

Grounds herein are brief and distinct
Instructions From [redacted] are dated 23 JUNE 2026.

No. 25-6740 (Certiorari)

IN THE
SUPREME COURT OF THE UNITED STATES

DAVID LESLIE CULVERHOUSE - PETITIONER

VS.

THE STATE OF TEXAS -

RESPONDENT (S)

PETITION FOR "REHEARING"

~~MOTION FOR LEAVE TO FILE MOTION TO "RE OPEN"~~ (For 2nd Rehearing)

~~THIS CERTIORARI (if it has been denied) (if the 1st MOTION FOR REHEARING has been denied) "and/or"~~

~~MOTION FOR LEAVE TO FILE MOTION TO~~ PRESENTING
"NEWLY DISCOVERED" MATERIAL EVIDENCE That Was

Not Discoverable Through The Exercise of DUE

DILIGENCE and LEGAL ARGUMENTS, CASE LAW NOT

Previously Available due to conditions of unconstitutional imprisonment - Petitioner Not Allowed To View Legal Material and

Guard and Mail-Room Employees Delay/Destroy Incoming/Outgoing Legal Mail to/from

Respondent/Courts,

"COVER PAGE"

Prisoner Number

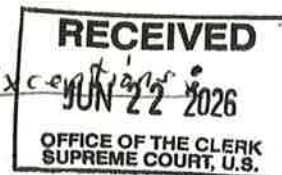
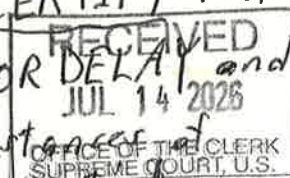
(Name) David Leslie Culverhouse, TDCJ-CID 00355569

(Address) Mark W. Stiles Unit Prison 3060 F.M. 3514

(City, State Zip Code) Beaumont, Texas 77705

I, David Leslie Culverhouse, Petitioner herein hereby CERTIFY that
~~THIS MOTION FOR LEAVE TO FILE MOTION TO "RE OPEN"~~ is presented
that the Grounds are Limited to Intervening circumstances of
Substantial or Controlling Effect or to Other Substantial
Grounds NOT previously presented.

The Following is Actual Innocence and Miscarriage of Justice Exception



This Motion is per Instructions of Sara Simmons
For Rehearing & new corrected
Instructions of Re: Rule 44
and is served on Respondent on 29 JUNE 2026.

Texas Department of Criminal Justice -
Correctional Institutions Division
(TDCJ-CID)

You have received a **jpay** letter, the fastest way to get mail

From : Facility Support
To : DAVID LESLIE CULVERHOUSE, ID: 01815949, 00355569
Date : 6/3/2026 9:27:37 AM EST, Letter ID: 2618633378
Location : ST-PRINT
Housing : 19Y 86

Note that I did
receive a letter from
Sara Simmons phone (202) 479-3032 dated May 11, 2026
instructing me to correct and
re-submit the petition for rehearing
and I immediately did so, so I don't know
what happened to it.



Signature: David Culverhouse
Date: JUNE 29, 2026
Petitioner: David Leslie Culverhouse

Please Report Att. Gen. Ken Paxton's following conduct to the Federal Attorney General's Office;

Certiorari

"Enclosed herewith" is the newly discovered material documentary evidence showing that Texas Attorney General "KENNETH PAXTON, JR." is intentionally deceitful and corrupt in violating Federal Law by refusing to RESPOND to Petitioner's CERTIORARI Facts and Law "and by sending" private, personal information to Petitioner Dated June 3rd, 2026

regarding a FRANCISCO GONZALES - a Texas Prisoner, State I.D. No. 01815949 (not his correct number) - GONZALEZ FRANCIS, regarding his (GONZALEZ) child support monthly support payments \$ owed by him to the Custodial Parent CAROLINA VELASCO, Attorney General Case # 0013685284. Unpaid \$ 49,825.75."

