

APPENDIX A

SUPREME COURT
FILED

Court of Appeal, Second Appellate District, Division Eight - No. B301945 APR 1 2020

Jorge Navarrete Clerk

S260650

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re HENRY M. MITCHELL, JR., on Habeas Corpus.

The petition for review is denied.

CANTIL-SAKAUYE

Chief Justice

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

COURT OF APPEAL - SECOND DIST.

SECOND APPELLATE DISTRICT

DIVISION EIGHT

FILED

Jan 21, 2020

DANIEL P. POTTER, Clerk

Richard Cardenas Deputy Clerk

In re

B301945

(Judge William C. Ryan)

HENRY M. MITCHELL, JR.
(aka HENRY C. HAYES)

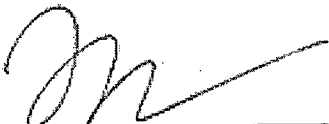
on Habeas Corpus.

ORDER

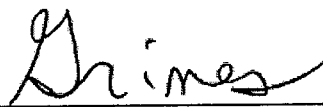
We have read and considered the petition for writ of habeas corpus filed on November 4, 2019.

The petition is procedurally barred as untimely and successive. (*In re Reno* (2012) 55 Cal.4th 428, 459-463; *In re Robbins* (1998) 18 Cal.4th 770, 779-780; *In re Clark* (1993) 5 Cal.4th 750, 764-765, 767-768.) Also, petitioner's claims could and should have been raised in his direct appeal. (*In re Harris* (1993) 5 Cal.4th 813, 825-826; *In re Dixon* (1953) 41 Cal.2d 755, 759.) But even assuming petitioner's claims are not procedurally barred, petitioner has failed to demonstrate a prima facie case for habeas relief.

Accordingly, the petition is denied.



BIGELOW, P. J.



GRIMES, J.



WILEY, J.