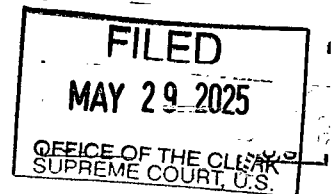


No. 25-5761

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



LEONARD NAJACQUE — PETITIONER
(Your Name)

vs.

Att. TANNER RUSSO et al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

VA Supreme court 03/19/2025
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

LEONARD W. NAJACQUE #2102433
(Your Name)

21360 Deerfield dr C 529
(Address)

Capron VA 23829
(City, State, Zip Code)

(Phone Number)

QUESTION(S) PRESENTED

on what rule Suffolk has done preliminary hearing 4 months before arrest? true bill? indictment direct? in criminal proc

on what basis the ct. found ~~the~~ the defendant is guilty for same crime not guilty on trial by jury on 8/19/22?

if it was error trial why the ct. of appeals not correct it?

on what basis the defendant is challenged his convictions and confirm his convictions? on 8/20/24

child cruelty code 40.1-103 not mean sex offender

Why the Suffolk Reported me on social media sex offender without jurisdiction or discretion

See Leonard W. Natjacque V. Commonwealth App. B

on what basis criminal sentence done in discretion 8 months after trial?

I even turn myself in to police dept of Hampton and first time in jail, why not have a bail? Even under 28 USC 2254? 1983?

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:

DANIEL SMITH et al

RELATED CASES

NAJACQUE V. SMITH, 2025 U.S. Dist. LEXIS 54349*
2025 WL 895206 Civil Action No. 3:23 CV 657 (RCY)

Najacque v. Commonwealth, 2024 Va. App. Lexis 478
2024 WL 3863645 Rec. NO. 0845-23-1

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APPENDIX D	<i>Grand Jury indictment Direct</i>	
APPENDIX E	<i>V.A Supreme Ct Refusal or denied, for \$1,600.00</i>	
APPENDIX F	<i>Supreme Clerk Intruction</i>	_____
APP. G	<i>certificat of service and Affidavit of Formap.</i>	

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

This writ is unique may not compelling
in appropriate procedure for cause did not exist.

STATUTES AND RULES

Sex Offender First degree without jurisdiction

OTHER

I've been under menaced for claim my constitution Right.

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 A to the petition and is

☒ reported at U.S. DIST. LEXIS 54349 WL 895206; 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 B to the petition and is

☒ reported at VA. APP. LEXIS 478 WL 3863645; 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.

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 3/19/25.
A copy of that decision appears at Appendix E.

☐ A timely petition for rehearing was thereafter denied on the following date: 5/7/25, and a copy of the order denying rehearing appears at Appendix E.

☐ 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

4th, 5th, 6th, 8th, 14th Amend, Fed Rule 26, 12,
28 U.S.C 2254, 1983, Supremacy clause.

the 4th Amend to the U.S. Const. Forb-
ids illegal arrest without warrant or authorized by the Ct.
Suffolk borrowed warrant arrest from Hamp. (see App. D.)

The 5th Amend. to the U.S. Const. Forbids double Jeopardy
for the ~~same~~ same offense, and this applies whether the first trial ends
in acquittal, conviction, or a mistrial, even if a defendant appeals a convic-
tion, however, the rule against double jeopardy does not apply. After tr-
ial 19 criminal not ^{guilty} in Suffolk, pending in Hampton for retrial in Court
discretion schedule from 6/21/22, to 9/24/22, to 11/7/22, to Jan. 4, 23, to
7/10/23, to 3/25/24, to 7/17/24 trial and sentence discretion in cr-
iminal procedure that not even exist. Because I claim for my right

8th Amend against prison torture incoherent with prison
staff, based on my criminal statutes, isolated me without com-
munication with family and friend, cause distress infliction, I've been
on sight medical instead of speak to my family. Put me in condition for
not suicide and menaced, because I request for 5 criminal adverse with-
nesses to be trial in violation of 6th Amend. Confrontation clause

Fed. Rule 26 (B), VA supreme Ct Rule 3A.11 Rule of discovery
because these crime not exist so its record, my assets and properties sold
more than \$800,000.00 for criminal forfeited, I've physical evidence for all.
14th Amend. sec 1- Cover due process right, guarantee by U.S. Const. st-
ate that no state shall deprive any person of life, liberty, privilege, proper-
ty without due process of law nor deny to any person within its jurisdiction.

28 U.S.C 2254, 1983. Petition for all relieves that I entitled.
A prisoner in custody under sentence of act established by Act of Congress
the right to be released upon the ground that was imposed in violation of
the Const. or laws of the U.S. or that without jurisdiction to impose such
discretion sentence. This application also offer to granted a new trial
that still open for all 5 criminals and I, regardless how much they
paid for not go to court. According to Rule 42 and 1983, distress infl-
ictions, damages stand still, exonerates.

STATEMENT OF THE CASE

Are or not exist Not much to say on discretion criminal prosed-

According to NA Jacques v. Com. App. B, read: Core terms, and conclusion. In VA, the U.S. Constitution or supremacy clause no longer protected under 42 U.S.C. 1983.

After 2 months in jail, 5/3/21 Hampton preliminary hearing, the victim and witnesses testimony, the accusation was made because I want to separate the victim with friend and family. Ct. continue to June 21, 22 for trial, in jail without bail, I pay \$10,000. Retainer Public defender, my private Att. Trevor sold me back to Smith H.P. Dept. This is why trial in Suffolk on 8/19/22 and discretion on same of in Hampton.

