

UNITED STATES SUPREME COURT

Robert Velez
Petitioner
v.

Case # 17-8495

UNITED STATES OF AMERICA

"Petition for Rehearing"

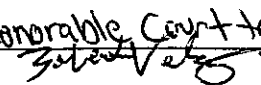
Now Comes Robert Velez Filing pro se motion for rehearing.

Statement of facts

The issue not presented in Petitioner first brief, is Controlling and Substantial. Current Precedent in the 6th Circuit is, "if there is a reinterpretation of a statute and that statute is a Substantial reinterpretation which makes the defendant Actually and factually innocent of the reinterpretation then ^{the} Saving Clause off the 2255(E) comes into effect", making Rosemond Retro-active on Collateral review, which is Current Precedent in the 6th Cir and the district courts of the 6th Cir. The district court and 6th circuit denied Petitioner on the bases that Rosemond was not retro active because the Supreme Court didn't acknowledge its retro activity effect on collateral review. This Present extraordinary Circumstances, because the Petitioner stands convicted of a charge that no longer punishable by congress and is currently being held against the laws of the United States, and that of the Supreme Court, which in term

the Supreme Court ruling not to hear Petitioner Case 15 Subjecting petitioner to be held in custody without due Process of Law "Hale V. Henkel" (1905 SC). without the 924(G) Court Petitioner will be automatically release from custody due to the fact Petitioner is no longer a career offender. which would place Petitioner at a range of 144 months - 180 months, not only that Alleyne would apply due to the resentencing making all new laws applicable, giving Petitioner a new trial. Rosemond which is being disputed amongst the Circuits, causing a conflict in which it is the obligation of the Supreme Court to settle the dispute in Rosemond. A remand is required due to controlling and substantial ruling made by the Supreme Court regarding Rosemond. If a rehearing is to be denied then a general remand is warranted in Petitioner case. Petitioner uses the record and governments' evidence as substantial evidence. Rosemond which is controlling applies to petitioner case, without a hearing Petitioner is being held against Supreme Court Precedent and the 6th Circuit. Petitioner is being held against the laws of the United States if the Supreme Court refuses to hear Petition, thereby presenting "extraordinary circumstances", in Petitioner case. For if the Supreme Court refuse to acknowledge its own ruling, and not enforce them, the lower courts will continue to manipulate the rulings made by the Justices, and Supreme Court, leaving petitioner, along with many others being held against their freewill if the Supreme Court refuses to settle the dispute amongst the Circuits.

conclusion

I hereby certify that Petition for rehearing is Presented in good faith and not for delay, and Prays this Honorable Court to grant motion.
09/20/22  3/28/19

UNITED STATES OF AMERICA
SUPREME COURT

Certificate of Counsel

Robert Velez
v. Petitioner

UNITED STATES OF AMERICA
Respondent

}
} case No # 17-8495
}

CERTIFICATE OF COUNSEL

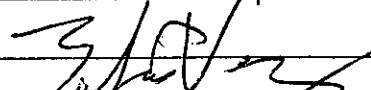
Now Comes Robert Velez filing pro se motion
in good faith and not for delay.

Robert Velez 3/28/19

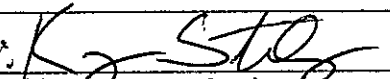
Certificate of Service

I hereby certify that Petition for rehearing was placed in the institution mail box on 3/28/19 and given to CO Sucheki on 3/28/19. under the Penalty of perjury Pursuant to title 28 USC § 1746

Submitted by

 3/28/19

Robert Velez 2160-014

witness:  3/28/19
Kenny Stanley
18615-078

Enclosed Documents:

1. Petition for rehearing
2. Certificate of counsel
3. Certificate of Service