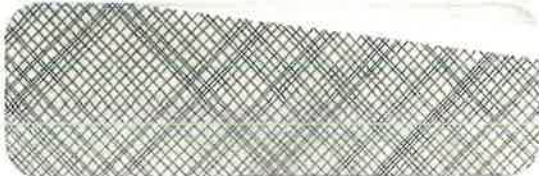
The above mentioned is the "only" thing that Att. Gen. "KEN PAXTON" has "ever" sent to Petitioner since Petitioner sent true / (no. 25-6740) correct copy of said CERTIORARI to him on January 20th 2026 that was filed in this U.S. SUPREME COURT on February 6th 2026, "No. 25-6740"

This was not accidental as "KEN PAXTON" has a Policy or custom Habit of Obstructing Justice as he has intentionally withheld and concealed from this U.S. SUPREME COURT the CLEAR and Convincing Evidence of herein Petitioners "Actual Innocence" in this Case No. 25-6740 to-wit: the Confession to the Murder of Donna (The Driver) Ray by Layton (The Hitman) Cummings, The Police Statements of Cana (Cocaine Coked) Cummings and Tony (The Rat) Montgomery that they saw Layton shoot Donna, Donna's prior to death statement to police that Layton shot her and Petitioner's Police Statement that Layton shot Donna.

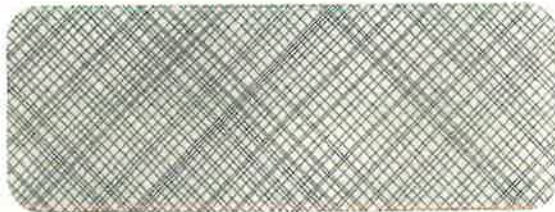
You have received a *jp*ay letter, the fastest way to get mail

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OFFICE OF THE ATTORNEY GENERAL – CHILD SUPPORT DIVISION



ELECTRONIC SERVICE REQUESTED



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Att. Gen. Ken Paxton withheld the Exculpatory evidence from this Supreme Court of U.S. intentionally.

The Texas Attorney General KEN PAXTON's conduct herein is outrageous, intentional and malicious as he violated a statutory or constitutional right - the right was "clearly established" at the time of his conduct. He did so to invalidly suspend the federal Privilege of the Writ of Habeas Corpus, See Boumediene v. Bush, 533 U.S. 723 (2008)

Because of "Conflict of Interest" Trial Court Appointed Counsel Joe (The Fixer) Shumate acted simultaneously as Defense Counsel and as Assistant Prosecutor as he intentionally presented testimony to the Jury that was not presented to the Jury by the Prosecutor William (The Snake) Ferguson - to-wit: Shumate persuaded the Autopsy Doctor to change his testimony falsely telling the Jury that victim Donna (The Driver) Ray was shot in the back; Shumate persuaded the victim's Mother to falsely tell the Jury that victim was Kidnapped by Petitioner then when Prosecutor falsely told the Jury that victim was running away from Petitioner when Petitioner shot victim in the back, (a false fact that was not presented in testimony or evidence to the Jury) he Defense Counsel Joe (The Fixer) Shumate did NOT OBJECT, so an EVIDENTIARY HEARING is Required according to United States v. Harrison, 910 F.3d 824 (5th Cir. 2018) and to United States v. Culverhouse, 507 F.3d 888 (5th Cir. 2007)

(Dual Representation of both the State and the Defendant simultaneously results in an Actual Conflict of Interest that negatively Affects the Representation, PREJUDICE is PRESUMED)

Note that Trial Defense Counsel Joe (The Fixer) Shumate never submitted an Affidavit regarding his intentional Mis-Representation herein and He did not object to Tony (The Rat) Montgomery's obvious Perjured Testimony to the Jury at Murder w/Deadly Weapon Trial No. 25-6740.

