

ORIGINAL

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

20080235

RECEIVED BY CLERK
SUPREME COURT

APR 16 2009

FREEMAN P. KOROPATNICKI
PETITIONER/APPELLANT
VS.

STATE OF NORTH DAKOTA
RESPONDENT/APPELLEE

CASE NO. 20080235

PETITION FOR REHEARING

FILED
IN THE OFFICE OF THE
CLERK OF SUPREME COURT

APR 15 2009

STATE OF NORTH DAKOTA

COMES NOW FREEMAN P. KOROPATNICKI HEREBY MOVES THE
COURT FOR REHEARING, AS GROUNDS SEE ATTACHMENT PG 1-2

INSUFFICIENT EVIDENCE; 1-2

DENIED DUE PROCESS; 1-3

BIASED JUDGE 1

#1. INSUFFICIENT EVIDENCE:
T.T. PG 96. HOYT'S REPORT, INVOLVING
AARON NOGOSEK, AND THREATING MESSAGES
TEXTIMOSE OF AARON NOGOSEK T.T. PG 74-82
NEVER MENTION'S ANY MESSAGES.

#2. DEPUTY FALK'S INTERVIEW WITH IRREMIAN KOROBANICKI
1-701 388-1441 ON 2/15/05 AT 09:38 HRS,
DID NOT TAKE PLACE SEE P. A-64
THERE NO SUCH CALL.

DENIED DUE PROCESS

#3 #1. ANY ONE PERSON COULD LOOK AT WHAT
IS ON RECORD, AND KNOW THAT IT IS
NOT COMPLETE, NOGOSEK T.T. PG. 47
FEB-9 SUPER TIME BUCHAW BAR.
PHONE RECORDS A-63 SHOW REPEATED
OVER 1/2 HR TO BUCHAW 1/2 BACK (3 HRS)

#4 #2 OFFICER FIELD REPORT
SUPPLEMENT #1 A-6 NOGOSEK
CLAIMS FEB-2 AGAIN NOT POSSIBLE
PHONE RECORDS SHOW A-58 FARGO
FROM FARGO TO BUCHAW 1/2 BACK 1/2
NOT 3HR ROUND TRIP, THERE NOT THAT
MUCH SPREAD IN PHONE CALLS.

#5 # 3 TODD KINZLER TESTIMONY
TT. PG 93 - 94. ~~SHOWS~~
A-64 SHOWS 2-13- 9.30 PM
1401-320-1068 TODD DID RECEIVE
A PHONE CALL FOR 6 MIN.

ARREST REPORT SHOWS I WAS ARRESTED
AT 8 PM ON THE 13TH ALSO POLICE
DISPATCH HAD TO GO GET MY PHONE FROM
HER HOUSE WHEN I WALKED OUT
AT 9.45 SO THAT PHONE CALL IS NOT
POSSIBLE TO HAVE BEEN MADE BY ME.
NONE OF THESE LAWYER'S BOTHERED
TO DEVELOP THE RECORD.

JUDGE BIASED

#6 #1 I'VE HAD BEEN IN FRONT OF HIM
ON SEVERAL OCCASIONS SAME PEOPLE
WITH EX WIFE FRIENDS, THEY WERE
CAUGHT LYING, MAKING THINGS UP
ON-ON, ECT I COULD HAVE GOT
A MORE FAIR JUDGE AND TRIAL
IN IRAW, USSR, ON ANY GIVEN DAY