

Appendix A

IN THE COURT OF CRIMINAL APPEALS
OF THE STATE OF OKLAHOMA

FILED

COURT OF CRIMINAL APPEALS
STATE OF OKLAHOMA

GEORGE A. CHRISTIAN,

JUL 17 2020

Petitioner,

JOHN D. HADDEN
CLERK

v.

No. PC-2020-372
PC-2020-377

THE STATE OF OKLAHOMA,

Respondent.

ORDER DISMISSING DUPLICATE FILING AND DIRECTING
COURT CLERK TO RETURN PETITIONER'S DOCUMENTS AND
BARRING PETITIONER FROM FILING ANY FURTHER
REQUESTS FOR POST-CONVICTION RELIEF IN OKLAHOMA
COUNTY DISTRICT COURT CASE NO. CF-2011-1583 AND
ISSUING DIRECTIVE TO CLERK TO NOTIFY COURT
ADMINISTRATOR OF FRIVOLOUS ACTION

On June 4, 2020, Petitioner Christian, *pro se*, filed a Petition in Error attempting to appeal to this Court from an order denying his most recent application for post-conviction relief in Oklahoma County Case No. CF-2011-1583. The matter was assigned this Court's Case No. PC-2020-372. This is Christian's third attempt to challenge his conviction in the District Court of Oklahoma County utilizing the Post-Conviction Appeals process. On June 5, 2020, Christian filed a subsequent Petition in Error, attempting to appeal

the denial of his request for post-conviction relief in Oklahoma County Case No. CF-2011-1583. That matter was assigned this Court's Case No. PC-2020-377.

Christian's post-conviction filing assigned this Court's Case No. PC-2020-377 is an exact duplicate of the June 4, 2020 filing which was assigned this Court's Case No. PC-2020-372. The duplicate filing assigned Case No. PC-2020-377 is **DISMISSED**.

We now address Christian's filing assigned this Court's Case No. PC-2020-372.

On two prior occasions this Court has addressed Christian's challenges to his conviction and advised Christian that he has exhausted his remedies in this matter. *See, Christian v. State, PC-2013-583* (October 17, 2013) and *Christian v. State, PC-2016-425* (July 8, 2016). Petitioner's most recent filing is a direct violation of this Court's order barring him from attempting to collaterally attack his conviction in Oklahoma County Case No. CF-2011-1583.

IT IS THE ORDER OF THIS COURT that Petitioner has **EXHAUSTED** his State remedies regarding the issues raised in his various applications for post-conviction relief, challenging his

conviction in Oklahoma County Case No. CF-2011-1583.

Subsequent application attempting to collaterally appeal Petitioner's conviction in this matter is **BARRED**, and the Clerk of this Court is directed to accept **NO FURTHER FILINGS** from Petitioner in Oklahoma County Case No. CF-2011-1583 without prepayment of filing fees. See, Rule 5.5, *Rules of the Oklahoma Court of Criminal Appeals*, Title 22, Ch.18, App. (2020). The Clerk of this Court is **DIRECTED** to return Petitioner's filings to him.

IT IS THE FURTHER ORDER OF THIS COURT that Petitioner is found to be a prisoner who, while incarcerated, brought this action, and that such action is frivolous, malicious, and fails to present any claim for which relief might be granted in this Court. The Clerk of this Court is directed to forward a copy of this Order to the Director of the Administrative Office of the Courts for such processing as the Director may deem appropriate in connection with the registry maintained by her under 57 O.S.2011, § 566.2.

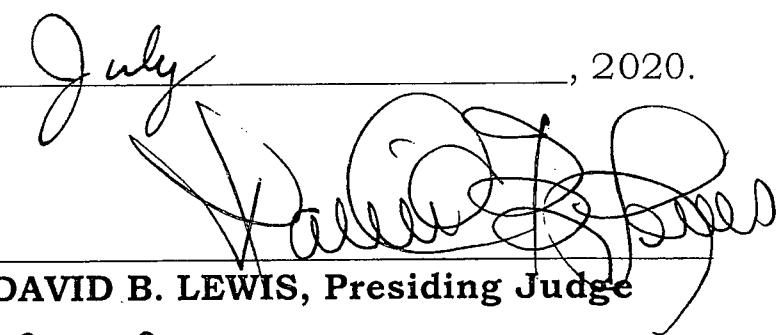
Issuance of this order concludes these proceedings before this Court. The Clerk of this Court is directed to transmit a copy of this order to the Court Clerk of Oklahoma County; the District Court of

Oklahoma County, the Honorable Natalie Mai, District Judge;
Petitioner and counsel of record.