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MC ME 0704E



FS#: 9124340973
Central File Maintenance
P.O. BOX 12049
AUSTIN, TX 78711-2048

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KEN PAXTON
ATTORNEY GENERAL of TEXAS
CHILD SUPPORT DIVISION

FRANCISCO GONZALEZ
PO BOX 660400
01815949-GONZALEZ FRANCIS
DALLAS, TX 75266-0400

Fecha: May 26, 2026

Padre con Custodia: CAROLINA VELASCO

Número de Caso de la Procuraduría General: 0013685284

AVISO DE INTENCIÓN DE REPORTAR

Estimado/a FRANCISCO GONZALEZ:

Las leyes estatales y federales exigen que la Procuraduría General (OAG, por sus siglas en inglés) reporte la información sobre la manutención de niños a las agencias de informes crediticios (también llamadas burós de crédito). Los burós de crédito recopilan información financiera y la comparten con los prestamistas, quienes pueden usarla al tomar decisiones crediticias, como la aprobación de préstamos.

La OAG tiene previsto comunicar la siguiente información sobre su caso de manutención de niños:

- El importe total de su pago mensual de manutención de niños ordenado por el tribunal: **\$730.00**
- El saldo total de la manutención de niños pendiente de pago: **\$49,825.75**

Su cuenta se considerará **al día** si paga la totalidad de la manutención de niños mensual ordenada por el tribunal dentro el mes que le debe y el saldo pendiente no se debe a una morosidad anterior.

Su cuenta se considerará **morosa** si no paga la totalidad de la manutención de niños mensual dentro el mes que le debe y tiene un saldo pendiente de pago. Una vez que se reporte como morosa, su cuenta permanecerá en esa situación hasta que el saldo esté al corriente de acuerdo con el monto mensual de manutención ordenada por el tribunal.

Cualquier cantidad impaga que se informe puede permanecer en su expediente de la agencia de informes crediticios durante aproximadamente siete años. El pago del saldo no eliminará el historial de la deuda de su expediente. Sin embargo, enviamos informes mensuales a las agencias de informes crediticios, las cuales actualizan su saldo según sus pagos.

Usted puede disputar las cantidades reportadas a la agencia de informes crediticios si dichas cantidades son incorrectas. Por favor, dirija sus preguntas y disputas relacionadas con el monto adeudado en su caso con la oficina de manutención de niños en (800) 252-8014. Las oficinas de manutención de niños pueden ayudarle a resolver problemas relacionados con las cantidades reportadas como vencidas. Los clientes pueden solicitar una revisión administrativa formal para resolver cualquier problema pendiente con respecto a lo que se ha pagado.

La notificación a la agencia de informes crediticios es obligatoria según las leyes tanto federales como estatales. Por lo tanto, el reporte a las agencias de crédito no puede ser cancelado. El reporte a la agencia de informes crediticios continuará en su caso hasta que su hijo se emancipe y su caso esté pagado por completo.

Si no se comunica con nosotros en un plazo de 30 días a partir de la fecha de este aviso, informaremos los importes mencionados anteriormente sin enviarle otro aviso.

Jpay Tell your friends and family to visit www.jpay.com to write letters and send money!

