

UNITED STATES DISTRICT COURT

Western District of Tennessee

UNITED STATES OF AMERICA

v.

RONALD FREEMAN

JUDGMENT IN A CRIMINAL CASE

Case Number: 2:20CR20169-01-SHL

USM Number: 24817-076

David Bell, AEPD

Defendant's Attorney

THE DEFENDANT:

☒ pleaded guilty to count(s) Nine (9) and Eleven (11) of the indictment on 03/24/2021.☐ pleaded nolo contendere to count(s) _____
which was accepted by the court.☐ was found guilty on count(s) _____
after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
21 U.S.C. § 841(a)(1);	Distribution of Marijuana	9/8/2020	9
21 U.S.C. § 841(b)(1)(D)			

The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.☐ The defendant has been found not guilty on count(s) _____☒ Count(s) 1-8, 10 and 12 ☐ is ☒ are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

7/9/2021

Date of Imposition of Judgment

s/ Sheryl H. Lipman

Signature of Judge

Sheryl H. Lipman, U.S. District Judge

Name and Title of Judge

7/9/2021

Date

DEFENDANT: RONALD FREEMAN

CASE NUMBER: 2:20CR20169-01-SHL

ADDITIONAL COUNTS OF CONVICTION

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 924(c);	Use and Carry of a Firearm During and in Relation to a	9/8/2020	11
18 U.S.C. § 924(c)(1)(A)(i)	Drug Trafficking Crime		

DEFENDANT: RONALD FREEMAN
CASE NUMBER: 2:20CR20169-01-SHL

IMPRISONMENT

The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of:

60 MONTHS as to Count 9 and 60 MONTHS as to Count 11 to be served consecutively with each other for a total term of imprisonment of 120 MONTHS. Defendant's said term of imprisonment to be served concurrently with the anticipated undischarged term of imprisonment in Desoto County, Mississippi Circuit Court Docket No. CR2009-163.

☒ The court makes the following recommendations to the Bureau of Prisons:

1. The defendant be allowed to participate in the Residential Drug Abuse Program (RDAP) or any other drug abuse program the defendant qualifies for.
2. The defendant be incarcerated in a facility as close to Memphis, TN as possible to be near family.
3. The defendant be allowed to participate in vocational training (ie. welding).

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

☐ at _____ ☐ a.m. ☐ p.m. on _____

☐ as notified by the United States Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

☐ before 2 p.m. on _____

☐ as notified by the United States Marshal.

☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: RONALD FREEMAN
CASE NUMBER: 2:20CR20169-01-SHL

SUPERVISED RELEASE

Upon release from imprisonment, you will be on supervised release for a term of:

3 YEARS as to Count 9 and 5 YEARS as to Count 11 to be supervised concurrently with each other, for a total term of supervision of 5 YEARS.

MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
 - ☐ The above drug testing condition is suspended, based on the court's determination that you pose a low risk of future substance abuse. *(check if applicable)*
4. ☐ You must make restitution in accordance with 18 U.S.C. §§ 3663 and 3663A or any other statute authorizing a sentence of restitution. *(check if applicable)*
5. ☒ You must cooperate in the collection of DNA as directed by the probation officer. *(check if applicable)*
6. ☐ You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in the location where you reside, work, are a student, or were convicted of a qualifying offense. *(check if applicable)*
7. ☐ You must participate in an approved program for domestic violence. *(check if applicable)*

You must comply with the standard conditions that have been adopted by this court as well as with any other conditions on the attached page.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
NORTHERN DIVISION
AT ASHLAND

CIVIL ACTION NO. 25-41-DLB

RONALD FREEMAN

PETITIONER

v.

JUDGMENT

WARDEN FCI ASHLAND

RESPONDENT

*** **

Consistent with the Memorandum Opinion and Order entered this date and pursuant to Rule 58 of the Federal Rules of Civil Procedure, it is **ORDERED** and **ADJUDGED** as follows:

1. Freeman's petition for a writ of habeas corpus (Doc. # 1) is **DENIED**.
2. This action is **STRICKEN** from the Court's docket.

This 10th day of April, 2025.



