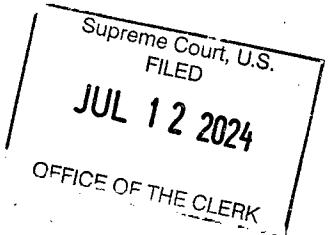


24-5663
No. _____

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES



GEORGE ASHETZIE — PETITIONER
(Your Name)

vs.

STATE OF ILLINOIS — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

GEORGE ASHETZIE
(Your Name)

P O BOX 38
(Address)

WAUKEGAN, IL 60079
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

FILED AN APPEAL NOV. 8TH 2023, TO A NOV. 2, 23 SAFE T ACT DENIAL. APP. CRT CLERK CLAIMED APPEAL WAS UNTIMELY. REFILED FOR REHEARING WITH A SUPERVISORY ORDER MARCH 26, 2024, PRO SE. APP. COUNSEL WAS APPOINTED AGAINST MY REQUEST FOR SELF REPRESETATION, NEVER NOTIFIED OF HER APPOINTMENT, COUNSEL NEVER USED APPELLANTS MOTIONS OR MERITS, AND ARGUED IN FAVOR OF THE STATE UNTIMELY, USING AN INACCURATE HEARING DATE OF OCT. 18, 2023, WHERE HEARING WAS NOT APPEALLED. SUP. ORDER FROM ILL. SUP. COURT.

ALLOW PETITIONERS APPEAL TO BE HEARD BY 2d DISTRICT APPELLATE COURT, USING PROPER DATES AND MERITS. CHECK DUE PROCESS VIOLATIONS.

(i)

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:

RELATED CASES

- PEOPLE STATE ILLINOIS V. ASHETZIE, NO. 23CF1333, CIRCUIT COURT OF LAKE COUNTY, ILLINOIS, JUDGMENT STILL PENDING.
- PEOPLE STATE OF ILLINOIS V. ASHETZIE, NO. 2-23-0468, COURT OF APPEALS FOR SECOND DISTRICT, JUDGMENT ENTERED 11-16-23 UNTIMELY, AND WITH SUPERVISORY ORDER ON 4-11-24 UNTIMELY.
- PEOPLE STATE OF ILLINOIS V. ASHETZIE, NO. 130731, SUPREME COURT OF ILLINOIS, JUDGMENT ENTERED JUNE 24, 2024, DENIED LEAVE TO APPEAL. ISSUED SUPERVISORY ORDER MARCH 26, 2024.

(ii)

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APPENDIX B — DECISIONS OF STATE TRIAL COURT.

APPENDIX C — STATE SUPREME COURT SUPERVISORY ORDER.

APPENDIX D — STATE SUPREME COURT LEAVE TO APPEAL, RUNNING TIME FOR FILING.

APPENDIX E — ILL. SUP. COURT SUPERVISORY ORDER.

APPENDIX F

TABLE OF AUTHORITIES CITED

CASES	PAGE NUMBER
• PEOPLE V. HAGEMAN, 2024, III. APP. 4TH, 230445, P.12,17, COUNSEL DID NOT ALLEGGE MERITS OR TIMELINESS.	
• PEOPLE V. WALKER, 2018, III. APP. 3d, 150527, COUNSEL FAILED TO MAKE ADEQUATE PRESENTATION OF APPELANTS CLAIMS. RULE 607(C), DID NOT CONTACT APPELLANT TO ASSERTAIN MERITS ON HIS CASE, HNI, P.23,P.31,P.32,33,34,37.	
• STRATTON V. WENONE COMM. UNIT DISTRICT NO.1, 133 IL 2d 413,427(1990), APPELLANT WITHOUT AVENUE OF APPEAL MAY SEEK REVIEW, AT HNI, (CONTINUED NEXT PAGE).	

STATUTES AND RULES

725 ILCS 5/110 et seq.	III. SUP. CRT. RULE 651(C).
725 ILCS 5/122-1.	III. SUP. CRT. RULE 607(C).
720 ILCS 5/16-30.	III. SUP. CRT. RULE 137.

OTHER

TABLE OF AUTHORITIES CITED, CONTINUED

- PEOPLE V. SVOBODA, 2024, ILL. APP. AD., 230385,
SEE: DISSENT BY JUSTICE KENNEDY.
- PEOPLE V. BISHOP, 2024, ILL. APP. AD., 230106,
HN 8-9, PEOPLE V. MOBLEY, 383 ILL. APP. 3d 89,
2008, HN-5, EQUAL PROTECTION OF LAW.
- PEOPLE V. JONES, 2024, ILL. APP. AD., 230534,
SAFE T ACT - WILLFUL FLIGHT.
- PEOPLE V. STOCK, ILL. APP. 1ST, 231753, SAFE T ACT -
DANGEROUSNESS AND WILLFUL FLIGHT.
- FARETTA V. CALIFORNIA, 422 U.S. 806, 818, 95 S. CRT. 2525,
(1975), RIGHT TO REPRESENT ONESELF.
- PEOPLE V. OGUREK, 2005, 356 ILL. APP. 3d, 429, 436,
JUST AS RIGHT TO COUNSEL IS VITAL, REPRESENTING
ONESELF IS OF EQUAL DIGNITY.
- KAZUBOWSKI V. KAZUBOWSKI, 1970, ILL. 45 AD 405, 417-418,
RIGHT OF NOTICE AND TO BE HEARD.

