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Doc No. 24A294

Supreme Court, U.S.
FILED
SEP 16 2024
OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

IN re: Kesean Calvin Wilson, Pro Se Petitioner

Individual Application To Justice Brett Kavanaugh

FOR RAIL PENDING DECISION OF HABEAS CORPUS

Doc No. _____

IN THE
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Now Comes, Petitioner who respectfully requests you to GRANT him bail pending a decision of the full court on his petition for habeas corpus and the following;

1. The Writ of Habeas Corpus before the court is one of great merit and of an "exceptional" character, i.e.;

(a). Mr. Wilson has undoubtedly been denied his 14th Amend. Right to Equal Protection¹ and;

(b). The question as to whether the several states are reserved the power to punish the activity and conduct of Bank Robbery, Under the lens of U.S. Const. 10th Amend., is one of first impression and of great National Importance.

¹ Not only was I virtually, identically situated to an individual -David Birdsall who Armed Robbed the EXACT same Federally Insured credit union just 3 months prior to me- but additionally, we shared the same state prosecutor who conceded to the fact that this is a purely federal crime -in the case of Mr. Birdsall- and this is evident by the prosecutor's actions when he yielded the case of Mr. Birdsall to the federal Government. see, Habeas Corpus Petition pending in this court. Appendix-A pg.2

2. While there is no automatic right to bail after convictions, *Bowman v. United States*, 85 S. Ct. 232, 13 L. Ed. 2d 171 (1964), "the command of the Eight Amendment that 'Excessive bail shall not be required....' at the very least obligates judges passing upon the right to bail to deny such relief only for the strongest of reasons." *Sellers v. United States*, 89 S. Ct. 36, 21 L. Ed. 2d 64 (1968).

3. The Bail Reform Act of 1966 18 U.S.C.S. sec 3141, 3143, further limits the discretion of a court or judge to deny bail, as it provides that a person shall be entitled to bail pending appeal, if that appeal is not frivolous or taken for delay, or "unless the court or judge has reason to believe that no one or more conditions of release will reasonably assure that the person will not flee or pose a danger to any other person or to the community." Sec. 3143. see, *Harris v. United States*, 404 U.S. 1232, 92 S. Ct. 1030 L. Ed. 2d 25 (1971).

4. Therefore, under the exceptional circumstances of the case at hand, petitioner meets the requirements for bail since;

(a). he has served 2/3 of an illegal sentence/conviction;

(b). appeal is not taken for delay and;

(c). raises both a substantial question of law and fact likely to result in a reversal of the state court's conviction/judgment and;

(d). he does not pose a danger to any other person or to the community where he requests to be released into the care of his mother -Tinesha Walker- who is located in Fresno, California and is a pillar of her community as a minister, and who has just been giving Temporary custody of petitioner's children.

RELIEF REQUESTED

Petitioner prays you will grant him a P.R. bond pending the decision of the full court in this matter.

Respectfully,



Signature

Kesean C. Wilson

Date: 9-11-24

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PROOF OF SERVICE


I, Kesean C. Wilson, do swear or declare that on this date, 9-11-24, as required by Supreme Court Rule 29, I have served the enclosed Motion for an individual application to Justice Kavanaugh for bail pending decision of a writ of Habeas Corpus and Motion for leave to proceed in forma pauperis on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first class postage prepaid, or by delivery to a third party commercial carrier for delivery within 3 calendar days.

The name and address of those served are as follows:

Ms. Andrea M. Christensen-Brown
Office of the Attorney General of Michigan
P.O. Box 30217
Lansing, MI 48909

I declare under penalty of perjury that the foregoing is true and correct.

Executed on, 9-11-2024


Signature