

IN THE SUPREME COURT OF THE  
UNITED STATES

October 18, 2025

JESSE, GREGORY FAIRLEY, }  
Petitioner, }

v. Case No. 24-7448

UNITED STATES, AMERICA, }  
Respondant, }

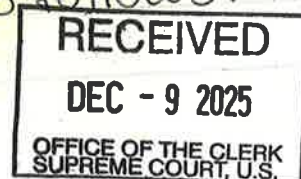
MOTION FOR REHEARING  
Rule 44

ProSe,



COMES NOW, the undersigned, JESSE GREGORY FAIRLEY humbly petitioning this Honorable Court with good cause to reconsider the appeals Court judgment. Pursuant to Fed. R. App. P. 44; 18 U.S.C. (3006-A)(E)(7); and Rule 39 of this court. Suggestions of Support of this motion are as follows:

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# SUGGESTIONS IN SUPPORT

1.) Clear prejudice may result when the Jury is unable to separate the evidence and apply it to the proper offenses, or where the Jury might use the evidence of one of the crimes to infer criminal disposition to commit the other crimes charged.  
See. Fortenberry, 914 F.2d at 675

1A.) At trial I called a witness to provide clarity of the Search and Seizure from another suspect's point of view.

1B.) AUSA recklessly admonished the witness about His Fifth Amendment rights, focusing only on the rights of facing jail time. But most importantly omitting being granted immunity.

1C.) The Jury was unable to compartmentalize the evidence as it relates to separate suspects which resulted in a spillover effect.

2.) Under the Hearsay Act Petitioner would like to call His attorney-for-the-record during trial to testify as to what the witness told Him what happened at the inner-city corner store.

3.) The Witness, being the key person to prove Petitioner innocent, was convicted with the same crime the government threatened Him about being charged and receive jail time if He took the stand on the Petitioners behalf.

4.) As I understand the law "Concern about the injustice that results from the conviction of an innocent person has long been at the core of the  
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Criminal Justice System... that concern is reflected in the fundamental value determination of our society that it is far worse to convict an innocent man than to let a guilty man go free."

4A.) Under Fed. R. Evid. 201, Petitioner is requesting this Honorable Court to take mandatory Judicial notice of AUSA's willful blindness hindering Petitioner's Fifth and Sixth Amendment rights of the United States Constitution.

## CONCLUSION

WHEREFORE, based upon the foregoing Mr. FAIRLEY respectfully request this Court grant a rehearing to restore the injustice of an innocent, wrongly convicted man, and bring order to this great Nation.

Respectfully Submitted

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing MOTION FOR REHEARING Fed. R. App. P. 44 has been mailed First class postage prepaid, on November 16, 2025 to the United States Supreme Court, Office of the Clerk.

Executed under penalty of perjury pursuant to 28 U.S.C. 1746, on this 16<sup>th</sup> day of November, 2025

by JESSE G. FAIRLEY

*H. Jesse Fairley*

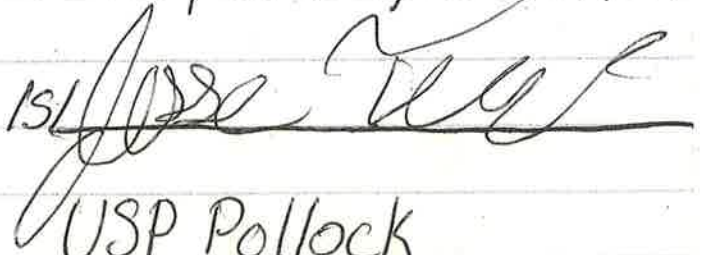
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