

# "APPENDIX-A"

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

COURT OF APPEAL - SECOND DIST.

DIVISION FIVE

**FILED**

May 14, 2021

DANIEL P. POTTER, Clerk

Maria Perez

Deputy Clerk

In re SELVIN CARRANZA

B311821

on

(Super. Ct. No. NA043768)

Habeas Corpus.

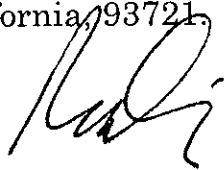
(Gary J. Ferrari, Judge)

**ORDER**

THE COURT:

The court has read and considered the petition for writ of habeas corpus and motions filed April 23, 2021. The petition and motions are denied. Petitioner is procedurally defaulted from challenging the validity of his conviction due to his inadequately explained delay in seeking relief and his filing of unjustified successive habeas corpus petitions. (See *In re Clark* (1993) 5 Cal.4th 750, 771, 775, 783; see also *McCleskey v. Zant* (1991) 499 U.S. 467, 498.) Petitioner fails to demonstrate a violation of his rights under *Brady v. Maryland* (1963) 373 U.S. 83. Petitioner also fails to present a prima facie case for relief based on the assignment of his habeas petition. To the extent petitioner is seeking relief based on violations of his rights while incarcerated, he is challenging the conditions of his confinement or the conduct of correctional officials outside this appellate district. Accordingly, those claims are denied without prejudice so that they may be addressed to the appellate district with jurisdiction over the institution in which he is incarcerated. (Cal. Rules of Court, rule 8.385(c)(1)(B).) That is the Court of

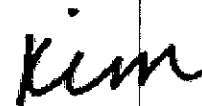
Appeal, Fifth Appellate District, located at 2424 Ventura Street, Fresno,  
California 93721.



RUBIN, P.J.



MOOR, J.



KIM, J.

APPENDIX-B

187

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8 **SUPERIOR COURT OF CALIFORNIA**  
9 **COUNTY OF LOS ANGELES**  
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12 PEOPLE OF THE STATE OF CALIFORNIA ) Case No. NA043768  
13 )  
14 Plaintiff and Respondent, ) ORDER SUMMARILY DENYING  
15 ) HABEAS CORPUS PETITION  
16 SELVIN ORLANDO CARRANZA )  
17 Defendant and Petitioner, ) (Cal. Rules of Court 4.551(g))  
18 )  
19

20 **IN CHAMBERS**

21 Petition for Writ of Habeas Corpus by SELVIN ORLANDO CARRANZA, *pro se*  
22 ("Petitioner"). No appearance by a Respondent. DENIED.

23 The Court has read and considered the Petition for Writ of Habeas Corpus filed by  
24 Petitioner on NOVEMBER 17, 2020. The Petition is summarily denied the following reason:

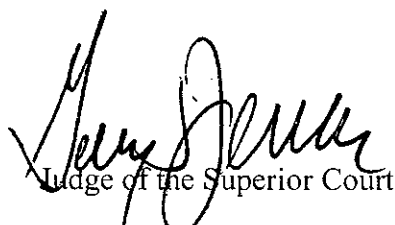
25 Assuming the facts alleged in the petition are true, petitioner fails to allege facts  
26 establishing a *prima facie* case for habeas relief. (*People v. Duvall* (1995) 9 Cal.4th 464, 474-475.). The alleged Brady violation is a not an issue. Police Officer Julio A. Alcaraz was neither

1 on the People's witness list nor was he called as a witness at the trial. The fact that said officer  
2 was indicted and convicted in Federal Court of various charges is of no moment to the present  
3 case nor any issue therein.  
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5 For all of the foregoing reasons, the Petition for Writ of Habeas Corpus is DENIED.

6 The Clerk is ordered to serve a copy of this memorandum upon Petitioner, and upon the  
7 District Attorney's Habeas Corpus Litigation Team, 320 West Temple Street, Room 540, Los  
8 Angeles, California 90012.

