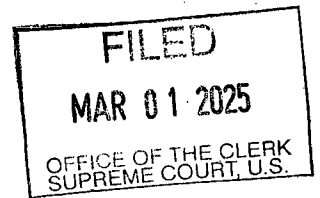


No. 25-5836



IN THE
SUPREME COURT OF THE UNITED STATES

JAMES SHELLY TAYLOR — PETITIONER
(Your Name)

vs.

BRUCE JOHNSON-WARDEN — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

TEXAS COURT OF CRIMINAL APPEALS
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

JAMES SHELLY TAYLOR #02389661
(Your Name)

1697 FM 980
(Address)

HUNTSVILLE, TX. 77343-0001
(City, State, Zip Code)

N/A
(Phone Number)

QUESTION(S) PRESENTED

1. DEFENSE COUNSEL'S ERRORS CAUSED, AMONG OTHER THINGS, EXCLUSION OF VIDEO EVIDENCE OF THE OUTCRY WITNESS RAPING THE COMPLAINING WITNESS WHEN SHE WAS 8 YEARS OLD. SO I PLEASE REQUEST REVIEW OF MY DENIAL OF COUNSEL UNDER THE 6TH AMENDMENT OF THE U.S. CONSTITUTION?
2. IS IT A DENIAL OF A FAIR TRIAL BY JURY AND FUNDAMENTALLY UNFAIR THAT THE COMPUTER PRINTED JUDGEMENT OF CONVICTION AND HAND WRITTEN JUDGES DOCKET NOTES WITH THE YEARS OF SENTENCE WERE SIGNED AND DATED 3-6-2022, A SUNDAY, 24 HOURS PRIOR TO JURY DELIBERATIONS?
3. IS IT FUNDAMENTALLY UNFAIR AND IN CONFLICT WITH PRIOR U.S. SUPREME COURT PRECEDENT TO ALLOW A CONVICTION TO STAND THAT IS BASED ON PERJURY, SUBORNATION OF PERJURY AND TAMPERED GOVERNMENTAL DOCUMENTS

READILY APPARANT FROM OFFICIAL DOCUMENTATION?

4. DID THE LOWER COURTS MISAPPLY REVERSABLE ERROR STANDARDS THAT WERE APPLIED DIFFERENTLY FOR SIMILARLY SITUATED INDIVIDUALS, DENYING APPLICANTS CONSTITUTIONAL RIGHT TO REMAIN SILENT, DUE PROCESS, AND EQUAL PROTECTION OF THE LAW?

5. ARE EITHER TEX. CODE CRIM. PROC. ART. 11.07 SECTION 3(b), AND OR TEX. R. APP. PROC. RULE 79.2(d) UNCONSTITUTIONAL AS APPLIED TO APPLICANT AND SIMILARLY SITUATED U.S. CITIZENS CONVICTED IN TEXAS, DENYING DUE PROCESS OF LAW UNDER THE 14TH AMENDMENT OF THE U.S. CONSTITUTION?

6. DID THE LOWER COURTS APPLY THE PROPER PLAIN ERROR STANDARD TO THE PROSECUTORS MISCONDUCT DURING TRIAL THAT DENIED A FAIR TRIAL AND DUE PROCESS RIGHTS

OF APPLICANT UNDER THE U.S. CONSTITUTION?

7. DID THE LOWER COURTS MISAPPLY THE STANDARDS FOR REVIEW OF THE PREJUDICIAL CONSTITUTIONAL ERRORS OF THE TRIAL JUDGES RULINGS THAT DENIED A FAIR TRIAL AND DUE PROCESS FOR APPLICANT THAT ARE GUARANTEED BY THE U.S. CONSTITUTION?

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:

RELATED CASES

JAMES SHELLY TAYLOR V. STATE, NO. F183705, CRIMINAL DISTRICT

COURT NO. 2, DALLAS COUNTY, TEXAS. JUDGEMENT ENTERED 3-6-22.

TAYLOR V. STATE, NO. 05-22-00193-CR, COURT OF APPEALS OF

TEXAS, FIFTH DISTRICT, DALLAS. JUNE 14, 2023 OPINION FILED.

IN RE TAYLOR, PD-0428-23, COURT OF CRIMINAL APPEALS

OF TEXAS. OCTOBER 25, 2023, DECIDED

TAYLOR V. JOHNSON, ARTICLE 11.07 FILED OCT. 3, 2024,

W-1830705-A, WR, 96, 221-01 DENIED W/O ORDER 12-11-24

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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 CRIMINAL DISTRICT COURT # 2 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 DEC-11-2024.
A copy of that decision appears at Appendix A.

☐ 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

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STATEMENT OF THE CASE

ON 3-7-2018 APPLICANT WAS ARRESTED AND JAILED IN GRAND PRAIRIE TEXAS CITY JAIL. IN MARCH 2022 APPLICANT WENT TO TRIAL AND WAS FOUND GUILTY OF CONTINUOUS SEXUAL ASSAULT OF A CHILD, S.T., MY DAUGHTER. APPLICANT RECEIVED A 75 YEAR SENTENCE. APPEAL COUNSEL M.S. BROWN FILED A FRIVOLOUS GROUND SHE HAD USED TWO YEARS PRIOR FOR ANOTHER INMATE, THAT CASE WAS AFFIRMED ON APPEAL AS WAS MINE. APPLICANT FILED A P.D.R. THAT WAS REFUSED. (SEE APPENDIX C). APPLICANT THEN FILED A 24 GROUND, 114 PAGE STATE APPLICATION FOR HABEAS CORPUS PURSUANT TO ARTICLE 11.07 OF THE TEXAS CODE OF CRIMINAL PROCEDURE. (SEE APPENDIX E), FILED ON 3 OCTOBER 2024. ON 4 NOVEMBER 2024 THE STATE FILED AN INITIAL RESPONSE (SEE APPENDIX F, PAGES P1-P3) OF 3 PAGES THAT WAS A GENERAL DENIAL OF ALL APPLICANTS ALLEGATIONS. APPLICANT FILED A RESPONSE. ON 21 NOVEMBER 2024 THE HONORABLE DISTRICT JUDGE J. J. KOCH SIGNED AN ORDER "FINDING NO CONTROVERTED, PREVIOUSLY UNRESOLVED FACTUAL ISSUES REQUIRING A HEARING."

"HAVING CONSIDERED THE APPLICANT'S APPLICATION FOR WRIT OF HABEAS CORPUS, APPLICANT'S MEMORANDUM OF LAW, AND THE STATE'S RESPONSE THERE TO, THE COURT FINDS THERE ARE NO CONTROVERTED, PREVIOUSLY RESOLVED FACTS MATERIAL TO THE LEGALITY OF THE APPLICANT'S CONFINEMENT WHICH REQUIRE AN EVIDENTIARY HEARING. APPLICANT'S COMPLAINTS ARE WITHOUT MERIT, AND THE COURT RECOMMENDS THAT HIS WRIT APPLICATION BE DENIED." (SEE APPENDIX B, PAGE 1). AS STATED IN HIS FINDINGS, THE HONORABLE JUDGE KOCH DID NOT REVIEW ANY OF THE TRIAL RECORDS. 4 DAYS LATER ON OCTOBER 25, 2024, THE STATE FILED AN AMENDED RESPONSE (SEE APPENDIX F, PAGES CDC 2-P4 TO CDC 2-P17), AND ON PAGE 9 THE STATE REQUESTED "IN THE INTEREST OF JUSTICE" THAT THE COURT HOLD A HEARING ON APPLICANT'S INEFFECTIVE ASSISTANCE OF COUNSEL CLAIMS. BUT ON PAGE (APPENDIX F, CDC 2 PAGE P-16) 13 IT SAYS 'THE STATE RESPECTFULLY REQUESTS THAT THIS COURT RECOMMEND THE DENIAL OF APPLICANT'S APPLICATION FOR WRIT OF HABEAS CORPUS. THE TEXAS COURT OF CRIMINAL APPEALS DENIED

WITHOUT WRITTEN ORDER, WR-96, 224-04 ON 11 DECEMBER, 2024. (SEE APPENDIX A).

