

22-7353

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
MAR 28 2023
OFFICE OF THE CLERK
SUPREME COURT, U.S.
ORIGINAL

Martin Robinson -PETITIONER

vs.

State of Ohio-RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

SUPREME COURT OF OHIO;

EIGHTH DISTRICT, COURT OF APPEALS OF OHIO

PETITION FOR WRIT OF CERTIORARI

REDACT ADDRESS PER FED.CIV.R.5.2 FOR PETITIONER'S SAFETY

MARTIN ROBINSON, WRONGFULLY IMPRISONED #756785

MOTION FOR APPOINTMENT OF COUNSEL AND ORAL ARGUMENT

RECEIVED
APR - 5 2023
OFFICE OF THE CLERK
SUPREME COURT, U.S.

QUESTIONS PRESENTED

Why are the courts not upholding the Law, Constitutions, and Treatises; such as the "American Declaration of the Rights and Duties of Man."

QUESTION(S) PRESENTED

The right to an effective judicial process. Why are the courts ignoring my claims of wrongful imprisonment?

Why have the corrupt acts, lying, stealing, fraud of public officials been allowed to carry on for the past years, without any investigation. Is there a lack of accountability? Where are the people in the positions being paid to investigate these allegations? Why are the Justices that are being paid to be impartial, covering for public officials committing bad acts (criminal acts if by a civilian)?

Why does the S.C.O. intentionally mail inter-departmental decisions untimely in order to prevent the timely filing of a ten day reconsideration? Why is it ignored when inmates have repeatedly brought it to the courts' attention?

LIST OF PARTIES

All parties appear in the caption of the case on the cover page.

RELATED CASES

Robinson v. Schweitzer, U.S.Lexis, No. 22-6048; Robinson v. Simone, U.S.Lexis, No. 22-6036; Robinson v. Saffold, 2022 U.S.Lexis 2472; Robinson v. Ohio, 2022 U.S.Lexis 2813; Robinson v. Bailey, 2022 U.S.Lexis 912; Robinson v. Butler, 2021 U.S.D.Lexis 51920; State v. Robinson, 2020-Ohio-4502; McCoy v. Ohio, 2022 U.S.App.Lexis 9434; State Ex Rel Robinson v State, 2021-OH-2794; State v Robinson, 2021-OH-2401; Robinson v. Barrow, 2012 U.S.D.Lexis 38896; Ptacek v Robinson, 2021 U.S.App.Lexis 9197 *... more*

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

See: Lexis® cases for "Martin Robinson,"; the post-conviction relief appeal to the ninth district OH court of appeals is not on Lexis®

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INDEX TO APPENDICES

APPENDIX A: Robinson v State, COA 111966, dismissed or denied on or before Oct. 12, 2022 by Court of Appeals of Ohio, Eighth District

APPENDIX B: State v Robinson, 17CR622901A; 18CR627778A, wrongful imprisonment/excessive force claim, dismissed by State in August of 2019

APPENDIX C: Robinson v State, 2023-Ohio-86, Supreme Court of Ohio, Gen-2022-1332, Filed Oct. 28, 2022, Jurisdiction declined on Jan. 17, 2023; appellant received notice intentionally untimely through inter-departmental mail on Jan. 24, 2023, Tuesday, which did not allow enough time to meet the 10 day rule for Reconsideration; However, appellant mailed the Reconsideration timely on or about Jan. 26, 2023.

APPENDIX D: Robinson v State, Supreme Court of Ohio, Gen-2022-1332, Reconsideration; Formal Complaint against Chief Justice, Sharon L. Kennedy received by S.C.O. Clerk on Jan. 30, 2023, at wit the Clerk refused to file, at wit appellant was mailed inter-departmental a letter dated Jan. 30, 2023 from S.C.O. Clerk, denying the Reconsideration, received by appellant on Feb. 3, 2023; to wit proves when the court wants to, it is able to send mail faster or timelier.

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

SEE RELATED CASES SECTION
HAINES V. KERNER
STRICKLAND V WASHINGTON

4
4

STATUTES AND RULES O.R.C.; O.A.C.

O.R.C. 2305.43

120.06

OFFICE OF OFFICE 3.21, 3.22, 23?

O.A.C. 120-1-03

OTHER

ADA

United States Treaty, "American Declaration of the Rights and Duties of Man"

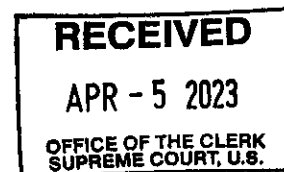


TABLE OF AUTHORITIES CITED

CASES	PAGE NUMBER

IN THE SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

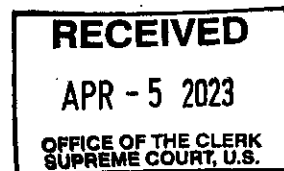
Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.
Motion for hearing/trial; appointment of counsel; oral argument

OPINIONS BELOW

The opinion of the highest state court to review the merits appears at Appendix C and D to the petition and is reported at 2023-Ohio-86.

The opinion of the Court of Appeals Ohio, Eighth District appears at Appendix A to the petition and is unpublished.

