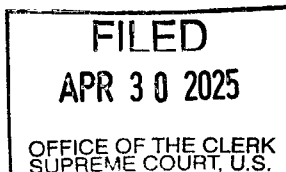


24-7238

No. _____

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



William Douglas Cope Jr. PETITIONER
(Your Name)

vs.

Commonwealth of Kentucky RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Supreme Court of Kentucky 24-SC-0445(23-CA-0843)
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

William Douglas Cope Jr. II
(Your Name)

266 WATER STREET (3-12-R-2)
(Address)

Eddyville, Kentucky 42038
(City, State, Zip Code)

(270) 388-2211
(Phone Number)

QUESTION(S) PRESENTED

IN direct ACCORDANCE TO Kentucky Constitutional Rights Section's 19 AND 28 CITING Ex-Post Facto, PROHIBITIONS AND VIOLATIONS OF STATE SEPARATION OF POWER doctrine IN CONJUNCTION WITH PROCEDURAL DUE PROCESS OF LAW RIGHTS TO CIVIL LIBERTY INTERESTS FOR EQUAL PROTECTIONS Clause TO BE FREE FROM Blockage OF THE PASSAGE TO FREEDOM, ARBITRARY & CAPRICIOUS DETENTIONS, Dual FORMS OF MULTIPlicitious Jeopardy, CRUEL UNUSUAL FORMS OF PUNISHMENTS, Rheturically Relevant ON Grounds of MERIT WITH A PRIMA-FACIE SHOWING Documented RECORDS TO A MISAPPLIED IMPERMISSIBLE STATUTORY TOLLING PROVISION ON THE 1998 Ky. Acts Ch. 606 § 139-199, EFF. JAN. 15, 1999 TO THE GOVERNORS HOUSE BILL 455 OF THE OVERHAULED REVISED - AMENDED ENACTMENTS ON THE SRAK HANSEN ACT.

Did The Kentucky State Police MISAPPLY The TOLLING STATUTORY PROVISIONS AS A IMPERMISSIBLE Ex-Post, FACTO, PROHIBITION, RETROACTIVE, BILL OF ATTAINERS ON (3) DIFFERENT ILLEGAL & WRONGFULL SENTENCING CONVICTIONS THAT VIOLATED THE STATE SEPARATIONS OF POWER doctrine, VAGUE AMBIGUOUS LANGUAGE OVER BREADTH doctrine UNDER THE CONDITIONAL DISCHARGE TERM'S ON IT PRIOR REVISIONED MODEL THAT CLEARLY & CON-CLUSIVELY SHOW A BINARY dichotomy FOR FALSE SYLLOGISM RELATIONSHIPS THAT ARE CONTRARY TO CONCLUSIVE CONCLUSIONS ON K.R.S. 533.050(2) AND K.R.S. 17.520(3)(4) THAT WERE INTENDED TO ASSIST K.R.S. 17.510(1)(L.F.W.K.) ON THE 1998 REVISED ACT?

PETITIONER WISHES TO SPECULATE THE GROUNDS TO EACH PREMISE, A MAJOR & A MINOR, ONE'S DESIGNED TO ASSIST RE-CLDIVISM TO REOFFENDERS AS A PUNITIVE PENAL PUNISHMENT & THE OTHER IS PURPOSED AS A REMEDIAL REGULATORY REMEDY USING THE SAME EXACT LEGISLATIVE LANGUAGE CONTEXT CONSTRUCT-IONS AS A POLAR OPPOSITE IN AFFECT'S TO OFFENDERS SENTENCED & INCARCERATED UNDER ITS REVISED AMENDED ENACTMENTS EFFECTIVE DATE.