QUESTION 1 WAS PRESENTED TO THE HABEAS COURT IN MULTIPLE GROUNDS AS THE VIOLATION OF APPLICANTS RIGHTS UNDER THE SIXTH AMENDMENT OF THE U.S. CONSTITUTION TO COUNSEL, DENIED BOTH PRIOR TO AND DURING TRIAL. ALL TOGETHER APPLICANT PRESENTED 51 PAGES OF GROUNDS AND MEMORANDUM OF LAW SHOWING HOW TRIAL DEFENSE COUNSEL MR. BUNCH PERFORMANCE BOTH IN TOTALITY AND SINGULAR WAYS FELL BELOW THE STRICKLAND STANDARD (APPENDIX E, GROUNDS 1, 3, 6, 7, 8, 11, 12, 14, 15, 17, 18, 21, 22, 23 AND M.O.L. PAGES 2, 3, 7, 8, 11, 12, 13-16, 18-20) AND THIS IS HOW THE FEDERAL VIOLATION WAS PASSED TO THE HABEAS COURTS. GROUND 1 SHOWS HOW COUNSEL RECEIVED MONEY FOR A COMPUTER EXPERT (\$4000.00)* MR. LANCE SLOVES AND FUNDS FOR VIDEO FORENSIC SOFTWARE, 'CUBIC MOTION DSP',** TO FORENSICALLY CLEAN UP A CRITICAL VIDEO, "BR.MPG", COPIED FROM STATES EXHIBIT 37, A HARD DRIVE SEIZED FROM APPLICANT'S HOME. THE VIDEO "BR.MPG"

* SEE APPENDIX H-CR PAGES 74, 76-80, 201-202

** SEE APPENDIX H-CR PAGE 246

SHOWS MY WIFE BARBARA DAWN TAYLOR, BEING ASKED BY MY THEN 8 YEAR OLD DAUGHTER "YOU SAID YOU WERE GONNA OPEN ME UP.... PLEASE." THEN MY 8 YEAR OLD DAUGHTER S.T. SLIDES TO THE FLOOR AND CAN'T BE SEEN BY THE HIDDEN CAMERA AFFIANT HAD PLACED IN THE BEDROOM, S.T. CAN CLEARLY BE HEARD MOANING, APPARANTLY HAVING AN ORGASM FROM WHAT HER MOTHER BARBARA, WHO IS THE OUTCRY WITNESS IN APPLICANT'S CASE, IS DOING TO S.T. TOWARD THE END OF THE 20 MINUTE VIDEO APPLICANT COULD HEAR S.T. ASKING "RIGHT THERE?" TWO DIFFERENT TIMES, HAD THE VIDEO BEEN PROPERLY CLEANED UP AND PRESENTED AS I DESCRIBE IN GROUND 22, APPLICANT BELIEVES THE OUTCOME OF THE TRIAL MAY HAVE BEEN DIFFERENT. APPLICANT BELIEVES WITH SOFTWARE SUCH AS THE "CUBIC MOTION DSP" THAT AT THE 20 MINUTE MARK ~~S.T. & M~~^{S.T. & M} WOULD BE SEEN PLACING HER MOUTH ONTO HER MOTHER'S NAKED NIPPLES AND HER MOTHER'S NAKED GENITALS. EVEN THE FIRST 6 MINUTES OF THE "BR.MPG", HAD THEY BEEN PROPERLY PREPARED AND PRESENTED BY MR. BUNKH WERE
* MINOR NAME REDACTED

AND STILL ARE, ENOUGH TO DEMONSTRATE HOW MY WIFE BARBARA SEXUALLY ASSAULTED MY DAUGHTER J.T. OVER A LONG PERIOD OF TIME, IN VIOLATION OF TEXAS PENAL CODES 22.021 AND 22.02(b) AS WELL AS 18 U.S.C. § 2241(c). I ATTACHED TO THE WRIT^{*} A LETTER TITLED CPS1 THAT I MAILED 15 MARCH, 2021 TO 6 STATE AND FEDERAL AGENCIES INCLUDING A U.S.P.S. CERTIFIED RETURN RECEIPT REQUESTED COPY (SEE APPENDIX I, PAGE 1) SENT TO THE TEXAS RANGERS. I NEVER RECEIVED ANY RESPONSES TO LETTER CPS1. WHEN MR. BUNCH PLAYED THE RAW VIDEO "BR.MPG" THE JUDGE RULED IT INADMISSIBLE. MR. BUNCH DENIED MY ABILITY TO CONFRONT WITNESSES, GUARANTEED BY THE SIXTH AND FOURTEENTH U.S. CONSTITUTIONAL AMENDMENTS. THE STATE FILED A REQUEST FOR A LIST OF DEFENSE EXPERTS (SEE APPENDIX H-CR 91, 92) ON 31 DECEMBER, 2021. MR. BUNCH NEVER FILED A LIST OF DEFENSE EXPERTS. MR. BUNCH RECEIVED \$6000.00 FOR INVESTIGATORS YET NEVER PRODUCED ANY WORK PRODUCT FOR THAT MONEY (H-CR PAGES 74, 140, 199, 201, 202) TO SHOW MY WIFE'S MOTIVE FOR FRAMING ME (

^{*} SEE APPENDIX E, EXHIBIT 'CPS1'

HABEAS GROUND 8). MR. BUNCH ALLOWED DETECTIVE KOEN TO GET AWAY WITH TAMPERING WITH GOVERNMENTAL RECORDS AND DID NOT FILE ANY MOTIONS TO EXCLUDE EVIDENCE ALLEGEDLY FOUND ON APPLICANT'S CELL PHONE, THE SEARCH OF WHICH WAS ILLEGAL AND WARRANTLESS (PRESENTED IN HABEAS GROUND 6, APPENDIX E, PAGES 16, 17). MR. BUNCH TOLD ME THE WARRANTS WERE GOOD AND THAT WAS A LIE. (SEE APPENDIX I, WK1) IN FACT DETECTIVE KOEN VIOLATED BOTH TEXAS AND FEDERAL LAW AND THE DOCUMENTATION IN HER CASE FILE AND THE 3 WARRANTS SHE OBTAINED PROVES THAT, YET MR. BUNCH DIDN'T OBJECT AS THIS HIGHLY PREJUDICIAL EVIDENCE WAS PRESENTED AND ALLOWED A.D.A. MITCHELL TO HAVE DETECTIVE BRANDON POOR COMMIT AGGRAVATED PERJURY WITHOUT OBJECTION. THESE ERRORS, ALONG WITH THE OTHER 54 PAGES WERE HANDLED AS OUTLINED IN PAGES 6-7 OF THIS WRIT APPLICATION.

