

No. 25-5233

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
JUL 29 2025
OFFICE OF THE CLERK
SUPREME COURT, U.S.

In Re Demick D. Fields — PETITIONER
(Your Name)

ON PETITION FOR A WRIT OF HABEAS CORPUS

PETITION FOR WRIT OF HABEAS CORPUS

Demick D. Fields
(Your Name)

Hutchins Unit 1500 E. Hampton Rd.
(Address)

Dallas, Tx 75241
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

1. why My Counsel Ms. Moore Did Not herself explain to me properly of My rights to a Fair trial and court preceedings. or of my Constitutional rights.
2. why My Counsel Didn't cross examine the Court and ask them did they investigate the crime, which they Did not.
3. In order to charge me with this crime, she did not ask did I utilize these cards.
4. why wasn't my Evidence Used to exalt me, why she Didn't inform the court of my police statement.
5. why Did law enforcement Just illegally pull up on me Sitting in a public place Doing No wrong. with Guns Drawn on me.
6. why was I deprived of my liberty and my constitutional Rights.
7. why Did My Counsel Not go over her on profession, when I told her, This is a big Mistake, I Did nothing wrong. why she Didn't Fight For me instead, she Spoke For the Judge, telling me that she Don't or Didn't think the Judge would sway in my Favor.

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

Pitchford v. Cain, 126 F.4th 422.

State v. Sloan 2022-ohio 1930

State v. Byas 2021-ohio 3924

State v. Byrd - State v. Sutton

R.C. § 2943.031 - risk of deportation rule.

State v. Beard

Rosales v. State 4. S.W.3d at 228, 231

Stone, 117 S.W.3d at 353-354 Strickland, 466 U.S. at 687.

Brady v. Maryland, 373. U.S. 83

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TABLE OF AUTHORITIES CITED

CASES

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Ex parte Menchaca.
Rosales v. State
Jackson v. Virginia
Wolff v. McDonnell
Brady v. Maryland

STATUTES AND RULES

854, Suv. 2d, 128, 133
4.S.W. 3d. at 228, 231
Stone, 17. S.W. 3d at 353-354
Strickland, 466 U.S. at 687.
42. U.S.C § 1983
373. U.S. 83

OTHER Case Summary

I Demick D. Fields state that a federal habeas court did not have to consider whether there was any evidence to support my stat court conviction, but had to determine whether there was sufficient evidence. And I Did. The lower trial court just didn't honor my rights or my truth.

IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF HABEAS CORPUS

Petitioner respectfully prays that a writ of habeas corpus issue.

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 (CA) to the petition and is

[] reported at Rule 20-4; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

The opinion of the _____ 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.

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 10-7-24. 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

The trial court applied the wrong legal analysis because it failed to inquire into whether, counsel fulfilled her duty under the Sixth Amendment to inform, me whether my guilty plea carried a risk of deportation and instead relied on its compliance with R.C § 2943.031(A) and Crim. R. 11. To inform me of right to fair trial and of my constitutional rights. My case should have been remanded, or should be remanded because the trial court should have informed my counsel of my statement and facts presented, why wasn't it brought up. The totality of circumstances, should have supported a finding that counsel performance was inadequate and if so whether the deficient performance was prejudicial to me.

Because the trial court did not provide a verbatim recitation and failed to include notice of the deportation consequences of and finding a guilty plea.

I have shown exceptional circumstances warrant the exercise of the court's discretionary powers, and that adequate relief cannot be obtained in any other form or from any other court. I was deprived of my liberty through a deliberate deception of court. These allegations sufficiently charge a deprivation of rights guaranteed by the Federal Constitution and I can prove this will entitle me the petitioner to release from present custody.

STATEMENT OF THE CASE
& RULE 20.4(A) STATEMENT

I prisoner Demick D. Fields #02511207 challenge the ruling in my conviction on, Fraudulent Use of Identifying Information Penal code 32.51. Plea of guilty on 8-02-2019. I file this petition on the Constitutional Grounds of ineffective Assistance of Counsel. My Sixth and Fourteenth Amendment right was violated to Right of Fair trial. My Counsel which Name is or was Deborah Moore improperly or coerced me to plead to this conviction unforntly quiding me through the full trial proceeding of a jury trial, IF I would have known the full concept of the courts I would have took this case to a jury trial and the outcome would have been different I'm confident of this, other reason The lower court Never brought up any of my Facts in court that I had informed my counsel. I ever stated to the Arresting officer My truth they have it in the police report and I have this report. I feel like I was pressured into taking this conviction. Even though it was a plea agreement, I'm still entitled to a reversal of sentence. And the reason I Filed my petition with the higher court. I Filed it first with the lower court after they informed me to file the proper paper work, I Did. They failed to grant or dismiss on grounds telling me that this was the improper paper work, giving me the run around, they misled me. So I'm relying on the higher court that is set in place to seek justice. Because of this injustice act I have suffered PTSD and wrongfully convicted. I never utilized any cards. Never the less I Didnt No my Father had any cards in his car under the car seat. The lower court has failed me.

REASONS FOR GRANTING THE PETITION

I have shown by the complying with the requirements of 28 U.S.C 2241 and 2242. I also submit the reason why for not making application to the district court of the District in which me the applicant was held. I did file the petition with the district court where I was held, they failed to grant or dismiss. They misinformed me. First they told me to file the 11.07, I did, then they informed me this was the wrong petition/paper work, I knew then something wasn't right. I exhausted my state remedies in connection within the provision of 28 U.S.C § 2254, To justify the granting of my petition. I have shown exceptional circumstances.

I have stated my claim upon grounds of relief, and I have stated relevant facts, and I have told due diligence. I do not have to consider whether there was any evidence to support my state court conviction, I have shown that there is sufficient evidence.

I was deprived of the opportunity to present evidence to rebut the presumption in my conviction and since I pled guilty there was insufficient evidence on which to conclude that my attempts to rebut the presumption would have been futile. It also communicates to the Judge that although I'm pro-se, I'm fair in my evaluation of the facts and law, and gives them an out where it will, the law rule in my favor. This is justice. The mental impact this has caused me and my loses. And time I have lost due to the negligence. I ask the court to free my body. I want ask for monetary compensation. I pray in good faith that the court rule in my favor.

God Bless! Also I might add that the court withheld my statement out from the court. That my father I.D. was in the bag with his I.D. which indicated the card was his.

I Faithfully ask the Court to Not claim my petition frivolous. My petition should Not be dismissed due to the fact, I was not given a fair trial and the lower court Didn't use the Court order properly. According to the justice system and how the concept is built. The tools of the judicial system are impace to aid, humanity to justice and liberty. Not be used against citizens, to deprive them. This should be conducted in honesty and by the Oath of God and Fainess so that all or I receive my share of justice and convenience. I have DukKha enough. According to the 14 Amendment I am Entitled to Equal protection of the law. The Supreme Court Role is to Reconstruct Era, and seek Justice. I pray that my conviction is over turned. Dred Scott v. Sanford.

CONCLUSION *Brady v. Maryland*

The petition for a writ of habeas corpus should be granted.

Respectfully submitted,

Derrick D. Fields

Date: 6-15-2025