TO ENHANCE, EXTEND, INCREASE, PROLONG OR DELAY THE PETITIONERS
REGISTRATION REQUIREMENTS UNDER (HIS) ORIGINAL CIRCUIT COURT
ORDER OF AUTHORIZED JURISDICTION PURSUANT TO THE ORIGINAL
MEGANS LAW ACT ON 1994 KY. ACTS CH. 392 §(3), (4) EFF. JULY
15, 1994 THAT MANDATED PETITIONERS TEN (10) YEAR REGISTRY
COMPLIANCE OBLIGATIONS THAT DOCUMENTS CLEARLY SHOW
BEGAN UNDER COLOR OF STATE LAWS ON 9-16-1996, TWO (2)
YEARS PRIOR TO THE 1998 REVISED STAT. TOLLING PROV'S EN-
ACTMENT'S THAT ONLY AFFECTED OFFENDERS SENTENCED & CON-
VICTED FOR (ANOTHER) QUALIFYING SEX-CRIME AFTER JAN. 15,
1999. ALSO SEE: COMMONWEALTH V. NASH, 338 S.W. 3d
264 (KY. 2011), PHON V. COM., 545 S.W. 3d 284, 3d6-
07 (KY. 2018); AND McCLANAHAN V. COM., 308 S.W. 3d 694,
701 (KY. 2010); PETERSON V. SHAKE, 120 S.W. 3d 707, 709
(KY. 2003) AND BUCK V. COM., 308 S.W. 3d 661 (KY. 2010).

NOTICE THE "NASH" CASE IS DIRECTLY ON POINT WITH THE
PETITIONERS LEGAL ENTITLEMENTS TO VACATE UNDER FED. R.
CR. P. 60.02(F) SHOWING A PRE-ponderance OF CLEAR & CONVINC-
ING EVIDENCE TO IRREFUTABLE PROOF OF SUBSTANTIAL PALPABLE
ERROR'S, THAT MANIFESTS INJUSTICE UNDER RCR 10.26 ALL
(IN-PARI-MATERIA) WITH A STARE DECISIS SHOWING EXACTLY
HOW "THE RULE OF LENITY" MUST FAVOR PETITIONERS DE-
FENSE AND RELIEF SOUGHT FOR WHICH HIS CLAIM MUST BE
GRANTED UNDER THE U.S. CONST. ART 1 § 10, 8TH, 9TH,
AND 14TH AMENDMENTS TO DUE PROCESS RIGHTS AND EQUAL
PROTECTIONS.

ALSO NOTICE A FLAGRANT MISCARRIAGE & OBSTRUCTION TO
JUSTICE FOR JEFFERSON CIRCUIT COURTS WILL NIGH GROSS-
NEGLECTANCE TO HOLD AN EVIDENTIARY HEARING UNDER (F.R.C.P.)
52.01 AND 52.04 USED HARMONIOUSLY IN A FINDING OF FACTS, BE-
FORE FINAL ADJUDICATIONS TO DENIAL OF RELIEF BASED ON THE
FACE OF RECORDS UNDER C.R. 8.01(A)(2) OF A PLAUSIBLE
SHOWING THAT PETITIONERS CONST. RIGHTS HAVE BEEN IN VIOLATIONS.

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:

- 1) JEFFERSON County Circuit Court ATTN.: Hon. Judge Julie KAELIN, (Div. 4) 700 West Jefferson Street, Lou., Ky. 40202
- 2) Kentucky Court of Appeals, 669 Chamberlin Ave, Ste: B FRANKFORT, Ky. 40601
- 3) Attorney General of Kentucky c/o: Hon. Mr. Russell Coleman, 1024 CAPITAL CENTER Drive Ste: 200, FRANKFORT, Ky. 40601
- 4) Supreme Court of Kentucky, State Capitol Building, Rm. #209 700 CAPITAL Avenue, FRANKFORT, Ky. 40601 ATTN. Hon. Chief Justice: Debra K. Lambert

RELATED CASES

- 1) 2023-CI-00296 in FRANKLIN County Circuit Court KRS 418.040
- 2) 2024-CI-00916 KRS 418.040 in FRANKLIN Circuit Courts
- 3) 06-CR-000844, 14-CR-002404 And 17-CR-003633
- 4) 2023-CA-0843-MR
- 5) 2024-SC-0445-D
- 6) 2025-CI-002571

TABLE OF CONTENTS

OPINIONS BELOW	1
JURISDICTION	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	
STATEMENT OF THE CASE	
REASONS FOR GRANTING THE WRIT	
CONCLUSION	