9 Dated: December 14, 2020.

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12 Judge of the Superior Court  
13 GARY J. FERRARI  
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MINUTE ORDER  
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE PRINTED: 03/15/22

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CASE NO. NA043768

THE PEOPLE OF THE STATE OF CALIFORNIA  
VS.  
DEFENDANT 01: SELVIN ORLANDO CARRANZA  
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INFORMATION FILED ON 08/09/00.

COUNT 01: 187(A) PC FEL  
COUNT 02: 664-211 PC FEL  
COUNT 03: 664-211 PC FEL  
COUNT 04: 211 PC FEL  
COUNT 05: 211 PC FEL  
COUNT 06: 211 PC FEL

ON 12/14/20 AT 830 AM IN SOUTH DISTRICT DEPT S23

CASE CALLED FOR JUDICIAL ACTION

PARTIES: GARY J. FERRARI (JUDGE) YVONNE LUCERO (CLERK)  
NONE (REP) NONE (DDA)

DEFENDANT IS NOT PRESENT IN COURT, AND NOT REPRESENTED BY COUNSEL

IN CHAMBERS  
PETITION FOR WRIT OF HABEAS CORPUS BY SELVIN ORLANDO CARRANZA,  
PRO SE ("PETITIONER"). NO APPEARANCE BY A RESPONDENT. DENIED.

THE COURT HAS READ AND CONSIDERED THE PETITION FOR WRIT OF  
HABEAS CORPUS FILED BY PETITIONER ON NOVEMBER 17, 2020. THE  
PETITION IS SUMMARILY DENIED THE FOLLOWING REASON:

ASSUMING THE FACTS ALLEGED IN THE PETITION ARE TRUE, PETITIONER  
FAILS TO ALLEGE FACTS ESTABLISHING A PRIMA FACIE CASE FOR HABEAS  
RELIEF. (PEOPLE V. DUVAL (1995) 9 CAL.4TH 464, 474-475.). THE  
ALLEGED BRADY VIOLATION IS A NOT AN ISSUE. POLICE OFFICER  
JULIO A. ALCARAZ WAS NEITHER ON THE PEOPLE'S WITNESS LIST NOR  
WAS HE CALLED AS A WITNESS AT THE TRIAL. THE FACT THAT SAID  
OFFICER WAS INDICTED AND CONVICTED IN FEDERAL COURT OF VARIOUS  
CHARGES IS OF NO MOMENT TO THE PRESENT CASE NOR ANY ISSUE  
THEREIN.

CASE NO. NA043768  
DEF NO. 01

DATE PRINTED 03/15/22

FOR ALL OF THE FOREGOING REASONS, THE PETITION FOR WRIT OF  
HABEAS CORPUS IS DENIED.

THE CLERK IS ORDERED TO SERVE A COPY OF THIS MEMORANDUM UPON  
PETITIONER, AND UPON THE DISTRICT ATTORNEY'S HABEAS CORPUS  
LITIGATION TEAM, 320 WEST TEMPLE STREET, ROOM 540, LOS ANGELES,  
CALIFORNIA 90012.

DATED: DECEMBER 14, 2020

GARY J. FERRARI  
JUDGE OF THE SUPERIOR COURT

A COPY OF THIS MEMORANDUM IS SENT VIA U.S. MAIL TO:

SELVIN ORALNDO CARRANZA CDC#T67780  
CALIFORNIA STATE PRISON - CORCORAN  
4001 KING AVENUE  
P.O. BOX 8800  
CORCORAN, CA 93212-8309

DISTRICT ATTORNEY  
HABEAS CORPUS LITIGATION TEAM  
320 WEST TEMPLE STREET,  
ROOM 540  
LOS ANGELES, CALIFORNIA 90012

\*\*\*NO LEGAL FILE\*\*\*

NEXT SCHEDULED EVENT:  
PROCEEDINGS TERMINATED



“**APPENDIX C**”

SUPREME COURT  
**FILED**

OCT 27 2021

Jorge Navarrete Clerk

S270258

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Deputy

**IN THE SUPREME COURT OF CALIFORNIA**

**En Banc**

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In re SELVIN ORLANDO CARRANZA on Habeas Corpus.

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The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

CANTIL-SAKAUYE

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*Chief Justice*

**Additional material  
from this filing is  
available in the  
Clerk's Office.**