Note that 2 and 1/2 months later at the Attempted Murder (false victim Layton (The Hitman) Cummings) With a Deadly Weapon JURY Trial held at unconstitutional change of venue/vicinage 12th Judicial DISTRICT Court, Walker County, Texas, City of Huntsville, TX, Trial Court Case No. 13,039 on JULY, 18th, 19th, 1983, the said TONY (THE RAT) MONTGOMERY while testifying under oath to the JURY admitted to committing perjury at the prior April 25-29, 1983 murder (trial) with a deadly weapon - Victim Donna (The Driver) Ray, in order to have the Actual Innocent Petitioner convicted, but the said Trial Defense "Conflict of Interest" Counsel JOE (THE FIXER) SHUMATE refused to present the above "Perjured Testimony Confession" to the Texas 6th Court of Appeals in the STATE DIRECT REVIEW Appeal of the MURDER w/ Deadly Weapon (No. 25-6740) Conviction; Victim Donna (The Driver) Ray, and further intentionally Sabotaged said appeal and said Shumate was Court appointed by Judge DONALD (The Fatman) ROSS to intentionally Mis-Represent Petitioner in the above "ATTEMPTED" murder w/ Deadly Weapon jury trial and the State Direct Review Appeal of same. Petitioner had a right to an IMPARTIAL TRIAL JUDGE - this Biased Trial Judge (at both trials) DONALD (The Fatman) ROSS is a Structural Error that defies harm analysis. Said Judge ROSS also imposed greater restraints than necessary (STRAITJACKET, LEG-IRONS, MOUTH GAG) in the presence of the (visible to) the JURY and did not take any steps to minimize prejudice resulting from the presence of the extremely excessive shackles physical restraints. See Arizona v. Fulminante, 499 U.S. 279, 309, 111 S.Ct. 1246, 113 L.Ed. 2d 302 (1991); Deck v. Missouri, 544 U.S. 622 (2005); Rhoden v. Rowland, 172 F.3d 633, 638 (9th Cir. 1999)

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KEN PAXTON
ATTORNEY GENERAL OF TEXAS
CHILD SUPPORT DIVISION

Date: May 26, 2026
Agency/General Case #: 0013685284
Custodial Parent: CAROLINA VELASCO

Vea Español al Otro Lado

NOTICE OF INTENT TO REPORT

Dear FRANCISCO GONZALEZ:

State and federal law require the Office of the Attorney General (OAG) to report child support financial information to consumer credit reporting agencies (also called credit bureaus). Credit bureaus collect financial information and share it with lenders, who may use it when making credit decisions, such as loan approval.

The OAG plans to report the following information for your child support case:

- Your total court-ordered monthly support payment: **\$730.00**
- Your total unpaid support balance: **\$49,825.75**

Your account will be reported as **current** if you pay the full court-ordered monthly support payment during the month that it is due, and the existing balance is not due to previous delinquency.

Your account will be reported **delinquent** if you do not pay the full monthly amount during the month that it is due, and you have an unpaid balance. Once reported delinquent, your account will stay delinquent until the balance is current according to the monthly court-ordered support amount.

Any unpaid amount that is reported may remain on your credit bureau record for approximately seven years. Paying the balance in full will not remove the history of this debt from your record. However, we submit monthly reports to consumer credit reporting agencies, which update your balance based on your payments.

You may contest amounts reported to credit bureaus if the reported amounts are incorrect. Please direct questions and contests regarding the amount owed on your case to the child support office at (800) 252-8014. Child support offices can assist in resolving issues regarding reported amounts due. Customers may request a formal administrative review to resolve any outstanding issues regarding what was paid.

Credit bureau reporting is required by both federal and state law. As such, credit bureau reporting cannot be terminated. Issues regarding the accuracy of reported information can be resolved. Credit bureau reporting will continue on your case until your child emancipates and your case is paid in full.

If you do not contact us within 30 days of the date of this notice, we will report the amounts listed above without sending another notice.

Because of the Actually Biased Trial Judge intentionally appointed corrupt Counsel and also Changed Venue/Vicinage to Cause the Convictions in both trials and Because of the Trial Defense Counsel Conflict of Interest

combined with the shackled defendant (herein petitioner) visible to the jury (no. 25-6740) in both the Guilt/Innocence Phase and in the Punishment Phase of the Murder with a deadly weapon conviction where the Jury found Guilt and same Jury set the maximum Life-in-Prison sentence - the range of punishment was 5 to 10 years Probation or 5 years in prison, 10 years, 20 years etcetera to 99 years or Life, it is obvious that the above unconstitutional jury trial conditions had Substantial and Injurious Effect or Influence in Determining the Jurys Verdict of Guilt and their Maximum Sentence Imposed and thus, did "NOT" constitute harmless errors. "It is Miscarriage of Justice."

