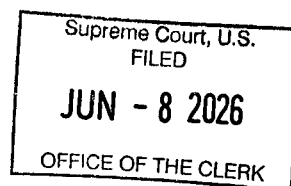


No. 25-7624

ORIGINAL



IN THE
SUPREME COURT OF THE UNITED STATES

STANFORD — PETITIONER
(Your Name)

vs.

SEC — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

FIFTH CIRCUIT COURT OF APPEALS
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

ROBERT ALLEN STANFORD
(Your Name)

FCC COLEMAN, JSP II, P.O. BOX 1034
(Address)

COLEMAN, FLORIDA 33521
(City, State, Zip Code)

0
(Phone Number)

QUESTION(S) PRESENTED

- 1.) WHETHER, WHEN THE SECURITIES AND EXCHANGE COMMISSION CHARGES A DEFENDANT WITH SECURITIES FRAUD, AND SEEKS A \$5.9 BILLION NON-REMEDIAL THE SEVENTH AMENDMENT IS TRIGGERED, AND THE DEFENDANT IS ENTITLED TO A JURY TRIAL.
- 2.) WHETHER THE COURT BELOW ABUSED ITS DISCRETION WHEN IT DECLINED TO ADDRESS THE MATERIAL FACTS AND FULLY-BRIEFED MERITS OF THE RIGHT TO A JURY TRIAL, AS GUARANTEED BY THE SEVENTH AMENDMENT, AND DECLINED TO ADDRESS AND APPLY, THE UNIFORM DECISIONS IN JARKESY V. SEC, 34 F.4TH 446, 449 (5TH CIR. 2022), AND SEC V. JARKESY, 603 U.S. 109 (2024), EACH OF WHICH APPLIED TO THE ISSUE ON APPEAL HERE, AND WERE DISPOSITIVE.
- 3.) WHETHER, WHEN REVIEWING A \$12.6 BILLION FINAL SUMMARY JUDGMENT AWARDED TO THE SEC, THE COURT BELOW ABUSED ITS DISCRETION BY FAILING TO CORRECTLY APPLY THE "ISSUE PRECLUSION/COLLATERAL ESTOPPEL" HOLDING OF THIS COURT IN PARKLANE HOSIERY V. SHORE, 439 U.S. 322 (1979) TO THE "SECURITIES FRAUD" ALLEGATIONS IN THE SEC'S CIVIL PROCEEDING; GIVING PRECLUSIVE EFFECT TO THE "NON-IDENTICAL" "MAIL AND WIRE FRAUD" ALLEGATIONS IN THE PARALLEL CRIMINAL PROCEEDING; ALLEGATIONS THAT WERE FACTUALLY AND STATUTORILY DISSIMILAR TO THE SEC'S ALLEGATIONS OF "SECURITIES FRAUD", WHICH WERE NEVER PUT IN ISSUE, NEVER ACTUALLY LITIGATED, AND NOT NECESSARY TO THE JUDGMENT IN THE PARALLEL CRIMINAL PROCEEDING.

LIST OF PARTIES

A list of all parties to the proceeding in the court whose judgment is the subject of this petition is provided below. If a party is a corporation with a stock ticker symbol, that symbol is also included.

ROBERT ALLEN STANFORD, AND THE SECURITIES AND EXCHANGE COMMISSION
ARE THE ONLY PARTIES IN THIS PROCEEDING

RELATED CASES

THERE ARE NO KNOWN CASES RELATED TO THIS PROCEEDING

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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 "A" to the petition and is

☐ reported at STAFFORD v. SEC, App. 25-10387; 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 "C" to the petition and is (OKT entry 3455)

☐ reported at SEC v. STBL, No. 3:09-cv-0298; 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 _____ 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 _____ 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 April 1, 2026.

☐ 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: May 15, 2026, and a copy of the order denying rehearing appears at Appendix "B".

☐ 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 _____.
A copy of that decision appears at Appendix _____.

☐ 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

AMENDMENT VII

IN SUITS AT COMMON LAW, WHERE THE VALUE OF CONTROVERSY SHALL EXCEED TWENTY DOLLARS, THE RIGHT OF TRIAL BY JURY SHALL BE PRESERVED, AND NO FACT TRIED BY A JURY, SHALL BE OTHERWISE REEXAMINED IN ANY COURT IN THE UNITED STATES, THAN ACCORDING TO THE RULES OF THE COMMON LAW.