INDEX TO APPENDICES

APPENDIX A

APPENDIX B

APPENDIX C

APPENDIX D

APPENDIX E

APPENDIX F

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

- 1.) Buck v. Com. 308 S.W. 3d 661 (Ky. 2010)
- 2.) Com. v. NASH, 338 S.W. 3d 264 (Ky. 2011)
- 3.) PHON v. Com., 545 S.W. 3d 284, 306-07 (Ky. 2018)
- 4.) McCLANAHAN v. Com., 308 S.W. 3d 694, 701 (Ky. 2010)
- 5.) Soileau, 382 S.W. 3d 888, 890 (Ky. App. 2012)
- 6.) Peterson v. State, 120 S.W. 3d 707, 709 (Ky. 2003)
- 7.) Webb v. SHARP, 222 S.W. 3d 113, 117-18 (Ky. 2007)
- 8.) Ponte v. REAL, 471 U.S. 491, 105 S.Ct. 2192, 85 L.Ed. 2d 553 (1985)
- 9.) 232 S.W. 3d 536, 541-42 (Ky. App. 2007)
- 10.) Brown, 911 S.W. 2d 279 (Ky. App. 1995)
- 11.) Rogers Group, 175 S.W. 3d 630, 635 (Ky. App. 2005)
- 12.) Dickerson, 174 S.W. 3d 451, 459-60 (Ky. 2005)
- 13.) Gross v. Com., 648 S.W. 2d 853, 856 (Ky. 1983)
- ~~14.) [REDACTED]~~

STATUTES AND RULES

1.) 1994 Ky. Acts ch. 392 § 4, July 15, 1994 Regist. Reg. Are Retroactive Nullen crimes, None Some JURIS Nullity with no mention of any form's of Statutory Tolling provisions under (my) Sentencing & Conviction order of Authorized Jurisdictions under color of State & Const. Laws, For misapplied Impermissible Ex-post Facto, Prohibitions.

2.) 1998 Ky. Acts ch. 606 § 199 (eff. JAN. 15, 1999) Affected only those offenders sentenced under The Sarah Lawrence Act. As it was Retrospective enactments that Revised Legislative Language on K.R.S. 533.050(2) That excluded FAIR WARNING, Legal Notice, Revocations hearing, & Circuit Court orders to extend Petitioners Reg. Reg. Part Sept. 19, 2006. on All (3) Cases in chief for Injunctive Relief under a declaration of Const. Rights.

OTHER

Please Take notice on The 2000 Ky. Acts ch. 401, § sec. 37 (eff. APR. 11, 2000) was Purposed To Affect only Those people who First became Registrants After The effective date were eligible To be Prosecuted of A Felony. IN direct Accordance to K.R.S. 13A. 130 Shows How The Governor called A Special 2000 Session under C.R.S. 9.05(e) To Modify, After & Correct The Legislative Language Herveventics From (Another sex crime) To (Any crime) under The National updated Revised Jacob Wetterling Act of 1996 Pursuant To Congressional orders For Fed. Grants.

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 NIA to the petition and is

☒ reported at 2024-SC-0445-D; or,

☐ has been designated for publication but is not yet reported; or,

☒ is unpublished.

The opinion of the Kentucky APPEAL'S court appears at Appendix 1 to the petition and is

☒ reported at NO. 2023-CA-0843-MR; 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 3-12-25.
A copy of that decision appears at Appendix N/A.

☒ A timely petition for rehearing was thereafter denied on the following date: N/A, and a copy of the order denying rehearing appears at Appendix N/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

1) UNDER A WRIT OF PROHIBITION FOR A MANDAMUS ORDER OF SHOWING NO ADEQUATE REMEDY BY APPLICATION CITING: *HOSKINS V. MARICLE*, 150 S.W. 3d 1 (Ky. 2004) THAT SUPREME COURT CHIEF JUSTICE NOW. MRS. DEBRA K. LAMBERT ACTED OF HER ERRONEOUSLY GROSS-NEGLECT TO TURN A BLIND EYE IGNORING THE LAWS OF THE KENTUCKY JUSTICE SYSTEM TO GRANT PROPER REVIEW UNDER COLOR & STATUTORY ENACTMENTS RHETORICALLY RELEVANT TO KY. CONST. § 28- STATE SEPARATIONS OF POWERS DOCTRINE AND VIOLATING PETITIONERS CIVIL LIBERTY INTERESTS UNDER MAGNA-CARTA PRINCIPLES THAT PROTECT(him) FROM THE BLOCKAGE TO THE PASSAGE OF FREEDOM, DUE PROCESS OF LAW RIGHTS TO A EVIDENTIARY HEARING AND EQUAL PROTECTIONS CLAUSE CITING *COMMONWEALTH V. NASH*, 338 S.W. 3d 267 (Ky. 2011).