TABLE OF AUTHORITIES CITED, CONTINUED

- WACKER, 688 NW 2d at 362, PROMISES MADE DURING PLEA BARGAINING AND ANALOGOUS CONTEXTS MUST BE RESPECTED. STATE CHANGING COARSE REGARD TO DRUG COURT OFFER.
- PEOPLE V. STARKS, 106 Ill.2d at 453, GOVERNMENT MISCONDUCT CAN JUSTIFY DISMISSING INDICTMENT CAN BE PROPER.
- PEOPLE V. SCHMITT, 173 IL APP. 3d 66 at 97, DUE PROCESS IS A FUNDAMENTAL PREMISE OF OUR SYSTEM OF JUSTICE.
- PEOPLE V. RUCKER, 2018, ILL. APP. 2d, 150855, HN 2, 4, P. 17, 23, DUE PROCESS.
- PEOPLE V. PERKINS, 229 IL.2d 34, 42, ADEQUATE PRESENTATION NECESSARY (2007).

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 _____ 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 _____ 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.

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 6-24-24. A copy of that decision appears at Appendix D.

A timely petition for rehearing was thereafter denied on the following date: 4-11-24, 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. A .

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

ILL. CONST. ART 1, BILL OF RIGHTS, SECS. 2, 12.

U.S. CONST. AMENDMENT 5, DUE PROCESS LAW.

U.S. CONST. AMENDMENT 14, DUE PROCESS LAW.

725 ILCS $\frac{5}{1}$ 10 et seq. , 720 ILCS $\frac{5}{1}$ 6-30.

28 U.S.C.S § 2106, DETERMINATION.

725 ILCS $\frac{5}{1}$ 22-1

STATEMENT OF THE CASE

ARRESTED FOR CLASS THREE IDENTITY THEFT, USING UNAUTHORIZED CREDIT CARD, VALUE \$1,600. ON 10-10-2023. DETAINED LAKE COUNTY JAIL SAFE T ACT HEARING ON 10-18-23, P-D S. VONSPRECHEN REFUSED TO APPEAL THIS DECISION. ON NOV. 8TH, 2023 FILED A PRO SE APPEAL TO A NOV. 2D, 2023 HEARING WHERE JUDGE SHANES STATES "YOU SIR, HAVE 14 DAYS TO APPEAL STA DECISION." APPEALED TO 2D DISTRICT APPELLATE COURT, DISMISSED AS UNTIMELY BY CLERK. SECOND APPEAL REHEARING, USING A ILL. SUP. CRT SUPERVISORY ORDER DATED MARCH 26TH, 2024 DENIED AS UNTIMELY 4-11-24. PETITIONED THE ILL. SUP. CRT FOR LEAVE TO APPEAL, JUDGMENT DENIED. APP. COUNSEL WAS APPOINTED, AGAINST MY REQUEST, TO DEFEND MYSELF. COUNSEL NEVER SENT NOTICE OF APPOINTMENT, NEVER CONFERRED WITH APPELLANT, NEVER USED APPELLANT'S MERITS OR MOTIONS, CONFUSED THE APPEAL DATES, AND ARGUED IN FAVOR OF THE STATE. THIS WRIT OF CERTIORARI FOLLOWS. TO DATE: DETAINED LAKE COUNTY JAIL, CASE PENDING, SAFE T ACT APPEAL HAS MERIT.

REASONS FOR GRANTING THE PETITION

IN THE CIRCUIT COURT PERTINENT FACTS WERE NOT PRESENTED DURING SAFE T ACT HEARING OF FLIGHT RISK OR DANGEROUSNESS. THE FACTS OF VARIOUS DATES AND HEARINGS WERE NOT PRESENTED ON APPEAL. THE PETITIONERS DUE PROCESS RIGHTS WERE VIOLATED WHERE HE DID NOT RECEIVE TIMELY NOTICE OF A SUPERVISORY ORDER OR BE ABLE TO VOICE HIS MERITS OR ISSUES ON APPEAL. APPEAL WAS TIMELY AND HAS MERIT, APPELLETTA COURT CLERK NOT AWARE OF PROPER APPEAL DATES, ALLOWING APPEAL TO BE TIMELY AND HEARD. NEVER RECEIVED ANY DISMISSAL NOTICE OF APPEAL, ONLY A POST IT NOTE, TO LETTER OF INQUIREY SEVERAL MONTHS LATER, STUCK TO RETURNED LETTER. APPELLATE COURT DISMISSED PLAINTIFFS PETITION BEFORE PLAINTIFF HAD A MEANINGFUL OPPORTUNITY TO RESPOND, AND FAILED TO NOTIFY PLAINTIFF HIS APPEL WAS DISMISSED IN A TIMELY MANNER DEPRIVING PLAINTIFF OF DUE PROCESS. PLAINTIFF ASKS THIS COURT TO VACATE THE DISMISSAL AND REMAND FOR FURTHER PROCEEDINGS.

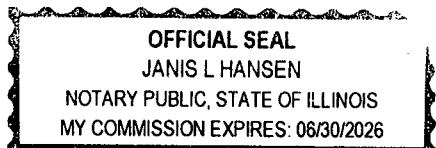
CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

/s/ George Asletre, PRO SE.

Date: 7-12-2024



Janis L Hansen
07/10/2024