QUESTION 2 WAS PRESENTED IN GROUND 2 (SEE APPENDIX E PAGES 8, 9, AND M.O.C. PAGES 4-6) TITLED "FALSIFIED JUDGEMENTS OF CONVICTION"

INDICATING POSSIBLE JURY TAMPERING BY SENIOR JUDGE ANDREW KUPPER." THE COMPUTER PRINTED JUDGEMENT OF CONVICTION, DATED THE IMPOSSIBLE DATE OF 6 MARCH, 2022 (SEE H-CR PAGE 153), A SUNDAY, IS MISSING THE LAST 3 PAGES AND DOES NOT HAVE A FILED WITH CLERK STAMP NOR DID THE CLERK SIGN IT. THE HONORABLE SENIOR DISTRICT JUDGE ANDREW KUPPER IN HIS OWN HANDWRITING (H-CR PAGE 452) WRITES TRIAL WAS OVER, JURY DISMISSED, 3-6-2022, STAMPED AND SIGNED BY JUDGE KUPPER ON THE DOCKET SHEET THAT ALSO DOES NOT BEAR A FILED DATE NOR CLERKS STAMP. DOCUMENTS IN THE CLERKS RECORD IN APPENDIX H-CR, PAGES 168-169 AND 170-173 SHOW THAT JUDGE KUPPER WAS WRITING THE CORRECT DATE AND FILING PAPERS ALL DAY ON 7 MARCH, 2022. IN THE HABEAS I DESCRIBED THIS IS AGAINST JUDICIAL CANON ¹/₂ AND SHOULD BE INVESTIGATED TO PRESERVE CONFIDENCE IN THE JUDICIARY AS WELL AS IT DENIES APPLICANT A FAIR TRIAL BY JURY AS GUARANTEED UNDER OUR SIXTH CONSTITUTIONAL AMENDMENT AND OUR PROCESS UNDER THE FIFTH AND FOURTEENTH U.S. CONSTITUTIONAL AMENDMENTS.

HOW THIS FEDERAL QUESTION WAS PASSED IS ON PAGES 6, 7 OF THIS WRIT APPLICATION.

QUESTION 3 CAME BEFORE THE HABEAS COURT IN WRIT GRANTOS 4, 6, 7 (SEE APPENDIX E PAGES 12, 16, 18 AND M.O.L. PAGES 9-14), IN WHICH I DESCRIBE INCONSISTANT STATEMENTS AND AGGRAVATED PERJURY BY GRAND PRAIRIE POLICE DETECTIVE BRANDON POOR. WHAT I DIDN'T REALIZE WHEN I FILED THE STATE HABEAS WAS THAT SEARCH WARRANT # 1800004840SW2 IS AN INVALID DOCUMENT, A TAMPERED GOVERNMENTAL RECORD UNDER TEXAS LAW. MY LAWYER HAD TOLD ME THE WARRANTS WERE ALL GOOD. THAT WAS A LIE. WHILE WAITING THIS WRIT AND PUTTING THE WARRANTS INTO THE APPENDIX APPLICANT REALIZED THAT THE WHOLE PROSECUTION FROM THE BOND HEARING IN FRONT OF HONORABLE NANCY KENNEDY, WHERE WARRANT # 1800004840SW2 WAS HELD OUT TO THE COURT AS A VALID DOCUMENT, VIOLATED APPLICANTS DUE

PROCESS RIGHTS BY COMMITTING INTRINSIC FRAUD BY USING AS A GENUINE DOCUMENT, A DOCUMENT THAT IS A TAMPERED GOVERNMENTAL RECORD UNDER TEXAS LAW. ON 3-27-2018 DISTRICT ATTORNEY JAY WORLEY ARGUED^{*} (SEE APPENDIX H-2, PAGES, LINES) THAT AFFIANT ALLEGEDLY POSSESSED CHILD PORNOGRAPHY FOUND DURING A FORENSIC SCAN OF APPLICANT'S CELL PHONE. D.A. WORLEY BASED HIS ARGUMENTS ON A CASE FILE AND WARRANTS PREPARED BY GRAND PRAIRIE POLICE DETECTIVE DENISE KOEN. (SEE APPENDIX H-12, DEFENSE EXHIBIT 3). THE AFFIANT AS A PRO SE LITIGANT IS STILL LEARNING THE LAW AND WHILE PREPARING THIS WRIT APPLICATION REALIZED WHAT HAS BEEN PERPETRATED. MY TRIAL LAWYER MR. BUNCH TOLD ME THAT THE WARRANTS IN THIS CASE WERE ALL GOOD. THAT WAS NOT TRUE AND DETECTIVE KOEN'S CASE FILE AND THE 3 WARRANTS ARE PRIMA FACIE EVIDENCE THAT APPLICANT'S PHONE WAS ILLEGALLY SCANNED ON 14 MARCH 2018,^{**} AND PROOF THAT DETECTIVE POOR LIED UNDER OATH DURING TESTIMONY, THAT THE PHONE WAS SCANNED ON 15 MARCH, 2018.

^{*} D.A. WORLEY JOINED DET. KOEN IN VIOLATION OF 18 USC § 241, § 242 AND § 371 BY INTENTIONALLY AND KNOWINGLY SPONSORING HER FRAUDULENT WARRANT.

THE FRAUD ON THE COURT WAS CONTINUED AFTER IT WAS INITIATED BY D.A. WORLEY,^{*} WHEN IN AN ADMISSIBILITY HEARING BEFORE HONORABLE JUDGE KUPPER, A.D.A. MS. MITCHELL SUBMITTED INTO EVIDENCE WARRANT #1800004840SW2, A TAMPERED GOVERNMENTAL RECORD, AND USED SAME TO ELICIT THE RESPONSE "YES"^{**} FROM GRAM PRAIRIE DETECTIVE BRANDON POOR WHEN ASKED IF HE SCANNED AFFIANT'S PHONE ON 15 MARCH, 2018 AND AGAIN IN FRONT OF THE JURY, (SEE H-7 PAGE 72, AND H-8, PAGE²³⁰, IN THE APPENDIX) CAUSING DETECTIVE POOR TO COMMIT PERJURY AND AGGRAVATED PERJURY BY MS. MITCHELL'S SUBORNATION OF PERJURY. THIS WAS MATERIAL TO APPLICANT'S CONVICTION AS THE ALLEGED CHILD PORNOGRAPHY WAS USED TO BOLSTER THE COMPLAINING WITNESSES' TESTIMONY AND PORNOGRAPHIC PHOTOS OF AN INFLAMMATORY NATURE WERE SHOWN TO THE JURY MULTIPLE TIMES, INCLUDING IN CLOSING. ALL BROUGHT IN BASED ON WARRANT 1800004840SW2. AFFIANT EXPLAINED

* D.A. WORLEY VIOLATED 18 U.S.C. § 4 BY NOT CHARGING DET. KOEN FOR HER CRIME.

14

** DET. POOR VIOLATED 18 USC § 162), § 1623

THE PHONE SCAN WAS WARRANTLESS AND THAT DETECTIVE POOR COMMITTED PERJURY IN GROUNDS 4, 6, 7 (AND MOL PAGES 9, 10, 11-14). DETECTIVE POOR ADMITTED THE PHONE WAS SCANNED PRIOR TO OBTAINING THE PHONE WARRANT: "IT WAS SEIZED AS EVIDENCE AND THEN SEARCHED PENDING -- OR PURSUANT TO A SEARCH WARRANT." (SEE APPENDIX H-7, PAGE 24, LINE 22). DETECTIVE POOR ALSO TESTIFIED THAT: "IN HER NOTES SHE -- SHE WROTE THE DEFENDANT DID NOT WAIVE HIS RIGHT -- HE DID NOT -- HE WAS GIVEN THE MIRANDA WARNING AND DID NOT WAIVE IT AND SPEAK." (SEE APPENDIX H-7, PAGE 99, LINE 22) BUT IN FRONT OF THE JURY STATED: "I REVIEWED THE CAMERA. I ASKED HIM IF THERE'S A PASSCODE SO THAT IT COULD BE PUT IN AIRPLANE MODE AND THEN WAS TOLD THERE WAS A FINGERPRINT BIOMETRIC." (SEE APPENDIX H-8, PAGE 206). DET. POOR ALSO TESTIFIED THAT I TOLD HIM HOW TO "UNLOCK IT OR WHAT WAS REQUIRED TO UNLOCK IT." (SEE APPENDIX H-8, PAGE 230 LINES 8-14). APPLICANTS PROCEDURAL DUE PROCESS