Petitioner was also shackled visible to the Jury in the Attempted Murder w/ Deadly Weapon Trial with the Same Defense Counsel Joe (The Fixer) Shumate's Misrepresentation.

Note That Prosecutor William (The Snake) Ferguson Withheld Concealed The Exculpatory Evidence From The Jury's In Both Trials - The Confession and Eye Witness Statements described herein.

Trial Defense Counsel was Substantially Ineffective under both United States v. Chronic, 466 U.S. 648 (1984) and Strickland v. Washington, 466 U.S. 668 (1984).

Note that herein Petitioner's copies of Layton (The Hitman) Cummings of his confession to the Murder of the victim herein Donna (The Driver) Ray; The statements under oath of Carlo (Cocaine Carlo) Cummings and Tony (The Rat) Montgomery that they saw Layton (The Hitman) Cummings shoot Donna (The Driver) Ray; Donna (The Driver) Ray's prior to death statement to police that she was shot by Layton (The Hitman) Cummings and Petitioner's statement to police that Layton (The Hitman) Cummings shot Donna (The Driver) Ray were all illegally confiscated by rogue prison guards intentionally but the Texas Attorney General and the current State Trial (Habeas) Judge John L. Tidwell, 202nd Texas Judicial DISTRICT Court both have Certified Copies of the above Confession and eye-witness Statements. Page 5 of 6.

Texas and Defense Counsel Withheld, Concealed Trial and Appellate Transcripts Intentionally From Respondent for approx. 43 years To Prevent Constitutional Lawful Review By This COURT.

Petitioner entitled to evidentiary hearing as he diligently sought to develop evidentiary basis of new claims but prevented by state court from doing so. Han Tak Lee v. Glunt, 667 F.3d 397, 406 (3rd Cir. 2016).

Petitioner entitled to evidentiary hearing as he presented extensive Actual Innocence Clear and Convincing Evidence in state court of last resort Pike v. Guarino, 492 F.3d 61, 69 (1st Cir. 2007)

The (highest) Texas Court of Criminal Appeals' decision herein is "contrary to" or an "unreasonable application of" clearly established federal law, as determined by the decisions of the Supreme Court of the United States and is based on an "unreasonable determination of the facts" presented in the state court proceeding.

Petitioner shows claims rely on a new rule of constitutional law made retroactive by Supreme Court of the U.S. that was previously unavailable and also factual predicates that could not have previously been discovered by the exercise of due diligence and that no fairminded jurist could reach the state court's decision under the United States Supreme Court's precedents. This U.S. SUPREME COURT should harbor grave doubt, not absolute certainty, about whether the trial errors affected the verdict's outcome.

The state court did NOT prove the error's harmlessness beyond a reasonable doubt, but did show extreme malfunctions in the state criminal justice system, and different in kind from providing relief on direct appeal.

PETITIONER HAS SATISFIED BOTH THE BRECHT TEST AND THE AEDPA REQUIREMENTS. See Brown v. Davenport, 596 U.S. 118, 142 S.Ct. 1510, 212 L.Ed.2d 463 (2022).

Petitioner PRAYS the COURT Grant New Trial or State or Federal Evidentiary Hearing or Oral Argument. Respectfully Submitted.

I, David Leslie Culverhouse, do swear or declare that on this date, JUNE 8th, 2026, I have served the enclosed Motions For Leave... on the Respondent Texas Attorney General Kenneth Paxton, Jr. P.O. BOX 12548, Austin, Texas 78711-2548 First-class postage prepaid placed in the Prison Mailing System.

I declare under penalty of perjury that the facts herein are true and correct and the foregoing is true and correct. sent to Clerk, Supreme Court of the U.S.

Executed on JUNE 8th, 2026

David Culverhouse

David Leslie Culverhouse

Mailed To Clerk, Supreme Court of the U.S. on 6/8/2026