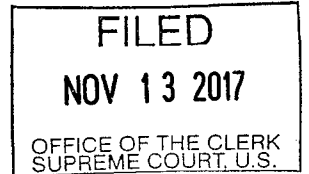


17-6901
No. _____



IN THE
SUPREME COURT OF THE UNITED STATES

Ronald Chappell — PETITIONER
(Your Name)

vs.

Ron Erdos, Warden, Socf — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

6th Cir. Court of Appeals

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Ronald Chappell
(Your Name)

126 W. Boston Ave
(Address)

Youngstown, Ohio 44507
(City, State, Zip Code)

(Phone Number)

QUESTION(S) PRESENTED

1. Whether Strickland v. Washington at 466 US 696 where it says "In every case, the Court should be concerned with whether, despite the strong presumption of reliability, the result of the particular proceeding is unreliable because of a breakdown in the adversarial process that our system counts on to produce just results", is the standard for Judging ineffective Asst. of Counsel claims and if so:

a.) whether I met that standard ~~for~~ for reasons mentioned in my Petition for habeas corpus Petition See Appendix A? or whether refusing to take my 2 Part Defense to the Charges against me (Counts 1-3 I said never happened and Counts 4-6 or whatever counts is against the deputies I said I acted in self defense), Combined with refusing to have evidence submitted for scrutiny by Jury in the adversarial process to prove my defenses, Combined with refusing to give instructions to Judge for Jury to entertain my defense of self defense to counts 4-6 in the adversarial process constitutes ineffective Assistance of Counsel / the standard in Strickland v. Washington at 466 US 696?

b.) If my Petition / situation meet criteria for ineffective assistance of Counsel, my next question is whether 7th Dist. Court of Appeals ruling I didn't have ineffective Assistance of Counsel resulted in a decision that was contrary to, or involved an unreasonable application of, clearly established Federal law, as determined by the Supreme Court of the United States and whether District Court / 6th Cir. finding I didn't meet criteria conflicts with US Supreme Court decision in Strickland v. Washington?

ii. Whether the State Court Changing what my claims of error say to conform to the States response and basing its erroneous decision on what the States response said and not on what my claim actually said is a unreasonable determination of the facts in light of the evidence presented? please see Appendix B with claim of error 7.

Questions Presented Contd.

2. Whether Barker V. Wingo at 523 where it say "the states are free to prescribe a reasonable period consistent with constitutional standards" is the governing rule for enforcing speedy trial rights? And if so:
- i. whether state of Ohio Creating ORC 2945.71 - 2945.73 to comply with this standard is governing standard to present a speedy trial violation under 6th Amend?
 - ii. whether Ohio speedy trial statutes are Co extensive with 6th Amend. as recognized by 6th cir. In Brown v. Bobby, 656 F.3d 325 (6th cir. 2011)? Please see Appendix B with statutes
 - iii. whether delaying ~~my~~ resetting my trial for over 75 days later for a fake trial, when ORC 2937.21 Say no continuance for more than 10 days?
 - iv. Whether a delay for over 75 days is a unreasonable delay for a fake trial?
 - v. Whether state court finding there was no ~~speedy~~ speedy trial violation resulted in a decision that was contrary to, or involved an unreasonable application of, clearly established Federal law, as determined by the Supreme Court of US?
 - vi. ~~Whether state court finding there was no speedy trial violation was a unreasonable determination of the facts in light of the evidence presented~~
Whether state court finding there was no speedy trial violation was a unreasonable determination of the facts in light of the evidence presented esp. when ORC 2945.73(A) say a charge of felony shall be dismissed if the accused is not accorded a prelim. hearing in time required by 2945.71 and 2945.72 and my charges were not dismissed as mandated?
 - vii. Whether a general/standard motion in criminal procedure in Ohio necessitates delay in trial when trial date was delayed for a fake case as evidenced by the 3-21-12 Court order stating it? Please see Appendix B

Questions Contd

3. whether filing several motions to remove Counsel, combined with telling the Judge in open Court to "bench my Attorney and I can represent self under 6th Amend. right" is clearly and unequivocally asserting right to represent self? And if so, whether it was met in my trial transcripts / Habeas Corpus petition?

4.1 whether district court / Appeals 6th cir. erred by finding I didn't? And whether that finding conflicts with Ferrette v. Cal?

4.1 whether 7th Dist. Court of Appeals finding was a unreasonable determination of the facts in light of Evidence presented / was contrary to, or involved a unreasonable application of, clearly established Federal Law, as determined by US Supreme Court?

006
111 whether I need to assert right to represent self ~~more than~~ more than once for it to attach?

iv whether citing relevant case law attempting to show Court I was competent to represent self is vacillating on self representation?

v whether changing subject after Court denied my request is vacillating on self representation?

Pls see Appendix _____ for _____

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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 C 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 C 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 _____ 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 _____ 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 8/16/17.

☒ 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 _____.
A copy of that decision appears at Appendix _____.

☐ 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

5th, 6th, 8th, 14th Amendments. ORC 2945.71 - 73.

Ferretta v. Cal 422 US 806

Strickland v. Washington 466 US 696

Barker v. Wingo at 523

ORC 2937.21

Brown v. Bobby, 686 F.3d 325

Statement of Case

on 1-21-12 I was arrested for Domestic Violence. I was transported to County Jail w/o incident. After Deputies took control of me I was attacked by deputies in a holding cell. They beat me so bad I shifted on myself. In order to stop the beating I picked up the feces and threw it at the deputies. I was charged with harassment w/ Bodily Substance. I went to be arraigned on the charges but the magistrate never formally arraigned me. ~~out there~~

I was never given a prelim. hearing as mandated by ORC 2945.71 (C)(1). I filed a motion to dismiss because of no arraignment/prelim. hearing but Judge never ruled on them. Even ORC 2945.73 (A) mandates dismissal for not having a prelim. hearing.

I filed motions to remove Counsel, and motions for discharge for delay in trial but Judge turned them down. At trial I even requested to remove Atty. and represent Self but that was also denied.

I appealed to 7th Dist. Court of Appeals but they turned down my appeal and showed judicial bias towards me by changing what my claims of error say to conform with its opinion.

I appealed to Ohio Supreme Court but they declined to review.

I petitioned to US Dist. Court but they said I have no merit.

They also refused to comply w/ 6th Cir. order to expeditiously decide my case. My case was not decided until after my release from prison. I appealed to 6th Cir. but they took sides w/ district court. They said the District Court said the record show I was arraigned, waived reading of indictment, and acknowledged a copy, But the record Don't say this. I even asked District Court to order transcripts to prove this But they didn't.

Statement of Case Continued

I also asked my attorney several times to take the 2 defense approach to the charges and have evidence of other attacks admitted to support this but he didn't. He said Ohio has no Self Defense Law and he knows Best. He filed Competency stuff w/o my permission. Its all in the record.

Appeal Atty. was in cahoots with court. He didn't represent me or allow me to represent self.

Court never ~~gave~~ gave me another atty. or ordered atty. to give me Documents essential to proving my claim.

Reasons For granting writ

To correct District Court / 6th cir court / All courts
egregious disregard for US Supreme Court laws mentioned and
to restore / attempt to restore Justice.

To Comply with All Laws.

Because 6th cir is conflicting w/ its own case law in Brown v. Bobby
656 F.3d 325.

All Courts are disregarding the Law.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Ronald Chappell

Date: 11-13-17