RIGHTS UNDER THE FIFTH AND FOURTEENTH U.S. CONSTITUTIONAL

* IN VIOLATION OF 18 USC 1001

* ALSO SEE APPENDIX H-12, DEFENSE EXHIBIT 3, PAGE 12 'CUSTODIAL INTERVIEW OF THE DEFENDANT.' 15

AMENDMENTS AS WELL AS APPLICANTS RIGHT TO A FAIR TRIAL,
AS IN GLOSSIP V. OKLAHOMA THE PROSECUTOR FAILED TO CORRECT
KNOWN FALSE TESTIMONY AND IN THIS CASE COMMITTED THE CRIME
OF SUBORNATION OF PERJURY^{*}, THE HABEAS COURTS HANDLING OF
THIS IS OUTLINED IN PAGES 6,7 OF THIS APPLICATION. APPLICANT
MAILED COMPLAINTS TO THE GRAND PRAIRIE POLICE AND THE
DALLAS COUNTY SHERIFF'S DEPARTMENT RELATED TO DET. KOEN'S
WARRANT CRIMES AS WELL AS O.A. WORLEY'S CRIMES FOR USING
THAT WARRANT. SEE APPENDIX I, WK1 .

QUESTION 4 WAS PRESENTED IN STATE HABEAS GROUND 3 AS
"INADMISSIBLE TESTIMONY WAS GIVEN IN VIOLATION OF MY
RIGHTS UNDER THE TEXAS CONSTITUTION ART. 1 § 10 AND U.S.
CONSTITUTION IV." (SEE APPENDIX E, PAGE 10, 11, M.O.L. PAGES 7, 8).
I EXPLAINED THAT IN FRONT OF THE JURY (SEE APPENDIX H-8 PAGE
228-230) A. D. A. MITCHELL ELICITED TESTIMONY FROM DETECTIVE
POOR THAT WAS INADMISSIBLE UNDER BOTH TEXAS AND U.S.

* THIS IS A VIOLATION OF 18 USC § 16 AS SHE CAUSED APPLICANTS RESTRAINTS BY FORCE
BY PARTICIPATING WITH DET. POOR IN VIOLATION OF 18 USC § 241, § 242, § 371,
§ 1001(a)(3) .

LAW AND THAT A.O.A. MITCHELL USED MY SILENCE AFTER
ARREST TO QUESTION MY INNOCENCE BY ASKING DETECTIVE POOR

SPECULATIVE QUESTIONS SUCH AS "DID HE SAY I DON'T KNOW

THAT PHONE, I DON'T KNOW THAT PASSCODE, I'VE NEVER SEEN THAT IN
MY LIFE." AND DETECTIVE POOR ANSWERED: "NO HE TOLD ME
IT REQUIRED A FINGERPRINT. DETECTIVE POOR HAD ALREADY

TESTIFIED IN AN OUT OF JURY PRESENCE HEARING: "I CAN JUST

SAY THAT WHEN I WALKED UP AND HE'S ALREADY OUT OF THE
CAR IN HANDCUFFS. SHOWING THIS WAS A CUSTODIAL INTERVIEW

IN QUESTION 3 DETAILS I COVERED HOW DETECTIVE POOR HAD
ALREADY TESTIFIED THAT APPLICANT WAS GIVEN MIRANDA

WARNINGS AND DID NOT ASK THEM AND SPEAK THE TEXAS
COURT OF CRIMINAL APPEALS HAS MADE IT CLEAR IN SANCHEZ V.

STATE THAT COMMENTS ON POST ARREST SILENCE IS IMPERMISSIBLE,
AS THE U.S. SUPREME COURT HAS IN OYGE V. OHIO, 426 U.S. 610.

AS IN VETRO V. STATE, 8 S.W. 3D 805, I HAD NOT YET TESTIFIED,

THUS NO ACTUAL INCONSISTENCY HAD BEEN DEVELOPED TO ENABLE

* SANCHEZ V. STATE, 707 S.W.2D 575

* DET. POOR AGAIN VIOLATED 18 U.S.C. 3. 1001 (a)(2)

PROOF OF PRIOR INCONSISTANT CONDUCT. AND WHILE VETETO'S COUNSEL OBJECTED TO THE ERROR DURING TRIAL AND APPLICANT'S COUNSEL DID NOT, I EXPLAINED IN HABEAS GROUND 23 THAT APPLICANT'S TRIAL COUNSEL WAS INEFFECTIVE UNDER THE SIXTH AMENDMENT OF THE U.S. CONSTITUTION FOR NOT OBJECTING TO PROSECUTION'S COMMENTS AND DETECTIVE POORS TESTIMONY.

APPLICANT IS NOT TRYING TO BE REPETITIVE BUT THE CONSTITUTIONAL VIOLATIONS ARE VERY MUCH INTERTWINED. THE HABEAS COURTS HANDLING OF THIS IS DETAILED IN PAGES 6,7 OF THIS APPLICATION.

QUESTIONS WAS NOT BROUGHT UP TO THE HABEAS COURT AS IT INVOLVES THE CONSTITUTIONALITY OF THE TEXAS CODE OF CRIMINAL PROCEDURE, ARTICLE 11.07 AND TEXAS RULES OF APPELLATE PROCEDURE, RULE 79.2(d), AS APPLIED TO APPLICANT AND SIMILARLY SITUATED INDIVIDUALS, REQUIRING THE JURISDICTION OF THE SUPREME COURT OF THE UNITED STATES GIVEN THROUGH THE FOURTEENTH AMENDMENT OF THE U.S. CONSTITUTION. ARTICLE 11.07 SECTION 3 (b) STATES

MATTERS ALLEGED IN THE APPLICATION NOT ADMITTED BY THE STATE ARE DEEMED DENIED," (FULL TEXT IN APPENDIX G.) AND TEXAS RULES OF APPELLATE PROCEDURE, RULE 79.2(d) SAYS "A MOTION FOR REHEARING AN ORDER THAT DENIES HABEAS CORPUS RELIEF OR DISMISSES A HABEAS CORPUS APPLICATION UNDER CODE OF CRIMINAL PROCEDURE ARTICLES 11.07 OR 11.071, MAY NOT BE FILED. THE COURT MAY ON ITS OWN INITIATIVE RECONSIDER THE CASE." THE APPLICATION OF THESE STATE CREATED RULES, AS APPLIED TO APPLICANT HAVE ALLOWED AN ONGOING VIOLATION OF APPLICANTS RIGHTS TO EQUAL PROTECTION OF THE LAW, DUE PROCESS OF LAW, FUNDAMENTAL FAIRNESS AND RIGHT TO COMPETENT COUNSEL GUARANTEED BY THE 4TH, 5TH, 6TH AND 14TH AMENDMENTS TO THE U.S. CONSTITUTION FOR APPLICANT AND SIMILARLY SITUATED INDIVIDUALS, CITIZENS OF THE UNITED STATES INCARCERATED AND DENIED AN AVENUE OF RELIEF WHERE THE CONVICTION IS HAD BASED ON FRAUD, FABRICATION OF EVIDENCE, TAMPERED GOVERNMENTAL DOCUMENTS, AGGRAVATED PERJURY, SUBORNATION OF