2) ACCORDING TO FEDERAL RULES OF CIVIL PROCEDURES 52.01 AND 52.04 USED HARMONEOUSLY IN FINDINGS OF FACTS, IGNORED BY JEFFERSON COUNTY CIRCUIT COURT JUDGE JULIE KAELEN ON A PLAUSIBLE SHOWING OF C.R. 8.01(A), (2) AND RCR 10.26 THAT AN OBVIOUS ABUSE OF DISCRETION WAS DELIBERATELY IMPOSED TO PREJUDICE PETITIONERS MOTION FOR ENTITLED RELIEF TO VACATE CITING: *AGE V. AGE*, 340 S.W. 3d 88, 94 (Ky. App. 2011) AND *BD. OF TRUSTEES OF POLICEMANS & FIREMENS RET. FUND OF CITY OF LEXINGTON, V. NUCKOLLS*, 507 S.W. 2d 183, 186 (Ky. 1974).

3) THE KENTUCKY COURT OF APPEALS MISINTERPRETTED THE HERMENEUTICS CONTEXTS CONSTRUCTIONS, HISTORY, PURPOSE, & INTENT TO THE STAT. TOLLING PROVISIONS LEGISLATIVE LANGUAGE (CITING: *SAXTON V. COM.*) TO A VOID-JUDGMENT QUOTING: *FOREMOST INS. CO. V. WHITAKER*, 892 S.W. 2d 607, 610 (Ky. App. 1995).

Notice: UNDER (42 U.S.C. § 12102) et. seq. AND (18 U.S.C. § 3006A) PETITIONER IS LEGALLY DEAF/HEARING IMPAIRED WITH SEVERE P.T.S.D., HERE FOR (he) QUALIFIES FOR COURT APPOINTMENT OF LAW ASSISTANT COUNSEL CITING: *MAY V. COLEMAN*, 945 S.W. 2d 426 (Ky. 1997) AND *CAIN V. ABRAMSON*, 220 S.W. 3d 276 (Ky. 2007)

THE OBVIOUS FACT CONVEY'S LOGICAL REASONING THAT GREAT HARM OF IRREPARABLE INJURY WILL RESULT IF THE HIGHEST COURT DOES NOT INTERVENE NOW. - SEE: *SISTERS OF CHARITY HEALTH SYSTEMS V. RAIKES*, 984 S.W. 2d 464 (Ky. 1999). ALSO CITING: *ABERNATHY V. NICHOLSON*, 899 S.W. 2d 851 (Ky. 1995) GRANTS SECTION 110(2)(a) OF THE CONST. THE SUPREME COURT SUPERVISORY CONTROL OVER THE COURT OF JUSTICE.

STATEMENT OF THE CASE

Petitioner, William Douglas Cape JR., (PRO-SEL), WAS SENTENCED & CONVICTED OF (3) QUALIFYING 3RD⁰ degree, Consensual, non-violent, STATUTORY RAPE CHARGES ON SEPTEMBER 23, 1994 AND RECEIVED A (2 1/2) YEAR CIRCUIT COURT SENTENCING COMMITMENT ORDER. THE 1994 KY. ACTS CH. 392 §(4) OF K.R.S. 17.520 STATUTES TO REGISTRATION REQUIREMENTS MANDATED A TEN (10) YEAR REGISTRY COMPLIANCE OBLIGATION THAT BEGAN UPON FINAL DISCHARGE OR SERVED OUT RELEASE. MR. CAPE SERVED OUT HIS ENTIRE SENTENCE ON 9-16-1996 UNDER THE ORIGINAL MEGAN'S LAWS ACT THAT WAS RETROACTIVE NULLITIES UNDER STARE DECISIS GROUNDS OF MERIT TO (RES JUDICATA AB VORD INITIA) MR. CAPE BEGAN HIS MANDATORY (10) YR. REGISTRY ON 9-16-96 AT WHICH TIME UNDER COLOR OF STATE LAW ENDED 9-19-2006.

