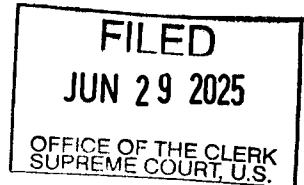


25-5086

No. _____

ORIGINAL



IN THE

SUPREME COURT OF THE UNITED STATES

Jimmy Jacoby Carr — PETITIONER
(Your Name)

vs.

State of Iowa — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Court of Appeals of Iowa
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Jimmy Jacoby Carr
(Your Name)

Clarinda Correctional Facility ^{PO Box 1339} 2000 N. 16th St
(Address)

Clarinda, IA 51632
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

Was Counsel ineffective
for failing to sever felon in
possession of firearm

and

Should Conviction Stand because
of questions of firearm prior
to unmanicured statement

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:

RELATED CASES

Miranda v. Arizona, 384 U.S. 436, 444
State of America v. Jeremiah Cotton, No. 11-00191-01
S-CR-W-6AF Dec 21, 2011
U.S. v. Hatten, 68 F.3d 257, 261 (8th Cir 1995)
Morgan v. Burbine, 475 U.S. 412, 420, 106 S.Ct. 1135, 1140,
89 L.Ed.2d 410 (1986)
State of Iowa, Appellee, vs. Dustin James Ortiz, Appellant.
905 N.W.2d 174; 2017 Iowa Sup. Lexis 105 No. 167 1980

TABLE OF AUTHORITIES CITED

CASES

U.S. of America V. Jeremiah cotter
NO. 11-00191-01-CR-W-GAF Dec 21, 2011

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STATUTES AND RULES

N/A

OTHER

N/A

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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 March 5, 2005.
A copy of that decision appears at Appendix A.

☐ 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

My Fourth Amendment and Fifth Amendment
Rights has been violated

I did not receive a fair trial. Trial counsel failed to protect me from the effects of unfair prejudice due to my status as a felon and failed to suppress inculpatory evidence against me. The prosecutor repeatedly told the jury I was a felon, which violated my due process trial rights. The failure to suppress my inculpatory statement combined with this prior bad acts evidence to make it clear that I was still engaged in dangerous activities despite my felon status.

STATEMENT OF THE CASE

Carr is serving a 25-year sentence for Robbery in the first degree, felon in possession of a firearm, and interference with official acts. His trial was marred by ineffective assistance of counsel: trial counsel failed to sever the felon in possession charge to protect Carr from having the jury convict him based on his status as a felon, and failed to suppress his un-mirandized statement claiming the firearm. During his arrest

REASONS FOR GRANTING THE PETITION

Because MY 5th AMENDMENT Right WAS
Violated at Trial when the jury heard statements
that was inadmissible in Trial

My Constitutional Rights has been violated because
Self incriminating statements was used against me without a
Miranda warning U.S. of America v. Jeremiah Carter, NO. 11-00191-01-
CR-W-GAF Dec 21, 2011

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Jimmy Carter

Date: 6/18/2025