

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

MILTON PAVON — PETITIONER
(Your Name)

vs.

THE STATE OF TEXAS — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

FIRST DISTRICT COURT OF APPEAL, HOUSTON, TEXAS
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

MILTON PAVON #2046148
(Your Name)

TELFORD UNIT, 3899 State Hwy 98
(Address)

New Boston, TX 75570
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

Can a jury's verdict be deemed rational, beyond a reasonable doubt, when it is impossible to have a jury that isn't biased and inflamed simply by the charge itself?

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:

TABLE OF CONTENTS

OPINIONS BELOW	1
JURISDICTION.....	2
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	3
STATEMENT OF THE CASE	4
REASONS FOR GRANTING THE WRIT	5
CONCLUSION.....	6

INDEX TO APPENDICES

APPENDIX A First District Court of Appeals Opinion

APPENDIX B Texas Court of Criminal Appeals Denial of Discretionary Review

APPENDIX C

APPENDIX D

APPENDIX E

APPENDIX F

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Jackson v. Virginia, 443 U.S. 307 (1979)

4

STATUTES AND RULES

OTHER

44 Geo. L.J. Ann.Rev.Crim.Proc. 611 (2015)

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☐ is unpublished.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☐ is unpublished.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 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☒ is unpublished.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 of Criminal Appeals court appears at Appendix 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 Nov. 12, 2017. A copy of that decision appears at Appendix B.

☐ 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 Fourteenth Amend., Due Process, U.S. Constitution

STATEMENT OF THE CASE

This case arises out of the growing concern that the current jury system in place in America is flawed, and that the juror's that are placed on a panel are not equipped to handle the fate of an accused persons life. As they are to easily biased and inflamed, often simply by the alligations in a case, and if not then by the prosecutor twisted version of events. This has been proven to be the case, time and time again, over the course of the last few years with houndreds of convictions being overturned.

REASONS FOR GRANTING THE PETITION

The reason this honorable Court should address the Petitioner's concern is that the current state of the Justice System in America is simply not working. The mentality of convict at all cost is driving every part of the current system. And one of the facets that the founding fathers of this country put in place to keep checks and balances, has been eroded to an unfunctional level.

The Constitution guaranties a crimianl defendant a trial by jury. This used to mean a trial by parties that normaly knew both the defendant and the compl-ainant. This very Court has stated many times that a jury is to be "Equal" to the defendant when describing what a "peer" is, however, now juries are pulled almost always from registered voter rolls, somewhere you won't find a very large number of criminal defendants.

Furthermore, this Court in Jackson v. Virginia, 443 U.S. 307 (1979) stated that a jury must be able to come to a "rational verdict beyound a reasonable doubt." There is a large segment of the people involved with the crimianl justice community (especialy those on the defense side) that are pointing to the fact that it cannot be said that any current jury can be said to have a unbiased, rational verdict. Because like as in this case, the alegations them self inflame and prejudice the jury against the defendant, before one piece of testimony is given. Add to this the win at all cost prosecutor, the judge that wants to appear to be tuff on crime for election benifits, the deck is stacked from the word go against the rights of the criminal defendant.

The Fourteenth Amendment gives all state criminal defendant's the same rights as federal ones. This includes the rights to due process and an unbiased jury of their peer's. Both of these rights are violated when the jury is not made up of individuals that are equal in any aspect of life to the accused, and are biased by the alegations against the accused.

For these reasons, this honorable Court should take up this discussion about what can and should be done, to give a criminal defendant a just and fair trial.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Milton Pavon

Date: Feb 7, 2018