

No. 24-6937

IN THE SUPREME COURT OF THE UNITED STATES

ANTHONY CRAIG WEIMER,
Petitioner,

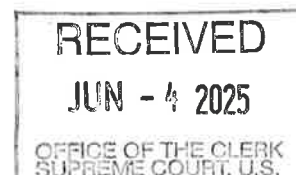
VS.

STATE OF MONTANA,
Respondant.

ON PETITION FOR A WRIT OF CERTIORARI TO
THE SUPREME COURT OF THE STATE OF MONTANA

PETITION FOR REHEARING

ANTHONY WEIMER
Prisoner ID # 3029890
Tallahatchie County Correctional Facility
19351 US HWY 49 N.
Tutwiler, MS 38963



Appellant presents this Petition for a rehearing of the above-entitled cause, and, in support of it, respectfully shows:

Ground for Rehearing

A rehearing of the decision in this matter is in the interests of justice because:

1. On May 19th, 2025, this Court denied the petition for writ of certiorari. 2025 U.S. LEXIS 1922.
2. If I raise an issue in federal habeas corpus proceedings that the Supreme Court has not yet addressed, I cannot win even if I were right. A court cannot grant habeas relief unless the state court decision is contrary to, or involved an unreasonable application of, clearly established Federal law, as determined by the Supreme Court of the United States. 28 U.S.C. § 2254(d)(1); *Williams v. Taylor*, 529 U.S. 362, 412, 112 S.Ct. 1495, 146 L.Ed. 2d 389 (2000).

Van Orden v. Perry, 545 U.S. 677 (2005) is not squarely established Federal law.

Whether I sustained a constitutional injury followed by a

constitutional act by First Amendment rights in the religion clauses is a matter of fundamental fairness to me and would not unduly burden the Court in clearly deciding these issues.

There seems to be no clearly established Federal law when it comes to crimes and constitutional rights. e.g., *Texas v. Johnson*, 491 U.S. 397 (1989); *United States v. O'Brien*, 391 U.S. 367 (1968); *Wisconsin v. Yoder*, 406 U.S. 205 (1972); *Street v. New York*, 350 U.S. 576 (1969).

Sending me to a court unable to grant habeas relief only to be returned to this discretionary Court is unfair and prejudicial considering time I have served.

Conclusion

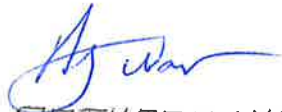
For the reasons just stated, I, Anthony Weimer, urge that this petition for a rehearing be granted, and that, on further consideration, the petition for certiorari be granted or the judgement of the lower be reversed or as appropriate.

Respectfully submitted this 21st day of May 2025.


ANTHONY WEIMER
Petitioner Counsel, pro se

CERTIFICATE OF GOOD FAITH

I, Anthony Weimer, counsel pro se, certify that this Petition for Rehearing is presented in good faith and not for delay and that it is restricted to the grounds specified in Supreme Court Rule 44 of the Rules of this Court.



ANTHONY WEIMER
petitioner counsel, pro se

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I certify that the document contains [~]320 words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 21st, 2025.

A handwritten signature in blue ink, appearing to read "A. Weimer", is written over the printed name.

ANTHONY WEIMER

Petitioner Counsel, pro se

CERTIFICATE OF SERVICE

I, Anthony Weimer, declare and affirm that on this date, May 29th, 2025, as required by Supreme Court Rule 29 I have served the enclosed PETITION FOR REHEARING on counsel for Respondent, State of Montana, by depositing an envelope containing the above described document in the prisons internal mail system.

Those served are as follows:

Montana Attorney General, Austin Knudsen
215 N. Sanders St.
Helena, MT 59601

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 29th, 2025.


ANTHONY WEIMER
Petitioner Counsel, prose