PERJURY, FALSE DECLARATION BEFORE A JURY, DEPRIVATION OF RIGHTS UNDER COLOR OF LAW, JUDGEMENT OF CONVICTION ON AN IMPOSSIBLE DATE, SHOWING POSSIBLE JURY TAMPERING, DENIED BY THE STATE WHOSE VERY ACTORS COMMITTED THE CRIMES. APPLICANT HAS PROVIDED COPIES OF TEXAS COMPLAINTS AND FEDERAL AFFIDAVITS OF FACT (SEE APPENDIX I, "COMPLAINTS LIST") SHOWING, WHO, WHEN, HOW AND WHERE ACTORS OF THE STATE HAVE GONE OUT OF JURISDICTION BY BREAKING THE LAWS OF THE STATE OF TEXAS AND THE UNITED STATES, MAKING THEM GUILTY BY THE LAW OF PARTIES UNDER TEXAS LAW AND PUNISHABLE AS PRINCIPALS OR ACCESSORIES AFTER THE FACT UNDER 18 U.S.C.S., FOR AIDING AND ABETTING AND CONCEALMENT OF OTHERS CRIMES. THE STATE OF TEXAS IN A CONTINUING COURSE OF CONDUCT IS DEPRIVING APPLICANT OF LIFE, LIBERTY AND PURSUIT OF HAPPINESS, REQUIRING THE INTERVENTION OF THE U.S. SUPREME COURT, BECAUSE TEXAS COURTS HAVE UNREASONABLY APPLIED THE LAW IN LIGHT OF THE FACTS AND

EVIDENCE OF THE CASE, SEE PAGES 6, 7 OF THIS WRIT.

QUESTION 6 WAS PUT BEFORE THE HABEAS COURT IN GROUNDS 3, 4, 13, 16, (SEE APPENDIX E, PAGES 30, 31, 36, 37 AND M.O.L. PAGES 19, 20, 22-28) WHERE I DETAILED PROSECUTORIAL ACTIONS THAT INFECTED THE TRIAL WITH UNFAIRNESS AND I CITED CASES WHERE THE SAME PROSECUTORIAL CONDUCT WARRANTED REVERSAL OF THE CONVICTION AND RETRIAL, LETTING THE COURT KNOW THE PROSECUTOR'S CONDUCT WAS A VIOLATION OF APPLICANT'S 5TH AMENDMENT, DUE PROCESS RIGHTS, UNDER THE U.S. CONSTITUTION. MY WIFE, BARBARA DAWN TAYLOR WAS GIVEN TACT IMMUNITY FROM INVESTIGATION AND PROSECUTION THAT SHE STILL ENJOYS TO THIS DAY, DESPITE MY TESTIMONY OF BARBARA'S CRIMES, (SEE APPENDIX H-9, PAGES 170-190) PROSECUTOR MS. MITCHELL (SEE APPENDIX H-10, PAGE 58) DISPARAGES THE DEFENSE THEORY IN CLOSING, GOING SO FAR AS TO SAY "AND I REALLY CAN'T FOLLOW IF IT'S BECAUSE THEY'RE TRYING TO SAY BARBARA WAS ABUSING S.I. HERSELF

SEXUALLY OR PHYSICALLY OR IF IT'S -- THEY'RE TRYING TO SAY THAT BARBARA JUST KNEW ABOUT IT. I'M NOT REALLY A HUNDRED PERCENT SURE THAT I FOLLOW WHAT THE ARGUMENT IS, BUT FOR SOME REASON, SHE'S DOING IT." MS. MITCHELL WAS INSINUATING THAT THE DEFENSE HAD NOT MET THEIR NOW EXISTANT BURDEN OF PROVING DEFENDANT'S INNOCENCE. MS. MITCHELL WAS TOLD BY ME, EXACTLY WHAT BARBARA HAS DONE TO S.T., MS. MITCHELL WAS EFFECTIVE IN KEEPING THE TRUTH FROM THE JURY ⁺ BUT THE FACT REMAINS THAT A VIDEO EXISTS OF AN 8 YEAR OLD CHILD BEING Raped BY HER MOTHER. PLEASE SEE THE COMPLAINTS, BOTH TEXAS AND FEDERAL, RELATED TO MS. MITCHELL'S CRIMES, SEE APPENDIX I, "COMPLAINTS". THE HABEAS RESPONSE IS ON PAGES 6, 7 OF THIS WRIT.

QUESTION 7 WAS RAISED BEFORE THE HABEAS COURT IN MULTIPLE GROUNDS, GROUND 5. (SEE APPENDIX E, PAGE 1445, AND M.O.C. PAGE 10, 11). JUDGE KUPPER ALLOWED HIGHLY PREJUDICIAL PHOTOS OF TODDLERS IN OOG COLLARS, ALLEGEDLY FOUND ON APPLICANT'S CELL PHONE, INTO

* MS. MITCHELL VIOLATED 18 U.S.C. § 1001 (a)(1)

EVIDENCE EVEN THOUGH S.T. NEVER ALLEGED SHE WAS SHOWN THOSE PHOTOS AND BONDAGE WAS NEVER AN ALLEGATION BY S.T. NOR ANY EXTRANEOUS OFFENSE VICTIM ALLEGATION. DEFENSE COUNSEL MR. BUNCH COPIOUSLY OBJECTED AND SECURED A RUNNING OBJECTION. MR. BUNCH MADE CLEAR THIS VIOLATED APPLICANT'S DUE PROCESS RIGHTS, WERE UNLAWFUL AND HIGHLY PRESUDICIAL CAUSING THE JURY TO DECIDE THE CASE ON OTHER THAN THE FACTS AND THAT APPLICANT'S RIGHTS UNDER THE TEXAS CONSTITUTION ART. 1, PARAGRAPH 13+19 DUE COURSE OF LAW, AND THE 14TH AMENDMENT OF THE U.S. CONSTITUTION. (SEE APPENDIX H-7, PAGE 112-115) IN CLOSING, I EXPLAINED AN IMAGE WAS USED BY MS. DOBIYANSKI, A DALLAS COUNTY A.D.A., TO AROUSE THE PASSIONS AND PREJUDICES OF THE JURORS. MS. DOBIYANSKI SAYS: "SO WHAT IF SHE'S YOUR DAUGHTER? THAT MOUTH NEEDS COCK. FEED HER." "I'M SORRY TO HAVE TO SHOW THIS TO YOU AGAIN." (SEE APPENDIX H-30, PAGE 39). THIS WAS USED IN STATES LAST CLOSING, JUST AS THE JURY WAS ABOUT TO GO DELIBERATE. HOW THE HABEAS COURT HANDLED THIS CONSTITUTIONAL

ERROR IS ON PAGES 6,7 OF THIS WRIT APPLICATION.