Signed By:

David L. Bunning

DB

Chief United States District Judge

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APPENDIX B

5A

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the
Eastern District of Kentucky

Eastern District of Kentucky
FILED

APR 01 2025

Ronald Freeman

Petitioner

v.

Warden, FCI Ashland

Respondent

(name of warden or authorized person having custody of petitioner)

ATASHLAND
Robert R. Carr
CLERK U.S. DISTRICT COURT

Case No.

0:25-cv-41-DLB

(Supplied by Clerk of Court)

PETITION FOR A WRIT OF HABEAS CORPUS UNDER 28 U.S.C. § 2241

Personal Information

1. (a) Your full name: Ronald Freeman
(b) Other names you have used: _____
2. Place of confinement:
(a) Name of institution: FCI Ashland
(b) Address: P. O. Box 6001
Ashland, KY 41105
(c) Your identification number: 24817-076
3. Are you currently being held on orders by:
☒ Federal authorities ☐ State authorities ☐ Other - explain: _____
4. Are you currently:
☐ A pretrial detainee (waiting for trial on criminal charges)
☒ Serving a sentence (incarceration, parole, probation, etc.) after having been convicted of a crime
If you are currently serving a sentence, provide:
(a) Name and location of court that sentenced you: United States District Court, Western District of Tennessee, Memphis App. 1-4
(b) Docket number of criminal case: 20 cr 20169
(c) Date of sentencing: 07/09/2021
☐ Being held on an immigration charge
☐ Other (explain): _____

Decision or Action You Are Challenging

5. What are you challenging in this petition:
☐ How your sentence is being carried out, calculated, or credited by prison or parole authorities (for example, revocation or calculation of good time credits)

APPENDIX C

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AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- ☐ Pretrial detention
☐ Immigration detention
☐ Detainer
☐ The validity of your conviction or sentence as imposed (for example, sentence beyond the statutory maximum or improperly calculated under the sentencing guidelines)
☐ Disciplinary proceedings
☒ Other (explain): Petition for writ of habeas corpus is challenging the compelling reasons, the constitutionality of the U.S. Congress proscribing marijuana as a dangerous, hazardous substance, a drug crime, to cause petitioner's detention. The deprivation of Freeman's liberty by incarceration. App. 7

6. Provide more information about the decision or action you are challenging:

- (a) Name and location of the agency or court: N/A
(b) Docket number, case number, or opinion number:
(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
(d) Date of the decision or action:

Your Earlier Challenges of the Decision or Action

7. First appeal

Did you appeal the decision, file a grievance, or seek an administrative remedy?

☐ Yes ☒ No

(a) If "Yes," provide:

- (1) Name of the authority, agency, or court:
(2) Date of filing:
(3) Docket number, case number, or opinion number:
(4) Result:
(5) Date of result:
(6) Issues raised:

(b) If you answered "No," explain why you did not appeal:
Constitutional challenge of the marijuana laws that caused his detention was not raised in the district court by counsel.

8. Second appeal

After the first appeal, did you file a second appeal to a higher authority, agency, or court?

☐ Yes ☐ No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not file a second appeal: _____

9. **Third appeal**

After the second appeal, did you file a third appeal to a higher authority, agency, or court?

☐ Yes

☐ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not file a third appeal: _____

10. **Motion under 28 U.S.C. § 2255**

In this petition, are you challenging the validity of your conviction or sentence as imposed?

☐ Yes

☒ No

If "Yes," answer the following:

(a) Have you already filed a motion under 28 U.S.C. § 2255 that challenged this conviction or sentence?

☒ Yes

☐ No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

If "Yes," provide:

- (1) Name of court: United States District Court, Western District of Tennessee at Memphis
(2) Case number: Cv. No. 2:21-cv-02656-SHL
(3) Date of filing: 10/15/2021
(4) Result: Denied certificate of appeal ability. App.5
(5) Date of result: 05/26/2022
(6) Issues raised: Mr. Freeman is in federal custody in violation of Amendments IV and V of the Constitution of the United States. There is a substantial denial of Mr. Freeman's constitutional right of liberty without compelling reasons for Congress to proscribe marijuana therefore without due process of law.