SECURITIES EXCHANGE ACT, SECTION 10(b), RULE 10b-5, PROHIBITS USING "ANY DEVICE, SCHEME, OR ARTIFICE TO DEFRAUD," MAKING "UNTRUE STATEMENTS OF MATERIAL FACT" CAUSING CERTAIN OMISSIONS, AND "ENGAGING IN ANY ACT WHICH OPERATES, OR WOULD OPERATE, AS A FRAUD." 17CFR 240.10b-5; 15 USC 78j(b)

"WHEN THE SEC SEEKS CIVIL PENALTIES AGAINST A DEFENDANT FOR SECURITIES FRAUD, THE SEVENTH AMENDMENT ENTITLES THE DEFENDANT TO A JURY TRIAL." Jarkesy v SEC, 34 F.4th 446, 449 (5th cir 2022), AFFIRMED BY SEC v Jarkesy, 603 US 109 (2024)

STATEMENT OF THE CASE

IN FEBRUARY OF 2009, THE SECURITIES AND EXCHANGE COMMISSION FILED A CIVIL ENFORCEMENT ACTION AGAINST R. ALLEN STANFORD AND CERTAIN AFFILIATES OF THE GLOBAL, MULTI-BILLION DOLLAR STANFORD FINANCIAL GROUP OF FINANCIAL SERVICES COMPANIES, MOST OF WHICH WERE HEADQUARTERED IN HOUSTON, TEXAS.

THE SEC'S COMPLAINT ALLEGED VARIOUS VIOLATIONS OF THE FEDERAL SECURITIES LAWS, CONTENDING THAT THESE ACTIONS VIOLATED THE ANTI-FRAUD PROVISIONS OF THE SECURITIES ACT, THE SECURITIES EXCHANGE ACT, AND THE INVESTMENT ADVISORS ACT; THE SUM OF WHICH, THEY ALLEGED, CENTERED AROUND THE CERTIFICATES OF DEPOSIT SOLD BY THE AFFILIATE, STANFORD INTERNATIONAL BANK LTD., IN ANTIGUA.

IN MAY OF 2011, THE DEPARTMENT OF JUSTICE FILED A SUPERSEEDING INDICTMENT, WHICH ALLEGED A CONSPIRACY TO COMMIT MAIL AND WIRE FRAUD, MONEY LAUNDERING, AND OBSTRUCTION OF AN SEC PROCEEDING, IN VIOLATION OF 18 USC 371, 1343, 1341, 1349, 1956(h) AND 18 USC 605.

THIS PARALLEL PROCEEDING DID NOT CONTAIN ANY ALLEGATIONS OF "SECURITIES FRAUD" OR MAKE ANY REFERENCES TO "SECURITIES FRAUD", AND THIS NO ALLEGATIONS OF THIS CHARGE, MADE BY THE SEC, WERE EVER PUT IN ISSUE, ACTUALLY LITIGATED, OR NECESSARY TO THE JUDGMENT IN THE CRIMINAL PROCEEDING.

THEREFORE, WHEN THE DISTRICT COURT ENTERED FINAL SUMMARY JUDGMENT IN FAVOR OF THE SEC, ASSERTING THAT THE FINDINGS OF THE CRIMINAL COURT WERE SUFFICIENT TO ENTITLE THE SEC TO SUMMARY JUDGMENT ON THEIR ALLEGATIONS OF "SECURITIES FRAUD", THIS WAS LEGAL ERROR; A VIOLATION OF THE HOLDING IN PARKLANE HOUSERY CO. V. SHORE, 439 U.S. 322 (1979), AND A VIOLATION OF R. ALLEN STANFORD'S RIGHT TO A JURY TRIAL, AS GUARANTEED BY THE SEVENTH AMENDMENT.

REASONS FOR GRANTING THE PETITION

THE COURT SHOULD GRANT THE PETITION, VACATE THE JUDGMENT BELOW, AND REMAND FOR FURTHER CONSIDERATION IN LIGHT OF See v. Jarkesy, 603 U.S. 109 (2024), AND THE FAILURE OF THE COURT BELOW TO APPLY IT TO THIS CASE.

A CIVR IS THE APPROPRIATE WAY TO DISPOSE OF THIS CASE. UNDER THE "PREVAILING STANDARD", ELMBROOK SCHOOL DISTRICT v. DOE, 134 S.Ct. 2283 (2014), A CIVR SHOULD BE GRANTED "WHERE AN INTERVENING FACTOR HAS ARISEN THAT HAS A LEGAL BEARING UPON THE DECISION" LAWRENCE V. CHAFFR, 516 U.S. 163, 168-69 (1996), AND YOUNGBLOOD v. WEST VIRGINIA, 547 U.S. 867, 875 (2006) (EXPLAINING THAT ISSUING A CIVR ORDER IN LIGHT OF SOME NEW DEVELOPMENT IS "TRADITIONAL PRACTICE"); TYLER V. CAIS, 533 U.S. 656, 666 n. (2001) ("CIVR IS WARRANTED WHERE THERE IS A REASONABLE PROBABILITY THAT THE COURT OF APPEALS WOULD REJECT A LEGAL PREMISE ON WHICH IT RELIED AND WHICH MAY AFFECT THE OUTCOME OF THE LITIGATION") AT THE VERY LEAST, THE ISSUES IN JARKESY ARE SUFFICIENTLY ANALAGOUS AND, PERHAPS, DECISIVE TO COMPEL REEXAMINATION OF THE CASE. HENRY V. CITY OF ROCK HILL, 376 U.S. 776, 777 (1964)

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Robert J. Steyer

Date: May 30, 2026