

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

(Pro se) Jackie Lee O'Neal III — PETITIONER
(Your Name)

VS.

VA. Department of corrections — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

VA. Supreme Court
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Jackie Lee O'Neal
(Your Name)

31285 camp Rd
(Address)

Hanover VA 23069
(City, State, Zip Code)

804-994-2161
(Phone Number)

QUESTION(S) PRESENTED

- 1.) How is it fair or unjust to let A officer of the law testify in trial not being sworn to oath.
- 2.) How is it legal And Justifiable to Allow A Attorney to Withhold plea Agreements
- 3.) What is the law for chain of custody on evidence.

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:

V.A. Supreme court

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 *Decision of V.A. Supreme court*

APPENDIX B *order of VA. supreme court Rehearing*

-APPENDIX C

-APPENDIX D

APPENDIX E

APPENDIX F

TABLE OF AUTHORITIES CITED

CASES Record No. 161067 VA. supreme court PAGE NUMBER

Part one. pg 2 of my petition states A withheld plea Agreement pg 6 shows The plea Agreement pg 10 - pg 21 shows case law to support A withheld Agreement Missouri v. Frye No. 10-444 Argued Oct 31, 2011 And Decided March 21, 2012 This issue falls to effective Assistance of counsel.

Part two pg 2 of my petition is paragraph on written Notarized letters from my lawyer stating He made mistakes. pg 7-9 are written letters from my lawyer stating He was wrong And made mistakes And informed me to file A habeas petition for principles of mistakes During trial...

STATUTES AND RULES

Pg 10-21 shows case law to support A withheld Agreement Missouri v. Frye No 10.444 Argued Oct 31, 2011 And Decided March 21, 2012 This issue falls to effective Assistance of counsel

OTHER

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 A/B 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 VA. Supreme court court appears at Appendix A/B 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 Aug 29, 2017.
A copy of that decision appears at Appendix A/B.

☒ A timely petition for rehearing was thereafter denied on the following date: Nov 20, 2017, and a copy of the order denying rehearing appears at Appendix A/B.

☒ 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

Pg. 10-20

IS All case law to support my case to pertain to missouri v. frye
It is A case identical to my case And I would Ask the
court to use the same Basis And case law I do not need to
go to into depth its All listed And the information is there

This All Falls under the 6th Amendment Right to effective
Assistance of counsel..

STATEMENT OF THE CASE

Part one. I got Arrested for A possession charge and During the process I was given A public Defender And during that time the one the court appointed me was in the process of leaving the public defenders office so they Appointed me another lawyer Jeremy childress And during that time he communicated with the CA And they were trying to get my girlfriend at the time to testify Against me so he put in A conflict of interest And the court give me A new lawyer Ben Burchett so now I got A new lawyer And the court offered me 2 years And I turned it down well I took it to trial And got 7 years well After trial I file for All my Record files from my lawyer And The public defenders office After getting my files I found A copy of A plea Agreement in the public defenders office file for Jeremy childress Via email Dated Mon Aug 31, 2015 at 2:47 pm A offer for 5 years with 4 years 4 months suspended 8 months Active this plea was Not Passed Down or spoken of it was withheld from me And this is A violation of my rights...

Part 2.

During my trial the Key witness Deputy Baugh testified Against me Not sworn to oath And lied About it on stand And I have written Notarized letters from my lawyer showing He made mistakes And let this happen How is this Justifiable...

REASONS FOR GRANTING THE PETITION

No. 1. Reason

The withheld plea Agreement I filed my petition on 3 Key Facts And the most important fact was the plea withheld The VA Supreme court went over the basics in my petition But the most important part they did not go over And when I Asked for A Rehearing they just Kicked it back out the main Thing is Lawyers can not withhold pleas main case to support Missouri V. Frye oct 31, 2011 US Supreme court there's A Reason for lawyers And thats to help the public Not Railroad Them please Review,

The VA supreme court did not go over my full petition And ignored Key Facts the plea was the main fact not one time in my Dismissal letter to the courts Raise the fact A Plea was withheld ---

Patrick O'Neal

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Jackie Lee O'Neal III

Date: _____