REASONS FOR GRANTING THE PETITION

IN KEEPING WITH S. CT. RULES 12 AND 13 I WILL DO MY BEST TO SHOW
A LEGAL AND FACTUAL BASIS FOR EACH CLAIM. QUESTION 1 LEGAL
BASIS FOR EFFECTIVE EFFECTIVE COUNSEL IS SECURED BY THE 6TH
AMENDMENT OF THE UNITED STATES CONSTITUTION AND PRECEDENTS
SET BY THE UNITED STATES SUPREME COURT. FACTUAL BASIS:
IN THE STATES DOCUMENT "NOTICE OF OUSCRY STATEMENT" FILED
31 DEC. 2021, (SEE APPENDIX H-CR, PAGES 94-100) DETAILS SOME
OF THE COMPLAINING WITNESS, MY DAUGHTER S.T.^S FORENSIC INTERVIEW
WITH MRS. TRISTA BURDEN. ON PAGE 95 "THE COMPLAINING WITNESS
SAID SHE TOLD THE DEFENDANT THAT 'MESSING AROUND' IS NOT WHAT
NORMAL FAMILIES DO AND SHE JUST WANTED TO BE NORMAL AND PLAY
GAMES ON HER COMPUTER." PAGE 96 "THE COMPLAINING WITNESS
SAID NORMAL FAMILIES DON'T HAVE SEX WITH KIDS." PAGE 99
"THE COMPLAINING WITNESS SAID HER MOM HAS NEVER
MOLESTED HER" PAGE 100 "THE COMPLAINING WITNESS SAID
SHE TOLD HER MOM BECAUSE SHE DID NOT WANT TO HAVE SEX

AS A CHILD BECAUSE SHE DIDN'T WANT HER CHILD HOOD RUINED :
REASONABLE JURISTS COULD AGREE THAT THE FOLLOWING EVIDENCE
COULD HAVE HAD AN IMPACT ON THE VERDICT HAD MR. BUNCH
PROPERLY USED THE \$10,500.00 GIVEN HIM BY DALLAS COUNTY
TO (1) HAVE THE VIDEO "BR.MPG" PROPERLY PREPARED FOR
TRIAL AND USED IT AS IMPEACHMENT EVIDENCE AGAINST
BARBARA TAYLOR, THE OUTCRY WITNESS, AND S.T., THE COMPLAIN-
ING WITNESS, IT WOULD HAVE SURELY LED TO BARBARA
TAYLOR'S ARREST AND PUT A REASONABLE DOUBT INTO
THE JURY'S MINDS. (2) I HAD EVIDENCE THAT MY WIFE WAS
HAVING AN AFFAIR WITH ANOTHER MAN INCLUDING CONVER-
SATIONS WHERE SHE SENT HIM PHOTOS OF HER BUTTOCKS
IN TIGHT SPANDEX AND TOLD HIM "I DON'T LOVE JAMES
ANYMORE, I WANT TO BE WITH YOU." THAT EVIDENCE IS
STILL ON MY LAPTOP AND STATE'S EXHIBIT 37 IN STATE
CUSTODY. (3) MY DAUGHTER S.T. NOR MY WIFE BARBARA TAYLOR
KNEW ABOUT THE CLOCK NANNY CAMS HIDDEN IN S.T.'S BEDROOM

AND APPLICANTS BEDROOM, AT THE 705 DANISH DRIVE HOME WHERE S.T. ALLEGES SHE WAS RAPEO EVERY NIGHT HER MOM BARBARA WAS AT WORK. I PLACED AN EMPTY MICRO S.O. CARD INTO THE CAMERA IN S.T.'S BEDROOM ALMOST EVERY DAY, DAILY. THERE ARE HUNDREDS OF HOURS OF VIDEO FOOTAGE OF S.T. IN HER ROOM, PLAYING ON HER LAPTOP OR ASLEEP IN HER BED DURING THE TIMES HER MOTHER WAS AT WORK. THE LIVING ROOM COUCHES ARE VISIBLE THROUGH HER BEDROOM DOOR AND THIS IS WHY, EVEN WITH SPECIAL LIGHTING, THE GRAND PRAIRIE C.S.I. UNIT DIDN'T FIND ANY BIOLOGICAL MATERIAL ON THOSE LEATHER COUCHES (SEE APPENDIX H-12, DEFENSE EXHIBIT 3). THERE ARE ALSO VIDEOS OF APPLICANT ASLEEP IN APPLICANTS BEDROOM WHEN BARBARA TAYLOR CAME HOME FROM WORK. MR. BUNYH WAS SUPPOSED TO HAVE AN EXPERT PLACE THE DATES AND TIMES THE VIDEOS SHOWED SHE WAS IN HER ROOM DURING THE DAYS AND TIMES HER MOM WORKED. THIS WAS TO BE PRESENTED ON A SPREADSHEET AND WAS CRITICAL

EVIDENCE OF MY ACTUAL INNOCENCE, STILL IN STATE CUSTODY,
SUPPRESSED BY MY TRIAL COUNSEL, MR. BUNCH. S.T. ALLEGED
THAT "EVERY NIGHT" HER MOM WORKED "HE WOULD DO IT" AND
"WHEN SHE WASN'T AT WORK HE DIDN'T." MR. BUNCH DID NOT
FUNCTION AS A LAWYER SHOULD AT MULTIPLE CRITICAL TIMES,
LEAVING ME DEFENSELESS. MR. BUNCH SHOULD HAVE FOUGHT FOR
SUPPRESSION OF THE EVIDENCE OF CHILD PORNOGRAPHY ALLEGEDLY
GATHERED FROM MY CELL PHONE AND HAD HE FILED THE CRIMINAL
COMPLAINTS (SEE APPENDIX I, WK1) ON DETECTIVE KOEN,
SHE WOULD HAVE GOTTEN A 3RD DEGREE FELONY CHARGE IN 2018
THAT WOULD HAVE POSSIBLY LED TO HER EXCLUSION FROM TRIAL
AS THE STATE WOULD NOT WANT TO BE SEEN BY THE JURY AS
SPONSORING TAMPERED GOVERNMENTAL RECORDS. I AM NOW TRY-
ING TO CLEAN UP THE CONSTITUTION ERRORS MR. BUNCH IS STILL
COMMITTING. THE FACTS IN THE CRIMINAL COMPLAINT SHOULD
HAVE BEEN FOUND AND ACTED ON IN THE 4 YEARS BEFORE TRIAL
AND THERE CAN BE ONLY 2 LOGICAL REASONS THEY WERE NOT,

① MR. BUNCH DIDN'T READ THE DOCUMENTS, DIDN'T DO EVEN A BASIC INVESTIGATION OR ② MR. BUNCH IS NOT COMPETENT COUNSEL AND DOESN'T KNOW HOW TO READ POLICE REPORTS AND WARRANTS AND DETECT ILLEGAL ACTIVITY. ⁴ APPLICANT IS NOT A LAWYER BUT FIGURED THE WARRANT INCONSISTENCIES OUT IN 3 YEARS, MR. BUNCH HAD 4 YEAR PRIOR TO TRIAL. MR. BUNCH DID NOT FUNCTION AS THE COUNSEL GUARANTEED BY THE 6TH AMENDMENT. I HANDED MY BRIEFCASE AND TIE TO MR. BUNCH AS I WAS BEING LED OUT OF THE COURTROOM IN LEG SHACKLES ONE LAST TIME AND MR. BUNCH TELLS ME "THESE WILL BE IN MY OFFICE WAITING FOR YOU, EVEN IF IT TAKES YOU 15 YEARS TO GET OUT." MR. BUNCH KNOWS I'M INNOCENT BUT HE KNOWS IT CAN TAKE DECADES TO OVERTURN A CASE. MR. BEN SPENCER, WHO WAS WRONGFULLY CONVICTED REMAINED IN PRISON 20 YEARS (N.P.R. UP FIRST PODCAST EPISODES 22 DEC, 2024 TITLED "THE ANATOMY OF A WRONGFUL CONVICTION" AND "THE LUCKIEST OF THE UNLUCKY") WHILE THE MAN WHO ACTUALLY COMMITTED THE MURDER

* UNITED STATES V. CHRONIC, 466 U.S. 648 (RIGHT TO EFFECTIVE COUNSEL)

BEAT 10 MORE MEN TO DEATH WITH BASEBALL BATS DURING THOSE TWO DECADES. THE TRUE PERPETRATOR IN MY CASE IS STILL FREE TO HARM YOUNG CHILDREN AS SHE HAS S.T. AS IN GERSTEN V. SENIKOWSKI, 299 F.SUPP. 2d 84, MY LAWYER CONCEDED THE PROSECUTOR'S MEDICAL EVIDENCE. SYNOPSIS "AN ATTORNEY WHO DID NOT PROPERLY INVESTIGATE EXPERT EVIDENCE BEFORE A STATE TRIAL AGAINST A FATHER FOR SEXUAL ABUSE WAS NOT THE EFFECTIVE COUNSEL GUARANTEED BY THE 6TH AMENDMENT AND FEDERAL RELIEF UNDER THE AEDPA WAS GRANTED."