IT IS SO ORDERED.

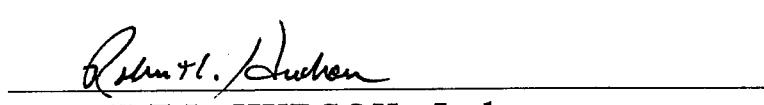
WITNESS OUR HANDS AND THE SEAL OF THIS COURT

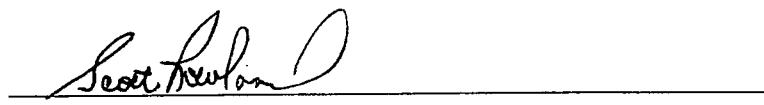
this 17th day of July, 2020.


DAVID B. LEWIS, Presiding Judge


DANA KUEHN, Vice Presiding Judge


GARY L. LUMPKIN, Judge


ROBERT L. HUDSON, Judge


SCOTT ROWLAND, Judge

ATTEST:

John D. Hadden
Clerk
PA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

IN THE DISTRICT COURT OF OKLAHOMA COUNTY MAY -5 2020
STATE OF OKLAHOMA

GEORGE A. CHRISTIAN, JR.,)
Petitioner,)
v.)
THE STATE OF OKLAHOMA,)
Respondent.)

RICK WARREN
COURT CLERK
46

Case No. CF-2011-1583

ORDER DISMISSING THIRD APPLICATION FOR POST-CONVICTION RELIEF

This matter comes on before the undersigned Judge of the District Court for consideration of Petitioner's third Application for Post-Conviction Relief and the State's Motion to Dismiss the same. The Court, being fully advised, finds that the State's motion to dismiss should be and is hereby granted.

On October 21, 2011, Petitioner was sentenced after jury trial to concurrent terms of thirty-six (36) years imprisonment for Manslaughter in the First Degree, AFCF (2 or more), twenty-five (25) years imprisonment for Pointing a Firearm at Another, AFCF (2 or more), and twenty (20) years imprisonment for Possession of a Firearm After Felony Conviction , AFCF (2 or more). The Court of Criminal Appeals affirmed Petitioner's Judgment and Sentence on direct appeal. *Christian v. State*, No. F-2011-957 (Okl. Cr. March 22, 2013) (not for publication).

Petitioner, *pro se*, has filed two prior applications for post-conviction relief. His original Application for Post-Conviction Relief was denied by the District Court on June 6, 2013, and the Court of Criminal Appeals affirmed. *Christian v. State*, No. PC-2013-583 (Okl. Cr. October 17, 2013). The Court of Criminal Appeals further issued the following order: "IT IS THE ORDER OF THIS COURT that Petitioner has EXHAUSTED his State remedies

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Petitioner's third Application for Post-Conviction Relief is **DISMISSED** and all other relief requested are hereby denied.

Dated this 5 day of May, 2020.



NATALIE MAI
DISTRICT JUDGE

CERTIFIED COPY
AS FILED OF RECORD
IN DISTRICT COURT

MAY - 5 2020

RICK WARREN COURT CLERK
Oklahoma County



CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of May, 2020, I mailed a certified copy of the above and foregoing order, with postage thereon fully prepaid, to:

George Christian, Jr., DOC # 276900
Lexington Correctional Center
P.O. Box 260
Lexington, OK 73051
PETITIONER, PRO SE

and that a true and correct copy of the above and foregoing order was hand-delivered to:

Jennifer M. Hinsperger, Assistant District Attorney
Oklahoma County District Attorney's Office

COUNSEL FOR RESPONDENT


Jennifer M. Hinsperger
Deputy Court Clerk