

No. 24-20277

4-23-CV-361
24-6232
IN THE

SUPREME COURT OF THE UNITED STATES

5th C. USDC TX SD. H.

Supreme Court, U.S.
FILED

OCT 22 2024

OFFICE OF THE CLERK

ANDREW BURKE — PETITIONER
(Your Name)

vs.

BENJAMIN MASTERS, ET AL. — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

US Court of Appeals, 5th Circuit.

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

PETITION FOR WRIT OF CERTIORARI

ANDREW BURKE
(Your Name)

59 DARRINGTON ROAD
(Address)

Rosharon, TX, 77583.
(City, State, Zip Code)

NA
(Phone Number)

RECEIVED

NOV 1 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

QUESTION(S) PRESENTED

How are Police Surveillance
Cameras EVER GOING TO
KEEP people SAFE?
IF JUDGES AND authorities
Completely IGNORE DISCOVERY
SECURITY VIDEOS?
OBJECTIVE EVIDENCE IGNORED.

IN MY CASE, I AM
a VICTIM of Police
BRUTALITY, it was all caught
ON CAMERA, I watched the
VIDEO myself, DISCOVERY evidence,
STILL ON FILE, they
PUNCHED ME, Viciously beat me,
ASSAULTING and bATTERING my
testicles, ON CAMERA, IN DISPUTABLE
evidence, IGNORED, STILL ON FILE.
Specifically, FRAME 3:12, 3:00-3:33.

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:

Deputy Benjamin Masters
Deputy GUILLERMO VARGAS PEREZ
Deputy AUGUSTINE BARON
Sergeant ONYEKWA Nweke
Sergeant William CONGER.

RELATED CASES

Unable to conduct case law
Research due to current incarceration,
Very limited access to court in
Very restrictive environment.

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1st, 5th, 6th, 14th, US CONST. AND
CURRENT ACCESS TO COURTS VIOLATIONS.

UNABLE TO ACCESS Caselaw
RESEARCH DUE TO CURRENT
INCARCERATION, VERY LIMITED AND
RESTRICTED ACCESS TO COURTS.

STATUTES AND RULES

8th AMENDMENT, VIOLATIONS:

CRUEL AND UNUSUAL PUNISH,
POLICE BRUTALITY.

7th AMENDMENT VIOLATION:

DENIED JURY TRIAL FOR CIVIL ACTION.

DENIED DUE PROCESS, 1ST, 5TH, 6TH,
14TH, STRUCTURAL DEFECTS IN APPEALS PROCESS.

OTHER

I WAS GRANTED IFP AT
THE USDC LEVEL, BUT DENIED
IFP AT 5TH CIRCUIT LEVEL, ERRONEOUSLY,
INCONGRUOUSLY.

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 UNSURE, unable to verify; 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 UNSURE, unable to verify; 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 _____ appears at Appendix _____ to the petition and is court

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 7-30-2024.

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).

[✓] Was even denied Hearing, never got one.

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

8th AMENDMENT,
CRUEL AND UNUSUAL PUNISHMENT.

7th AMENDMENT,
DENIED JURY TRIAL IN
CIVIL ACTION.

1st, 5th, 6th, 14th AMENDMENTS:
DENIED DUE PROCESS.

STATEMENT OF THE CASE

Please watch on file
DISCOVERY Evidence,
which is ONE VIDEO UNDER
10 MINUTES. Specifically frame
3:12, 3:00 - 3:33.

I was at Fort Bend County
Jail at the time, Extraction
team enters my cell, Mcclusky
beats me, one officer, punching
me in my testicles, with closed
FIST, all on camera. My male
member area completely obliterated,
URINATION problems and erectile
dysfunction, permanent damage,
ever since. Officers affidavits for
case are all lies, Perjury.
VIDEO PROOF IGNORED by JUDGES
AND courts at all lower courts.

REASONS FOR GRANTING THE PETITION

If the Supreme Court leaves this case unexamined, this will leave a Dangerous Precedent for all Americans Nationwide. Imagine Being arrested for a crime you did not commit, and upon Police custody, having the Police Brutalize you in custody, as way way to permanently scar you, and set you up for an unfair trial?

IMAGINE, Real Security Camera Evidence, Does exist please just watch the video, less than TEN minutes, the judicial decision, does not require intense investigation, in lay men's terms, a "NO BRAINER" if you just watch the ON FILE VIDEO PROOF.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,
ANDREW BURKE

AB
Date: 10-22-2024