1. INTRODUCTION: "HERE THE TRIAL RECORD GRAPHICALLY DETAILS ALMOST NIGHTLY RAPE AND SODOMIZING OF A YOUNG GIRL IN HER FAMILY HOME BY HER PARENT OVER MANY YEARS. SUCH AN ACCUSATION REQUIRES A SKILLED DEFENSE." QUESTION 2 LEGAL BASIS: APPLICANT HAD A RIGHT TO A FAIR TRIAL WITH A FAIR UNBIASED JURY AND NO IMPROPRIETY. FACTUAL BASIS: THE HONORABLE JUDGE KUPPER SIGNED APPLICANT'S JUDGEMENT OF CONVICTION ON AN IMPOSSIBLE DATE, VIOLATING THE JUDICIAL

CANON. JUDGE KUOPER'S OWN HAND WRITTEN NOTES SIGNED AND STAMPED WITH HIS OFFICIAL STAMP SAY TRIAL WAS OVER ON 3-6-2022, A SUNDAY. ON MONDAY THE HONORABLE JUDGE KUOPER FILED, SIGNED AND STAMPED DOCUMENTS WITH THE CORRECT DATE ALL DAY LONG. APPLICANT REQUESTS RELIEF FROM THIS COURT AS THE TEXAS COURT OF CRIMINAL APPEALS HAVE MADE AN UNREASONABLE DECISION ON A FEDERAL CONSTITUTIONAL VIOLATION, IN LIGHT OF THE FACTS BEFORE THEM, DENYING APPLICANT'S RIGHT TO A FAIR TRIAL AND UNBIASED JURY, GUARANTEED BY THE U.S. CONSTITUTION. QUESTION 3 LEGAL BASIS: APPLICANT HAD A RIGHT TO A FAIR TRIAL FREE FROM PERJURY, SUBORNATION OF PERJURY, KNOWN FALSE STATEMENTS AND FRAUDULENT GOVERNMENT DOCUMENTS. FACTUAL BASIS: AS IN GLOSSIP V. OKLAHOMA, 145 S. CT. 612, 221 THE PROSECUTION KNEW DETECTIVE POOR COMMITTED AGGRAVATED PERJURY UNDER TEXAS LAW AND PERJURY UNDER U.S. LAW. IN FACT MS. MITCHELL ELICITED THE SAME TESTIMONY 2 TIMES^{*} INTENTIONALLY BOLSTERING
^{*}NADUE V. ILLINOIS, 360 U.S. 264

THE NARRATIVE THAT THE GRAND PRARIE WARRANT #18000048405W2
WAS A VALID DOCUMENT, VIOLATING 18 U.S.C.S. § 1622 AS MS.
MITCHELL HAD DETECTIVE KOEN'S CASE FILE AND WARRANTS FOR
4 YEARS PRIOR TO TRIAL. I ASK THE COURT SEE APPENDIX I,
"COMPLAINTS LIST", OK1, AND I SUBMIT TO THE COURT THAT AFFILIANTS
BELIEVES THAT DALLAS COUNTY DISTRICT ATTORNEY JOHN CREUZOT
SHOULD HAVE FILED THE CRIMINAL COMPLAINTS I AM NOW
FILING AGAINST DETECTIVE DENICE KOEN AND DISTRICT
ATTORNEY JAY WORLEY WHEN I NOTIFIED THEM OF THE WARRANTS-
LESS SEARCH, IN APPLICANT'S 11-07 STATE HABEAS. BY THE STATE'S
RESPONSE "DENIES ALL ALLEGATIONS IN THEIR ENTIRETY" THE STATE
ACTORS HAVE ACTED OUTSIDE THEIR JURISDICTION AND BECOME
ACCESSORIES AFTER THE FACT UNDER 18 U.S.C.S. § 3 BY CONDONING
AND CONCEALING CRIMINAL ACTIVITY, READILY APPARANT
FROM THE ENTIRE RECORD. APPLICANT REQUESTS RELIEF FROM
THIS COURT AS NO OTHER IS AVAILABLE AS THE TEXAS COURT OF
CRIMINAL APPEALS DENIED APPLICANT'S STATE HABEAS WITHOUT ORDER,

AND WHILE I AM SORRY TO JUMP ORDER WITH QUESTIONS, QUESTION 5 FACTUAL BASIS: APPLICANT HAS BEEN DENIED DUE PROCESS OF LAW DUE TO ARTICLE 11.07 RULES AS WELL AS T.R.A.P. 79 ALLOWING APPLICANT NO RECOURSE TO ADDRESS THE ILLEGAL ACTIONS COMMITTED INTENTIONALLY AND CONDOINED BY THE STATES HIGHEST CRIMINAL COURT, ALLOWING STATE ACTORS WHO WENT OUT OF THEIR JURISDICTION AND COMMITTED CRIMES TO ESCAPE INVESTIGATION AND PROSECUTION WHILE RESTRAINING APPLICANT IN HIS LIBERTY, DENYING APPLICANT EQUAL PROTECTION OF THE LAW. QUESTION 4 LEGAL BASIS: APPLICANT'S POST ARREST SPEECH IS PROTECTED BY TEXAS CODE OF CRIM. PROCEDURE 38.22 (SEE APPENDIX G, PAGES 14, 15) AND 38.23(c) (SEE APPENDIX G, PAGES 15, 16). POST ARREST SPEECH IS ALSO PROTECTED BY SUPREME COURT PRECEDENT SET IN MIRANDA V. ARIZ., 384 U.S. 436, OUTLINING ACCEPTABLE AND UNACCEPTABLE USES. FACTUAL BASIS: MS. MITCHELL STRAYED INTO VIOLATION OF APPLICANT'S 5TH AMENDMENT RIGHT TO SILENCE AND DETECTIVE POOR COMMITTED PERJURY

WHEN HE SAID AFTER MY ARREST THAT I TOLD HIM "IT'S A FINGER-
PRINT." THE BODYCAM VIDEOS TO PROVE THIS ARE IN STATE CUSTODY
AND COULD HAVE BEEN USED AT AN EVIDENTIARY HEARING HAD
ONE BEEN GRANTED BY THE DISTRICT COURT. THE TEXAS COURT OF
CRIMINAL APPEALS HAVE DENIED APPLICANTS EQUAL PROTECTION
OF THE LAW AS CLEARLY ESTABLISHED BY SANCHEZ U. STATE,
707, S.W. 2d 575 AND ALL THE CASES REVERSED AND RE-
MANDED FOR NEW TRIALS BASED ON VIOLATION OF THE RULE
THAT POST ARREST SPEECH CANNOT BE USED PRIOR TO THE
DEFENDANTS TESTIFYING. THE TEXAS CONSTITUTION, ARTICLE 4,
SECTION 10 (SEE APPENDIX G, PAGE 72) CLEARLY SAYS "SHALL NOT BE
COMPELLED TO GIVE EVIDENCE AGAINST HIMSELF," AS IN THE 5TH
AMENDMENT OF THE U.S. CONSTITUTION "NOR SHALL BE COMPELLED
IN ANY CRIMINAL CASE TO BE A WITNESS AGAINST HIMSELF."
(SEE APPENDIX G, PAGE 75) EQUAL PROTECTION OF THE LAW IS A CLEARLY
ESTABLISHED FEDERAL CONSTITUTIONAL RIGHT UNDER AMENDMENT
XIV OF THE U.S. CONSTITUTION "NOR DENY TO ANY PERSON

