

**PROOF OF SERVICE**

I Christopher Smith, certify that a true copy of this Writ of Certiorari has been has been sent by Regular U.S. First Class mail to Montgomery County Prosecutors Office at 301 W. 3<sup>rd</sup> St. Dayton, Ohio 45402. Sent on this 1st day of November 2024.

***Affidavit of Declaration:***

I Christopher Smith, request that this court apply the Prison Mailroom Rule in *Houston v. Lack*, 487 U.S. 266, 270-72, 108 S. Ct. 2379, 101 L. Ed. 2d 245 (1988), I declare and state under the penalty of perjury under 28 U.S.C. § 1746 and 18 U.S.C. § 1621 that I hand delivered the Writ of Certiorari for mailing to the institutional Staff at the prison Mail Room at Chillicothe Correctional Institution on this 1<sup>st</sup> day of November 2024 to be timely received and filed by The United States Supreme Court. I further state that any delays in the United States Supreme Court receiving the Writ of Certiorari are not the fault of the Petitioner-Appellant and respectfully request that any delay be excused.

Christopher Smith  
Christopher Smith  
Inmate No. A806276  
P.O. BOX 5500  
Chillicothe, Ohio 45601

**PETITIONER-APPELLANT  
PRO SE.**