Ified, the accusation was made because I want separate the victim with friend and family, and have her on birth control more than 12 months. 2018, 2019, on Easter 2013, I've vasectomy in secret, impossible to put someone on birth control. Read trial transcripts page 578, we, the jury find the defendant not guilty of child cr. the suff. D.A. and defense Att. said you not guilty in Suffolk you'll guilty in Hampton. 19 sexual offense is pending for retrial 9/24/22, 11/07/22, Jan. 4, 23, 7/10/23, 3/25/24, 7/17/24 all are distractions, sentence, conviction, discretion.

The Hampton and Suffolk falsely imp- rison me because I request for 5 criminal in this case to be trial, who already bought themselves for not go to jail. they names and brief crimes the Hampton, suff. told all these crime for that 5 people are federal. 1- Lissanor, killed his wife on 5/20/2007, Raped the victim on 5/1/2010, and told the victim mother I'll kill the lady who brought me to U.S. to get you to U.S. IF you tell you'll get kill like my wife. Lissanor lived Orlando FL. his tel. # 407 716 8437 work for Disney World Orlando.

2- Jasna illegally in U.S. on dead person document, prostitute the victim and work Homeland security. her user name on Face-book Jalimount, D.A. made her change it, I believe she killed my daughter after she received her passport from the consulate in Haiti.

3- Remorthe my son in 2002, 2003 his was 26 my daughter Kaileine was 13, 14 years old sexually abused her intoxicated her to made his way Kaileine told when she 22 she still grieving over that crime and blame me for. Remorthe confessed to Suffolk Police and D.A. they just made him paid under table just liked my sister for not go to jail.

4- Vastie kidnapped 2 girls Adel, Junia on 10/30/2017 asked me a weekly ransom and keep the girls for collat- eral, made a fake birth certificate for my step-son for her son put life insurance on him to raise money for Hampton and suff. for not go to jail.

5- Nick Fake disable veteran, sex offender in conspiracy with Jasna, Vastie, Leiane, the suff. Hamp. told me this federal crime state have nothing to do with.

REASONS FOR GRANTING THE PETITION

This certiorari should be granted to resolve the unequal and inconsistent application of the United States laws. Contrast between ~~Suf.~~ discretion judgment before arrest. UPON review the facts and physical evidence in this case, the VA Lower and higher court discretionary judgment in criminal cases are one or per curiam opinion, or the circuit ct. is working for the higher ct.

The Virginia won 100's of cases by finding the good cause did not exist or made up for consideration of my application and employing an inappropriate procedure to make that determination without jurisdiction or laws, on purpose of bribery.

The 4th, 5th, 6th, 8th, 14th Amendment to the US Constitution is guaranteed and protected under U.S.C. 42 U.S.C. 1983. According to the Supremacy clause: a clause in Article VI of the U.S. Const. that declares the Const., Laws, and treaties of the Federal government to be the supreme law of the land to which Judges in every state are bound. Regardless of state law to the contrary. I am one of 1000's false imprisonment under Virginia state Rule or without jurisdiction. or VA Supreme Law or. ~~defeat~~, defraud.

This certiorari should be granted for Restoration the U.S. Constitution and laws in state of Virginia, by the constitution, or law this petition is "unique or solo" should be granted.

This petition should be granted cause it's very significant for all of us who suffered torture, right now who left children, may not see them no more, this certiorari is the physical evidence that Virginia need to under investigation today.

This certiorari should be granted to remove our fear under menaced from Police Dept, Court System Attorney, Prison system, my penalty under Doc, no communication with family or friend due to my criminal charges, I've been put to condition for suicide, this very clear I'll get kill based on my criminal charges. And bring all 5 criminals to court and

Should be granted continue.

This certiorari should be granted for my relief from unusual prison torture. on Jan. 13, 25 the DOC's prison staff charge me for illegal drug while I on lockdown cell. I base on my prostate issued over 2 yrs in jail I've been on medication for urinate. For can not produce in 2 hours I've charge for refusal. DOC's policy said 86.1.1 is refusal, except on medical issue 86.1.1-13 I file grievance, the DOC said we modify our policy you still guilty, your penalty is \$25 fine one year add to your time you have no communication with friend and family. DOC gave me job work 4 days a week \$11 a month to pay for this fine, loan me money for one legal mail a week, I've been collected hygien from others prisoners. this a high distress mental disorder my family think I've been killed. instead of remove this isolation they put me on sight doctor medication or crazy med. DOC'S used my prostate issues for weapon to harm me. I've been in jail only for 45 months. on 11/14/24 I sent to prison I know my convictions Jan. 8, 2025. in prison, because this criminal procedures is in discretion criminal trial and sentence.

for 19 sexual offense in Hampton Western Tide Water Regional Jail told me you'll see your paper work after serve child cruelty time. See App. B. This the evidence I under me naced I still learn this a first time in trouble and my english is limited. my first language Hation Creole. thank you for the instruction hope to read from the US Supreme Ct. soon.

RECEIVED

SEP - 2 2025

OFFICE OF THE CLERK
SUPREME COURT, U.S.

For trial.

This Certiorari should be granted to resolve my relief that I've sought under 28 U.S.C. 2254, 1983. And provide guidance to Assistant Att. General, TANNER RUSSO, who engaged in Coherent Police Dept. private Att. Court system Attorney in criminal conspiracy. Furthermore, this petition will be used as an example to decrease secret criminals officials, as my false imprisonment comes to light also will be used for generations to come. The circuit court abused its discretion by creating good cause did not exist to destroy me and my family and employing an inappropriate procedure to make that determination. Accordingly ^{the Ct.} will grant this petition and Remand for further proceedings consistent to bring all criminals to court for trial, as soon as possible. Fed. or ^{state}

CONCLUSION

For the reasons stated above, this petition is unique and well taken and should be granted.

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Leonard W. Nazlacque

Date: Aug. 15, 2025