WITHIN ITS JURISDICTION THE EQUAL PROTECTION OF THE LAWS. APPLICANT REQUESTS GRANT OF THE WRIT BECAUSE THE FINDINGS OF THE LOWER COURT DENY APPLICANT EQUAL PROTECTION OF THE LAW BECAUSE SIMILARLY SITUATED INDIVIDUALS OBTAINED RELIEF THAT WAS DENIED TO APPLICANT IN THE SAME SET OF CIRCUMSTANCES AND THE LOWER COURTS FINDINGS ARE CLEARLY AN UNREASONABLE APPLICATION OF FEDERAL LAW SET OUT IN THE 5TH AMENDMENT OF THE UNITED STATES CONSTITUTION AND PRIOR SUPREME COURT PRECEDENT. APPLICANT CLEARLY CLAIMED VIOLATION OF RIGHTS IN GROUND 3 (SEE APPENDIX E, PAGES 10, 11) AND IN A SEPERATE GROUND THAT APPLICANT'S LAWYER WAS INEFFECTIVE FOR NOT OBJECTING TO THIS TESTIMONY DURING TRIAL. (SEE APPENDIX E, PAGES 50, 51, GROUND 23). QUESTION 6 LEGAL BASIS: PERSONAL RIGHTS ARE OF SUCH IMPORT IN TEXAS THAT THEY ARE EVEN CODIFIED INTO THE TEXAS CODE OF CRIMINAL PROCEURE, CLEARLY DEFINED AT THE TIME OF TRIAL IN MARCH 2022, TITLE 1, CHAPTER 1, ART. 1.03, ITEM 4. "TO BRING TO THE INVEST-

IGATION OF EACH OFFENSE ON THE TRIAL ALL THE EVIDENCE TO
PRODUCE CONVICTION OR ACQUITTAL; S. TO INSURE A FAIR AND IM-
PARTIAL TRIAL." (SEE APPENDIX G, PAGE 1, 2). ART. 1.05. RIGHTS OF
THE ACCUSED SAYS "HE SHALL NOT BE COMPELLED TO GIVE EVIDENCE
AGAINST HIMSELF," (SEE APPENDIX G, PAGE 2). ART. 1.06 SAYS "NO
WARRANT SHALL ISSUE WITHOUT PROBABLE CAUSE." (SEE APPENDIX
G, PAGE 3) CHAPTER 2, ART. 2.01. DUTIES OF DISTRICT ATTORNEYS
SAYS "IT SHALL BE THE PRIMARY DUTY OF ALL PROSECUTING ATTORNE-
YS --- NOT TO CONVICT BUT TO SEE THAT JUSTICE IS DONE. THEY SHALL
NOT SUPPRESS FACTS OR ~~SECRET~~ WITNESSES CAPABLE OF ESTABLISHING THE
INNOCENCE OF THE ACCUSED." ARTICLE 2.04. SHALL DRAW COMPLAINTS "
UPON COMPLAINT BEING MADE BEFORE A DISTRICT OR COUNTY ATTORNEY
THAT AN OFFENSE HAS BEEN COMMITTED IN HIS DISTRICT OR
COUNTY, HE SHALL REDUCE THE COMPLAINT TO WRITING AND CAUSE
THE SAME TO BE SIGNED AND SWORN BY THE COMPLAINANT, AND
IT SHALL BE DULY ATTESTED BY SAID ATTORNEY." FACTUAL BASIS:
STATE ACTORS D. A. JAY WORLEY, A. O. A. MS. MITCHELL AND A. O. A.
* KYLE V. WHITEY, 514 U.S. 419 (STATE CONTINUES TO SECRET AND
SUPPRESS THE "BR.MPG" VIDEO, OF RAPE OF AN 8 YEAR OLD CHILD.

THE PROSECUTION HAD A COPY UNDER BRADY TO PRESENT "BR.MPG" TO THE JURY.

DOBRYANSKI VIOLATED MULTIPLE TEXAS PENAL CODES AS WELL AS
FEDERAL LAW, (THE DESCRIPTIONS ARE VOLUMINOUS AND IN THE
TEXAS AND FEDERAL COMPLAINTS IN APPENDIX I, "COMPLAINTS LIST.")

VIOLATING APPLICANTS CONSTITUTIONAL DUE PROCESS RIGHTS UNDER
BOTH TEXAS AND UNITED STATES CONSTITUTIONS, DENYING APPLICANT
A FAIR TRIAL. APPLICANT REQUESTS GRANT OF THE WRIT DUE TO
THE ONGOING CONSCIENCE SHOCKING CONDUCT THAT WAS MATER-
IAL TO THE CONVICTION AND IS MATERIAL IN THE ONGOING DEPRAV-
ATION OF APPLICANTS LIBERTY. AS IN UNITED STATES V. ROBERTS,
119 F.3d 1006 INSTANCES OF PROSECUTORIAL MISCONDUCT IN
THE CASE UNDERMINED THE FUNDAMENTAL FAIRNESS OF THE BOND
AND TRIAL PROCEEDINGS TO THE DEGREE OF CRIMINALIZED
ACTS BEING PERFORMED BY STATE ACTORS, AND THEIR PEERS
BECOMING PRINCIPALS AND ACCESSESSORIES AFTER THE FACT
BY CONDOVING THEIR CRIMINAL CONDUCT. QUESTION 7 LEGAL
BASIS: AS IN ANDREW V. WHITE, 245 S. CT. 75 APPLICANT HAD

A CONSTITUTIONAL DUE PROCESS RIGHT TO EXCLUSION OF HIGHLY
PREJUDICIAL EVIDENCE - FACTUAL BASIS: TRIAL SUGGE

ANDREW KUPPER ALLOWED IN HIGHLY PREJUDICIAL EVIDENCE,
ESPECIALLY THE TOOHER PHOTOS ALLEGED TO BE ON APPLICANTS PHONE.
APPLICANT REQUESTS RELIEF AS THE PREJUDICIAL PHOTOS COULD
HAVE EASILY LED THE JURY TO CONVICT ON OTHER THAN THE
FACTS OF THE CASE.

ON THE STATES WITNESS LIST (SEE APPENDIX H-CR PAGE 125) ARE THE NAMES
OF 3 AGENTS; ① THOM TEDDER; ② DAVID WILLIAMS; ③ GWEN DOOLYN DOVE,
OF THE NORTH TEXAS REGIONAL COMPUTER FORENSICS LAB, COMPUTER
RESPONSE LAB. THAT LAB MAY HAVE KEPT A COPY OF THE SCANS DONE ON
THE DRIVES SENT TO THEM. IF IT PLEASES THE COURT HOLD THIS WRIT IN
ABEYANCE UNTIL FORENSICS CAN BE DONE TO CONFIRM THE ASSERTIONS
IN THIS WRIT OF MY WIFE'S GUILT AND MY ACTUAL INNOCENCE. I PRAY
THE COURT TAKE ITS TIME AND DO THE RIGHT THING TO PREVENT A GRAVE
MISCARRIAGE OF JUSTICE FOR THE CHILDREN OF TEXAS MY WIFE HAS ACCESS TO
AND LASTLY FOR AFFIANT WHO IS ACTUALLY INNOCENT.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

 JAMES SHELLEY TAYLOR

Date: 8-18-2025