

APPENDIX

"A"

APPENDIX

"B"

SUPREME COURT
FILED

OCT 13 2021

Court of Appeal, Second Appellate District, Division Two - No. B304815

Jorge Navarrete Clerk

S270708

Deputy

IN THE SUPREME COURT OF CALIFORNIA

En Banc

THE PEOPLE, Plaintiff and Respondent,

v.

ESTEVAN SAUCEDO, Defendant and Appellant.

The petition for review is denied.

Liu, J., is of the opinion the petition should be granted.

CANTIL-SAKAUYE

Chief Justice

APPENDIX

"C"

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October 14, 2021

Mr. Estevan Saucedo, No. BM 4865
A-4C 127 Low
Pelican Bay State Prison
P.O. Box 7500
Crescent City, CA. 95532

RE: Appeal in People v. Saucedo Los Angeles case No. VA144996; Court of
Appeal No. B304815

Dear Mr. Saucedo,

I am sorry to tell you that the California Supreme Court has denied both petitions for review. As expected, only Justice Liu voted to grant review in each case.

There are some steps you can now take on your own to seek federal review of the state courts' decisions. One way would be by filing a petition for writ of certiorari in the United States Supreme Court. The United States Supreme Court accepts very few cases and they must raise an issue of federal constitutional importance. On your own you may petition the U.S. Supreme Court within 90 days after the petition is denied in the California Supreme Court.

There is also the possibility of filing a state prisoner petition (federal writ of habeas corpus) in the federal district court. A federal petition for writ of habeas corpus must be filed within one year from the date the decision in the state appeal becomes final, which is when the Supreme Court denied review (October 13, 2021). My suggestion is that you put your efforts into the federal habeas petition. The U.S. Supreme Court denied a California cert petition raising this *Perkins* issue not long ago. Plus, the current court is very conservative, and I think you stand a better chance in the lower federal courts.

I have enclosed a federal habeas packet. You can use this as a worksheet and then get a new form from the prison for the final version to

file. It includes instructions on how to complete the petition. I won't be able to help you with this as I must focus on my current open cases. Often there are people in the prisons who are very good at completing these petitions, and some will help for a reasonable cost.

This concludes the appeal in your case, and my representation is now at an end. I'm sorry we were not successful in the challenges to the Perkins operation. Justice Liu has been urging the Legislature to consider banning such practices, so who knows -- maybe the law will change at some point in the future and perhaps you might be able to benefit from any change. In the meantime, my best advise to you is to focus on turning things around in your life. You will have the opportunity for a youth offender parole hearing, and your best chance to get out of prison is to stay clean, participate in counseling and schooling and whatever positive programming is available to you. It can make a HUGE difference in what happens to you going forward. Really, your future is in your own control. I hope you are able to see that and do what it takes to change things for yourself.

I am enclosing the record on appeal for your use with any federal habeas petition you file. I wish you the best of luck in the future.

Sincerely,


SHARON FLEMING