

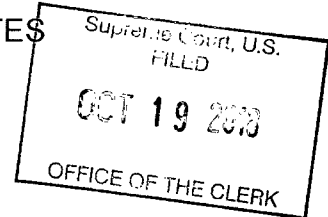
ORIGINAL

Petition For Rehearing, U.S. Supr. Ct. Rule 44

RKB

No. 17 - 9578

IN THE
SUPREME COURT OF THE UNITED STATES



Edmond McClinton PETITIONER

VS.

State of Arkansas RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Arkansas Supreme Court

PETITION FOR WRIT OF CERTIORARI

NAME Edmond McClinton

• ADDRESS P.O. Box 500 ADC #107846

CITY STATE ZIP Grady, Arkansas 71644

PHONE NUMBER

Petition For Rehearing, Supr. Ct. Rule 44

No. 17- 9578

IN THE
SUPREME COURT OF THE UNITED STATES

Edmond McClinton PETITIONER

VS.

State of Arkansas RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Arkansas Supreme Court

PETITION FOR WRIT OF CERTIORARI

NAME Edmond McClinton

ADDRESS P.O. Box 500 ADC #107846

CITY STATE ZIP Grady, Arkansas 71644

PHONE NUMBER

Rehearing

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☐ is unpublished.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 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☐ is unpublished.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 McClinton vs. State of Ark. 2019 Ark. 116; 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☐ is unpublished.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☐ is unpublished.

Rehearing

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 April 12, 2018.
A copy of that decision appears at Appendix _____.

☒ A timely petition for rehearing was thereafter denied on the following date:
May 10, 2018,
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).

Rehearing

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1. United States Constitution Amendment 5 & 14 Due Process clause.
2. Equal Protection 14th Amendment U.S. Constitution.

STATEMENT OF THE CASE

Miscarriage of Justice, a grossly unfair outcome in a judicial proceeding, as when a defendant is convicted despite a lack of evidence on an essential element of the crime. Also, an error presenting a fundamental defect.

The Arkansas Supreme Court has made a clear fundamental defect, an error, denying petitioner's Arkansas Rules of Criminal Procedure Rule 37.1 Post Conviction remedy. A redress to be released from unconstitutional custody.

Petitioner, Bose has presented that the Arkansas Supreme Court has decided an important Federal question in a way that conflicts with precedence of the United States Supreme Court, that is relevant to his case. Deciding an important federal question in a way that conflicts with relevant decision of this Court.

REASONS FOR GRANTING THE PETITION

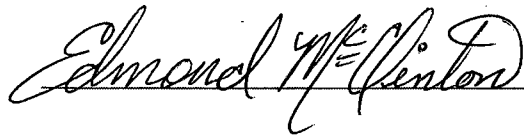
for rehearing

Petitioner is innocent of the offence which
he was convicted of. There was no chain of
Custody for the evidence used for the trial
and Conviction. The medical report did not record
a collection of the DNA evidence, nor did the Police
report have a record of the DNA evidence. The
Jefferson County Prosecuting Attorney framed this evidence
to obtain a conviction. There was no preliminary
hearing (no bindover) (no Grand Jury), no arraignment.
This evidence had not been introduced until trial,
a miscarriage of Justice. Therefore the U.S. Supreme
Court should grant Petition for rehearing.

CONCLUSION

The petition for a writ of certiorari should be granted.

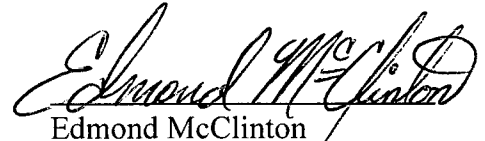
Respectfully Submitted,



Date: October 15, 2018

Certificate of Party Unrepresented

I Edmond McClinton hereby certify that I am pro se, unrepresented by counsel. Being innocent of charges, and restricted to the presented grounds limited to intervening circumstances of an substantial and or controlling effect, as well to other substantial grounds not previously presented. Presented in good faith and not for delay.

A handwritten signature in black ink, appearing to read 'Edmond McClinton', written in a cursive style.

Edmond McClinton
P.O. Box 500 ADC #107846
Grady, Arkansas 71644