

APPENDIX A (A)

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

SEP 21 2020

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: DANIEL ACEDO.

No. 20-72622

DANIEL ACEDO,

D.C. No.

Petitioner,

3:14-cv-00903-JAH-MDD
Southern District of California,
San Diego

v.

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF
CALIFORNIA, SAN DIEGO,

Respondent,

ERNEST PINEDO; et al.,

Real Parties in Interest.

ORDER

Before: O'SCANNLAIN, RAWLINSON, and CHRISTEN, Circuit Judges.

Petitioner has not demonstrated that this case warrants the intervention of this court by means of the extraordinary remedy of mandamus. *See Bauman v. U.S. Dist. Court*, 557 F.2d 650 (9th Cir. 1977). Accordingly, the petition is denied.

Petitioner's motion to proceed in forma pauperis (Docket Entry No. 2) is denied as moot.

No further filings will be accepted in this closed case.

DENIED.

APPENDIX A

3 sets. 18.3
Final parts
only

Petition for WRIT OF MANDATE

Before US Court of Appeals
9th Circuit

Brought from:

US District Court
Southern District

Case No. 14-cv-00903-JAH-MOD

Acedo v. Pinedo, et al.

Attorneys/s or partys
without attorney

Daniel Acedo
P.O. Box 8101
San Luis Obispo, CA 93409

Petitioner
DANIEL ACEDO

v.s.

[REDACTED]

JOHN A. HOUSTON
Respondent

(A)

1000



United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

FILED

JUN 04 2020

CLERK OF DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

NOTICE OF DOCUMENT DISCREPANCY

TO: U.S. DISTRICT JUDGE / U.S. MAGISTRATE JUDGE: The Hon. John A. Houston

| | |
|--|-------------------------------|
| FROM: J. Simmons, Deputy Clerk | RECEIVED DATE: May 11, 2020 |
| CASE NO. 14-cv-00903-JAH-MDD | DOC FILED BY: Daniel U. Acedo |
| CASE TITLE: Acedo v. Pinedo et al | |
| DOCUMENT ENTITLED: Motion to Set Aside Void Judgment | |

Upon the submission of the attached document(s), the following discrepancies are noted:

Case closed

Mandate Issued from the Ct. of Appeal Affirming the Court's Judgment

Civ.L. Rule 7.1 or 47.1 - Lacking memorandum of points and authorities in support as a separate document;

Civ.L. Rule 5.1 - Missing time and date on motion and/or supporting documentation;

Date Forwarded: May 12, 2020

ORDER OF THE JUDGE / MAGISTRATE JUDGE

IT IS HEREBY ORDERED:

| | |
|-------------------------------------|--|
| <input type="checkbox"/> | The document is to be filed nunc pro tunc to date received. |
| <input checked="" type="checkbox"/> | The document is NOT to be filed. But instead REJECTED, and it is ORDERED that the Clerk serve a copy of this order on all parties. |

Rejected documents to be returned to pro se or inmate? Yes. Court copy retained by chambers

Any further failure to comply with the Local Rules may lead to penalties pursuant to
Civil Local Rule 83.1 or Criminal Local Rule 57.1.

Date: [Date] 6-3-20

CHAMBERS OF: The Honorable John A. Houston

By:

cc: All Parties

Daniel U. Acedo AT5893
California Men's Colony
P.O. Box 8101
San Luis Obispo, CA 93409

Received
4/21/2020



United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

NOTICE OF DOCUMENT DISCREPANCY

TO: U.S. DISTRICT JUDGE / U.S. MAGISTRATE JUDGE: The Hon. John A. Houston

| | |
|---|--------------------------------|
| FROM: J. Simmons, Deputy Clerk | RECEIVED DATE: August 10, 2020 |
| CASE NO. 14-cv-00903-JAH-MDD | DOC FILED BY: Daniel U. Acedo |
| CASE TITLE: Acedo v. Pinedo et al | |
| DOCUMENT ENTITLED: Motion to Enter Judgment | |

Upon the submission of the attached document(s), the following discrepancies are noted:

Civ. L. Rule 5.1: Missing time and date on motion and/or supporting documentation

Civ. L. Rule 7.1: Lacking memorandum of points and authorities in support as a separate document

OTHER: Case closed, Mandate issued from the Court of Appeal affirming the Court's Judgment

Date Forwarded: August 11, 2020

ORDER OF THE JUDGE / MAGISTRATE JUDGE

IT IS HEREBY ORDERED:

| | |
|-------------------------------------|--|
| <input type="checkbox"/> | The document is to be filed nunc pro tunc to date received. |
| <input checked="" type="checkbox"/> | The document is NOT to be filed. But instead REJECTED, and it is ORDERED that the Clerk serve a copy of this order on all parties. |

Rejected documents to be returned to pro se or inmate? Yes. Court copy retained by chambers

Any further failure to comply with the Local Rules may lead to penalties pursuant to
Civil Local Rule 83.1 or Criminal Local Rule 57.1.

Date: August 14, 2020

CHAMBERS OF: The Honorable John A. Houston

cc: All Parties

By: John A. Houston

Date\Time: 9/2/2020 10:04:34 AM

CDCR

Verified: _____

Institution: CMC

Inmate Statement Report

| CDCR# | Inmate/Group Name | Institution | Unit | Cell/Bed |
|--------|-------------------|-------------|---------|----------|
| AT5893 | ACEDO, DANIEL | CMC | D 007 1 | 180001 |

Current Available Balance: \$0.00

Transaction List

| Transaction Date | Institution | Transaction Type | Source Doc# | Receipt#/Check# | Amount | Account Balance |
|--|-------------|------------------|-------------|-----------------|--------|-----------------|
| **No information was found for the given criteria.** | | | | | | |

Encumbrance List

| Encumbrance Type | Transaction Date | Amount |
|--|------------------|--------|
| **No information was found for the given criteria.** | | |

Obligation List

| Obligation Type | Court Case# | Original Owed Balance | Sum of Tx for Date Range for Oblg | Current Balance |
|-----------------|--------------------------|-----------------------|-----------------------------------|-----------------|
| PLRA | APPEAL3: 14CV00903MDD | \$505.00 | \$0.00 | \$10.00 |

Restitution List

| Restitution | Court Case# | Status | Original Owed Balance | Interest Accrued | Sum of Tx for Date Range for Oblg | Current Balance |
|------------------|-------------|--------|-----------------------|------------------|-----------------------------------|-----------------|
| RESTITUTION FINE | SCS268470 | Active | \$2,800.00 | \$0.00 | \$0.00 | \$976.05 |
| RESTITUTION FINE | SCS281298 | Active | \$300.00 | \$0.00 | \$0.00 | \$300.00 |



THE WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE
ATTEST: 9/2/2020
CALIFORNIA DEPARTMENT OF CORRECTIONS
BY: [Signature]

Date\Time: 9/2/2020 10:04:34 AM

CDCR

Verified: _____

Institution: CMC

Inmate Statement Report

Start Date: 3/1/2020

Revalidation Cycle: All

End Date: 9/2/2020

Housing Unit: All

Inmate/Group#: AT5893

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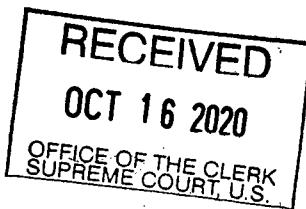
THE WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.
ATTEST: *9/2/2020*
CALIFORNIA DEPARTMENT OF CORRECTIONS
BY: *M. R. Conner CIS*

Dear US Supreme Court Clerk,

Enclosed is a petition for writ of certiorari with exhibits appended a certificate of service a certificate of word count and a motion for leave to proceed in ~~118~~ with a certified transcript. All files are complete with so I request that you please process. Thank you

10/7/2020


Daniel Deach



Declaration of Indigent

I Daniel Areo declare under penalty of perjury under the laws of the State of California that I am indigent and that I can't afford to pay the filing fee.

~~10/7/2020~~

10/7/2020


Daniel Areo
28 USC §1746.