

ORIGINAL

FILED
MAY 29 2024
OFFICE OF THE CLERK
SUPREME COURT, U.S.

VS.

State of Oklahoma — RESPONDENT(S)

PETITION FOR EXTRAORDINARY WRIT
OF HABEAS CORPUS 28 U.S.C. § 1651(a)

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)
UNITED STATES DISTRICT COURT FOR THE TENTH
CIRCUIT COURT OF APPEALS

William Franklin Laffoon
(Your Name)
Lawton Correction Facility
8607 SE Flower Mound Rd
(Address)

Lawton, okla 73501
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

ON May 7th 2024 Jimmy McGirt was Set Free after receiving time served the ruling was Made by Ronald A. White of the United States District Court for the Eastern District of Oklahoma, the same Courts that sent the Petitioner back to the illegal Sentence with False Claims that the McGirt v. Oklahoma U.S. 591 2020 Ruling was not Retroactive for Him but has deemed Retroactive for everyone else Why is the Petitioner being treated different? and being discriminated against He is a Citizen and Enrolled Member of the Muscogee Creek Nation tribe and the alleged Crime of Domestic Violence occurred on the Muscogee Creek Reservation in His Creek Indian Home see Pages 4 and 5 APPENDIX A. The Petitioner was Set a Court date in Wagoner County District Court Case No: CF-2010-153 to be Dismissed Vacated and Expunged on August 24th 2020 the same Court date Jimmy McGirt was vacated in Wagoner County Courthouse. This is the only Court that will or Can set the Petitioner Free from this void illegal Judgment Sentence and Conviction that Lacks Jurisdiction and Can Never become Final. This is the Extraordinary Circumstances and adequate relief that cannot be obtained in any other Court.

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LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page.

X 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

- William Franklin Laffoon v. The United States of America Case Number CR-21-013-DCJ.
- See Also Leroy Jemol Smith v. The United States of America Case Number CR-20-057-RAW.

See Also

- (- McGirt v. Oklahoma U.S. 591 2020.)
- (- Murphy v. Royal 875 F.3d 896 2017)

See Also Bowen v. State 1972 OK CR 146, 497 P.2d 1094, 1097.

Hall v. Bellmon 935 F.2d 1106, 1110 (10th Cir 1991)

TABLE OF AUTHORITIES CITED

CASES

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STATUTES AND RULES

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 B to the petition and is

☐ reported at 10th Circuit Court of Appeals; 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 C to the petition and is

☐ reported at U.S. District Court Eastern Okla; 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 D to the petition and is

☐ reported at Oklahoma Court of Appeals; or,
☐ has been designated for publication but is not yet reported; or,
☒ is unpublished.

The opinion of the Wagoner County District Court court appears at Appendix E to the petition and is

☐ reported at Wagoner County Courthouse; 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 January 2024.

☒ 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 November 2021.
A copy of that decision appears at Appendix E.

☒ A timely petition for rehearing was thereafter denied on the following date: Never asked, 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 was not (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 The Petitioners right of freedom from Discrimination is being violated He is being treated Differant then other Native American Petitioner because He looks white, while full blood Natives and people that are Black and Indian were set free the Petitioner was returned to the illegal sentence and void Conviction that Lacks Jurisdiction
- 2 The Petitioners right of ~~freedom from cruel and unusual punishment~~ freedom from cruel and unusual punishment is being violated

STATEMENT OF THE CASE

On March 27th 2021 the Petitioner ~~is~~ was removed from the Oklahoma Department of Corrections and illegally taken into Federal Custody and held even though the statute of Limitations had elapsed on all of His Charges in Wagoner County Case CF-2010-153 that Lacks Subject Matter Jurisdiction because the Petitioner is a Citizen and Enrolled Member of the Muscogee Creek Nation tribe and the alleged Crime occurred on the Muscogee Creek Nation Reservation on the Federally Enclaved land of what is now called Oklahoma see *McGirt v Oklahoma* and *Murphy v. Royal* which are both Retroactive Law or *Simcy McGirt*, Patrick Dewyne Murphy and William Franklin Laffoon would have never been taken out of state custody and Leroy Jemol Smith and *Simcy McGirt* wouldn't have been set free. The Petitioner must be set free from this Hostage situation. See

REASONS FOR GRANTING THE PETITION

These Extraordinary Circumstances
Cannot Be delt with in any other
Court. This High Honorable Court
is the only Court that Can Grant
the Petitioner Relief and set Him
Free from this void Judgment
Conviction and sentence that
Lack Subsect Matter Jurisdiction
See Appendix E.