- (b) Have you ever filed a motion in a United States Court of Appeals under 28 U.S.C. § 2244(b)(3)(A), seeking permission to file a second or successive Section 2255 motion to challenge this conviction or sentence?

☐ Yes

☐ No

If "Yes," provide:

- (1) Name of court: _____
(2) Case number: _____
(3) Date of filing: _____
(4) Result: _____
(5) Date of result: _____
(6) Issues raised: _____

- (c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: Section 2255 is to challenge the constitutionality of the judgment and sentence. The remedy by 2255 motion to vacate judgment sentence was inadequate and ineffective to test the legality of Mr. Freeman's detention. 28 U.S.C. 2255 (e) App.6

2241 Petition for writ of habeas corpus is to determine the cause of the detention. This is to challenge the legality of the detention, the constitutionality of the law that caused the detention of Mr. Freeman.

11. **Appeals of immigration proceedings**

Does this case concern immigration proceedings?

☐ Yes

☐ No

If "Yes," provide:

- (a) Date you were taken into immigration custody: _____
(b) Date of the removal or reinstatement order: _____
(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes

☐ No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

If "Yes," provide:

(1) Date of filing: _____

(2) Case number: _____

(3) Result: _____

(4) Date of result: _____

(5) Issues raised: _____

(d) Did you appeal the decision to the United States Court of Appeals?

☐ Yes

☒ No

If "Yes," provide:

(1) Name of court: _____

(2) Date of filing: _____

(3) Case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

12. **Other appeals**

Other than the appeals you listed above, have you filed any other petition, application, or motion about the issues raised in this petition?

☒ Yes

☐ No

If "Yes," provide:

(a) Kind of petition, motion, or application: Petition for Writ of Habeas Corpus

(b) Name of the authority, agency, or court: _____

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

(c) Date of filing: 10/18/2024

(d) Docket number, case number, or opinion number: 5-24 cv 203

(e) Result: Denied

(f) Date of result: 10/22/2024

(g) Issues raised: Mr. Freeman is illegally in federal custody in violation of Amendments

IV and V of the Constitution of the United States. He being deprived of

his liberty, without compelling reasons for the U. S. Congress to

proscribe marijuana as a dangerous substance therefore without due process of law.

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

Grounds for Your Challenge in This Petition

13. State every ground (reason) that supports your claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground. Any legal arguments must be submitted in a separate memorandum.

GROUND ONE: Mr. Feeman is illegally in federal custody in violation of Amendments IV and V of the Constitution of the United States. He is being deprived of his liberty, without compelling reasons for Congress to proscribe marijuana as a drug crime, a dangerous substance therefore without due process of law.

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

(b) Did you present Ground One in all appeals that were available to you?

☐ Yes ☒ No

GROUND TWO:

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

(b) Did you present Ground Two in all appeals that were available to you?

☐ Yes ☒ No

GROUND THREE:

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

(b) Did you present Ground Three in all appeals that were available to you?

☐ Yes ☒ No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

GROUND FOUR:

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

(b) Did you present Ground Four in all appeals that were available to you?

☐ Yes

☒ No

14. If there are any grounds that you did not present in all appeals that were available to you, explain why you did not:

Request for Relief

15. State exactly what you want the court to do: Grant Mr. Freeman's petition for writ of habeas corpus for the Court to inquire into prisoner's statute of conviction the cause, the legality, of his detention. To determine the compelling reasons for Congress to proscribe marijuana as a dangerous substance, a drug crime. And if the federal proscription of marijuana is determined to be unconstitutional, violating his right of liberty protected by Amendment IV and V of the Constitution of United States, Mr. Freeman should be discharged.

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

Declaration Under Penalty Of Perjury

If you are incarcerated, on what date did you place this petition in the prison mail system:

I declare under penalty of perjury that I am the petitioner, I have read this petition or had it read to me, and the information in this petition is true and correct. I understand that a false statement of a material fact may serve as the basis for prosecution for perjury.

Date:

3-24-2025


Signature of Petitioner

Signature of Attorney or other authorized person, if any