

23-6124
No.

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
SEP 19 2023
OFFICE OF THE CLERK
SUPREME COURT, U.S.

MOSES ESTRADA

— PETITIONER

(Your Name)

vs.

STATE OF CALIFORNIA

— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

SUPREME COURT OF CALIFORNIA

(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

MOSES ESTRADA, #BJ9108

(Your Name)

P.O. BOX 3461

(Address)

Corcoran, CA 93212

(City, State, Zip Code)

N/A

(Phone Number)

RECEIVED
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QUESTION(S) PRESENTED

1. Can the California Supreme Court deny en banc a petition for review that seeks to have a motion recognized by the Juvenile Court that continually ignored petitioner?
2. Should the California Court of Appeal, 4th District, Division 2 deny a writ of mandate without fully briefing the case as to why the writ was requested?
3. What recourse does a petitioner have when they follow all the established protocols of the Juvenile Court to seek documents and is directed by the County Counsel to seek said documents in the Juvenile Court and not have any recourse when petitioner is ignored after multiple times?

LIST OF PARTIES

- ☒ All parties appear in the caption of the case on the cover page.
- ☐ All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

RELATED CASES

Petitioner did not find ~~any~~ cases that were related enough to cite.

Petitioner submitted legal letter to this court of the limitations imposed by the Department of Corrections that impeded research but did not hear back.

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TABLE OF AUTHORITIES CITED

CASES

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STATUTES AND RULES

California Rules of Court, rules 5.552, 5.553
Welfare and Institutions Code § 827

OTHER

IN THE
SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

☐ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix _____ to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the United States district court appears at Appendix _____ to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

☒ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix A to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the _____ court appears at Appendix _____ to the petition and is

- ☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was _____.

☐ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ____ A ____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☒ For cases from **state courts**:

The date on which the highest state court decided my case was June 14 2023.
A copy of that decision appears at Appendix A.

☐ A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ____ A ____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

my ability to petition the juvenile court was denied.

My due process in asking for assistance from a higher court was denied.

A lawful and legal petition that sought relevant records was ignored - this information is necessary for state and Federal habeas petition.

STATEMENT OF THE CASE

I submitted preprinted court forms requesting records from the Juvenile Court of San Bernardino County. After following the established protocols I became concerned.

On 9/15/2022 I submitted forms to the involved parties to alert them of my request.

- On 9/28/2022 I submitted copies to the Juvenile Court.

- On 11/8/2022 the Juvenile Court stated it had no records of my requests.

- On 11/9/2022 the County Counsel directed to file the forms I was already in the process of filing and had filed.

- On 11/17/2022 I resubmitted the petitions to the Court.

- On 1/24/2023 I resubmitted the petitions again.

- On 3/7/2023 I resubmitted the petitions again.

- On 3/20/2023 the Court responded that they had found no records.

I thereafter also included on 3/20/2023 copies of documents and sent them to the Court of Appeals, 4th Dist, Div 2 to alert them.

They denied my "writ of mandate" as they labeled it.

I ask the California Supreme Court for a review that was denied.

REASONS FOR GRANTING THE PETITION

This petition should be granted because equity is not being acknowledged. I have as a pro se inmate (indigent at times) followed all the policies layed out by the the court rules and state law. I followed what the County Counsel directed me to do and got nowhere.

It has taken a year desperately trying to get records only to be ignored because I am an inmate. As a free person I would have surely reached a different result.

Where else around our country do courts simply ignore inmates for simple, straight forward requests. Even when using pre-printed court forms!

The courts wisdom could do a lot to address this inequality of how petitions are received or ignored.

Thank you .

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

M. G.

Date: 9/18/2023