1.



JURISDICTION

The date on which the highest state court decided my case was Jan. 17, 2023. A copy of that decision appears at Appendix C.

A timely petition for Reconsideration was attempted but denied, due to the Clerk's opinion that it was received untimely, Jan. 30, 2023, appearing at Appendix D.

The jurisdiction of this Court is invoked under 28 U.S.C. § 1257(a).

JURISDICTION

Motion for appointment of counsel and oral argument.

For cases from **state courts**:

The date on which the highest state court decided my case January 17, 2023. 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).

* 3.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Return Petitioner Robinson's Home and Property, make him whole. Motion for Replevin against Prime Lending, State of OH, its agents, and entities...

OHIO CONST. § 8TH AMEND U.S. CONST.

O.R.C. 2305.43, 120.04; 3.21, 122, 23

OAC 120.1003

ADA

TREATY "AMERICAN DECLARATION OF THE RIGHTS AND DUTIES OF MAN"

PETITIONER,
PRESERVES ANY AND ALL RIGHTS, AFFORDED AN
ATTORNEY, AND GIVEN HIS RIGHTS IN THE INTEREST
OF JUSTICE,

HAYNES V KERNER; STRICKLAND V WASHINGTON

STATEMENT OF THE CASE

Petitioner, Martin Robinson, alleges that Cuyahoga County and municipality authorities/officials kidnapped him and wrongfully detained, arrested, and imprisoned him. During which, subjected him to excessive force and violations of his fourth, fifth, eighth, and fourteenth U.S. Constitutional Rights and OH Const. Rights.

Petitioner, Martin Robinson was also denied the right to proper health care and clean drinking water along with more deprivations such as unnecessary restricted access to shower, recreation, time outside of a cell, and extreme cell temperatures.

Petitioner, Martin Robinson has been and is permanently disabled since July 10, 2009. The Federal and State of Ohio governments are aware of this fact: social security administration, OH Bureau of Workers' Comp, and OH Industrial Commission.

Cuyahoga, Lorain County Common Pleas, the State of Ohio... violated and continue to violate OH Revised Code 2305.43 as it pertains to petitioner, Martin Robinson. Also violating the United States Treaty, "American Declaration of the Rights and Duties of Man," as it pertains to petitioner, Martin Robinson, his disabilities, and his other basic human rights.

X 5.

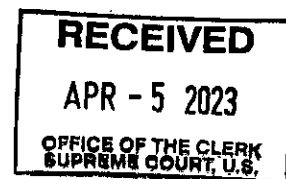
STATEMENT OF THE CASE

Petitioner, Martin Robinson was wrongfully imprisoned and excessive force was used on him prior to and during continued state custody...

Petitioner's eighth amendment rights are and were being violated every day. The State Prison System and Courts were deliberately denying him the ability to properly defend the criminal allegations falsely brought against him.

On or about Aug. 22, 2022, Sept. 9, 2022, and Sept. 16, 2022 petitioner mailed separate documents to both the Clerks' Office and Prosecutors' Office at 1200 Ontario St. Cleveland, OH 44113. Petitioner Robinson, motioned App.R.5 for the delayed reopening of the appeal properly, with a notarized affidavit by the petitioner, Robinson. He also motioned to remove detainer or warrant and jail time credit towards his wrongful imprisonment.

* 6'



REASONS FOR GRANTING THE PETITION

This court has a duty to address the evidence petitioner, Martin Robinson has set forth in this and related cases, being ignored, pushed aside, swept under the rug... by the proper authorities.

Petitioner, Martin Robinson has cited law, case law, treatise, and so on in previous related petitions, to support why this court has the authority to grant each and every petition, he has brought in front of this court...

The court knows it has a duty and obligation to review its subordinates and hold them accountable. Instead, it is choosing to deliberately remain indifferent to the miscarriages of justice being suffered by petitioner, Martin Robinson, as well as many of other incarcerated Ohioans.

X 7.

REASONS FOR GRANTING THE PETITION

28 U.S.C. 1257 Act June 27, 1988

28 U.S.C.S. 2101, 2350

According to Fed.Habe.Corp.Prac.Proc.Sect 39.2, there is an issue selection that takes place by voting of its members.

Petitioner demands proof that this took place in this case and each of his previous petitions by way of certified copy or some other proof or verification. Maryland v. Baltimore Radio Show, Inc., 1950 U.S. Lexis 2435 (1950), 338 U.S. 912.

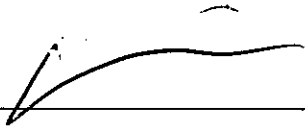
Americans with Disabilities Act, in this case, R.C. 2305.43 was not followed by the courts in order to invoke jurisdiction of petitioner. Compare to City and cnty of San Francisco v. Sheehan, 2015 U.S. Lexis 3200 (2015), 575 U.S. 600. Original trial court and court of appeals lacked jurisdiction in petitioner's cases. You must REVIEW! 28 U.S.C.S. 2254.

X S.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted by wrongfully imprisoned,



Petitioner, Martin Robinson 756-785;

Wrongfully Imprisoned

Date: MARCH 26, 2023

x 9.