ALTHOUGH THE KENTUCKY STATE POLICE MISAPPLIED IMPERMISSIBLE TOLLING STATUTORY PROVISIONS TO EXTEND (HIS) ORIGINAL CIRCUIT COURT ORDER WITHOUT PROPER LEGAL NOTICE, JUDICIAL HEARINGS OR AUTHORIZED JURISDICTIONAL CIRCUIT COURT ORDERS UNDER THE 1998 KY. ACTS CH. 606 § 139-199 SARAH WANSER ACT (REVISED AMENDED ENACTMENTS) THAT ONLY AFFECT OFFENDERS OF ANOTHER SEX CRIME AFTER JAN. 15, 1999, THUS FAR EXTENDED (HIS) EARNED COMPLIANCE CALCULATED CREDIT MORE THAN (20) YEARS & COUNTING AS WELL AS CAUSED (HIM) UNDUPLY HARDSHIPS, PUBLIC EMBARRISSEMENTS, PRISON RAPES, ENDLESS PHYSICAL, EMOTIONAL & MENTAL ABUSE DUE TO BAD ACTS IN GOOD FAITH IMMUNITIES UNDER K.R.S. 17.547 AND KRS 17.510 (11)(12) FOR FALSE RECORDS DISSEMINATIONS.

PETITIONER IS CURRENTLY ILLEGALLY DETAINED AND HELD ON ARBITRARY ACTS OF CRUEL UNUSUAL PUNISHMENTS IN DIRECT VIOLATIONS TO THE 8TH & 9TH, 14TH & 16TH U.S. CONST. AMENDS.

REASONS FOR GRANTING THE PETITION

PETITIONER WAS SUFFERED IRREPARABLE INJURY, (HIS) LIFE IS NOW & WILL FOREVER BE HANDICAPPED BY A JUSTICE SYSTEM'S GROSS- NEGLIGENCE TO TURN A BLIND EYE AFTER (HE) EXHIBITED (18 1/2) YEARS OF DUE DILIGENCE COLLECTING & COMPILING EVIDENCE THAT SHOWS HIS INNOCENCE BEYOND A SHADOW OF REASONABLE DOUBT'S IN ANY COURT OF JURISDICTIONAL LAWS THAT (HE) IS LEGALLY ENTITLED TO RELIEF FOR EXTRAORDINARY CIRCUMSTANCES WITH IRREFUTABLE PROOF THAT MUST GRANT RELIEF TO (HIS) CLAIM UNDER CONSTITUTIONAL AUTHORITIES OF THE UNITED STATES OF AMERICA WHERE (HE) WAS NATURALLY BORN WITH THE EXACT SAME EQUAL RIGHTS AS THE NEXT MAN, WHO PLEADED & BEGGED THE COURTS FOR MERCY & RELIEF UNDER (HIS) MOTION C.R. 60.02 (F) TO VACATE (2) ILLEGAL & WRONGFULL CONVICTIONS ON 14-CR-002404 AND 17-CR-003633.

PETITIONER HUMBLY, & RESPECTFULLY PRAYS THIS HONORABLE SUPREME COURT (MAY/WILL) GRANT (HIM) THE RELIEF (HE'S) LEGALLY ENTITLED TO.

To Emmedately order A WANDAMOUS FOR A
DISCRETIONARY Review FOR Chief Justice Hon.
DeBRA K. Lambert, (et. al.) under (Ky. Const. § 28)
And (U.S. Const. Art 1 § 10) with Recommendation To
Remand, Resend & VACATE IN Full 14-CR-002404 &
17-CR-003633 Illegal Nullities And Release Petiti-
ioner From Custody & Any Further Registration
Requirement Compliance Obligations.
CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

William Douglas Cep. Jr. III

Date: APRIL 30th, 2025