding his granted COA's. Carson also submitted a letter to the court raising concerns regarding the impartiality of Judge Larsen. For some reason, Judge Larsen has displayed a blatant bias towards Carson. When Carson's issues were brought before panels that did not contain Judge Larsen, he was granted relief. When Judge Larsen is assigned to a panel, Carson's issues get denied even when the issues are backed up by law and facts.

Judge Larsen was "randomly" assigned to the panel that reviewed Carson's 10 COA's. The granted COA's relate back to and called into question the reliability of Judge Larsen's decision in Carson's direct appeal. Somehow, she was inappropriately and unethically allowed to sit on the panel and be the reviewing authority that ultimately scrutinized her own wrongful decision that was called into question by another judge even after Carson raised concerns of impartiality. Her panel denied

all ten issues Carson was granted COA's on and declined to remand the case back to the District Court for an evidentiary hearing despite the existence of several factual disputes. This honorable court refused to even review Carson's petition for a writ of certiorari which presented significant issues of first impression in this court.


Etched into the Supreme Court's building are the words "Equal Justice Under the Law". Those words don't seem to apply to pro se defendants. Those words only seem to apply to individuals that can afford an elite, high priced, well-connected attorney that has the power to get a case noticed. Carson had an unprecedented 10 COA's granted and the panel assigned to his case claim there was not one thing wrong or any dispute of facts existed that warranted an evidentiary hearing despite the specific concerns raised by another Circuit Judge. Reasonable jurists should easily conclude that something is terribly wrong with the panels assessment and that Carson is being treated very unfairly.

Carson has proven that the panel's opinion was wrong and the constitutional concerns raised by another circuit judge were completely ignored. Carson has provided evidence proving that a plea was offered in his case, he was willing to accept it, communicated that to his attorney, and the outcome of the plea process would have been different. Carson also demonstrated he was denied his right to testify at trial, that there were multiple violations of the Federal Rules of Evidence, how his constitutional rights were violated, and he established how he was prejudiced by the deficient performance of his counsel and was injured by his errors. Most importantly, Carson has proven that a judge is not allowed to be the reviewing authority to determine if one of their prior opinions was proper and constitutionally sound after another judge calls into question the reliability and constitutionality of that prior decision.

This Petition for a Rehearing of an order denying a petition for a Writ of Certiorari should be GRANTED. Carson has shown that the opinion issued by the panel directly conflicts with the precedents established in *Lafler v. Cooper*, 132 S. Ct. 1376, *Missouri v. Frye*, 132 S. Ct. 1399, *Fontaine v. United States*, 411 U.S. 213, 215, *Strickland v. Washington*, 104 S. Ct. 2052, and *Kimmelman v. Morrison*, 106 S. Ct. 2039. Carson is entitled to have the opinion issued by the United States Court of Appeals for the Sixth Circuit, Case No. 22-3386/3419 REVERSED OR VACATED.

Done this 19th day of May, 2024

Respectfully submitted,



Adam Carson 64595-060
Petitioner, pro se
USP Lewisburg
PO Box 1000
Lewisburg, PA 17837

TRULINCS 64595060 - CARSON, ADAM - Unit: LEW-E-A

FROM: 64595060

TO:

SUBJECT: Certification

DATE: 05/17/2024 09:19:00 AM

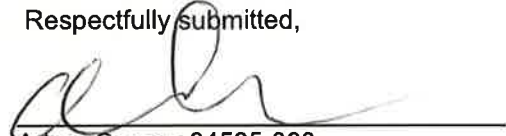
*

CERTIFICATION

I, Adam Carson, do hereby certify, in accordance with Supreme Court Rule 44, that this Petition for Rehearing of an Order Denying a Petition for a Writ of Certiorari is presented in good faith and not for delay.

Executed on this 18th day of May, 2024.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'AC', is written over a horizontal line.

Adam Carson 64595-060
Petitioner, pro se

TRULINCS 64595060 - CARSON, ADAM - Unit: LEW-E-A

FROM: 64595060

TO:

SUBJECT: Proof of service

DATE: 05/16/2024 07:50:17 PM

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PROOF OF SERVICE

I, Adam Carson, do swear or declare that on this 18th day of May, 2024, as required by Supreme Court Rule 29, I have served the enclosed PETITION FOR A REHEARING on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them with first-class postage prepaid.

The names and addresses of those served are as follows:

Solicitor General of the United States, Room 5614
Department of Justice
950 Pennsylvania Ave., N.W.
Washington D.C. 20530-0001

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 18th day of May, 2024


Adam Carson 64595-060
Petitioner, pro se