

No. 24-5926

FILED  
SEP 03 2024

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

IN THE  
SUPREME COURT OF THE UNITED STATES

GLENN THOMAS — PETITIONER  
(Your Name)

vs.

— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

SECOND CIRCUIT COURT OF APPEAL FOR NEW YORK

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

PETITION FOR WRIT OF CERTIORARI

GLENN THOMAS  
(Your Name)

FEDERAL CORRECTIONAL COMPLEX USP I COLEMAN  
(Address)

PO. BOX 1033 COLEMAN, FL 33521  
(City, State, Zip Code)

N/A  
(Phone Number)

QUESTION(S) PRESENTED

① MY QUESTION and what my PLED was  
360 TO LIFE FOR 924J COUNT 4 MURDER BY FIREARM  
I WAS FOUND GUILTY COUNT 5 GUILTY ON BRANDISHING  
NOT GUILTY ON DISCHARGING I PROVED ACTUAL INNOCENCE  
THESE COUNTS WAS VACATED ON TAYLOR BUT JUDGE  
RAMOS STILL SENTENCE ME UNDER THE MURDER GUIDELINES  
WHICH WAS ILLEGAL WITH RESPECT TO THE ACQUITTED  
CONDUCT. UNITED STATES VS BAIL  
I had a 17 year sentence now I have 14 years on  
resentence which I have 14 years in now but I should  
have been time served yet alone this should have  
been vacated

② and my main argument THE GOVERNMENT USED KEVIN  
BURDEN STATEMENTS AGAINST ME ON TRIAL AND I HAD NO GUILTY  
NO DNA NO EVIDENCE AT ALL BESIDES THE BURDEN & MALLORY  
DISC SO MY POINT IS 6AMENDMENT IS CLEAR I HAD ALL RIGHT TO  
CROSS EXAM BURDEN BUT WAS DENIED AND THE COURTS KNEW BETTER  
BUT DID IT ANYWAY AND I RAISED MY 6AMENDMENT AND IT IS NO  
WAY THIS CONVICTION CAN BE SUSTAINED JUDGE RAMOS 8/13/14  
RIGHT MALLORY DIRECT CONTRADICTS THE COURT OF APPEALS REASON  
FOR DENYING MY DIRECT APPEAL BUT JUDGE RAMOS KNEW THIS BUT  
MADE NO TIME ANYWAY AND WHEN JUDGE RAMOS SAID  
TESTIMONY HE SAY WOULD BE PURE SPECULATION BASED ON HIS  
③ MY 5TH AMENDMENT WAS VIOLATED I WENT TO TRIAL 2014  
BUT WAS NOT SENTENCED TO MARCH 2021 I WAS FORCED TO  
WAIT I HAVE PROOF ALSO

## 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: UNITED STATES

UNITED STATES VS GLENN THOMAS 12cr:626(ER)

21-806 (con)

21-595 (L)

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### STATUTES AND RULES

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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 1 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 3/26/24.

[ ] 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: 6/14/2024, 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 July, 24, 24 (date) on 8/6/2024 (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 \_\_\_\_\_. A copy of that decision appears at Appendix \_\_\_\_\_.

[ ] 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

DEFENDANT [VII] AMENDMENT WAS VIOLATED THE DEFENDANT  
DEFENDANT [VI] WAS ALSO VIOLATED  
DEFENDANT PROVIDES ACTUAL FACTS.  
ACQUITTED CONDUCT.

## STATEMENT OF THE CASE

THE GOVERNMENT USED DEFENDANT GLENN THOMAS AND HIS CO-CONSPIRATOR KEVIN BURDEN'S UNRELIABLE STATEMENTS FROM THE AUDIO WITH CW-2 MALLORY TO PORTRAY HIM AS GUILTY TO THE JURY AND IF YOU SEE TRIAL TR 8/20/2014 PG 2048 WHERE THE DEFENDANT GLENN THOMAS RAISED HIS RIGHT TO FACE HIS ACCUSER BUT WAS DENIED HIS 6TH AMENDMENT RIGHT AND THE JURY TOOK THE BURDEN AND MALLORY AUDIO FOR DELIBERATION AND FOUND THE DEFENDANT GUILTY.

I WAS INELEGALLY SENTENCED ON MAY, 10, 2023 I HAD A 17 YEAR SENTENCE AND I GOT THE 924A AND 924C AND JUDGE RAMOS ONLY TO 3 YEARS OFF AND SENTENCE ME UNDER THE SAME GUIDELINES WHICH IS CRUEL AND UNUSUAL PUNISHMENT.

CROSS-REFERENCE TO THE GUIDELINES FOR MURDER SHOULD NOT HAVE BEEN APPLIED JUDGE RAMOS SAID HE COULD

DO WHAT EVER HE WANTED.

## REASONS FOR GRANTING THE PETITION

IT IS CLEAR THAT THE MALLORY & BURDEN TAPE IS ALL THEY HAD DEFENDANT GLENN THOMAS 6<sup>TH</sup> AMENDMENT WAS VIOLATED BECAUSE YOU CANNOT USE SOMEONE STATEMENTS AGAINST A DEFENDANT AND NOT ALLOW HIM TO CROSS EXAM AND BEING THE FACT THAT THE GUN WAS ALL HE WAS UP AGAINST: WHICH IS A FACT

THE COURT OF APPEALS SUMMARY ORDER FROM THEIR RULING ON MARCH 26 2014 BY THE SECOND CIRCUIT THIS IS AN SUMMARY ORDER PAGE 7 MALLORY TESTIFIED THAT BURDEN GAVE HIS GUN TO WHITIKAR FOR THE ROBBERY. DEFENDANTS ARGUE THAT THIS TESTIMONY BY MALLORY SHOWS AN INCONSISTENCY BECAUSE BURDEN SAY IN EXCERPT 4 THAT HE GAVE HIS GUN TO MALLORY TO GIVE TO WHITIKAR BUT MALLORY TESTIFIED THAT BURDEN GAVE HIS GUN DIRECTLY TO WHITIKAR BUT THIS NOT DETRACT PROVIDED HIS GUN TO BURDEN AND MALLORY AGREE THAT BURDEN MALLORY ALSO LATER TESTIFIED THAT WILLIAMS TOLD HIM OVER TO GET THE CHAINS THAT IS GUNS TO AT 1207 AND A VICTIM OF THE ROBBERY WENT INTO BOONE TESTIFIED THAT ONE OF THE ROBBERS BRANDISH A CHROME GUN FURTHER CORROBORATING THE ESSENTIAL FEATURES ON BURDEN'S ACCOUNT. SEE MALLORY DIRECT TRIAL 8/13/14 PG 1225

SIDE BAR THE COURT: HE SAID HE HAD NO KNOWLEDGE ABOUT WHY THEY NEEDED FIREARMS SO ANYTHING HE SAY WOULD PURE SPECULATION BASE ON HIS TESTIMONY HE WAS ASKED WHETHER HE HAD KNOWLEDGE HE SAID NO CORRECT. THIS CASE MUST BE VACATED IMMEDIATELY THE FACTS ARE UND. SPLITTED THIS IS WRONGFULLY IMPRISONMENT PROSECUTORIAL MISCONDUCT TRIAL TRANSCRIPTS WILL BE PROVIDED 8/13/14 ALL MALLORY DIRECT AND TRIAL TRANSCRIPTS PROVIDED 8/12/2014 WHERE DEFENDANT RAISED HIS 6<sup>TH</sup> AMENDMENT

**CONCLUSION**

**IMMEDIATE RELEASE**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Glenn Thomas

Date: 9/29/24